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COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal

Session 1925 — 126th of the General Assembly

Vol. 8. HARRISBURG, PA., TUESDAY, JANUARY 6, 1925. No. 1.

## SENATE.

### TUESDAY, JANUARY 6, 1925, 12 O'CLOCK M.

This being the day and hour fixed by the Constitution for the meeting of the General Assembly, the members of the Senate, together with the Senators-elect chosen at the last general election held on November 4, 1924, assembled in the Senate Chamber.

The PRESIDENT (Lieutenant-Governor David J. Davis) called the Senate to order at 12 o'clock noon.

### PRAYER.

The Chaplain, Rev. Edward S. Ninde, offered the following prayer:

Almighty God: At this opening session of our State Senate, we pause, with bowed heads, to invoke Thy divine favor. Thou art the Maker and the Ruler of nations; without Thine aid we are helpless. We thank Thee that we are Americans, that we live in this great land and in this wonderful age. May Thy blessing rest upon our country, upon the President of the United States, and all his advisers. And do Thou bless our beloved Commonwealth. Be with our Governor and grant him wisdom and strength to perform every duty that devolves upon him. Be with our Lieutenant-Governor, and the President pro tempore of this body. And do Thou especially bless these Senators. Some of them have held office for several years, and others are new; but all of them will need Thy leading. The welfare of nine million people is in a measure committed to their watchcare. Through all these coming days, help the Senators in a high-minded and wise and patriotic spirit, to so legislate that the greatest good shall come to the greatest number, and that the name of God shall be honored and glorified. These things we ask for the sake of Jesus Christ, our Lord and Master. Amen.

### PRESENTATION OF RETURNS OF ELECTION OF SENATORS.

The Secretary of the Commonwealth being introduced, stated that pursuant to the provisions of the 87th Section of the Act of July 2, 1839, entitled "An Act relative to elections in this Commonwealth", he presented to the Senate the returns of the election for Senators on November 4, 1924, and the returns of the general election for State Treasurer and Auditor General, held on November 4, 1924, which were laid upon the table.

### OPENING OF RETURNS.

Mr. EINSTEIN. Mr. President, I move that the Clerk proceed to open and read the returns presented.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to and the said returns were opened and read as follows:

### SENATORS IN THE GENERAL ASSEMBLY, 1924.

#### FIRST DISTRICT.

| | Flora M. Vare, R. | Edward A. Conwell, D. | Isador Tomar, S. |
|---|---|---|---|
| Philadelphia county (part) ..... | 44,288 | 6,334 | 3,113 |

Mrs. Vare's majority, 34,841.

#### THIRD DISTRICT.

| | William J. McNichol, R. | James P. Cummiskey, D. | Ernest Petschke, S. |
|---|---|---|---|
| Philadelphia county (part) ..... | 26,542 | 2,238 | 799 |

McNichol's majority, 23,505.

#### FIFTH DISTRICT.

| | Max Aron, R. | Norris Wilson Campbell, D. | Clarence Woorner, S. | Godfrey Sterner, P. | Edward Heera, Prog. |
|---|---|---|---|---|---|
| Philadelphia county (part) | 30,839 | 4,938 | 2,090 | 131 | 212 |

Aron's majority, 23,468.

#### SEVENTH DISTRICT.

| | Augustus F. Daix, Jr., R. | William L. Walsh, D. |
|---|---|---|
| Philadelphia county (part) ..... | 36,086 | 7,6[illegible] |

Daix's majority, 25,678.

## NINTH DISTRICT.

| | Albert Dutton MacDade, R. | Harvey T. Ogden, D. | Harvey T. Ogden, Prog. | Albin J. Vernon, S. | Charles W. Conklin, P. |
|---|---|---|---|---|---|
| Delaware county ..... | 41,100 | 6,734 | 508 | 1,094 | 468 |

MacDade's majority, 32,296.

## ELEVENTH DISTRICT.

| | James E. Norton, R. | Edward J. Morris, D. | Jacob D. Reber, S. |
|---|---|---|---|
| Berks county ..... | 28,694 | 18,030 | 5,351 |

Norton's majority, 5,313.

## THIRTEENTH DISTRICT.

| | John G. Homsher, R. | S. Edward Gable, D. | S. Edward Gable, Ind. | S. Edward Gable L. | William Brinkman. |
|---|---|---|---|---|---|
| Lancaster county (part) | 23,515 | 7,888 | 7,796 | 491 | 1 |

Homsher's majority, 7,339.

## FIFTEENTH DISTRICT.

| | William H. Earnest, R. | John A. Marshall, D. | John A. Marshall, P. | Charles Boeckler, S. | Scattering. |
|---|---|---|---|---|---|
| Dauphin county ..... | 26,452 | 11,097 | 1,297 | 698 | 5 |

Earnest's majority, 13,355.

## SEVENTEENTH DISTRICT.

| | William C. Freeman, R. | Guy Kurtz Bard, D. | Guy Kurtz Bard. | Guy Kurtz Bard, Ind. | Guy Kurtz Bard, L. |
|---|---|---|---|---|---|
| aster county (part) | 11,560 | 3,238 | ..... | 3,062 | 178 |
| ion county ..... | 9,269 | 2,521 | 4 | 161 | 391 |
| tal ..... | 20,829 | 5,759 | 4 | 3,223 | 569 |

majority, 1[illegible],274.

## NINETEENTH DISTRICT.

| | T. Lawrence Eyre, R. | Granville L. Rettew, D. | Truman D. Wade, P. | Truman D. Wade. | Scattering. |
|---|---|---|---|---|---|
| Chester county ..... | 18,964 | 7,862 | 1,514 | 1 | 2 |

Eyre's majority, 9,585.

## TWENTY-FIRST DISTRICT.

| | P. F. Joyce, R. | P. F. Joyce, D. | P. F. Joyce, S. | Harry T. Butts, P. |
|---|---|---|---|---|
| Luzerne county (part) ..... | 20,013 | 13,725 | 1,526 | 4,078 |

Joyce's majority, 31,186.

## TWENTY-THIRD DISTRICT.

| | Frederick T. Gelder, R. | Frederick T. Gelder, P. | Galusha G. Rought, P. |
|---|---|---|---|
| Bradford county ..... | 10,968 | 315 | 3,207 |
| Susquehanna county ..... | 6,800 | 166 | 3,079 |
| Wyoming county ..... | 2,556 | 89 | 1,977 |
| Total ..... | 20,324 | 570 | 8,254 |

Gelder's majority, 12,640.

## TWENTY-FIFTH DISTRICT.

| | Frank E. Baldwin, R. | James G. Paul, D. | James G. Paul, P. | Arthur Conner, S. |
|---|---|---|---|---|
| McKean county ..... | 7,822 | 3,097 | 1,134 | 308 |
| Potter county ..... | 3,540 | 1,842 | 245 | 153 |
| Tioga county ..... | 7,450 | 1,696 | 433 | 109 |
| Total ..... | 18,812 | 6,635 | 1,812 | 570 |

Baldwin's majority, 9,795.

## TWENTY-SEVENTH DISTRICT.

| | Charles Steel, R. | Charles Steel, P. | D. Webster Shipman, D. | D. Webster Shipman, S. | D. Webster Shipman, L. |
|---|---|---|---|---|---|
| Northumberland county | 17,830 | 440 | 8,271 | 1,327 | 2,331 |
| Snyder county ..... | 3,008 | 33 | 936 | 66 | 59 |
| Union county ..... | 3,680 | 101 | 1,132 | 52 | 60 |
| Total ..... | 24,518 | 574 | 10,339 | 1,445 | 2,450 |

Steele's majority, 10,858.

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## TWENTY-NINTH DISTRICT.

| | Robert D. Heaton, R. | Carby J. Stack, D. | T. E. Clark, S. |
|---|---|---|---|
| Schuylkill county | 35,892 | 13,598 | 1,252 |

Heaton's majority, 21,042.

## THIRTY-FIRST DISTRICT.

| | Frederick W. Culbertson, R. | Frederick W. Culbertson, P. | Scott S. Leiby, D. | Scott S. Leiby, L. | Charles L. Johnson. |
|---|---|---|---|---|---|
| Cumberland county | 8,955 | 274 | 8,782 | 610 | ..... |
| Juniata county | 1,979 | 20 | 1,540 | 86 | ..... |
| Mifflin county | 4,098 | 65 | 2,509 | 139 | ..... |
| Perry county | 3,703 | 19 | 3,237 | 117 | 7 |
| Total | 18,735 | 378 | 16,068 | 952 | 1 |

Culbertson's majority, 2,092.

## THIRTY-THIRD DISTRICT.

| | Norman L. Bonbrake, R. | Daniel M. Sheely, D. | Edward Long, S. | D. Edward Long, P. |
|---|---|---|---|---|
| Adams county | 5,029 | 5,479 | 104 | 55 |
| Franklin county | 9,644 | 6,071 | 216 | 248 |
| Total, | 14,673 | 11,550 | 320 | 303 |

Bonbrake's majority, 2,500.

## THIRTY-FIFTH DISTRICT.

| | Charles Leventry, R. | Charles Leventry, S. | Charles Leventry, P. | Herman E. Baumer, D. | Herman E. Baumer, L. |
|---|---|---|---|---|---|
| Cambria county | 21,863 | 656 | 257 | 17,239 | 6,745 |

Baumer's majority, 1,208.

## THIRTY-SEVENTH DISTRICT

| | Walter S. Blaisdell, R. | Wm. M. Carter, D. | Charles Allen, S. | Lee S. North, P. | W. S. Blaisdell. | Scattering. |
|---|---|---|---|---|---|---|
| Indiana county | 6,597 | 1,293 | 580 | 8,434 | 6 | 3 |
| Jefferson county | 7,530 | 1,644 | 346 | 6,277 | ..... | ..... |
| Total | 14,127 | 2,937 | 926 | 14,711 | 6 | 3 |

North's plurality, 584.

## THIRTY-NINTH DISTRICT.

| | John E. Kunkle, R. | John E. Kunkle, D. | Bertha S. Haney, S. | William Lewis Henry, P. | Harry Eckard, L. |
|---|---|---|---|---|---|
| Westmoreland county | 35,663 | 9,333 | 3,567 | 1,715 | 6,718 |

Kunkle's majority, 32,996.

## FORTY-FIRST DISTRICT.

| | Howard I. Painter, R | Howard I. Painter, S | Howard I. Painter, P. | Roy A. Beck, D. | Roy A. Beck. |
|---|---|---|---|---|---|
| Armstrong county | 10,792 | 433 | 330 | 3,185 | ..... |
| Butler county | 12,773 | 498 | 462 | 3,610 | 1 |
| Total | 23,565 | 931 | 792 | 6,795 | 1 |

Painter's majority, 18,492.

## FORTY-THIRD DISTRICT.

| | James J. Coyne, R. | James J. Coyne, L. | Charles F. Ebeck, D. | Julius Weisberg, S. | James Coyne, Prog. |
|---|---|---|---|---|---|
| Allegheny county (part) | 17,051 | 5,792 | 3,238 | 886 | 321 |

Coyne's majority, 19,040.

## FORTY-FIFTH DISTRICT.

| | John P. Harris, R. | John P. Harris, S. | John P. Harris, L. | Augustine A. Harney, D. | Ross J. Thomas, P. | Ross J. Thomas, Prog. |
|---|---|---|---|---|---|---|
| Allegheny county (part) | 29,235 | 1,986 | 9,634 | 3,806 | 5,528 | 2,168 |

Harris' majority, 29,353.

## FORTY-SEVENTH DISTRICT.

| | George T. Weingartner, R. | G. B. Hart, D. | R. A. Plymton, S. | David J. Jones, P. | Scattering. |
|---|---|---|---|---|---|
| Beaver county | 16,147 | 3,614 | 1,011 | 930 | 2 |
| Lawrence county | 11,582 | 2,519 | 822 | 1,614 | ..... |
| Total | 27,729 | 6,133 | 1,833 | 2,544 | 3 |

Weingartner's majority, 17,216.

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FORTY-NINTH DISTRICT.

| | Marvin E. Griswold, R. | Marvin E. Griswold, D. | Marvin E. Griswold, S. | William J. Willert, P. |
|---|---|---|---|---|
| Erie county ..... | 18,630 | 3,800 | 1,135 | 2,104 |

Griswold's majority, 21,461.

Whereupon the following named persons were declared duly elected Senators in the General Assembly of the Commonwealth of Pennsylvania, viz:

First District—Flora M. Vare.
Third District—William J. McNichol.
Fifth District—Max Aron.
Seventh District—Augustus F. Daix, Jr.
Ninth District—Albert Dutton MacDade.
Eleventh District—James E. Norton.
Thirteenth District—John G. Homsher.
Fifteenth District—William H. Earnest.
Seventeenth District—William C. Freeman.
Nineteenth District—T. Lawrence Eyre.
Twenty-first District—P. F. Joyce.
Twenty-third District—Frederick T. Gelder.
Twenty-fifth District—Frank E. Baldwin.
Twenty-seventh District—Charles Steele.
Twenty-ninth District—Robert D. Heaton.
Thirty-first District—Frederick W. Culbertson.
Thirty-third District—Norman L. Bonbrake.
Thirty-fifth District—Herman E. Baumer.
Thirty-seventh District—Lee S. North.
Thirty-ninth District—John E. Kunkle.
Forty-first District—Howard I. Painter.
Forty-third District—James J. Coyne.
Forty-fifth District—John P. Harris.
Forty-seventh District—George T. Weingartner.
Forty-ninth District—Marvin E. Griswold.

ADMINISTRATION OF OATH OF OFFICE TO SENATORS-ELECT.

The PRESIDENT. The newly elected Senators will present themselves before the bar of the Senate, where the oath of office, as required by law, will be administered to them by the Honorable John E. Fox, Additional Law Judge of the Twelfth Judicial District.

The oath of office was then administered to the Senators-elect.

ROLL CALL.

The PRESIDENT. The Chief Clerk will call the roll.

The Chief Clerk called the roll and the following Senators were present:

First District—Flora M. Vare.
Second District—Samuel W. Salus.
Third District—William J. McNichol.
Fifth District—Max Aron.
Seventh District—Augustus F. Daix, Jr.
Eighth District—Thaddeus S. Krause.
Ninth District—Albert Dutton MacDade.
Tenth District—Clarence J. Buckman.
Eleventh District—James E. Norton.
Thirteenth District—John G. Homsher.
Fourteenth District—Harvey Huffman.
Fifteenth District—William H. Earnest.
Sixteenth District—Horace W. Schantz.
Seventeenth District—William C. Freeman.
Eig[illegible]h District—Harry D. Kutz.
Tw[illegible] District—Asa K. DeWitt.
[illegible] District—P. F. Joyce.
[illegible]—Al[illegible]

Twenty-third District—Frederick T. Gelder.
Twenty-fourth District—Charles W. Sones.
Twenty-fifth District—Frank E. Baldwin.
Twenty-seventh District—Charles Steele.
Twenty-eighth District—Henry E. Lanius.
Twenty-ninth District—Robert D. Heaton.
Thirtieth District—Plymouth W. Snyder.
Thirty-first District—Frederick W. Culbertson.
Thirty-second District—Guy W. Brown.
Thirty-third District—Norman L. Bonbrake.
Thirty-fourth District—William I. Betts.
Thirty-fifth District—Herman E. Baumer.
Thirty-sixth District—George W. Derrick.
Thirty-seventh District—Lee S. North.
Thirty-eighth District—M. G. Leslie.
Thirty-ninth District—John E. Kunkle.
Fortieth District—Cadwallader M. Barr.
Forty-first District—Howard I. Painter.
Forty-second District—Morris Einstein.
Forty-third District—James J. Coyne.
Forty-fourth District—William D. Mansfield.
Forty-fifth District—John P. Harris.
Forty-sixth District—George B. Sprowls.
Forty-seventh District—George T. Weingartner.
Forty-eighth District—Marshall L. Phipps.
Forty-ninth District—Marvin E. Griswold.
Fiftieth District—Frank P. Miller.

The PRESIDENT. Forty-five Senators having answered to their names, a quorum is present.

ABSENT.

Fourth District—Edward W. Patton.
Sixth District—George Woodward.
Twelfth District—Fletcher W. Stites.
Nineteenth District—T. Lawrence Eyre.
Twenty-sixth District—Richard S. Quigley.

LEAVES OF ABSENCE.

Mr. SALUS asked and obtained leave of absence for Mr. Patton on account of illness.

Mr. DAVIS asked and obtained leave of absence for Mr. Quigley.

Mr. BARR asked and obtained leave of absence for Mr. Stites.

Mr. MacDADE asked for and obtained leave of absence for Mr. Eyre.

Mr. SALUS asked and obtained leave of absence for Mr. Woodward.

ELECTION OF PRESIDENT PRO TEMPORE.

Mr. BUCKMAN. Mr. President, I move that the Senate do now proceed to the election of one of its members to serve as President pro tempore of the Senate for the legislative session of 1925.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

Mr. BUCKMAN. Mr. President, I am directed by the caucus of the Republican members of the Senate to place in nomination for the office of President pro tempore of the Senate the Senator from Lancaster, the Honorable John G. Homsher.

Mr. SONES. Mr. President, I am directed by the caucus of the Democratic members of the Senate to place in nomination for the office of President pro tempore of the Senate the Senator from Monroe, the Honorable Harvey Huffman.

Mr. BUCKMAN. Mr. President, I move that the nominations close.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The roll will be called by the Chief Clerk, and the Clerks of the Senate will act as tellers.

The roll was then called and resulted as follows:

FOR MR. HOMSHER.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Joyce, | Norton, |
| Baldwin, | Earnest, | Krause, | Painter, |
| Barr, | Einstein, | Kunkle, | Phipps, |
| Bonbrake, | Freeman, | Leslie, | Salus, |
| Brown, | Gelder, | MacDade, | Schantz, |
| Buckman, | Griswold, | Mansfield, | Snyder, |
| Coyne, | Harris, | McNichol, | Steele, |
| Culbertson, | Heaton, | Miller, | Vare, |
| Daix, | Huffman, | North, | Weingartner, |
| Davis, | | | |

FOR MR. HUFFMAN.

| | | | |
|---|---|---|---|
| Baumer, | DeWitt, | Kutz, | Sones, |
| Betts, | Homsher, | Lanius, | Sprowls, |

The PRESIDENT. The Clerks agree in their tally. The Honorable John G. Homsher, having received thirty-seven votes, and the Honorable Harvey Huffman eight votes, I declare that the Honorable John G. Homsher, has been duly elected President pro tempore of the Senate for the session of 1925, and appoint the Senator from Bucks, Mr. Buckman, and the Senator from Monroe, Mr. Huffman, a committee to escort the President pro tempore-elect to the bar of the Senate to take the oath of office.

Mr. BUCKMAN. Mr. President, your Committee has the honor of presenting the President pro tempore-elect of the Senate, the Honorable John G. Homsher, prepared to take the oath of office.

## ADMINISTRATION OF OATH TO PRESIDENT PRO TEMPORE.

The PRESIDENT. The oath of office will be administered to the newly elected President pro tempore by the Honorable William M. Hargest, President Judge of the Twelfth Judicial District.

The oath was accordingly administered.

The PRESIDENT. It gives me great pleasure to present to the Senate your newly elected President pro tempore for the session of 1925, the Honorable John G. Homsher.

## ADDRESS OF PRESIDENT PRO TEMPORE.

Mr. HOMSHER. Mr. President, Senators of Pennsylvania: I accept the honor you have conferred upon me with a deep sense of gratitude for your confidence and of the responsibilities that lie before us all. Along with the members of the House, we are the direct representatives of the people, sent here by their high command expressed at the polls to do "The Thing That is Truly Wise and Just." The principles of representative government are as firmly fixed in the estimation of the people of Pennsylvania as is that excerpt from the "Holy Experiment" of Penn, inscribed in rock-bound letters around the dome of our capitol. All of the sculpture and paintings that adorn the walls of this mighty edifice are symbolic of the spirit of good will to men and of the principles of representative government.

We cannot delegate our powers, nor shift our responsibility. The Constitution thus rigidly and rightfully preserves the essence of representative government by fixing every mandate as one of law and not of men. The legislature is responsible for all the agencies of government.

Each recurring meeting of the legislature brings its own problems. Just now the unmistakable demand of the times is for economy and efficiency. Taxation has reached a point that calls for relief rather than augmentation. Surely the obligations and costs of government should not grow faster than the increase of population and taxable property to bear it without being unduly burdensome.

Much depends upon the wisdom which we can apply to the work before us. I have confidence in your ability to meet wisely all its problems. It shall be my utmost endeavor to promote the fullest consideration and expression on all subjects, and I hope that I may be able to so act as to deserve the confidence you have reposed in me.

## AUTHORIZING APPOINTMENT OF COMMITTEES.

Mr. DAIX offered the following resolution, which was twice read, considered and agreed to:

Resolved, That the President pro tempore of the Senate be authorized to appoint all special and standing committees of the Senate, and shall be ex-officio a member of all special and standing committees.

## NOTIFICATION TO THE HOUSE.

Mr. MacDADE offered the following resolution which was twice read, considered and agreed to:

Resolved, That a committee of two be appointed to notify the House of Representatives that the Senate is duly organized and ready to proceed with its business.

The PRESIDENT. The Chair appoints as said committee, the Senator from Delaware, Mr. MacDade, and the Senator from Luzerne, Mr. DeWitt.

## NOTIFICATION TO THE GOVERNOR.

Mr. SNYDER offered the following resolution, which was twice read, considered and agreed to:

Resolved, That a committee of three be appointed to act in conjunction with a similar committee on the part of the House of Representatives (if the House of Representatives shall appoint such committee) to wait on his Excellency, the Governor, and inform him that the General Assembly is organized and ready to receive any communications he may be pleased to make.

The PRESIDENT. The Chair appoints as said Committee the Senator from Blair, Mr. Snyder, the Senator from Bedford, Mr. Derrick, and the Senator from York, Mr. Lanius.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

## WHEN BILLS AND JOINT RESOLUTIONS MAY BE INTRODUCED.

Mr. MILLER offered the following resolution, which was twice read, considered and agreed to:

Resolved, That no bills or joint resolutions shall be presented in the Senate until after the appointment of the standing committees of the Senate.

## ADOPTION OF RULES.

Mr. NORTON offered the following resolution, which was twice read, considered and agreed to:

Resolved, That the standing rules of the Senate during the session of one thousand nine hundred and twenty-three be adopted for the government of the Senate at the present session.

## POSTAGE ON LEGISLATIVE JOURNAL.

Mr. STEELE offered the following resolution, which was twice read, considered and agreed to:

Whereas, The Post Office Department has decided that the Legislative Journal must be third class matter and has

so instructed the Postmaster at Harrisburg, Therefore, be it

Resolved (if the House of Representatives concur), That the Chief Clerks of the Senate and House of Representatives be directed to make arrangements for the necessary postage so that the Legislative Journal may be mailed according to the requirements of the Post Office Department, and that the payment of the postage for the Legislative Journal, also for the bills, calendars and histories be provided for in the appropriation bill.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

PRINTING OF GOVERNOR'S APPOINTMENTS.

Mr. HARRIS offered the following resolution, which was twice read, considered and agreed to:

Resolved, That the list of appointments which may be sent to the Senate by the Governor, as having been made during the recess, be printed for the use of the Senate under the direction of the Chief Clerk.

THANKING JUDGES HARGEST AND FOX FOR ADMINISTERING OATHS.

Mr. EARNEST offered the following resolution, which was twice read, considered and agreed to:

Resolved, That the thanks of the Senate are hereby tendered to Honorable William M. Hargest, President Judge of the Twelfth Judicial District, and Honorable John E. Fox, Additional Law Judge Twelfth Judicial District for their services in qualifying the newly elected Senators and President pro tempore.

JOINT CONVENTION TO COMPUTE AND COUNT VOTE FOR STATE TREASURER AND AUDITOR GENERAL.

Mr. LESLIE offered the following resolution, which was twice read, considered and agreed to:

Resolved, (if the House of Representatives concur), That the Senate and House of Representatives will meet in joint convention Tuesday, January sixth, at two-thirty o'clock P. M., for the purpose of witnessing the opening, computing and counting the vote for Auditor General and State Treasurer, and that Mr. Daix, of Philadelphia County, be appointed teller on the part of the Senate.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

PRESENTATIONS OF PETITIONS, MEMORIALS AND REMONSTRANCES.

Mr. JOYCE offered the following resolution, which was twice read, considered and agreed to:

Resolved, That all petitions, memorials and remonstrances be presented by handing the same to the Chief Clerk, properly endorsed with the date thereon, in accordance with the practice of the last session.

OFFICERS OF THE SENATE.

Mr. BALDWIN offered the following resolution, which was twice read, considered and agreed to:

Resolved, That the following persons be elected officers of the Senate, as is provided for by Act of Assembly:

SECRETARY.

W. Harry Baker, Harrisburg, Dauphin County.

CHIEF CLERK.

William P. Gallagher, Wilkes-Barre, Luzerne County.

SENATE LIBRARIAN.

Herman P. Miller, Harrisburg, Dauphin County.

The PRESIDENT. I therefore declare the following named persons as officers of the Senate: W. Harry Baker, of Harrisburg, Dauphin County, Secretary of the Senate; William P. Gallagher, of Wilkes-Barre, Luzerne County, Chief Clerk, and Herman P. Miller, of Harrisburg, Dauphin County, Librarian of the Senate.

FINAL ADJOURMENT.

Mr. BUCKMAN, offered the following resolution, which was twice read, considered and agreed to:

Resolved (if the House of Representatives concur), That the General Assembly of the Session of 1925 adjourn sine die, on Thursday, April 16, 1925 at twelve o'clock, noon.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

TIME OF NEXT MEETING.

Mrs. VARE, offered the following resolution, which was twice read, considered and agreed to:

Resolved, (if the House of Representatives concur), That when the Legislature adjourns today it reconvene on Monday evening, January 19, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

PERMISSION GIVEN TO PENNSYLVANIA BAKERS ASSOCIATION TO USE SENATE CAUCUS ROOM FOR MIDYEAR CONFERENCE.

Mr. CULBERTSON, offered the following resolution, which was twice read, considered and agreed to:

In the Senate, January 6, 1925.

Resolved, That the consent of the Senate of Pennsylvania, is hereby given to the Pennsylvania Bakers Association to meet and hold its midyear conference in the Senate Caucus Room on January 12th and 13th, 1925.

RECESS.

Mr. BUCKMAN. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS.

The PRESIDENT. The time for recess having elapsed the Senate will be in order.

NOTIFICATION FROM HOUSE.

Messrs. Marcus, Heffernan and Alexander a Committee of the House of Representatives, being introduced, informed the Senate that the House is duly organized and ready to proceed with business, and were extended the thanks of the Senate.

REPORT OF COMMITTEE TO WAIT UPON THE GOVERNOR.

Mr. SNYDER. Mr. President, the Committee appointed by the Senate to act in conjunction with a similar committee of the House of Representatives to inform the Governor that the General Assembly is organized and ready to receive any communications he might be pleased to make, has performed its duty, and the Governor has informed the Committee that he will submit communications in writing and would like to meet in joint session the Senators and Members of the House to-day.

The PRESIDENT. The Committee is discharged with the thanks of the Senate.

REPORT OF COMMITTEE OF NOTIFICATION TO THE HOUSE.

Mr. MacDADE. Mr. President, the Committee appointed by the Senate to notify the House of Representatives that the Senate is duly organized and ready to proceed with its business, desires to report that it has performed that duty.

The PRESIDENT. The Committee is discharged with the thanks of the Senate.

## HOUSE MESSAGES.

### NOTIFICATION TO THE GOVERNOR.

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate, as follows:

Resolved, That a committee of three be appointed to act in conjunction with a similar committee on the part of the House of Representatives (if the House of Representatives shall appoint such committee) to wait on his Excellency, the Governor, and inform him that the General Assembly is organized and ready to receive any communications he may be pleased to make.

And has appointed Messrs. Goodnough, Schilling and Long, as such Committee on the part of the House of Representatives.

### POSTAGE ON LEGISLATIVE JOURNAL.

He also informed the Senate that the House has concurred in resolution from the Senate, as follows:

Whereas, The Post Office Department has decided that the Legislative Journal must be third class matter and has so instructed the Postmaster at Harrisburg, Therefore, be it

Resolved (if the House of Representatives concur), That the Chief Clerks of the Senate and House of Representatives be directed to make arrangements for the necessary postage so that the Legislative Journal may be mailed according to the requirements of the Post Office Department, and that the payment of the postage for the Legislative Journal, also for the bills, calendars and histories be provided for in the appropriation bill.

### TIME OF NEXT MEETING.

He also informed the Senate that the House has concurred in resolution from the Senate, as follows:

Resolved, (if the House of Representatives concur), That when the Legislature adjourns today it reconvene on Monday evening, January 19, at nine o'clock.

### JOINT CONVENTION TO COMPUTE AND COUNT VOTE FOR STATE TREASURER AND AUDITOR GENERAL.

He also informed the Senate that the House has concurred in resolution from the Senate, as follows:

Resolved, (if the House of Representatives concur), That the Senate and House of Representatives will meet in joint convention Tuesday, January sixth, at 2:30 o'clock P. M., for the purpose of witnessing the opening, computing and counting the vote for Auditor and State Treasurer, and that Mr. Daix, of Philadelphia County, be appointed teller on the part of the Senate.

And has appointed as teller on the part of the House of Representatives Mr. George W. Williams.

### FINAL ADJOURMENT.

He also informed the Senate that the House has concurred in resolution from the Senate, as follows:

Resolved, (if the House of Representatives concur), That the General Assembly of the Session of 1925 adjourn sine die, on Thursday April 16, 1925, at twelve o'clock noon.

### JOINT SESSION.

He also presented for concurrence extract from the Journal of the House, which was twice read as follows, considered and agreed to:

In the House of Representatives, January 6, 1925.

Resolved, (if the Senate concur), That a joint meeting of the House and Senate be held on January 6, 1925, at 3 P. M. for the purpose of hearing the Governor's Message, counting the votes for Auditor General and State Treasurer, and for the election of a Director of the Legislative Reference Bureau, as provided by the Act of May Seventh, 1923.

Ordered, That the Clerk inform the House of Representatives accordingly.

### NOMINATIONS BY THE GOVERNOR.

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

REASONS FOR PARDONS GRANTED BY THE GOVERNOR FROM JANUARY 1, 1923, TO JANUARY 1, 1925.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 6, 1925.

To the Honorable, the Senate and House of Representatives of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law I have the honor to present the reasons for pardons granted by me from January 1, 1923, to January 1, 1925.

Respectfully yours,
GIFFORD PINCHOT.

(For reasons see Appendix)

ACTS OF GENERAL ASSEMBLY APPROVED AFTER FINAL ADJOURNMENT OF LEGISLATURE ON JUNE 14, 1923.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 6, 1925.

To the Honorable, the Senate and House of Representatives of the Commonwealth of Pennsylvania.

Gentlemen: The following Acts of the General Assembly, passed during the session of 1923, were approved and signed by me within the thirty days after the final adjournment of the Legislature on the fourteenth day of June, A. D. 1923, viz:

GIFFORD PINCHOT.

(For Acts see Appendix)

COMMUNICATION TRANSMITTING PROPOSED AMENDMENT TO FEDERAL CONSTITUTION RELATIVE TO CHILD LABOR.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 6, 1925.

To the Honorable, the Senate and House of Representatives of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: I have the honor to transmit to you for such action as you may be pleased to take thereon, a copy of a Joint Resolution passed on June 2, 1924, proposing an amendment to the Constitution of the United States which shall give the Congress the power to limit, regulate, and prohibit the labor of persons under eighteen years of age.

GIFFORD PINCHOT.

UNITED STATES OF AMERICA DEPARTMENT OF STATE.

To all to whom these presents shall come, Greeting:

I Certify that the copy hereto attached is a true copy of a Resolution of Congress, entitled "Joint Resolution Proposing

an amendment to the Constitution of the United States," the original of which is on file in this Department.

In testimony whereof I, Charles E. Hughes, Secretary of State, have hereunto caused the Seal of the Department of State to be affixed and my name subscribed by the Chief Clerk of the said Department, at the City of Washington, this sixth day of June, 1924.

CHARLES E. HUGHES,
Secretary of State.

By EDWIN C. WILSON,
Chief Clerk.

Sixty-eighth Congress of the United States of America At the First Session, Begun and held at the City of Washington on Monday, the third day of December, one thousand nine hundred and twenty-three.

JOINT RESOLUTION.

Proposing an amendment to the Constitution of the United States.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled (two-thirds of each House concurring therein), That the following article is proposed as an amendment to the Constitution of the United States, which, when ratified by the Legislatures of three-fourths of the several States, shall be valid to all intents and purposes as a part of the Constitution:

"Article—

"Section 1. The Congress shall have power to limit, regulate, and prohibit the labor of persons under eighteen years of age.

"Sec. 2. The power of the several States is unimpaired by this article except that the operation of State laws shall be suspended to the extent necessary to give effect to legislation enacted by the Congress."

F. H. GILLETT,
Speaker of the House of Representatives.

ALBERT B. CUMMINS,
President pro tempore of the Senate.

I certify that this Joint Resolution originated in the House of Representatives.

WM. TYLER PAGE,
Clerk.

The PRESIDENT. If there is no objection this matter be received and referred to the Committee on Judiciary Special when and as appointed.

Mr. BARR. Mr. President, does the ruling of the Chair on the disposition of the amendment to the Constitution mean that the bill will be referred to the Committee on Judiciary Special without any further consideration of the bill, when and as the committees are appointed?

The PRESIDENT. The Chair informs the Senator from Allegheny, Mr. Barr, that this is only a communication. It is not a bill, it is a communication from the Governor with reference to some legislation which the Chair understands is desired. Just to what committee the bill, if and when a bill is properly presented, of course, it is impossible to say at this time.

Mr. BARR. Mr. President, as I understand the inquiry comes from the Secretary of State to the Governor of the State, and that the transmission that has been made here this morning would be passed to the Committee on Judiciary Special, and that it is a part and parcel of the bill that may be presented by a Senator for the consideration of this Senate.

The PRESIDENT. The Chair informs the Senator from Allegheny, Mr. Barr, that he is correct.

Mr. BARR. Mr. President, that is why I made the inquiry. I would ask that no disposition of the communication be made until such time as the committees have been appointed and the Senate has given full consideration to the disposition it wishes to make of the matter, because it is a very vital question, in my opinion.

The PRESIDENT. The Chair will withdraw the ruling and the communication will lie on the table until the time comes to have it referred properly.

NOMINATIONS BY THE GOVERNOR.

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

NOTARIES PUBLIC.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 6, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

ALLEGHENY COUNTY.

Jno. W. Cunningham, Pittsburgh, January 21, 1925.
J. C. McCormick, Jr., Pittsburgh, January 22, 1925.

BLAIR COUNTY.

Patrick J. Ryder, Juniata, January 22, 1925.
Robert W. Smith, Hollidaysburg, January 7, 1925.

CLEARFIELD COUNTY.

James W. Ruffner, Madera, January 25, 1925.

CLINTON COUNTY.

Miss Myrtle D. Achuff, Lock Haven, January 22, 1925.

DAUPHIN COUNTY.

Elmer Balser, Harrisburg, January 29, 1925.

LANCASTER COUNTY.

Chas. S. Martin, Lancaster, January 22, 1925.

LUZERNE COUNTY.

Edward N. Noll, Wilkes-Barre, January 18, 1925.

PHILADELPHIA COUNTY.

Jas. S. Ashworth, Philadelphia, January 23, 1925.
J. Louis Barrick, Philadelphia, January 18, 1925.
Otto Kraus, Philadelphia, January 17, 1925.
Miss Edith P. MacKendrick, Philadelphia, January 17, 1925.
Forrest N. Magee, Philadelphia, January 17, 1925.
Francis R. Matlack, Philadelphia, January 22, 1925.
Charles J. Miller, Philadelphia, January 29, 1925.
Mrs. Le Boeuf Mitchell, Philadelphia, January 4, 1925.
Miss Mary Margaret Rich, Philadelphia, January 4, 1925.
W. Evans Smith, Philadelphia, January 21, 1925.
Edward J. Toole, Philadelphia, January 21, 1925.
Ray Wicker, Philadelphia, January 17, 1925.

SUSQUEHANNA COUNTY.

Mrs. Lena H. Tiffany, Hopbottom, January 17, 1925.

YORK COUNTY.

Jacob E. Weaver, York, January 22, 1925.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 6, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

ALLEGHENY COUNTY.

Morris Aronson, Pittsburgh, January 22, 1925.
John W. Bainbridge, Homestead, January 16, 1925.
Wm. H. Baumann, Pittsburgh, January 22, 1925.
Mrs. Dora F. Bayard, Pittsburgh, January 16, 1925.
H. R. Bigham, Carnegie, January 16, 1925.
William E. Bock, Jr., McKeesport, January 4, 1925.
Miss Rosena S. Butz, Dormont, January 16, 1925.
Owen S. Cecil, Pittsburgh, January 16, 1925.
Robert R. Chalmers, Blawnox, January 16, 1925.
Robt. J. Coyle, Jr., Pittsburgh, January 7, 1925.
L. K. Darbaker, Pittsburgh, January 3, 1925.
Miss Mary Deely, Pittsburgh, January 22, 1925.
Jacob Degenhardt, Mt. Oliver, January 16, 1925.
S. Foster Dickie, Pittsburgh, January 15, 1925.
Mrs. Myrtle H. Donaldson, Oakmont, January 21, 1925.
Daniel J. Dwyer, Pittsburgh, January 23, 1925.
F. D. Ecker, Pittsburgh, January 15, 1925.
J. M. Elias, Pittsburgh, January 7, 1925.
W. A. Feltyberger, Pittsburgh, January 16, 1925.
Anthony Florence, Carnegie, January 17, 1925.
Miss Irene K. Fuerst, New Kensington, January 17, 1925.
Miss Clara I. Houston, Beaver, January 22, 1925.
A. J. Hunter, Homestead, January 18, 1925.
Alex Jacobi, Pittsburgh, January 22, 1925.
D. O. Jones, Pittsburgh, January 21, 1925.
James F. Keough, Braddock, January 22, 1925.
Walter P. King, McKeesport, January 4, 1925.
C. C. Kohl, Pittsburgh, January 4, 1925.
Adam A. Lickenbaugh, Pittsburgh, January 22, 1925.
R. J. Macrory, Pittsburgh, January 16, 1925.
Mrs. G. V. Magee, Pittsburgh, January 4, 1925.
Myles McConnon, Homestead, January 22, 1925.
H. T. Morris, Pittsburgh, January 28, 1925.
Marion H. Murphy, Pittsburgh, January 15, 1925.
Howard Neely, Pittsburgh, January 21, 1925.
B. H. Pettes, Pittsburgh, January 21, 1925.
Mrs. Daisy M. Porter, North Braddock, January 17, 1925.
Miss M. L. Quinn, Pittsburgh, January 7, 1925.
Miss Margaret M. Reardon, Pittsburgh, January 4, 1925.
John Reinehr, Brackenridge, January 13, 1925.
Mrs. Rosena L. Rice, Pittsburgh, January 4, 1925.
Thomas H. Sankey, Carrick, January 22, 1925.
Miss Ida L. Sherrer, Pittsburgh, January 21, 1925.
Albert B. Smith, Pittsburgh, January 7, 1925.
Sion B. Smith, Pittsburgh, January 21, 1925.
Scott M. Stewart, McKeesport, January 23, 1925.
John F. Sweeny, Pittsburgh, January 21, 1925.
Leopold Takach, Pittsburgh, January 21, 1925.
Miss V. C. Von Hofen, Sewickley, January 21, 1925.
Louis F. Wentz, Pittsburgh, January 21, 1925.
R. F. Wertz, McKeesport, January 4, 1925.
Miss L. A. Wirth, Pittsburgh, January 4, 1925.
John A. Young, Pittsburgh, January 29, 1925.
Wm. J. Seiferth, Pittsburgh, January 19, 1925.

ARMSTRONG COUNTY.

Saverio Capano, Yatesboro, January 7, 1925.
Miss Fannie M. Kelly, Parkers Landing, January 4, 1925.

BEAVER COUNTY.

H. W. Hazen, New Brighton, January 4, 1925.
Chas. H. Kennedy, New Brighton, January 4, 1925.
Earl R. Leyda, Beaver Falls, January 16, 1925.

BERKS COUNTY.

Jerome B. Tompkins, Reading, January 19, 1925.
E. B. Welder, Reading, January 16, 1925.

BLAIR COUNTY.

Miss F. Marie Lynam, Altoona, January 4, 1925.
Miss Mary C. MacCormac, Altoona, January 17, 1925.
Kenneth B. Vaughn, Altoona, January 17, 1925.

BUCKS COUNTY.

J. Burton Stackhouse, Langhorne, January 21, 1925.

CAMBRIA COUNTY.

Max Polonsky, Cresson, January 4, 1925.

CARBON COUNTY.

Eugene Edelstein, Lansford, January 19, 1925.
George S. Matyas, Tresckow, January 17, 1925.
Raymond F. Smith, Palmerton, January 29, 1925.

CENTRE COUNTY.

George W. Zeigler, Phillipsburg, January 15, 1925.

CHESTER COUNTY.

Benjamin W. Haines, West Chester, January 7, 1925.
H. Stanley Witmer, Elverson, January 4, 1925.
Harry S. Woodward, Coatesville, January 7, 1925.

CLEARFIELD COUNTY.

Mrs. Inda Prowell, Burnside, January 4, 1925.

CRAWFORD COUNTY.

Miss Lulu M. Moran, Titusville, January 23, 1925.
Mrs. Leona M. Richmond, Meadville, January 16, 1925.

CUMBERLAND COUNTY.

Miss Ida G. Kast, Mechanicsburg, January 22, 1925.
Jas. L. Young, Mechanicsburg, January 16, 1925.

DAUPHIN COUNTY.

Miss Carrie E. Hummel, Hummelstown, January 22, 1925.
F. J. Schaffner, Hummelstown, January 22, 1925.
George W. Shultz, Halifax, January 22, 1925.
S. H. Zimmerman, Harrisburg, January 15, 1925.

DELAWARE COUNTY.

William B. Harvey, Chester, January 5, 1925.
Miss Helen M. Johnson, Crum Lyne, January 4, 1925.
William Guy Manley, Chester, January 4, 1925.

ERIE COUNTY.

C. R. Dench, Erie, January 15, 1925.
P. V. Gifford, Erie, January 16, 1925.
C. B. Hayes, Erie, January 30, 1925.
Clinton D. Higby, Erie, January 17, 1925.
Paul C. Robins, Erie, January 4, 1925.

FAYETTE COUNTY.

Ottis P. Powell, Uniontown, January 4, 1925.

FRANKLIN COUNTY.

Miss Elva M. Brown, Chambersburg, January 4, 1925.

GREENE COUNTY.

F. Albert Long, Mt. Morris, January 17, 1925.
John T. Silveus, Waynesburg, January 17, 1925.

INDIANA COUNTY.

Edgar B. McCormick, Cherry Tree, January 16, 1925.

JEFFERSON COUNTY.

George W. Fink, West Mahoning, January 16, 1925.
Ralph E. Mayes, Brookville, January 4, 1925.

LACKAWANNA COUNTY.

Aaron V. Bower, Scranton, January 7, 1925.
Harry Needle, Olyphant, January 17, 1925.
Redmond H. Roche, Scranton, January 3, 1925.

LAWRENCE COUNTY.

Mrs. Carrie E. Agnew, New Castle, January 4, 1925.
Chas. A. McCready, New Castle, January 22, 1925.

LEBANON COUNTY.

Thomas L. Becker, Sheridan, January 16, 1925.

LUZERNE COUNTY.

Robert J. Blair, Luzerne, January 22, 1925.
Mrs. Paith Bullard Innes, Wilkes-Barre, January 3, 1925.
Joseph H. Jones, Hazleton, January 7, 1925.
Lawrence B. Jones, Wilkes-Barre, January 7, 1925.
Oscar H. Lilley, Wilkes-Barre, January 7, 1925.

LYCOMING COUNTY.

Miss A. Louise Clinger, Williamsport, January 4, 1925.
Miss Anna B. Haines, Williamsport, January 7, 1925.
Elbert A. Porter, Williamsport, January 15, 1925.
Robert K. Reeder, Muncy, January 14, 1925.

McKEAN COUNTY.

Edward G. Charlton, Bradford, January 15, 1925.
F. J. Woods, Kane, January 28, 1925.

MERCER COUNTY.

Harold S. Bodamer, Sharon, January 4, 1925.
Miss Josephine E. Frew, Grove City, January 4, 1925.

MONTGOMERY COUNTY.

B. D. Alderfer, Souderton, January 7, 1925.
Paul M. Brooke, Enfield, January 22, 1925.
Samuel D. Conver, Lansdale, January 31, 1925.
Anson B. Evans, Norristown, January 20, 1925.
Edwin P. Gowals, Lansdale, January 4, 1925.
Harry D. Hiestand, Royersford, January 16, 1925.
Daniel S. Johnson, Norristown, January 5, 1925.

NORTHAMPTON COUNTY.

Henry D. Maxwell, Easton, January 22, 1925.
Miss Ellen G. Murphy, Bethlehem, January 31, 1925.
Miss Mary A. Transue, Bethlehem, January 16, 1925.

NORTHUMBERLAND COUNTY.

John Weiser Bassler, Sunbury, January 7, 1925.
Preston A. Vought, Mt. Carmel, January 30, 1925.

PHILADELPHIA COUNTY.

W. King Allen, Philadelphia, January 17, 1925.
James R. Anderson, Philadelphia, January 22, 1925.
Joseph M. Baker, Philadelphia, January 7, 1925.
Earle N. Barber, Philadelphia, January 17, 1925.
Rutherford S. Bates, Mount Airy, January 21, 1925.
Frederick W. Biddle, Philadelphia, January 17, 1925.
Harry Bower, Philadelphia, January 28, 1925.
Francis Brearly, Philadelphia, January 4, 1925.
H. L. Bright, Philadelphia, January 16, 1925.
Chas. H. Brooks, Philadelphia, January 22, 1925.
Sigmund Buchsbaum, Philadelphia, January 17, 1925.
William Buckley, Philadelphia, January 22, 1925.
Alphonsus P. Burchell, Philadelphia, January 22, 1925.
W. G. Burkholder, Philadelphia, January 17, 1925.
John L. Burns, Philadelphia, January 7, 1925.
Louis D. Gasner, Philadelphia, January 22, 1925.
Robert G. Clifton, Philadelphia, January 22, 1925.
Leon Cohen, Philadelphia, January 31, 1925.
Ernest E. Conrad, Philadelphia, January 17, 1925.
Rudolf Neff Corson, Philadelphia, January 17, 1925.
Richard Crankshaw, Jr., Philadelphia, January 18, 1925.
Harry E. Dankelmann, Philadelphia, January 22, 1925.
Robert J. Darrah, Philadelphia, January 17, 1925.
Aaron L. Deeter, Philadelphia, January 16, 1925.
Daniel C. D'Orazio, Philadelphia, January 31, 1925.
Wm. C. DuBois, Philadelphia, January 17, 1925.
Louis Du Hadway, Philadelphia, January 16, 1925.
Joseph Egendorf, Philadelphia, January 4, 1925.
Frank P. Felton, Jr., Philadelphia, January 4, 1925.
Miss Hettie E. Fisher, Philadelphia, January 19, 1925.
Frederick G. Fitt, Philadelphia, January 17, 1925.
Chas. S. Francis, Philadelphia, January 22, 1925.
Lovett Frescoln, Swarthmore, January 7, 1925.
D. Irvin Fulton, Philadelphia, January 23, 1925.
Charles G. Gartling, Philadelphia, January 22, 1925.
Edwin S. Gault, Philadelphia, January 22, 1925.
August J. Gelhard, Philadelphia, January 17, 1925.
Beauregard H. George, Philadelphia, January 4, 1925.
Stanley M. Getz, Philadelphia, January 2, 1925.
Cyrus S. Gorson, Philadelphia, January 4, 1925.
Henry Gross, Philadelphia, January 18, 1925.
Guernsey A. Hallowell, Philadelphia, January 7, 1925.
Miss Beatrice Hanford, Philadelphia, January 21, 1925.
Charles R. Heermann, Philadelphia, January 7, 1925.
John B. Henkels, Philadelphia, January 15, 1925.
William H. Hinkle, Philadelphia, January 4, 1925.
Clifford R. Hunt, Philadelphia, January 7, 1925.
Miss Helen M. Kane, Philadelphia, January 4, 1925.
Frederick J. King, Philadelphia, January 21, 1925.
Miss Marcy G. Maag, Philadelphia, January 4, 1925.
Thos. A. Mac Donald, Philadelphia, January 16, 1925.
Francis P. Malone, Philadelphia, January 7, 1925.
Miss Bertha Marx, Philadelphia, January 4, 1925.
Andrew B. Mascolo, Philadelphia, January 4, 1925.
Richard P. McCloskey, Philadelphia, January 30, 1925.
Miss Georgette A. Mergy, Philadelphia, January 31, 1925.
Alfonso J. Minnick, Philadelphia, January 21, 1925.
Howell S. Moore, Philadelphia, January 4, 1925.
Thomas A. Mullen, Philadelphia, January 21, 1925.
John J. Mullins, Philadelphia, January 22, 1925.
Joseph C. Murphey, Philadelphia, January 14, 1925.
Jesse G. Myers, Philadelphia, January 7, 1925.
Lyndell Myers, Philadelphia, January 15, 1925.
Charles L. Nace, Philadelphia, January 4, 1925.
Fred W. Neuber, Philadelphia, January 21, 1925.
Albert Niedelman, Philadelphia, January 21, 1925.
George E. Nitzsche, Philadelphia, January 18, 1925.
Price I. Patton, Philadelphia, January 22, 1925.
George F. Pommer, Philadelphia, January 7, 1925.
Jos. Allen Potts, Llanerch, January 16, 1925.
Julius B. Price, Jr., Philadelphia, January 22, 1925.
Daniel J. Rafferty, Philadelphia, January 21, 1925.
George A. Roeckle, Philadelphia, January 16, 1925.
Max. A. Rosenberg, Philadelphia, January 31, 1925.
Charles W. Rueter, Philadelphia, January 21, 1925.
Wm. H. Rueter, Philadelphia, January 21, 1925.
Alexander F. Russell, Philadelphia, January 22, 1925.
Le Roy Schoch, Philadelphia, January 21, 1925.
Paul L. Schumacher, Philadelphia, January 4, 1925.
Mrs. Virginia Seibert, Philadelphia, January 17, 1925.
David Shapiro, Philadelphia, January 17, 1925.
W. E. Shappell, Philadelphia, January 25, 1925.
John Stanzione, Philadelphia, January 4, 1925.
Edwin Stearne, Philadelphia, January 12, 1925.
Miss Marguerita G. Taffe, Philadelphia, January 17, 1925.
Walter K. Taylor, Philadelphia, January 4, 1925.
Adolph Timm, Philadelphia, January 4, 1925.
Wm. Wagner, Jr., Philadelphia, January 7, 1925.
Charles H. Weak, Philadelphia, January 22, 1925.
Alexander N. Wecht, Philadelphia, January 4, 1925.
Charles H. Weiss, Philadelphia, January 7, 1925.
Mrs. Evelyn M. Wilder, Philadelphia, January 7, 1925.
Thomas W. Wilkinson, Philadelphia, January 18, 1925.
James H. Wolfe, Philadelphia, January 7, 1925.
Edward C. Zellner, Philadelphia, January 6, 1925.

SCHUYLKILL COUNTY.

Louis E. Bruno, Kelayres, January 17, 1925.
Thomas Sullivan, Girardville, January 4, 1925.

SOMERSET COUNTY.

J. Clarence Dull, Hooversville, January 21, 1925.

VENANGO COUNTY.

Judson D. Trax, Oil City, January 29, 1925.

WARREN COUNTY.

George A. Thomson, Tidioute, January 31, 1925.

WASHINGTON COUNTY.

John Bryan, Monongahela, January 4, 1925.
J. J. Noroski, Donora, January 21, 1925.
Miss Lillian G. Spangler, Washington, January 17, 1925.
Joseph C. Spriggs, Washington, January 29, 1925.

WESTMORELAND COUNTY.

Calvin H. Dils, Monessen, January 23, 1925.
Michael Curto, Latrobe, January 22, 1925.
Ira H. Gress, Irwin, January 22, 1925.
George D. Hamor, New Kensington, January 7, 1925.
John J. Karabin, Greensburg, January 4, 1925.
L. Frank Klingensmith, Greensburg, January 4, 1925.
Meyer Morris, Greensburg, January 31, 1925.
Robert G. Shepard, New Kensington, January 7, 1925.

YORK COUNTY.

William G. Allen, Shrewsbury, January 7, 1925.
George B. Kraber, York, January 4, 1925.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 6, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

ADAMS COUNTY.

Wm. W. Resser, East Berlin, January 21, 1925.

ALLEGHENY COUNTY.

L. Douthett, Warrendale, January 4, 1925.
J. H. Felmeth, Pittsburgh, January 24, 1925.
Charles F. Goldstrohm, Duquesne, January 25, 1925.
Miss Mary A. Junkin, Pittsburgh, January 24, 1925.
Albert C. Mettler, Pittsburgh, January 21, 1925.
John R. O'Keefe, Pittsburgh, January 4, 1925.
Ernest Payne, Crafton, January 22, 1925.
Harvey Rankin, Pittsburgh, January 19, 1925.
D. Homer Woozley, Homestead, January 29, 1925.

ARMSTRONG COUNTY.

John S. Porter, Kittanning, January 23, 1925.

BEAVER COUNTY.

Homer H. Swaney, Beaver Falls, January 22, 1925.
Joseph A. Tritschler, Beaver Falls, January 27, 1925.

BERKS COUNTY.

William W. Fetter, Reading, January 7, 1925.
Stephen Hollands, Reading, January 24, 1925.

BLAIR COUNTY.

P. M. Swanger, Altoona, January 23, 1925.

CAMBRIA COUNTY.

Paul N. Cassler, Johnstown, January 17, 1925.

CARBON COUNTY.

Michael P. Koomar, Nesquehoning, January 21, 1925.

CLARION COUNTY.

William B. Edwards, Clarion, January 4, 1925.
Malcolm M. Fleming, Fryburg, January 30, 1925.

CLEARFIELD COUNTY.

V. Stevens, Coalport, January 16, 1925.

COLUMBIA COUNTY.

George W. Henrie, Millville, January 22, 1925.

DAUPHIN COUNTY.

John E. Gipple, Harrisburg, January 22, 1925.

ERIE COUNTY.

Raymond C. Miller, Erie, January 17, 1925.
L. H. Pasqualicchio, Erie, January 22, 1925.

HUNTINGDON COUNTY.

Robert A. Orbison, Huntingdon, January 22, 1925.

JEFFERSON COUNTY.

Jacob L. Fisher, Punxsutawney, January 22, 1925.

LANCASTER COUNTY.

John H. Myers, Lancaster, January 18, 1925.
Miss Mary A. Swarr, Lancaster, January 22, 1925.

LAWRENCE COUNTY.

Jos. W. Humphrey, Ellwood City, January 22, 1925.

LUZERNE COUNTY.

W. I. Hibbs, Pittston, January 22, 1925.
Edwin L. Lindemuth, Wilkes-Barre, January 22, 1925.
Miss Mary E. McDonough, Pittston, January 17, 1925.

LYCOMING COUNTY.

Wm. W. Champion, Williamsport, January 22, 1925.

McKEAN COUNTY.

W. E. Burdick, Bradford, January 7, 1925.

NORTHAMPTON COUNTY.

John G. Taylor, Easton, January 17, 1925.

PHILADELPHIA COUNTY.

Jos. A. Addis, Ivyland, January 28, 1925.
Mrs. Viola Keene Carter, Philadelphia, January 17, 1925.
Joseph F. Eckard, Philadelphia, January 7, 1925.
Mrs. M. B. Hamilton, Philadelphia, January 17, 1925.
A. Percival Henning, Philadelphia, January 22, 1925.
Charles A. Hunsberger, Philadelphia, January 21, 1925.
William M. Kitzmiller, Philadelphia, January 8, 1925.
Evan B. Lewis, Philadelphia, January 22, 1925.
E. D. Patterson, Philadelphia, January 15, 1925.
William H. Quillman, Philadelphia, January 28, 1925.
Miss Eleanor C. Schaefer, Philadelphia, January 17, 1925.
Harry C. Schaefer, Philadelphia, January 21, 1925.
Abram H. Smith, Philadelphia, January 11, 1925.
John J. Turner, Philadelphia, January 28, 1925.
Joseph M. Urquhart, Philadelphia, January 21, 1925.
Fred A. Werner, Glenolden, January 4, 1925.

VENANGO COUNTY.

James H. Courtney, Oil City, January 22, 1925.

WARREN COUNTY.

Frank D. Wheelock, Sugar Grove, January 22, 1925.

WASHINGTON COUNTY.

Edgar B. Murdoch, Washington, January 16, 1925.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 6, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation:

ALLEGHENY COUNTY.

Miss Mary M. Ford, Pittsburgh.
R. V. Korhnak, Rankin.
Ralph F. Smith, Pittsburgh.
George E. Wilcox, Pittsburgh.

BEAVER COUNTY.

James C. Denton, Rochester.

BERKS COUNTY.

Panagiotis H. Yatron, Reading.

CHESTER COUNTY.

Miss Kathryn G. Brinton, West Chester.

DELAWARE COUNTY.

William J. Harrison, Upper Darby.

LACKAWANNA COUNTY.

John H. Devine, Scranton.
Leon E. Kellow, Scranton.

LAWRENCE COUNTY.

G. E. Moyer, Ellwood City.

PHILADELPHIA COUNTY.

Miss Ray P. Cohan, Philadelphia.
Willard H. Goeckler, Clifton Heights.
Miss Nellie T. Park, Philadelphia.
Mrs. A. E. Tomlinson, Philadelphia.

WYOMING COUNTY.

A. B. Brittain, Tunkhannock.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 6, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

DAUPHIN COUNTY.

Jacob M. Miller, Lykens, January 16, 1925.

FAYETTE COUNTY.

H. F. Detwiler, Uniontown.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 6, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation:

ALLEGHENY COUNTY.

Louis G. Bissinger, Pittsburgh.
Fred P. Burger, Knoxville.
Joseph F. Chiurazzi, Pittsburgh.
Edgar G. Crawford, Pittsburgh.
Grafton M. Darby, Aspinwall.
Miss Ruth Dodson, Wilkinsburg.
Joseph Dowling, Pittsburgh.
John W. Finley, Oakmont.
Walter P. Hart, Swissvale.
Miss I. K. Higgins, Grafton.
C. W. Isles, Pittsburgh.
Miss Esther R. Kelley, Pittsburgh.
Norman E. Kenny, Pittsburgh.
Mrs. Helen Hanna Lockwood, Bellevue.
Anthony Joseph Madonna, Pittsburgh.
John A. Manzione, Pittsburgh.
Mrs. Olive Matz, Pittsburgh.
Jesse J. Miller, Pittsburgh.
W. E. Murphy, Millevale.
Mrs. Pearle W. Paxton, McKees Rocks.
Louis Rosenberg, Pittsburgh.
Paul N. Smith, Pittsburgh.
R. E. Zuker, Pittsburgh.

ARMSTRONG COUNTY.

A. F. Henry, Apollo.

BLAIR COUNTY.

John H. Gossard, Altoona.

BUTLER COUNTY.

Dale B. P. Painter, Butler.

CAMBRIA COUNTY.

Miss Adele R. McCall, Johnstown.

CLARION COUNTY.

Miss Island Walter, Clarion.

CUMBERLAND COUNTY.

Elmer E. Black, Carlisle.

DAUPHIN COUNTY.

Paul H. Decker, Harrisburg.
Harold L. Hursh, Harrisburg.
Chas. F. Zeigler, Hershey.

DELAWARE COUNTY.

Emery B. Freeman, Upper Darby.
William P. Weber, Rutledge.

ERIE COUNTY.

Clark O. Tayntor, Erie.

FAYETTE COUNTY.

Miss Vance L. Holder, Brownsville.
George McLeod, Masontown.
Herbert A. Wilson, Smithfield.

INDIANA COUNTY.

L. D. Pittman, Cherry Tree.

LACKAWANNA COUNTY.

Miss Sara Abplanalp, Old Forge.
Willis H. Matthews, Carbondale.

LANCASTER COUNTY.

Miss Annie C. Blensinger, Mount Joy.
Miss Rose M. Ransing, Lancaster.

LEHIGH COUNTY.

Fred H. Scholl, Allentown.

LUZERNE COUNTY.

John H. Kolessar, Hazleton.
Albert Murzinsky, Wilkes-Barre.
Malcolm L. Ritter, Kingston.
Miss Marion A. Wallace, Wilkes-Barre.

McKEAN COUNTY.

Miss Mary M. Kelly, Bradford.
Rocco L. Tito, Bradford.

MONTGOMERY COUNTY.

Vincent Griffith, Bridgeport.
Miss Mary B. Scott, Ardmore.

NORTHAMPTON COUNTY.

Harrison Hahn, Wind Gap.

PHILADELPHIA COUNTY.

Francis T. McDonnell, Philadelphia.
Miss Victoria Beck, Philadelphia.
J. E. Bittner, Philadelphia.
Edward P. Blaetz, Philadelphia.
Miss Catherine M. Carey, Philadelphia.
Samuel P. Eckowitz, Philadelphia.
George S. Ellis, Philadelphia.
Theodore Fenton, Rutledge.
Boyden O. Gilbert, Philadelphia.
David Gilbert, Philadelphia.
M. M. Golder, Philadelphia.
Emanuel Green, Philadelphia.
Miss Isabel Hess, Philadelphia.
Raymond Heuges, Philadelphia.
George W. Jenkins, Philadelphia.
Miss L. N. Kent, Philadelphia.
Harvey S. Knapp, Philadelphia.
G. Harry Latham, Philadelphia.
Miss Margaret V. MacIntyre, Philadelphia.
Albert C. Markert, Drexel Hill.
Miss Marie Louise Maure, Philadelphia.
John J. McCauley, Philadelphia.
Mrs. Estelle M. Mitchell, West Philadelphia.
Rudolph C. O'Green, Philadelphia.
Joseph A. Pierro, Philadelphia.
George P. Plarr, Philadelphia.
P. J. F. Powers, Philadelphia.
Charles M. Raspa, Philadelphia.

Miss Mary I. Rittenhouse, Philadelphia.
Don Robinson, Philadelphia.
Nathan A. Rosen, Philadelphia.
W. Robert Rowland, Philadelphia.
Miss Alfreda E. Rubin, Philadelphia.
Miss Cordelia E. Siegfried, Philadelphia.
M. Malcolm Slikes, Philadelphia.
Paul B. Stephan, Philadelphia.
Miss Katherine H. Wallace, Philadelphia.
Robert B. Wood, Philadelphia.

SOMERSET COUNTY.

J. Ralph Kantner, Somerset.

SUSQUEHANNA COUNTY.

Chas. Luscomb, Susquehanna.

VENANGO COUNTY.

Miss Margaret C. Doran, Franklin.
Miss Florence E. Howe, Oil City.

WASHINGTON COUNTY.

Mrs. Katherine B. Hallam, Washington.
E. B. Kinnaird, Charleroi.
George C. MacWilliams, Washington.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 6, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation:

CAMBRIA COUNTY.

Roy B. Griffith, Johnstown.

ERIE COUNTY.

Harold C. Sims, Erie.

PHILADELPHIA COUNTY.

Miss Isabel M. Lowery, Philadelphia.

GIFFORD PINCHOT.

ALDERMAN.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 6, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following:

Harry G. Scholl, of Allentown, to be Alderman in the First Ward of the City of Allentown, Lehigh County.

GIFFORD PINCHOT.

## EXECUTIVE SESSION.

By unanimous consent.

A motion was made by Mr. BUCKMAN,

That Rule 38, which requires all nominations made by the Governor to be referred to committee, be dispensed with and the Senate do now resolve itself into Executive Session for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken, agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Joyce, | Norton, |
| Baldwin, | DeWitt, | Krause, | Painter, |
| Barr, | Earnest, | Kunkle, | Phipps, |
| Baumer, | Einstein, | Kutz, | Salus, |
| Betts, | Freeman, | Lanius, | Schantz, |
| Bonbrake, | Gelder, | Leslie, | Snyder, |
| Brown, | Griswold, | MacDade, | Sones, |
| Buckman, | Harris, | Mansfield, | Sprowls, |
| Coyne, | Heaton, | McNichol, | Steele, |
| Culbertson, | Homsher, | Miller, | Vare, |
| Daix, | Huffman, | North, | Weingartner, |
| Davis, | | | |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. BUCKMAN. Mr. President, I move that the Executive Session do now rise.

Mrs. VARE. Mr. President, I second the motion.

The motion was agreed to.

## NOMINATIONS BY THE GOVERNOR.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 6, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

Gentlemen: In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

INSURANCE COMMISSIONER.

Samuel W. McCulloch, Harrisburg, from June 15, 1923, until the third Tuesday of January, 1927.

SECRETARY OF BANKING.

Peter G. Cameron, Wellsboro, from June 15, 1923, until the third Tuesday of January, 1927.

SECRETARY OF PROPERTY AND SUPPLIES.

Berkey H. Boyd, Scottdale, from June 15, 1923, until the third Tuesday of January, 1927.

SECRETARY OF FORESTS AND WATERS.

Robert Y. Stuart, Harrisburg, from June 15, 1923, until the third Tuesday of January, 1927.

SECRETARY OF WELFARE.

Ellen C. Potter, Philadelphia, from June 15, 1923, until the third Tuesday of January, 1927.

SECRETARY OF HIGHWAYS.

Paul D. Wright, Erie, from June 15, 1923, until the third Tuesday of January, 1927.

SECRETARY OF HEALTH.

Charles H. Miner, Wilkes-Barre, from June 15, 1923, until the third Tuesday of January, 1927.

SECRETARY OF MINES.

Joseph J. Walsh, Nanticoke, from June 15, 1923, until the third Tuesday of January, 1927.

MAJOR GENERAL, PENNSYLVANIA NATIONAL GUARD.

William G. Price, Jr., Chester, from May 15, 1924, until lawfully determined or annulled.

BRIGADIER GENERALS, PENNSYLVANIA NATIONAL GUARD.

Churchill Brown Mehard, Pittsburgh, from July 24, 1923, until lawfully determined or annulled.

Edward C. Shannon, Columbia, from June 19, 1924, until lawfully determined or annulled.

SECRETARY OF LABOR AND INDUSTRY.

Richard H. Lansburgh, Swarthmore, from October 16, 1924, until the third Tuesday of January, 1927.

REPORTER OF THE DECISIONS OF THE SUPREME COURT OF PENNSYLVANIA.

Albert B. Weimer, Philadelphia, for the term of five years from January 28, 1924.

MEMBERS OF THE ARMORY BOARD OF THE STATE OF PENNSYLVANIA.

Stephen Elliott, Wilkes-Barre, from July 11, 1924, until the third Tuesday of January, 1927.
Robert M. Vail, Wilkes-Barre, from July 11, 1924, until the third Tuesday of January, 1927.

MEMBERS OF THE ADVISORY HEALTH BOARD.

A. A. Cairns, Philadelphia, from August 4, 1923, until the third Tuesday of January, 1927.
Edgar M. Green, Easton, from August 6, 1923, until the third Tuesday of January, 1927.
Lewis H. Taylor, Wilkes-Barre, from August 6, 1923, until the third Tuesday of January, 1927.
Charles F. Mebus, Glenside, from August 7, 1923, until the third Tuesday of January, 1927.
Howard C. Frontz, Huntingdon, from August 7, 1923, until third Tuesday of January, 1927.
Samuel R. Haythorn, Pittsburgh, from August 9, 1923, until the third Tuesday of January, 1927.

MEMBERS OF THE STATE BOARD FOR THE EXAMINATION OF PUBLIC ACCOUNTANTS.

Robert L. Wallace, New Castle, for the term of four years from September 11, 1923.
Horace P. Griffith, Philadelphia, for the term of four years from September 15, 1923.
Frank Wilbur Main, Pittsburgh, for the term of four years from September 19, 1923.
Joseph M. Pugh, Philadelphia, for the term of four years from October 23, 1923.

MEMBERS OF THE STATE DENTAL COUNCIL AND EXAMINING BOARD.

J. D. Whiteman, Mercer, for the term of 6 years from the first day of September, 1923.
Alfred P. Lee, Philadelphia, for the term of 4 years from the first day of September, 1923.
Alexander H. Reynolds, Philadelphia, for the term of 2 years from the first day of September, 1923.
T. A. Hogan, Pittsburgh, for the term of 4 years from the first day of September, 1923.
William A. McCready, Pittsburgh, for the term of 2 years from the first day of September, 1923.
S. B. Luckie, Chester, for the term of 6 years from the first day of September, 1923.

MEMBERS OF THE STATE BOARD OF EXAMINERS FOR THE REGISTRATION OF NURSES.

Edith E. Yingst, Carlisle, for the term of four years from August 4, 1923.
Roberta M. West, Philadelphia, for the term of two years from August 4, 1923.
S. Lillian Clayton, Philadelphia, for the term of six years from August 7, 1923.
Harriet Frost, Philadelphia, for the term of two years from August 7, 1923.
Margaret A. Dunlap, Philadelphia, for the term of four years from August 11, 1923.

MEMBERS OF THE STATE COUNCIL OF EDUCATION.

Francis R. Cope, Jr., Dimock, for the term of six years from December 21, 1923.

MEMBERS OF THE STATE BOARD OF MEDICAL EDUCATION AND LICENSURE.

Irwin D. Metzger, Pittsburgh, for the term of four years from June 15, 1923.
Walter Estell Lee, Philadelphia, for the term of four years from June 15, 1923.
Adolph Koenig, Pittsburgh, for the term of four years from September 1, 1923.
M. V. Hazen, Harrisburg, for the term of four years from September 14, 1923.
William M. Hillegas, Philadelphia, for the term of four years from September 22, 1923.

STATE BOARD OF PHARMACY.

Lucius L. Walton, Williamsport, for the term of six years from November 27, 1923.
Charles C. Campbell, Pittsburgh, for the term of six years from November 27, 1923.
Henry W. Merritt, Plains, for the term of six years from November 27, 1923.
Walter Rothwell, Hatboro, for the term of six years from May 23, 1924.

MEMBERS OF THE STATE BOARD OF UNDERTAKERS.

Ramsay Burton, Erie, for the term of six years from December 3, 1923.
Charles C. A. Baldi, Philadelphia, for the term of six years from December 3, 1923.
Edgar E. Eaton, Wilkinsburg, for the term of six years from December 3, 1923.
George W. Karmany, Hummelstown, for the term of six years from December 4, 1923.
William C. Price, Scranton, for the term of six years from October 29, 1924.

MEMBERS OF THE STATE BOARD OF VETERINARY MEDICAL EXAMINERS.

Charles W. Boyd, Sewickley, from September 13, 1923, until the third Tuesday of January, 1927.
H. W. Barnard, Lancaster, from September 14, 1923, until the third Tuesday of January, 1927.
E. E. Bittles, Waterford, from September 15, 1923, until the third Tuesday of January, 1927.
F. H. McCarthy, Pottsville, from September 15, 1923, until the third Tuesday of January, 1927.
H. B. Cox, Philadelphia, from September 19, 1923, until the third Tuesday of January, 1927.

MEMBER OF THE PUBLIC SCHOOL EMPLOYES' RETIREMENT BOARD.

Samuel M. Goodyear, Carlisle, from September 19, 1923, until his successor is appointed.

MEMBER OF THE STATE EMPLOYES' RETIREMENT BOARD.

Mary Vaughan Lachenmeyer, Lansdowne, from August 1, 1923, until her successor is appointed.

MEMBERS OF THE INDUSTRIAL BOARD.

David Williams, Allentown, from February 29, 1924, until the third Tuesday of January, 1927.
Mrs. Samuel Semple, Titusville, from March 4, 1924, until the third Tuesday of January, 1927.
Joseph H. Willits, Philadelphia, from April 4, 1924, until the third Tuesday of January, 1927.
T. J. Gillespie, Pittsburgh, from May 6, 1924, until the third Tuesday of January, 1927.

WORKMEN'S COMPENSATION REFEREE.

Harold S. Shertz, Germantown, from June 16, 1924, until the third Tuesday of January, 1927.

MEMBERS OF THE WORKMEN'S COMPENSATION BOARD.

Paul W. Houck, Shenandoah, from June 18, 1923, until the third Tuesday of January, 1927.
John L. Morrison, Greenville, from June 18, 1923, until the third Tuesday of January, 1927.
T. Henry Walnut, Philadelphia, from July 1, 1923, until the third Tuesday of January, 1927.

MEMBERS OF THE LAKE ERIE AND OHIO RIVER CANAL BOARD.

Floyd Chalfant, Beaver, from September 21, 1923, until the third Tuesday of January, 1927.
William H. Stevenson, Pittsburgh, from September 22, 1923, until the third Tuesday of January, 1927.

MEMBERS OF THE STATE BOARD OF OPTOMETRICAL EXAMINERS.

Fred L. Nungesser, Pittsburgh, for the term of four years from January 14, 1924.

James E. Bliss, Scranton, for the term of four years from January 14, 1924.

Harry M. Cook, Meyersdale, for the term of four years from January 14, 1924.

Thomas H. McKinley, Greensburg, for the term of four years from January 14, 1924.

Chester H. Johnson, York, for the term of four years from January 14, 1924.

A. M. Peters, Danville, for the term of four years from January 28, 1924.

C. J. Bushnell, Erie, for the term of four years from January 30, 1924.

MEMBERS OF THE BOARD OF TRUSTEES OF PENNSYLVANIA STATE COLLEGE.

Robert W. Balderston, Philadelphia, from April 9, 1924, until July 1, 1926.

Edgar R. Kiess, Williamsport, from August 30, 1924, until July 1, 1927.

W. S. Wise, Meadville, from September 30, 1924, until July 1, 1925.

Henry D. Brown, Williamsport, from October 4, 1924, until July 1, 1926.

MEMBERS OF THE BOARD OF REGISTRATION COMMISSIONERS IN AND FOR THE CITY OF PITTSBURGH IN THE COMMONWEALTH OF PENNSYLVANIA.

J. Scott Morgan, Pittsburgh, for the term of four years from June 15, 1924, or until his successor shall be duly qualified, unless sooner lawfully determined or annulled.

Charles C. McGovern, Pittsburgh, for the term of four years from June 15, 1924, or until his successor shall be duly qualified, unless sooner lawfully determined or annulled.

W. K. Hodgkinson, Pittsburgh, for the term of four years from June 15, 1924, or until his successor shall be duly qualified, unless sooner lawfully determined or annulled.

Ida L. Allen, Pittsburgh, for the term of four years from June 15, 1924, or until her successor shall be duly qualified, unless sooner lawfully determined or annulled.

MEMBERS OF THE BOARD OF REGISTRATION COMMISSIONERS IN AND FOR THE CITY OF SCRANTON IN THE COMMONWEALTH OF PENNSYLVANIA.

Hazel L. Davies, Scranton, for the term of four years from June 15, 1924, or until her successor shall be qualified, unless sooner lawfully determined or annulled.

Anna O'Dea Murphy, Scranton, for the term of four years from June 15, 1924, or until her successor shall be duly qualified, unless sooner lawfully determined or annulled.

Maurice V. Cummings, Scranton, for the term of four years from June 15, 1924, or until his successor shall be duly qualified, unless sooner lawfully determined or annulled.

A. I. Fowler, Scranton, for the term of four years from June 15, 1924, or until his successor shall be duly qualified, unless sooner lawfully determined or annulled.

MEMBERS OF THE BOARD OF GAME COMMISSIONERS.

John S. Speer, St. Marys, for the term of six years from March 20, 1924.

Henry J. Donaldson, Williamsport, for the term of six years from March 20, 1924.

Adolph Muller, Norristown, for the term of six years, from March 20, 1924.

Jared M. B. Reis, New Castle, for the term of six years from March 20, 1924.

Francis H. Coffin, Scranton, for the term of six years from March 27, 1924.

Franklin G. McIntosh, Franklin, for the term of six years from April 8, 1924.

MEMBERS OF THE STATE BOARD OF OSTEOPATHIC EXAMINERS.

H. M. Vastine, Harrisburg, for the term of four years from March 10, 1924.

E. M. Downing, York, for the term of four years from March 10, 1924.

O. J. Snyder, Philadelphia, for the term of four years from March 10, 1924.

E. Clair Jones, Lancaster, for the term of four years from March 10, 1924.

L. S. Irvin, Washington, for the term of four years from March 10, 1924.

MEMBERS OF THE STATE BOARD OF EXAMINERS OF ARCHITECTS.

M. I. Kast, Harrisburg, for the term of six years from September 13, 1923.

Edward Stotz, Pittsburgh, for the term of six years from October 15, 1923.

Clarence Wilson Brazer, Chester, for the term of six years from December 15, 1924.

MEMBERS OF THE ANTHRACITE MINE INSPECTORS' EXAMINING BOARD.

A. J. Bradley, Shamokin, from July 1, 1924, until the third Tuesday of January, 1927.

James Ruddy, Scranton, from July 1, 1924, until the third Tuesday of January, 1927.

Thomas Clements, Summit Hill, from July 1, 1924, until the third Tuesday of January, 1927.

Harry W. Montz, Dorranceton, from August 1, 1924, until the third Tuesday of January, 1927.

John F. Bevan, Pottsville, from July 29, 1924, until the third Tuesday of January, 1927.

MEMBERS OF THE REGISTRATION COMMISSION IN AND FOR THE CITY OF PHILADELPHIA, PENNSYLVANIA.

Frank M. Riter, Philadelphia, for the term of four years from July 11, 1923, or until his successor shall be duly qualified, unless sooner removed or otherwise disqualified.

Ignatius A. Quinn, Philadelphia, for the term of four years from July 11, 1923, or until his successor shall be duly qualified, unless sooner removed or otherwise disqualified.

William Walsh, Philadelphia, for the term of four years from July 11, 1923, or until his successor shall be duly qualified, unless sooner removed or otherwise disqualified.

Mrs. Hayes A. Clement, Philadelphia, for the term of four years from July 11, 1923, or until her successor shall be duly qualified, unless sooner removed or otherwise disqualified.

Marie A. O'Connell, Philadelphia, for the term of four years from July 11, 1923, or until her successor shall be duly qualified, unless sooner removed or otherwise disqualified.

MEMBERS OF THE STATE FOREST COMMISSION.

Edward Bailey, Harrisburg, from June 15, 1923, until the third Tuesday of January, 1927.

Henry W. Shoemaker, McElhattan, from June 15, 1923, until the third Tuesday of January, 1927.

Mary Flinn Lawrence, Pittsburgh, from June 15, 1923, until the third Tuesday of January, 1927.

Henry S. Drinker, Merion Station, from June 15, 1923, until the third Tuesday of January, 1927.

MEMBERS OF THE BOARD OF FISH COMMISSIONERS.

Charles Reitell, Pittsburgh, for the term of six years from November 2, 1923.

Leslie W. Seylar, McConnellsburg, for the term of six years from March 20, 1924.

John Hamberger, Erie, for the term of six years from March 20, 1924.

Dan R. Schnabel, Johnstown, for the term of six years from March 20, 1924.

Matthew A. Riley, Ellwood City, for the term of six years from March 20, 1924.

T. H. Harter, Bellefonte, for the term of six years from March 20, 1924.

William Mann Irvine, Mercersburg, for the term of six years from March 21, 1924.

MEMBERS OF THE PUBLIC SERVICE COMMISSION OF THE COMMONWEALTH OF PENNSYLVANIA.

Lex N. Mitchell, Punxsutawney, from October 5, 1923, until July 1, 1932, and until his successor is duly appointed and qualified, unless sooner lawfully determined or annulled.

John L. Stewart, Bethlehem, from November 10, 1923, until July 1, 1931, and until his successor is duly appointed and qualified, unless sooner lawfully determined or annulled.

Fred J. Miller, Centerbridge, from February 28, 1924, until July 1, 1933, and until his successor is duly appointed and qualified, unless sooner lawfully determined or annulled.

J. Henry Scattergood, Philadelphia, from October 3, 1924, until July 1, 1929, and until his successor is duly appointed and qualified, unless sooner lawfully determined or annulled.

MEMBER OF THE WATER AND POWER RESOURCES BOARD.

F. H. Newell, Bradford, from May 1, 1924, until the third Tuesday of January, 1927.

MEMBERS OF THE PENNSYLVANIA HISTORICAL COMMISSION.

Henry W. Shoemaker, McElhattan, from August 28, 1923, until the third Tuesday of January, 1927.

E. Maclay Gearhart, Erie, from January 18, 1924, until the third Tuesday of January, 1927.

Albert Cook Myers, Philadelphia, from January 18, 1924, until the third Tuesday of January, 1927.

Flora Snyder Black, Garrett, from January 21, 1924, until the third Tuesday of January, 1927.

Henry D. Paxson, Philadelphia, from February 7, 1924, until the third Tuesday of January, 1927.

MEMBERS OF THE WASHINGTON CROSSING PARK COMMISSION.

Clarence J. Buckman, Langhorne, from July 28, 1923, until the third Tuesday of January, 1927.

Carroll R. Williams, Philadelphia, from July 30, 1923, until the third Tuesday of January, 1927.

W. Clayton Hackett, Easton, from July 30, 1923, until the third Tuesday of January, 1927.

Harman Yerkes, Doylestown, from July 30, 1923, until the third Tuesday of January, 1927.

Samuel C. Eastburn, Langhorne, from July 31, 1923, until the third Tuesday of January, 1927.

C. C. A. Baldi, Philadelphia, from July 31, 1923, until the third Tuesday of January, 1927.

Allen W. Hagenbach, Allentown, from August 1, 1923, until the third Tuesday of January, 1927.

J. Edward Moon, Morrisville, from August 4, 1923, until the third Tuesday of January, 1927.

H. E. Lewis, Bethlehem, from August 4, 1923, until the third Tuesday of January, 1927.

Louis H. Hitchler, Oxford, from January 29, 1924, until the third Tuesday of January, 1927.

MEMBERS OF THE VALLEY FORGE PARK COMMISSION.

Gabriel H. Moyer, Lebanon, from August 6, 1923, until the third Tuesday of January, 1927.

George J. Elliott, Philadelphia, from August 11, 1923, until the third Tuesday of January, 1927.

Wm. Provost, Jr., Chester, from August 14, 1923, until the third Tuesday of January, 1927.

Joseph E. Widenere, Philadelphia, from August 11, 1923, until the third Tuesday of January, 1927.

Richard H. Koch, Pottsville, from August 30, 1923, until the third Tuesday of January, 1927.

M. T. Phillips, Pomeroy, from September 26, 1923, until the third Tuesday of January, 1927.

Jessie C. Evans, Philadelphia, from September 29, 1923, until the third Tuesday of January, 1927.

Edward Potts Cheyney, Philadelphia, from October 4, 1923, until the third Tuesday of January, 1927.

Albert Cook Myers, Philadelphia, from October 4, 1923, until the third Tuesday of January, 1927.

Alfred K. Mills, Annville, from October 18, 1923, until the third Tuesday of January, 1927.

William G. Murdock, Milton, from October 29, 1923, until the third Tuesday of January, 1927.

W. Herbert Burk, Valley Forge, from December 11, 1923, until the third Tuesday of January, 1927.

STATE ART COMMISSION.

Nicola d'Ascenzo, Germantown, from August 4, 1923, until the third Tuesday of January, 1927.

E. B. Temple, Philadelphia, from August 4, 1923, until the third Tuesday of January, 1927.

J. A. Dempwolf, York, from August 14, 1923, until the third Tuesday of January, 1927.

Julian Millard, Altoona, from January 21, 1924, until the third Tuesday of January, 1927.

MEMBERS OF THE BOARD OF TRUSTEES OF PENNSYLVANIA SOLDIERS' ORPHAN SCHOOL.

Raymond K. Denworth, Philadelphia, for the term of 2 years from July 19, 1923.

Washington F. Hambright, Lancaster, for the term of 2 years from July 19, 1923.

E. C. Shannon, Columbia, for the term of 6 years from July 19, 1923.

E. J. Stackpole, Jr., Harrisburg, for the term of 6 years from July 19, 1923.

Mary L. Stewart, Chambersburg, for the term of 4 years from July 19, 1923.

T. B. Wood, Chambersburg, for the term of 4 years from August 18, 1923.

John D. Keith, Gettysburg, for the term of 6 years from September 1, 1923.

R. G. Walters, Grove City, for the term of 4 years from October 4, 1923.

Herbert S. Foltz, Chambersburg, for the term of 2 years from November 5, 1924.

MEMBERS OF THE STATE WELFARE COMMISSION.

Thomas Kennedy, Hazleton, from September 21, 1923, until the third Tuesday of January, 1927.

Elizabeth P. Martin, Philadelphia, from October 15, 1923, until the third Tuesday of January, 1927.

Belle West Jennings, Harrisburg, from April 19, 1924, until the third Tuesday of January, 1927.

Louise L. Chatham, Williamsport, from April 25, 1924, until the third Tuesday of January, 1927.

MEMBERS OF THE OLD AGE ASSISTANCE COMMISSION.

James H. Maurer, Reading, for the term of four years from August 2, 1923.

David S. Ludlum, Ardmore, for the term of two years from August 2, 1923.

Mary V. Grice, Philadelphia, for the term of three years from August 7, 1923.

MEMBERS OF THE STATE ATHLETIC COMMISSION.

Charles Fred, White, Philadelphia, from October 17, 1923, until January 1, 1926.

William H. Rocap, Philadelphia, from October 22, 1923, until January 1, 1927.

MEMBERS OF THE BOARD OF TRUSTEES OF EASTERN STATE PENITENTIARY.

Herbert M. Goddard, Philadelphia, for the term of 6 years from July 21, 1923.

Alfred W. Fleisher, Philadelphia, for the term of 6 years from July 23, 1923.

Ernest T. Attwell, Philadelphia, for the term of 4 years from July 24, 1923.

Linn Bowman, Philadelphia, for the term of 4 years from July 26, 1923.

Henry N. Woolman, Ardmore, Pa., for the term of 6 years from July 31, 1923.

Samuel R. Boggs, Philadelphia, for the term of 2 years from August 1, 1923.

W. Curtis Bok, Philadelphia, for the term of 2 years from November 9, 1923.

Allen M. Matthews, Philadelphia, for the term of 4 years from November 9, 1923.

John J. Sullivan, Philadelphia, for the term of 2 years from April 4, 1924.

MEMBERS OF THE BOARD OF TRUSTEES OF WESTERN STATE PENITENTIARY.

Harry G. Samson, Pittsburgh, for the term of 6 years from July 19, 1923.

James H. Gray, Pittsburgh, for the term of 6 years from July 19, 1923.

Harry H. Willock, Pittsburgh, for the term of 6 years from July 19, 1923.
Leo G. Griffith, Pittsburgh, for the term of 2 years from July 19, 1923.
William E. Sankey, Pittsburgh, for the term of 2 years from July 23, 1923.
David I. McCahill, Pittsburgh, for the term of 2 years from December 18, 1923.
William T. Root, Pittsburgh, for the term of four years from April 21, 1924.
Charles R. Zahniser, Pittsburgh, for the term of four years from November 17, 1924.
Edwin C. May, Pittsburgh, for the term of four years from November 26, 1924.

MEMBERS OF THE BOARD OF TRUSTEES OF WERNERSVILLE STATE HOSPITAL.

Jacob M. Schenk, Lebanon, for the term of four years from July 19, 1923.
Hannah Yoder Hook, Reading, for the term of four years from July 19, 1923.
Stanley Bright, Reading, for the term of six years from July 19, 1923.
Cora Hartman Weimer, Lebanon, for the term of six years from July 19, 1923.
Gabriel H. Moyer, Lebanon, for the term of six years from July 19, 1923.
J. Turner Moore, Reading, for the term of four years from November 2, 1923.

MEMBERS OF THE BOARD OF TRUSTEES OF HARRISBURG STATE HOSPITAL.

John F. Mentzer, Ephrata, for the term of two years from July 19, 1923.
Henry M. Stine, Harrisburg, for the term of four years from July 19, 1923.
Edward Bailey, Harrisburg, for the term of six years from July 19, 1923.
James Rudisill, York, for the term of two years from July 19, 1923.
Esther F. Leib, New Cumberland, for the term of two years from July 19, 1923.
Susie S. Alden, Steelton, for the term of four years from July 19, 1923.
I. H. Doutrich, Harrisburg, for the term of six years from July 19, 1923.
George H. Stewart, Jr., Shippensburg, for the term of four years from July 26, 1923.

MEMBERS OF THE BOARD OF TRUSTEES OF ALLENTOWN STATE HOSPITAL.

A. L. Kistler, Allentown, for the term of four years from July 19, 1923.
Walter W. Seibert, Easton, for the term of four years from July 19, 1923.
Miriam L. K. Hagenbach, Allentown, for the term of six years from July 19, 1923.
Louis Reibe, Lansford, for the term of six years from July 19, 1923.
Ruth L. Frick, Allentown, for the term of six years from July 19, 1923.
William A. Pearson, Philadelphia, for the term of four years from January 22, 1924.
John D. Hoffman, Bethlehem, for the term of two years from February 18, 1924.
Thomas Costenbader, Mauch Chunk, for the term of two years from May 7, 1924.

MEMBERS OF THE BOARD OF TRUSTEES OF FARVIEW STATE HOSPITAL.

Wallace J. Barnes, Beachlake, for the term of six years from July 19, 1923.
Frederick T. Gelder, Forest City, for the term of six years from July 19, 1923.
James S. McAnulty, Scranton, for the term of four years from July 19, 1923.
Daniel R. Reese, Scranton, for the term of four years from July 19, 1923.
Andrew Mitchell, Carbondale, for the term of four years from July 19, 1923.
Thomas Henwood, Scranton, for the term of six years from July 19, 1923.
J. F. Reynolds, Carbondale, for the term of two years from September 24, 1923.
Lewis A. Howell, Honesdale, for the term of two years from February 5, 1924.
Charles H. Ainey, New Milford, for the term of two years from February 14, 1924.

MEMBERS OF THE BOARD OF TRUSTEES OF NORRISTOWN STATE HOSPITAL.

Clayton H. Alderfer, Norristown, for the term of four years from July 19, 1923.
William S. Buckland, Norristown, for the term of six years from July 19, 1923.
Gertrude M. Wright, Norristown, for the term of six years from July 19, 1923.
Agnes Tiffany, Philadelphia, for the term of four years from July 19, 1923.
W. Clayton Hackett, Easton, for the term of six years from July 19, 1923.
Rhoda Reath Crooks, Norwood, for the term of two years from July 19, 1923.
J. Quincy Thomas, Conshohocken, for the term of four years from July 19, 1923.
Alma V. Lorimer, Wyncote, for the term of two years from July 27, 1923.
Clayton D. Fretz, Sellersville, for the term of two years from August 22, 1923.

MEMBERS OF THE BOARD OF TRUSTEES OF TORRANCE STATE HOSPITAL.

John M. Jamison, Greensburg, for the term of four years from July 19, 1923.
Marie McConnell Beistel, Greensburg, for the term of six years from July 19, 1923.
Grant Dibert, Pittsburgh, for the term of four years from July 19, 1923.
Sara W. Zimmers, Scottdale, for the term of four years from July 19, 1923.
John B. Coldsmith, Mt. Pleasant, for the term of six years from July 19, 1923.
Frances McDonald Wallace, Pittsburgh, for the term of two years from August 15, 1923.
John E. Kunkle, Greensburg, for the term of six years from October 15, 1923.
Dorsey W. Yealy, Blairsville, for the term of two years from January 15, 1924.
Vernon F. Taylor, Indiana, for the term of two years from November 26, 1924.

MEMBERS OF THE STATE BOARD FOR REGISTRATION OF PROFESSIONAL ENGINEERS AND OF LAND SURVEYORS.

Richard L. Humphrey, Philadelphia, for the term of six years from August 4, 1923.
A. B. Clemens, Scranton, for the term of six years from August 7, 1923.
Henry S. Drinker, Merion Station, for the term of six years from August 22, 1923.

MEMBERS OF THE BOARD OF TRUSTEES OF DANVILLE STATE HOSPITAL.

W. Field Shay, Watsontown, for the term of four years from July 19, 1923.
Edward Brennan, Shamokin, for the term of two years from July 19, 1923.
William F. Lowry, Berwick, for the term of two years from July 19, 1923.
M. G. Youngman, Danville, for the term of four years from July 19, 1923.
Herbert T. Hecht, Danville, for the term of six years from July 19 1923.
James L. Brannen, Exchange, for the term of two years from July 19, 1923.
Annie M. A. Lloyd, Chambersburg, for the term of six years from July 19, 1923.
Fred M. Sprout, Muncy, for the term of four years from July 23, 1923.
Fred O. Smith, Wilkes-Barre, for the term of six years from July 27, 1923.

MEMBERS OF THE BOARD OF TRUSTEES OF WARREN STATE HOSPITAL.

Nelson P. Wheeler, Endeavor, for the term of six years from July 19, 1923.
Emory C. Thompson, Warren, for the term of four years from July 19, 1923.
Bessie King Rogers, Warren, for the term of two years from July 19, 1923.
Charles R. Galbrath, Franklin, for the term of six years from July 19, 1923.
A. Lincoln Bell, Ridgway, for the term of two years from July 19, 1923.
Ralph W. Stone, Warren, for the term of two years from July 19, 1923.
L. E. Chapman, Warren, for the term of four years from July 19, 1923.
Rufus B. Stone, Bradford, for the term of four years from July 19, 1923.
George A. Reed, Erie, for the term of six years from April 14, 1924.

MEMBERS OF THE BOARD OF TRUSTEES OF LAURELTON STATE VILLAGE.

Catherine Hansell Earle, Philadelphia, for the term of six years from July 19, 1923.
Philip B. Linn, Lewisburg, for the term of four years from July 19, 1923.
Margaret F. McClure, Lewisburg, for the term of four years from July 19, 1923.
Charles Steele, Northumberland, for the term of six years from July 19, 1923.
Mabel Woodward Wright, Erie, for the term of four years from July 19, 1923.
Lucy L. Potter, Middleburg, for the term of two years from August 4, 1923.
Everett S. Elwood, Philadelphia, for the term of two years from May 29, 1924.
W. Neil Baker, Lewisburg, for the term of six years from June 12, 1924.

MEMBERS OF THE BOARD OF TRUSTEES OF PENNHURST STATE SCHOOL.

J. Hibbs Buckman, Philadelphia, for the term of six years from July 19, 1923.
J. Milton Lutz, Llanerch, for the term of four years from July 19, 1923.
S. H. Scott, Coatesville, for the term of four years from July 19, 1923.
Mary B. Luckie, Chester, for the term of six years from July 19, 1923.
Anastasia H. Vaughan, Lansdowne, for the term of six years from July 19, 1923.
George W. French, Pottstown, for the term of four years from July 25, 1923.
Frank G. Hartman, Lancaster, for the term of two years from July 25, 1923.
Jesse Taft, Flourtown, for the term of two years from April 8, 1924.
Edwin B. Twitmyer, Philadelphia, for the term of two years from April 9, 1924.

MEMBERS OF THE BOARD OF TRUSTEES OF POLK STATE SCHOOL.

Harry J. Crawford, Emlenton, for the term of six years from July 19, 1923.
G. E. Glines, Franklin, for the term of six years from July 19, 1923.
John L. Hanna, Franklin, for the term of six years from July 19, 1923.
Ida H. Beatty, Oil City, for the term of four years from July 19, 1923.
E. T. Stevenson, Titusville, for the term of four years from July 19, 1923.
Thomas J. Blair, Pittsburgh, for the term of two years from July 19, 1923.
W. W. Richardson, Mercer, for the term of two years from July 19, 1923.
Jesse Smiley, Franklin, for the term of four years from July 19, 1923.

MEMBERS OF THE BOARD OF TRUSTEES OF BLOSSBURG STATE HOSPITAL.

Frederick B. Smith, Blossburg, for the term of six years from July 19, 1923.
Farnham H. Shaw, Wellsboro, for the term of six years from July 19, 1923.
Howard S. Kiess, Blossburg, for the term of four years from July 19, 1923.
Frank H. Marvin, Mansfield, for the term of four years from July 19, 1923.
Mary B. Miller, Wellsboro, for the term of six years from July 19, 1923.
Benjamin F. Jones, Blossburg, for the term of four years from July 19, 1923.
Robert E. Logan, Arnot, for the term of two years from July 19, 1923.
Bertie F. Merrick, Wellsboro, for the term of two years from July 19, 1923.
Charles G. Morgan, Morris Run, for the term of two years from November 5, 1923.

MEMBERS OF THE BOARD OF TRUSTEES OF CONNELLSVILLE STATE HOSPITAL.

Harry G. Brown, Connellsville, for the term of six years from October 3, 1924.
J. C. McSpadden, Rockwood, for the term of six years from October 3, 1924.
Meyer Aaron, Connellsville, for the term of six years from October 3, 1924.
Willard E. West, Connellsville, for the term of four years from October 3, 1924.
John A. Armstrong, Connellsville, for the term of four years from October 3, 1924.
H. George May, Connellsville, for the term of four years from October 7, 1924.
Gaetano Corrado, Connellsville, for the term of two years from October 7, 1924.
William J. Bailey, Connellsville, for the term of two years from October 7, 1924.

MEMBERS OF THE BOARD OF TRUSTEES OF MERCER STATE HOSPITAL.

Harry K. Daugherty, Grove City, for the term of six years from August 28, 1923.
W. M. Morrow, Mercer, for the term of six years from May 19, 1924.
B. A. Montgomery, Grove City, for the term of six years from May 19, 1924.
W. J. Whieldon, Mercer, for the term of four years from May 19, 1924.
S. S. Smith, Mercer, for the term of four years from May 19, 1924.

MEMBERS OF THE BOARD OF TRUSTEES OF PHILIPSBURG STATE HOSPITAL.

Samuel H. Wigton, Philipsburg, for the term of four years from July 19, 1923.
Robert H. Sommerville, Winburne, for the term of four years from July 19, 1923.
Charles B. Maxwell, Morrisdale, for the term of four years from July 19, 1923.
H. B. Scott, Philipsburg, for the term of six years from July 19, 1923.
William R. Gallagher, Houtzdale, for the term of two years from July 19, 1923.
Emma Warfel Womelsdorff, Philipsburg, for the term of six years from July 19, 1923.
Mary Louise Runk, Philipsburg, for the term of six years from July 19, 1923.
F. Blanche Cornely, Madera, for the term of two years from July 19, 1923.
H. A. Callahan, Philipsburg, for the term of two years from July 19, 1923.

MEMBERS OF THE BOARD OF TRUSTEES OF COALDALE STATE HOSPITAL.

C. C. Boner, Tamaqua, for the term of four years from July 19, 1923.
Jesse B. Warriner, Lansford, for the term of six years from July 19, 1923.
Benjamin F. Davis, Nesquehoning, for the term of four years from July 19, 1923.

Patrick S. Canfield, Silver Creek, for the term of four years from July 19, 1923.
John R. Boyle, Coaldale, for the term of two years from July 19, 1923.
Emma L. Spiese, Tamaqua, for the term of two years from July 19, 1923.
Paul W. Houck, Shenandoah, for the term of six years from July 19, 1923.
Gertrude C. Baldwin, West Chester, for the term of six years from July 19, 1923.
W. J. Hatrick, Mauch Chunk, for the term of two years from July 19, 1923.

MEMBERS OF THE BOARD OF TRUSTEES OF NANTICOKE STATE HOSPITAL.

V. B. Sheeder, Wanamie, for the term of four years from July 19, 1923.
Josepha Kutzki, Nanticoke, for the term of four years from July 19, 1923.
Francis H. Kohlbraker, Nanticoke, for the term of four years from July 19, 1923.
John E. Morris, Alden, for the term of two years from July 19, 1923.
Alice L. Buehler, Germantown, for the term of two years from July 24, 1923.
Thomas D. Shea, Wilkes-Barre, for the term of two years from August 18, 1923.
Joseph J. Walsh, Nanticoke, for the term of six years from January 25, 1924.
C. E. Bennett, Nanticoke, for the term of six years from March 26, 1924.
Frank M. Shiffka, Glen Lyon, for the term of six years from August 30, 1924.

MEMBERS OF THE BOARD OF TRUSTEES OF SHAMOKIN STATE HOSPITAL.

H. Wilson Lark, Shamokin, for the term of six years from July 19, 1923.
Eva Scott Boden, Shamokin, for the term of four years from July 19, 1923.
Maude G. Zartman, Shamokin, for the term of four years from July 19, 1923.
John C. Delbaugh, Shamokin, for the term of four years from July 19, 1923.
Albert Lloyd, Shamokin, for the term of six years from July 19, 1923.
C. J. Golden, Shamokin, for the term of six years from July 31, 1923.
Clay H. Weimer, Shamokin, for the term of two years from October 8, 1923.
A. C. Fisher, Trevorton, for the term of two years from October 19, 1923.
Jeremiah Reese, Shamokin, for the term of two years from November 17, 1924.

MEMBERS OF THE BOARD OF TRUSTEES OF HAZLETON STATE HOSPITAL.

H. M. Keller, Hazleton, for the term of four years from July 19, 1923.
Thomas Kennedy, Hazleton, for the term of six years from July 19, 1923.
Cornelius B. Kunkle, Drifton, for the term of six years from July 19, 1923.
T. E. Snyder, Hazleton, for the term of four years, from July 19, 1923.
E. F. Hanlon, Hazleton, for the term of two years from July 19, 1923.
John Shigo, Freeland, for the term of six years from July 21, 1923.
H. M. Neale, Upper Lehigh, for the term of four years from August 4, 1923.
Charles F. Johnson, Kis-Lyn, for the term of two years from October 25, 1923.
Walter Fahringer, Audenried, for the term of two years from January 25, 1924.

MEMBERS OF THE BOARD OF TRUSTEES OF LOCUST MOUNTAIN MEMORIAL HOSPITAL OF SHENANDOAH.

Mary Worthington Stockett, Shenandoah, for the term of one year from December 15, 1924.
George B. Hadesty, Pottsville, for the term of two years from December 15, 1924.
John A. Rice, Shenandoah, for the term of two years from December 15, 1924.
Thomas R. Edwards, Shenandoah, for the term of four years from December 15, 1924.
Daniel J. Ferguson, Shenandoah, for the term of four years from December 15, 1924.
Christian Gruhler, Shenandoah, for the term of six years from December 15, 1924.
John J. Rowan, Shenandoah, for the term of six years from December 15, 1924.

MEMBERS OF THE BOARD OF TRUSTEES OF ASHLAND STATE HOSPITAL.

Robert D. Heaton, Ashland, for the term of six years from July 19, 1923.
T. W. Riley, Centralia, for the term of two years from July 19, 1923.
Charles M. Bordner, Shenandoah, for the term of four years from July 19, 1923.
William R. Adamson, Pottsville, for the term of four years from July 19, 1923.
A. C. Silvius, Pottsville, for the term of six years from July 19, 1923.
Charles H. Wascher, Frackville, for the term of two years from July 19, 1923.
Jacob Berger, Coaldale, for the term of four years from July 19, 1923.
Mary Vaughan Lachenmeyer, Lansdowne, for the term of six years from July 19, 1923.
Benjamin I. Evans, Mt. Carmel, for the term of two years from August 30, 1924.

MEMBERS OF THE BOARD OF TRUSTEES OF SCRANTON STATE HOSPITAL.

Rt. Rev. Michael J. Hoban, Scranton, for the term of six years from July 19, 1923.
William J. Brennan, Scranton, for the term of four years from July 19, 1923.
Albert L. Watson, Scranton, for the term of six years from July 19, 1923.
James A. Gilchrist, Scranton, for the term of two years from July 19, 1923.
Wm. C. Miller, Scranton, for the term of four years from July 30, 1923.
Adda B. Edgar, Scranton, for the term of two years from August 2, 1923.
Joseph E. Loveland, Moscow, for the term of four years from October 10, 1923.
W. S. Ross, Dalton, for the term of two years from January 22, 1924.
Margaret Jadwin, Scranton, for the term of six years from July 21, 1924.

MEMBERS OF THE BOARD OF TRUSTEES OF PENNSYLVANIA TRAINING SCHOOL.

William D. Cotterel, Waynesburg, for the term of six years from July 19, 1923.
James I. Brownson, Washington, for the term of four years from July 19, 1923.
Virginia Waltz, Washington, for the term of four years from July 19, 1923.
David B. Johns, Pittsburgh, for the term of four years from July 19, 1923.
Edward McDonald, McDonald, for the term of two years from July 19, 1923.
Charles H. Ogden, Pittsburgh, for the term of two years from July 19, 1923.
Lucy W. Bigger, Harmarville, for the term of two years from July 19, 1923.
Richard G. Miller, Washington, for the term of six years from July 23, 1923.
Theo. A. Straub, Canonsburg, for the term of six years from April 10, 1924.

TRUSTEES OF THE THADDEUS STEVENS INDUSTRIAL SCHOOL OF PENNSYLVANIA.

C. Howard Witmer, Lancaster, from March 20, 1924, until June 12, 1925.
Scott W. Baker, Lancaster, from March 20, 1924, until June 12, 1925.
Luther W. Wohlsen, Lancaster, from March 26, 1924, until June 12, 1925.

Joseph S. Strickler, Lancaster, from March 20, 1924, until June 12, 1926.
V. W. Dippell, Lancaster, from March 20, 1924, until June 12, 1926.
Kirk Johnson, Lancaster, from March 27, 1924, until June 12, 1926.
C. Herbert Obreiter, Lancaster, from June 12, 1924, until June 12, 1927.
Arthur P. Mylin, Lancaster, from June 12, 1924, until June 12, 1927.
William H. Keller, Lancaster, from June 12, 1924, until June 12, 1927.

MEMBERS OF THE OSTEOPATHIC SURGEONS' EXAMINING BOARD.

J. W. McFarlane, Pittsburgh, from November 17, 1924, until annulled.
George B. Moreland, Swissvale, from November 17, 1924, until annulled.
Edward G. Drew, Philadelphia, from November 17, 1924, until annulled.

MEMBERS OF THE BOARD OF TRUSTEES OF PENNSYLVANIA STATE ORAL SCHOOL FOR THE DEAF.

H. R. Kinsley, Scranton, for the term of four years from July 19, 1923.
L. A. Watres, Scranton, for the term of six years from July 19, 1923.
Rt. Rev. Michael J. Hoban, Scranton, for the term of six years from July 19, 1923.
Louise H. Dimmick, Scranton, for the term of six years from July 19, 1923.
Frank H. Jarvis, Tunkhannock, for the term of four years from July 19, 1923.
G. d'Andelot Belin, Scranton, for the term of two years from July 31, 1923.
Cathryn W. Gearhart, Scranton, for the term of four years from August 4, 1923.
Charles H. Welles, Jr., Scranton, for the term of two years from September 12, 1923.

MEMBERS OF THE BOARD OF TRUSTEES OF HOME FOR TRAINING IN SPEECH OF DEAF CHILDREN BEFORE THEY ARE OF SCHOOL AGE.

J. George Becht, Harrisburg, for the term of six years from March 13, 1924.
J. B. Showalter, Pittsburgh, for the term of six years from March 28, 1924.
Mabel W. Shoemaker, Philadelphia, for the term of six years from March 31, 1924.
Mary S. Garrett, Philadelphia, for the term of four years from April 15, 1924.
Edith M. Peters, Overbrook, for the term of four years from May 8, 1924.

MEMBERS OF THE BOARD OF TRUSTEES OF PENNSYLVANIA INDUSTRIAL REFORMATORY.

John D. Dorris, Huntingdon, for the term of four years from July 19, 1923.
J. William Brown, Lancaster, for the term of four years from July 19, 1923.
Thomas G. Crownover, Huntingdon, for the term of six years from July 19, 1923.
Simon F. Zook, Curryville, for the term of four years from July 19, 1923.
Mary Miles Blanchard, Bellefonte, for the term of six years from July 19, 1923.
Howard C. Frontz, Huntingdon, for the term of six years from July 19. 1923.
Christian W. Lynch, Harrisburg, for the term of two years from July 20, 1923.
Howard J. Thompson, Curwensville, for the term of two years from October 15, 1923.
M. H. Canan. Altoona, for the term of two years from December 6, 1923.

MEMBERS OF THE BOARD OF TRUSTEES OF STATE INDUSTRIAL HOME FOR WOMEN.

Ida H. McCormick, Williamsport, for the term of four years from July 19, 1923.
William F. Brittain, Muncy, for the term of two years from July 19, 1923.
Mary T. Stecker, Milton, for the term of two years from July 19, 1923.
Frank Smith, Philadelphia, for the term of six years from July 19, 1923.
Kenneth L. M. Pray, Philadelphia, for the term of six years from July 19, 1923.
Elizabeth B. Beach, Bellefonte, for the term of six years from July 19, 1923.
Florence M. Dibert, Johnstown, for the term of four years from July 20, 1923.
George W. Slocum, Milton, for the term of two years from October 22, 1923.
Ella J. Stevenson, Williamsport, for the term of four years from June 3, 1924.

SUPERINTENDENT OF CONSTRUCTION OF WESTERN PENITENTIARY.

J. O. Stutsman, Rockview, from October 17, 1923, until annulled.

MEMBERS OF THE BOARD OF COMMISSIONERS ON UNIFORM STATE LAWS.

William M. Hargest, Harrisburg, from August 25, 1923, until the third Tuesday of January, 1927.
William Draper Lewis, Philadelphia, from August 25, 1923, until the third Tuesday of January, 1927.
William A. Schnader, Philadelphia, from November 6, 1924, until the third Tuesday of January, 1927.

MEMBERS OF THE GENERAL GEORGE GORDON MEADE STATUE COMMISSION.

Hugh R. Fulton, Lancaster, from September 13, 1923, until the third Tuesday of January, 1927.
John E. Baker, York, from September 13, 1923, until the third Tuesday of January, 1927.
John B. Patrick, Harrisburg, from September 21, 1923, until the third Tuesday of January, 1927.

MEMBER OF THE GENERAL GALUSHA PENNYPACKER MONUMENT COMMISSION.

H. H. Gilkyson, Phoenixville, from September 13, 1923, until the third Tuesday of January, 1927.

MEMBER OF THE ROBERT MORRIS MONUMENT COMMISSION.

Lloyd Hartman, Mifflintown, from September 14, 1923, until the third Tuesday of January, 1927.
H. M. Edwards, Scranton, from September 24, 1923, until the third Tuesday of January, 1927.
Louis T. McFadden, Canton, from October 25, 1923, until the third Tuesday of January, 1927.
George S. Morris, Philadelphia, from May 2, 1924, until the third Tuesday of January, 1927.
Benjamin S. Phillips, Scranton, from May 5, 1924, until the third Tuesday of January, 1927.

MEMBERS OF THE PENNSYLVANIA STATE PARK AND HARBOR COMMISSION OF ERIE.

John Hamberger, Erie, from September 14, 1923, until the third Tuesday of January, 1927.
George B. Taylor, Erie, from September 15, 1923, until the third Tuesday of January, 1927.
J. C. Ainsworth, Erie, from September 15, 1923, until the third Tuesday of January, 1927.
P. J. Grant, Erie, from September 15, 1923, until the third Tuesday of January, 1927.
Alexander R. Wheeler, Endeavor, from September 15, 1923, until the third Tuesday of January, 1927.
W. L. Morrison, Erie, from September 17, 1923, until the third Tuesday of January, 1927.
Theodore Eichhorn, Erie, from September 24, 1923, until the third Tuesday of January, 1927.

MEMBERS OF THE BOARD OF TRUSTEES OF PENNSYLVANIA SOLDIERS' AND SAILORS' HOME.

J. A. Stackhouse, Erie, for the term of six years from July 19, 1923.
Harold F. Mook, Erie, for the term of four years from July 19, 1923.
Margaret E. Guth, Erie, for the term of six years from July 19, 1923.

Mabel M. Burton, Erie, for the term of six years from July 19, 1923.
Frederick P. Schoonmaker, Broadford, for the term of four years from July 19, 1923.
Marshall L. Phipps, Franklin, for the term of four years from July 21, 1923.
Louis F. Arensberg, East Millsboro, for the term of two years from August 6, 1923.
William T. Powell, Pittsburgh, for the term of two years from August 6, 1923.
Noah Dietrich, Easton, for the term of two years from August 7, 1923.

MEMBERS OF THE COMMISSION TO SUBMIT A REVISED PENAL CODE OF PENNSYLVANIA.

Marion D. Patterson, Hollidaysburg, from April 9, 1924, until annulled.
John H. Maurer, Philadelphia, from May 29, 1924, until annulled.

MEMBERS OF THE COMMISSION TO MAKE AN INVESTIGATION OF THE CONDITION OF DISABLED WORLD WAR VETERANS OF PENNSYLVANIA.

Ben F. Metz, Pittsburgh, from September 21, 1923, until annulled.
Emory Rockwell, Wellsboro, from February 11, 1924, until annulled.
Edward W. Warren, Scranton, from April 8, 1924, until annulled.
Robert Morris, Philadelphia, from April 14, 1924, until annulled.
S. A. Baltz, Uniontown, from May 13, 1924, until annulled.

MEMBERS OF THE COMMISSION TO PROVIDE FOR THE CELEBRATION OF THE CENTENNIAL ANNIVERSARY OF THE BATTLE OF LAKE ERIE IN 1913.

David N. McBrier, Erie, from December 3, 1923, until annulled.
William M. Spencer, Erie, from December 3, 1923, until annulled.
Harry W. Moomy, Erie, from December 3, 1923, until annulled.
Jane W. Pressly, Erie, from December 6, 1923, until annulled.
F. H. Schutte, Erie, from February 21, 1924, until annulled.

MEMBERS OF THE BOARD OF TRUSTEES OF THE MOTHERS' ASSISTANCE FUND

ADAMS COUNTY.

Mrs. Clara M. Rebert, Cashtown, until June 1, 1929.
Mrs. Grace Bream, RD No. 4, Gettysburg, until June 1, 1925.

ALLEGHENY COUNTY.

Mrs. Eleanor Gormley Robinson, The Barracks, Sewickley, until June 1, 1925.
Mrs. Katherine McCook Miller, 5 Von Lent Place, Pittsburgh, until June 1, 1927.
Miss Mary C. Murphy, 1736 Wightman St., Pittsburgh, until June 1, 1925.

ARMSTRONG COUNTY.

Miss Pearl Shaw, Kittanning, until June 1, 1929.
Mrs. Martha B. Allen, Ford City, until June 1, 1927.
Mrs. Mary Canby, Parkers Landing, until June 1, 1927.
Mrs. Nell Crawford, Freeport, until June 1, 1925.
Mrs. Nettie Stockdale, Rural Valley, until June 1, 1929.
Mrs. Lola M. Orr, Leechburg, until June 1, 1925.
Mrs. H. S. Johnston, 304—2nd St., Apollo, until June 1, 1929.

BEAVER COUNTY.

Mrs. Lula B. McConnel, Beaver, until June 1, 1929.
Mrs. Aleda H. Martsolf, New Brighton, until June 1, 1929.
Mrs. Helen L. Bentley, Beaver Falls, until June 1, 1929.
Mrs. Bertha Barthelmeh, Ambridge, until June 1, 1929.

BEDFORD COUNTY.

Mrs. Ella B. Ashcom, Everett, until June 1, 1925.
Mrs. Martha S. Heckerman, Bedford, until June 1, 1929.
Miss Ida M. Kramer, Hyndman, until June 1, 1927.

BLAIR COUNTY.

Mrs. Helen Mason Robb, 1429—12th Ave., Altoona, until June 1, 1925.

BUCKS COUNTY.

Mrs. Katherine G. Ryan, Doylestown, until June 1, 1929.
Mrs. Flo F. Lehman, Bristol, until June 1, 1925.
Miss Laura C. Haines, Doylestown, until June 1, 1927.
Mrs. Miriam Watson James, Doylestown, until June 1, 1925.
Mrs. Florence K. Blackfan, New Hope, until June 1, 1929.
Mrs. Mabel R. Briggs, Yardley, until June 1, 1927.
Mrs. Jane E. Weamer, Springtown, until June 1, 1929.

BUTLER COUNTY.

Mrs. Margaret I. Dugan, Evans City, until June 1, 1929.

CAMBRIA COUNTY.

Mrs. Catherine A. Montieth, Patton, until June 1, 1927.
Mrs. Katherine B. Stackhouse, 145 Fayette Street, Westmont, Johnstown, until June 1, 1929.
Mrs. Katherine R. Stineman, South Fork, until June 1, 1927.
Mrs. Fanny Kerr Greer, "Dundee", Southmont, Johnstown, until June 1, 1925.
Mrs. Ida H. Cameron, 221 Fairfield Ave., Johnstown, until June 1, 1925.

CARBON COUNTY.

Mrs. Mary S. Christian, Palmerton, until June 1, 1925.
Mrs. Millie B. Garrett, Summit Hill, until June 1, 1929.
Miss Ella M. Peters, Lehighton, until June 1, 1929.
Miss Elizabeth A. Lewis, Nesquehoning, until June 1, 1929.
Mrs. Kate F. Whildin, Lansford, until June 1, 1927.
Mrs. Russell P. Carling, Weatherly, until June 1, 1925.
Miss Laura L. Ruddle, 16 South St., East Mauch Chunk, until June 1, 1927.

CENTRE COUNTY.

Mrs. Rose McGirk, Philipsburg, until June 1, 1927.
Mrs. Lella C. Gardner, State College, until June 1, 1929.
Mrs. Louise H. Reynolds, Bellefonte, until June 1, 1927.

CHESTER COUNTY.

Mrs. Susan F. Vanderslice, Phoenixville, until June 1, 1925.

CLARION COUNTY.

Mrs. Jennie L. Thomas, East Brady, until June 1, 1927.
Mrs. Adeline S. Morgan, Foxburg, until June 1, 1927.
Mrs. Alda Rankin Arnold, Clarion, until June 1, 1929.
Mrs. Josephine M. Frasenmyer, Box 98, Leeper, until June 1, 1925.

CLEARFIELD COUNTY.

Mrs. Beulah Long Mahaffey, Madera, until June 1, 1925.
Mrs. Eliza O. Blakeslee, DuBois, until June 1, 1929.
Mrs. Della Patchin, Burnside, until June 1, 1925.

CLINTON COUNTY.

Mrs. Adelaide C. Stevenson, Lock Haven, until June 1, 1925.

COLUMBIA COUNTY.

Mrs. Olive Thompson Lowry, Berwick, until June 1, 1925.
Mrs. Vera H. Housenick, Bloomsburg, until June 1, 1925.

CRAWFORD COUNTY.

Mrs. Bertha E. Elston, Spartansburg, until June 1, 1925.
Mrs. Florence Bolard Crandall, Cambridge Springs, until June 1, 1925.

CUMBERLAND COUNTY.

Mrs. Harriet Wylie Stewart, Shippensburg, until June 1, 1925.
Mrs. Madeline C. Everhart, Lemoyne, until June 1, 1925.
Mrs. Roberta Reiff Gracey, New Cumberland, until June 1, 1929.

DAUPHIN COUNTY.

Mrs. Janet A. Ekin, 1706 N. 2nd St., Harrisburg, until June 1, 1925.

DELAWARE COUNTY.

Mrs. Eleanor J. Wilson Geary, Wallingford, until June 1, 1925.
Mrs. Amey Eaton Watson, Haverford, until June 1, 1925.
Mrs. Henrietta M. Sweeney, Chester, until June 1, 1927.

ERIE COUNTY.

Mrs. Maude W. Sterett, 640 W. 6th St., Erie, until June 1, 1925.
Mrs. Margaret Lee, North East, until June 1, 1927.
Mrs. Anna C. Woodward, Waterford, until June 1, 1929.

FAYETTE COUNTY.

Mrs. Margaret B. Elliott, Belle Vernon, until June 1, 1925.

FRANKLIN COUNTY.

Mrs. Rebecca Adeline Walker, Fannettsburg, until June 1, 1925.

GREENE COUNTY.

Mrs. Mary Etta Long, Mount Morris, until June 1, 1925.

HUNTINGDON COUNTY.

Mrs. Matilda C. Longacre, Mt. Union, until June 1, 1927.
Mrs. Rosa Crawford Beck, Alexandria, until June 1, 1925.
Mrs. Helen Willis Beckel, 627 Moore St., Huntingdon, until June 1, 1925.

INDIANA COUNTY.

Mrs. Martha Malinda Shaffer Coon, Indiana, until June 1, 1927.
Mrs. Florence McLaughlin Boggs, Indiana, until June 1, 1927.
Mrs. Elsie M. Siegfried, Blairsville, until June 1, 1929.
Mrs. Mabel Templeton, Clymer, until June 1, 1925.
Mrs. Sarah Work Moore, Rochester Mills, until June 1, 1925.

JEFFERSON COUNTY.

Mrs. Martha V. Conrad, Brookville, until June 1, 1929.
Mrs. Rose C. Durbin, Brockwayville, until June 1, 1929.
Mrs. Lois Beyer, Punxsutawney, until June 1, 1929.

JUNIATA COUNTY.

Mrs. Anna Laird Neely, Honey Grove, until June 1, 1927.
Miss Bertha Scott, Mifflintown, until June 1, 1929.

LACKAWANNA COUNTY.

Mrs. Bertha J. Davis, 213 S. Hyde Park Ave., Scranton, until June 1, 1927.

LANCASTER COUNTY.

Mrs. Edith B. Weaver, 243 Duke St., Lancaster, until June 1, 1925.
Mrs. Mary Calder Appel, Lancaster, until June 1, 1929.

LAWRENCE COUNTY.

Mrs. Catherine M. Charles, Ellwood City, until June 1, 1925.
Mrs. Mary B. Young, 315 Wallace Ave., New Castle, until June 1, 1927.
Miss Emma J. Dodds, New Wilmington, until June 1, 1925.
Mrs. Jessie W. Cunningham, New Castle, until June 1, 1929.
Mrs. Lena F. Gilmore, Hillsville, until June 1, 1927.

LEBANON COUNTY.

Miss Hannah T. Cassidy, 620 Locust St., Lebanon, until June 1, 1929.
Mrs. Cora Hartman Weimer, Lebanon, until June 1, 1925.
Mrs. A. Grant Boger, Lebanon, until June 1, 1929.

LEHIGH COUNTY.

Mrs. Lillie C. Steckel, 1018 Main St., Slatington, until June 1, 1927.
Mrs. Cora Richards Burger, 136 N. West St., Allentown, until June 1, 1929.
Miss Carrie A. Miller, Catasauqua, until June 1, 1927.
Mrs. Jean Macbeth Huber, Macungie, until June 1, 1929.
Miss Edna A. Bachman, 3005 Turner St., Allentown, until June 1, 1925.
Mrs. Marion W. Robinson, 523—8th Ave., Bethlehem, until June 1, 1925.
Miss Gertrude M. Keiper, 145 N. 7th St., Allentown, until June 1, 1929.

LUZERNE COUNTY.

Mrs. Cora M. Davenport, West Pittston, until June 1, 1927.
Mrs. Emily Brodhead Moon, 229 Reynolds, St., Kingston, until June 1, 1929.
Mrs. Helen B. Coughlin, 64 W. Union St., Wilkes-Barre, until June 1, 1929.
Miss Margaret Long, 3rd & Alter Sts., Hazleton, until June 1, 1925.

LYCOMING COUNTY.

Mrs. Minnie E. Pepperman, Williamsport, until June 1, 1925.

McKEAN COUNTY.

Miss Margaret E. Caldwell, Bradford, until June 1, 1925.
Miss May E. Choate, Smethport, until June 1, 1925.
Miss Ann E. Davis, Mt. Jewett, until June 1, 1929.

MONROE COUNTY.

Mrs. Ada K. Levering, Stroudsburg, until June 1, 1929.
Mrs. Julia C. Henry, East Stroudsburg, until June 1, 1929.
Mrs. Emma S. Barteau, Delaware Water Gap, until June 1, 1927.
Mrs. Edith Dade Shinn, Stroudsburg, until June 1, 1927.
Mrs. Elmira Shafer, Gilbert, until June 1, 1925.
Mrs. Lena French Swaine, Mountainhome, until June 1, 1929.
Mrs. Lou W. Rhoads, Tobyhanna, until June 1, 1925.

MONTGOMERY COUNTY.

Mrs. Mary James Vaux, Bryn Mawr, until June 1, 1925.
Mrs. Anna Fegley McCaslin, 644 High St., Pottstown, until June 1, 1925.

MONTOUR COUNTY.

Mrs. Charella Myers, 207 Grand St., Danville, until June 1, 1927.

NORTHAMPTON COUNTY.

Mrs. Irene L. Follweiler, 1728 Main St., Northampton, until June 1, 1929.
Mrs. Flora S. Walls, 48 E. Market St., Bethlehem, until June 1, 1929.

NORTHUMBERLAND COUNTY.

Mrs. Edith B. Witmer, 114 N. Front St., Sunbury, until June 1, 1925.

SCHUYLKILL COUNTY.

Mrs. Helen Toole Knies, 1730 West End Ave., Pottsville, until June 1, 1929.
Mrs. Laura H. Harris, Tamaqua, until June 1, 1925.

SUSQUEHANNA COUNTY.

Mrs. Lillian McMahon, Susquehanna, until June 1, 1925.
Miss Harriet May Claflin, Great Bend, until June 1, 1925.
Mrs. Loretta A. McCormick, Forest City, until June 1, 1927.
Miss Sue M. Strous, Montrose, until June 1, 1929.
Mrs. Corvia A. Christian, Skinners Eddy, until June 1, 1929.
Mrs. Ethel R. Bolles, Fairdale, until June 1, 1929.
Mrs. Floretta Maynard, Harford, until June 1, 1927.

UNION COUNTY.

Miss Mary E. Butler, Lewisburg, until June 1, 1925.
Miss Jessie C. Herr, Mifflinburg, until June 1, 1925.

VENANGO COUNTY.

Mrs. Anita L. C. Miller, 516—15th St., Franklin, until June 1, 1929.
Mrs. Julia E. Diem, Emlenton, until June 1, 1929.
Mrs. Mary R. Dickey, 215 Lincoln St., Oil City, until June 1, 1925.
Mrs. Ruth R. Philp, 1327 Elk St., Franklin, until June 1, 1925.

WARREN COUNTY.

Mrs. Emma D. Chrisman, 405 E. Penn Ave., Warren, until June 1, 1929.
Mrs. Lizzie E. Hawkey, Tidoute, until June 1, 1927.
Mrs. Daisy P. Wood, Grand Valley, until June 1, 1927.
Mrs. Gertrude F. Greenlund, 511 Penn Ave., Warren, until June 1, 1925.
Mrs. Gertrude Cumming, Sugar Grove, until June 1, 1929.
Mrs. Anna Henderson, Sheffield, until June 1, 1929.
Mrs. Lelia Messenger, Columbus, until June 1, 1925.

WASHINGTON COUNTY.

Mrs. Hannah Work Black, 219 Belmont Ave., Canonsburg, until June 1, 1925.

WESTMORELAND COUNTY.

Mrs. Carrie O. Daum, Jeannette, until June 1, 1927.
Mrs. Albert L. Porter, Scottdale, until June 1, 1925.

YORK COUNTY.

Miss Rose Blaine Gillespie, 166 W. Market St., York, until June 1, 1925.
Mrs. Gertrude D. Hogue, York, until June 1, 1927.
Mrs. Josephine N. McClellan, Spring Grove, until June 1, 1925.
Mrs. Salome Baker Stauffer, 29 N. Queen St., York, until June 1, 1927.
Mrs. Marion W. Ross Showalter, Woodbine, until June 1, 1929.

GIFFORD PINCHOT.

MEMBER BOARD OF TRUSTEES HARRISBURG STATE HOSPITAL.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 6, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following:

Dr. Alfred S. Weiss, of Lebanon, to be a Member of the Board of Trustees of the Harrisburg State Hospital.

GIFFORD PINCHOT.

MEMBER BOARD OF TRUSTEES PENNSYLVANIA STATE ORAL SCHOOL FOR THE DEAF.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 6, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, J. Curtis Platt, Scranton, Pa., to be a member of the Board of Trustees of the Pennsylvania State Oral School for the Deaf.

GIFFORD PINCHOT.

Mr. LESLIE. Mr. President, I move you that the nominations of His Excellency, the Governor, be laid upon the table until the Senate is properly organized and a committee is appointed to pass upon these recommendations.

Mr. SALUS. Mr. President, I second the motion.

The motion was agreed to.

REPORT OF THE LEHIGH COAL AND NAVIGATION COMPANY.

The Chair cleared his table and laid before the Senate report of the Lehigh Coal and Navigation Company.

(For report see Appendix).

COMMUNICATION FROM ROTARY CLUB OF PHILADELPHIA RELATIVE TO NEW SITE FOR EASTERN PENITENTIARY.

The Chair also laid before the Senate the following communications:

The Rotary Club of Philadelphia, December 11, 1924.

Resident Clerk, State Senate, Harrisburg, Pa.

Dear Sir: The Board of Directors of the Rotary Club of Philadelphia unanimously adopted the attached resolution at a meeting held on last Thursday evening, December 9th, and we urge that the matter of a new location for the Eastern State Penitentiary be given the serious consideration of the Senate.

Very truly yours,
FRANK HONICKER,
Secretary.

FH: MV

Whereas, it is a very well known fact that the present site and buildings of the Eastern State Penitentiary are entirely inadequate, unsuitable and unsatisfactory,

And Whereas, it is agreed that the question of the proper employment of prison inmates could be much better taker. care of in our State if such legislation were passed as will permit the sale of goods produced in Pennsylvania Prisons and Institutions, not only with other Pennsylvania institutions, but with similar State and Federal Institutions located in other states.

Therefore, be it resolved, that the Rotary Club of Philadelphia strongly urges the members of the Pennsylvania State Legislature bodies to enact such legislation as is necessary for the purchase of a site for and the erection of a new Eastern State Penitentiary, and the extension of the sale of prison made goods as recommended.

That copies of this resolution be sent to the Philadelphia Chamber of Commerce and to the separate legislative bodies of the State.

Which was referred to the Committee on Appropriations, when appointed.

COMMUNICATION FROM INTERNATIONAL SEAMEN'S UNION OF AMERICA RELATIVE TO PERMITTING SEAMEN TO REGISTER AND VOTE.

International Seamen's Union of America,
Chicago, Ill., December 20, 1924.

To the Honorable Members of the State Legislatures.

Gentlemen: Below follows a resolution unanimously carried at the Twenty-Seventh Annual Convention of the International Seamen's Union of America:

"Whereas, Seamen, by nature of their calling, are generally unable to vote by reason of the laws of the various States requiring registration each year at a period of one month prior to election and because of laws necessitating the personal attendance of the voter at the time of registration and election, therefore be it

"Resolved, By the International Seamen's Union of America, in annual convention assembled in New York City, January 21, 1924, that we urge upon state legislatures, particularly in coast-wise states which contain shipping ports, where seamen reside, that the laws should be amended so as to permit seamen to register at a certain place within the county of his residence, once each year, to the end that such seaman may, if he desires, vote for the officers nominated for various city, county and national officers."

Permit me to express the very earnest hope that the subject matter contained in the above resolution will be given very serious attention by you and your co-legislators.

Respectfully yours,
K. B. NOLAN,
Secretary-Treasurer.

Which was referred to the Committee on Elections, when appointed.

SUPERINTENDENT OF FOLDING ROOMS.

The PRESIDENT. On behalf of the President pro tempore, the Chair announces the appointment of Thomas G. Beaver, Lewistown, Superintendent of Folding Rooms, vice Gruber H. Bell, Lewistown, deceased.

RECESS.

Mr. BUCKMAN. Mr. President, I move that the Senate do now take a recess until 2:15 o'clock this afternoon.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS.

The PRESIDENT. The time for recess having elapsed the Senate will be in order.

SENATE PROCEEDS TO HOUSE TO HEAR GOVERNOR'S MESSAGE AND COUNT VOTE FOR STATE OFFICERS.

The hour of 2:30 o'clock P. M. having arrived, Mr. Hess and Mr. Lucas, a Committee from the House of Representatives, being introduced, informed the Senate that the House of Representatives was ready for the reception of the President and Members of the Senate for the purpose of listening to the reading by his Excellency, the Governor, of his message, and witnessing the opening, counting and publishing of the official returns of the votes cast on the first Tuesday of November, A. D. 1924, for State Treasurer and Auditor General.

Whereupon,

The President and members of the Senate proceeded to the hall of the House of Representatives.

SENATE RETURNS FROM HOUSE.

After some time, the President and Senators returned to the Senate Chamber.

TELLERS' REPORT OF PROCEEDINGS OF JOINT SESSION OF SENATE AND HOUSE OF REPRESENTATIVES FOR THE OPENING, COUNTING AND PUBLISHING OF VOTES FOR STATE TREASURER AND AUDITOR GENERAL.

Mr. DAIX, teller on the part of the Senate, made a report which was read as follows:

That the President and members of the Senate and the Speaker and members of the House of Representatives, met in the hall of the House of Representatives at 2:30 o'clock, P. M. this day, and the Honorable James J. Davis, President of the Senate, in pursuance of the Constitution and laws of the Commonwealth, did then and there proceed to open and count and publish the official returns of the election for State Treasurer and Auditor General, held on the first Tuesday after the first Monday of November last, being the fourth day of November Anno Domini, one thousand nine hundred and twenty-four, in the City of Philadelphia, and the several counties of the Commonwealth, as follows:

## FOR STATE TREASURER.

(Election Nov. 4, 1924.)

| Counties. | Republican, Samuel S. Lewis. | Democratic, Heber Ermentrout. | Socialist, Charles Sehl. | Progressive, Charles Sehl. | Prohibition, T. H. Hamilton. | American, T. S. Grumbine. | Commonwealth Land Lewis Ryan. | Industrialist, George W. Ohls. | Workers, John S. Otis. |
|---|---|---|---|---|---|---|---|---|---|
| Adams, | 5,636 | 4,668 | 113 | 35 | 38 | 10 | 3 | ..... | 7 |
| Allegheny, | 143,743 | 21,706 | 9,122 | 4,133 | 5,036 | 1,442 | 807 | 336 | 1,677 |
| Armstrong, | 10,799 | 2,790 | 353 | 110 | 345 | 723 | 16 | 7 | 38 |
| Beaver, | 16,298 | 3,336 | 911 | 403 | 469 | 326 | 24 | 25 | 132 |
| Bedford, | 5,936 | 2,418 | 185 | 54 | 98 | 365 | 5 | 1 | 13 |
| Berks, | 23,758 | 22,159 | 5,355 | 228 | 237 | 61 | 14 | 15 | 58 |
| Blair, | 20,053 | 4,701 | 767 | 451 | 492 | 124 | 54 | 27 | 161 |
| Bradford, | 11,218 | 2,349 | 344 | 246 | 386 | 20 | 18 | 7 | 47 |
| Bucks, | 17,134 | 6,712 | 556 | 88 | 233 | 15 | 6 | 6 | 24 |
| Butler, | 12,469 | 3,403 | 335 | 149 | 457 | 197 | 24 | 15 | 25 |
| Cambria, | 24,502 | 14,394 | 986 | 193 | 411 | 95 | 67 | 43 | 176 |
| Cameron, | 1,315 | 261 | 27 | 19 | 36 | ..... | 1 | ..... | 2 |
| Carbon, | 9,997 | 5,656 | 322 | 163 | 68 | 21 | 13 | 9 | 34 |
| Centre, | 7,286 | 4,307 | 103 | 76 | 302 | 58 | 4 | 3 | 10 |
| Chester, | 21,532 | 5,941 | 435 | 95 | 370 | 65 | 13 | 5 | 19 |
| Clarion, | 5,380 | 3,687 | 188 | 69 | 355 | 113 | 8 | 11 | 19 |
| Clearfield, | 12,768 | 5,172 | 575 | 367 | 725 | 379 | 58 | 32 | 110 |
| Clinton, | 4,739 | 1,876 | 186 | 105 | 232 | 530 | 17 | 9 | 37 |
| Columbia, | 6,913 | 7,100 | 99 | 17 | 286 | 48 | 13 | 5 | 27 |
| Crawford, | 9,994 | 3,235 | 467 | 302 | 986 | 74 | 25 | 32 | 56 |
| Cumberland, | 10,139 | 7,581 | 166 | 62 | 337 | 43 | 1 | 2 | 13 |
| Dauphin, | 29,232 | 8,606 | 628 | 345 | 767 | 90 | 26 | 12 | 86 |
| Delaware, | 41,336 | 6,303 | 1,138 | 277 | 577 | 51 | 34 | 6 | 42 |
| Elk, | 5,856 | 1,333 | 175 | 105 | 410 | 31 | 14 | 10 | 31 |
| Erie, | 19,688 | 4,024 | 1,403 | 485 | 914 | 128 | 79 | 70 | 185 |
| Fayette, | 18,398 | 8,830 | 1,755 | 492 | 461 | 1,595 | 23 | 22 | 171 |
| Forest, | 1,050 | 274 | 40 | 25 | 102 | 4 | ..... | ..... | 1 |
| Franklin, | 9,526 | 5,701 | 244 | 96 | 179 | 5 | ..... | 5 | 17 |
| Fulton, | 1,097 | 1,167 | 10 | 5 | 4 | 8 | ..... | 1 | 2 |
| Greene, | 4,454 | 5,500 | 136 | 16 | 59 | 69 | ..... | 1 | 11 |
| Huntingdon, | 6,226 | 1,414 | 156 | 83 | 120 | 29 | 1 | 6 | 22 |
| Indiana, | 11,233 | 1,840 | 704 | 191 | 1,344 | 277 | 22 | 6 | 55 |
| Jefferson, | 9,958 | 2,446 | 449 | 177 | 766 | 282 | 36 | 19 | 56 |
| Juniata, | 2,070 | 1,387 | 34 | 24 | 25 | 2 | 1 | 1 | 8 |
| Lackawanna, | 37,134 | 17,031 | 944 | 359 | 384 | 23 | 53 | 41 | 91 |
| Lancaster, | 36,544 | 11,291 | 460 | 116 | 292 | 23 | 14 | 68 | 15 |
| Lawrence, | 11,800 | 1,895 | 825 | 343 | 830 | 431 | 22 | 19 | 56 |
| Lebanon, | 9,028 | 2,577 | 247 | 44 | 208 | 31 | 3 | 3 | 16 |
| Lehigh, | 20,420 | 11,437 | 792 | 217 | 116 | 61 | 8 | 12 | 61 |
| Luzerne, | 45,755 | 16,678 | 3,169 | 501 | 553 | 87 | 237 | 61 | 410 |
| Lycoming, | 12,801 | 7,131 | 590 | 264 | 741 | 49 | 35 | 12 | 50 |
| McKean, | 8,459 | 2,231 | 316 | 214 | 1,157 | 160 | 20 | 23 | 83 |
| Mercer, | 13,835 | 3,882 | 981 | 313 | 954 | 166 | 41 | 23 | 77 |
| Mifflin, | 4,479 | 1,947 | 105 | 26 | 89 | 7 | ..... | 2 | 13 |
| Monroe, | 3,158 | 3,895 | 70 | 48 | 103 | 6 | 5 | ..... | 8 |
| Montgomery, | 44,580 | 11,188 | 1,376 | 147 | 329 | 47 | 47 | 7 | 24 |
| Montour, | 2,323 | 1,798 | 46 | 14 | 44 | 8 | 4 | 2 | 9 |
| Northampton, | 19,514 | 12,418 | 682 | 338 | 428 | 70 | 29 | 24 | 99 |
| Northumberland, | 16,895 | 8,038 | 707 | 277 | 434 | 68 | 54 | 17 | 146 |
| Perry, | 4,165 | 2,607 | 35 | 17 | 44 | 9 | 3 | 6 | 10 |
| Philadelphia, | 347,291 | 53,774 | 19,907 | 2,269 | 1,083 | 184 | 258 | 137 | 616 |
| Pike, | 1,491 | 1,007 | 116 | 42 | 20 | 4 | 1 | ..... | 5 |
| Potter, | 3,792 | 1,240 | 162 | 90 | 150 | 10 | 3 | 1 | 28 |
| Schuylkill, | 35,212 | 11,465 | 1,177 | 365 | 219 | 131 | 141 | 35 | 332 |
| Snyder, | 2,913 | 929 | 31 | 19 | 36 | 4 | 1 | 2 | 9 |
| Somerset, | 12,125 | 2,160 | 435 | 281 | 215 | 196 | 14 | 13 | 38 |
| Sullivan, | 1,486 | 886 | 25 | 13 | 89 | 10 | 10 | ..... | 4 |
| Susquehanna, | 6,802 | 2,129 | 163 | 90 | 169 | 2 | 9 | 1 | 28 |
| Tioga, | 7,875 | 1,203 | 104 | 43 | 254 | 16 | 9 | 1 | 20 |
| Union, | 3,512 | 1,072 | 45 | 21 | 105 | 5 | ..... | 2 | 6 |
| Venango, | 10,309 | 1,927 | 305 | 181 | 501 | 165 | 77 | 4 | 13 |
| Warren, | 8,036 | 1,993 | 275 | 187 | 608 | 35 | ..... | 10 | 21 |
| Washington, | 22,106 | 6,539 | 1,467 | 391 | 431 | 265 | 30 | 42 | 250 |
| Wayne, | 5,388 | 1,531 | 139 | 40 | 113 | 13 | 9 | 1 | 11 |
| Westmoreland, | 33,205 | 9,809 | 3,836 | 678 | 1,693 | 4,462 | 101 | 67 | 358 |
| Wyoming, | 3,015 | 1,113 | 56 | 28 | 124 | 2 | 1 | 1 | 8 |
| York, | 26,135 | 13,042 | 576 | 83 | 240 | 38 | 1 | 3 | 14 |
| Total, | 1,363,406 | 410,140 | 68,631 | 17,745 | 30,291 | 14,069 | 2,667 | 1,390 | 6,281 |

Scattering votes,—2.

FOR AUDITOR GENERAL.

(Election Nov. 4, 1924.)

| Counties | Republican, Edward Martin. | Democratic, John R. Collins. | Socialist, Sidney Stark. | Prohibition, George L. Pennock. | American, William M. Hart. | Commonwealth Land. Thomas J. Davis. | Industrialist, William Krumm. | Progressive, Eber Cockley. | Workers, Ed. Horacek. |
|---|---|---|---|---|---|---|---|---|---|
| Adams, | 5,417 | 4,790 | 123 | 45 | 17 | 1 | ..... | 25 | 4 |
| Allegheny, | 142,202 | 22,835 | 8,589 | 4,498 | 2,342 | 356 | 306 | 4,343 | 1,496 |
| Armstrong, | 10,650 | 2,843 | 326 | 319 | 765 | 12 | 9 | 111 | 30 |
| Beaver, | 16,118 | 3,436 | 884 | 457 | 372 | 16 | 20 | 368 | 115 |
| Bedford, | 5,938 | 2,413 | 176 | 100 | 375 | 6 | 3 | 48 | 12 |
| Berks, | 25,827 | 18,777 | 5,408 | 360 | 108 | 22 | 18 | 223 | 70 |
| Blair, | 19,855 | 4,800 | 760 | 494 | 162 | 27 | 27 | 432 | 124 |
| Bradford, | 11,234 | 2,380 | 345 | 381 | 33 | 11 | 10 | 219 | 33 |
| Bucks, | 17,100 | 6,672 | 568 | 260 | 18 | 4 | 4 | 81 | 22 |
| Butler, | 12,324 | 3,362 | 293 | 424 | 257 | 21 | 10 | 160 | 20 |
| Cambria, | 24,308 | 14,586 | 944 | 380 | 138 | 45 | 42 | 177 | 169 |
| Cameron, | 1,313 | 260 | 28 | 37 | ..... | 2 | 1 | 13 | ..... |
| Carbon, | 9,938 | 5,637 | 314 | 91 | 78 | 28 | 9 | 149 | 30 |
| Centre, | 7,224 | 4,334 | 102 | 303 | 75 | 3 | 2 | 66 | 15 |
| Chester, | 21,272 | 5,932 | 440 | 461 | 75 | 18 | 5 | 82 | 14 |
| Clarion, | 5,267 | 3,758 | 181 | 341 | 155 | 9 | 5 | 70 | 14 |
| Clearfield, | 12,460 | 5,335 | 591 | 709 | 459 | 34 | 32 | 344 | 108 |
| Clinton, | 4,614 | 1,954 | 183 | 216 | 593 | 11 | 5 | 74 | 25 |
| Columbia, | 6,833 | 7,177 | 105 | 252 | 61 | 12 | 6 | 13 | 22 |
| Crawford, | 9,948 | 3,288 | 430 | 948 | 84 | 21 | 29 | 288 | 55 |
| Cumberland, | 9,832 | 7,748 | 172 | 352 | 61 | 3 | 2 | 64 | 11 |
| Dauphin, | 27,678 | 9,664 | 682 | 874 | 146 | 38 | 41 | 350 | 65 |
| Delaware, | 41,348 | 6,307 | 1,115 | 678 | 70 | 36 | 7 | 214 | 50 |
| Elk, | 5,726 | 1,331 | 166 | 391 | 38 | 13 | 12 | 102 | 17 |
| Erie, | 18,580 | 4,419 | 1,290 | 930 | 148 | 40 | 60 | 279 | 257 |
| Fayette, | 18,318 | 8,976 | 1,687 | 402 | 1,647 | 24 | 17 | 573 | 156 |
| Forest, | 1,045 | 270 | 40 | 108 | 6 | ..... | ..... | 22 | 1 |
| Franklin, | 9,460 | 5,746 | 250 | 189 | 6 | 3 | 6 | 86 | 16 |
| Fulton, | 1,086 | 1,173 | 11 | 4 | 10 | 1 | 1 | 4 | ..... |
| Greene, | 4,836 | 5,275 | 123 | 41 | 69 | 4 | 1 | 21 | 5 |
| Huntingdon, | 6,141 | 1,511 | 139 | 117 | 46 | 4 | 4 | 88 | 24 |
| Indiana, | 11,099 | 1,896 | 647 | 1,201 | 367 | 31 | 8 | 208 | 63 |
| Jefferson, | 9,568 | 2,586 | 431 | 737 | 391 | 34 | 3 | 179 | 52 |
| Juniata, | 2,065 | 1,393 | 36 | 29 | 7 | 1 | ..... | 15 | 4 |
| Lackawanna, | 37,626 | 17,139 | 2,867 | 410 | 56 | 101 | 19 | 284 | 96 |
| Lancaster, | 36,550 | 11,296 | 439 | 285 | 34 | 18 | 67 | 103 | 15 |
| Lawrence, | 11,691 | 2,014 | 777 | 763 | 467 | 28 | 18 | 311 | 46 |
| Lebanon, | 9,078 | 2,541 | 237 | 235 | 28 | 2 | 8 | 33 | 16 |
| Lehigh, | 20,216 | 11,505 | 820 | 164 | 88 | 17 | 26 | 174 | 46 |
| Luzerne, | 44,523 | 17,008 | 2,716 | 581 | 230 | 192 | 65 | 477 | 351 |
| Lycoming, | 12,530 | 7,252 | 585 | 1,137 | 198 | 28 | 16 | 213 | 55 |
| McKean, | 8,303 | 2,295 | 320 | 680 | 68 | 23 | 11 | 176 | 45 |
| Mercer, | 13,648 | 3,991 | 960 | 982 | 213 | 32 | 25 | 276 | 61 |
| Mifflin, | 4,394 | 1,982 | 96 | 88 | 10 | 4 | 2 | 27 | 8 |
| Monroe, | 3,117 | 3,873 | 72 | 108 | 11 | 7 | 2 | 41 | 10 |
| Montgomery, | 44,513 | 11,197 | 1,386 | 359 | 60 | 25 | 9 | 136 | 20 |
| Montour, | 2,269 | 1,800 | 47 | 43 | 15 | 7 | 5 | 10 | 6 |
| Northampton, | 19,248 | 12,494 | 699 | 434 | 140 | 33 | 18 | 295 | 89 |
| Northumberland, | 16,693 | 8,073 | 719 | 411 | 89 | 79 | 19 | 243 | 128 |
| Perry, | 4,088 | 2,662 | 38 | 41 | 14 | 4 | 3 | 13 | 9 |
| Philadelphia, | 346,437 | 53,849 | 19,992 | 1,519 | 258 | 145 | 148 | 1,996 | 670 |
| Pike, | 1,473 | 1,009 | 117 | 21 | 6 | 4 | ..... | 41 | 4 |
| Potter, | 3,657 | 1,379 | 155 | 141 | 12 | 7 | 1 | 75 | 23 |
| Schuylkill, | 34,702 | 11,380 | 1,250 | 254 | 209 | 76 | 45 | 317 | 328 |
| Snyder, | 2,857 | 942 | 32 | 32 | 6 | 4 | 2 | 18 | 6 |
| Somerset, | 12,108 | 2,167 | 463 | 191 | 202 | 12 | 10 | 283 | 37 |
| Sullivan, | 1,469 | 879 | 21 | 95 | 17 | 2 | 3 | 8 | 3 |
| Susquehanna, | 6,779 | 2,139 | 163 | 156 | 3 | 3 | ..... | 85 | 24 |
| Tioga, | 7,803 | 1,217 | 97 | 243 | 22 | 9 | 1 | 50 | 20 |
| Union, | 3,476 | 1,058 | 36 | 101 | 8 | 2 | 3 | 20 | 3 |
| Venango, | 10,225 | 1,955 | 306 | 471 | 271 | 9 | 4 | 149 | ..... |
| Warren, | 7,966 | 2,027 | 281 | 595 | 46 | 5 | 9 | 164 | 18 |
| Washington, | 25,215 | 6,361 | 1,437 | 354 | 280 | 28 | 34 | 384 | 283 |
| Wayne, | 5,334 | 1,524 | 135 | 102 | 19 | 5 | 2 | 37 | 6 |
| Westmoreland, | 32,073 | 10,006 | 3,817 | 1,624 | 5,191 | 66 | 54 | 579 | 352 |
| Wyoming, | 2,973 | 1,133 | 57 | 137 | 2 | 2 | ..... | 30 | 7 |
| York, | 21,697 | 15,945 | 676 | 393 | 104 | 11 | 9 | 114 | 19 |
| Total, | 1,351,355 | 414,956 | 69,392 | 30,279 | 17,556 | 1,881 | 1,343 | 16,653 | 5,903 |

Scattering votes,—12.

## SUMMARY OF VOTES FOR STATE TREASURER.

| | |
|---|---|
| Republican, Samuel S. Lewis, | 1,363,406 |
| Democratic, Heber Ermentrout, | 410,140 |
| Socialist, Charles Sehl, | 68,631 |
| Progressive, Charles Sehl, | 17,745 |
| Prohibition, T. H. Hamilton, | 30,291 |
| American, T. S. Grumbine, | 14,069 |
| Commonwealth Land, Lewis Ryan, | 2,667 |
| Industrialist, George W. Ohls, | 1,390 |
| Workers, John S. Otis, | 6,281 |
| Scattering, | 2 |
| Total, | 1,914,622 |

Lewis' plurality over Ermentrout, 953,266.
Lewis' majority over all, 812,190.

## SUMMARY OF VOTES FOR AUDITOR GENERAL.

| | |
|---|---|
| Republican, Edward Martin, | 1,351,355 |
| Democratic, John R. Collins, | 414,956 |
| Socialist, Sidney Stark, | 69,392 |
| Prohibition, George L. Pennock, | 30,279 |
| American, William H. Hart, | 17,556 |
| Commonwealth Land, Thomas J. Davis, | 1,881 |
| Industrialist, William Krumm, | 1,343 |
| Progressive, Eber Cockley, | 16,653 |
| Workers, Ed. Horacek, | 5,903 |
| Scattering, | 12 |
| Total | 1,909,330 |

Martin's plurality over Collins, 936,399.
Martin's majority over all, 793,380.

Whereupon, the President of the Senate announced that Samuel S. Lewis, having received the highest number of votes, was duly elected State Treasurer for the term of four years from the first Monday in May, A. D. 1925, and that Edward Martin having received the highest number of votes was duly elected Auditor General for the term of four years from the first Tuesday in May, A. D. 1925.

Four certificates were signed in each case, as follows:

We, the President of the Senate and Speaker of the House of Representatives of the Commonwealth of Pennsylvania, do certify that the President of the Senate did, on the sixth day of January, A. D. one thousand nine hundred and twenty-five, in the Hall of the House of Representatives at the State Capitol, open the returns of the election for State Treasurer of this Commonwealth, and publish the same in the presence of both Houses of the Legislature, conformably to the provisions of the Constitution and laws of this Commonwealth, and upon counting the votes by a Teller appointed by each House, it appears that Samuel S. Lewis, had the highest number of votes; whereupon the said Samuel S. Lewis was declared duly elected State Treasurer.

In testimony whereof, we have hereunto set our hands and affixed our seals the day and year above written.

DAVID J. DAVIS,
President of the Senate.
THOMAS BLUETT,
Speaker of the House of Representatives.
AUGUSTUS F. DAIX, JR.,
Teller on the part of the Senate.
GEO. W. WILLIAMS.
Teller on the part of the House of Representatives.

We, the President of the Senate and Speaker of the House of Representatives of the Commonwealth of Pennsylvania, do certify that the President of the Senate did, on the sixth day of January, A. D. one thousand nine hundred and twenty-five, in the Hall of the House of Representatives at the State Capitol, open the returns of the election for Auditor General of this Commonwealth and publish the same in the presence of both Houses of the Legislature, conformably to the provisions of the Constitution and laws of this Commonwealth, and upon counting the votes by a Teller, appointed by each House, it appears that Edward Martin had the highest number of votes; whereupon the said Edward Martin was duly declared elected Auditor General.

In testimony whereof, we have hereunto set our hands and affixed our seals the day and year above written.

DAVID J. DAVIS,
President of the Senate.
THOMAS BLUETT,
Speaker of the House of Representatives.
AUGUSTUS F. DAIX, JR.,
Teller on the part of the Senate.
GEO. W. WILLIAMS.
Teller on the part of the House of Representatives.

The PRESIDENT. The report of the tellers will be entered at length on the Journal of the Senate.

## ADJOURNMENT.

Mr. BUCKMAN. Mr. President, I move that the Senate do now adjourn.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 3:55 P. M. until 9 o'clock, Monday evening, January 19, 1925.

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# HOUSE OF REPRESENTATIVES.

TUESDAY, JANUARY 6, 1925.

The hour of twelve o'clock having arrived, Hon. Thomas H. Garvin, Chief Clerk of the House of Representatives, called the members-elect to order and announced, that

This being the day fixed by the Constitution for the meeting of the General Assembly, and a number of ladies and gentlemen elected members of the House of Representatives sufficient to constitute a quorum being present, the body will come to order.

## PRAYER.

The Chaplain, Rev. W. B. Cox, offered the following prayer:

Almighty and Eternal God, with profound reverence we would bow before Thee this noonday hour to give unto Thee the heartiest gratitude and thanks of our hearts for the many blessings we have received from Thee in the past and in the enjoyment of the present and for the promises we have for the future. Realizing as we do the helplessness of man unaided by Thee, and to the end that we may enjoy the inspiration of Thy presence, the benefit of Thine unerring wisdom and counsel, we invoke Thy divinest blessings upon the members of this assembly and all who shall have part in the solution of the problems that are awaiting their consideration. We pray our Father for the directors of the affairs of this Commonwealth, for the President of the United States and his counsellors. We pray that Thou wouldst guide us as a people, keep us beneath the covert of Thy wing and the hollow of Thy hand; forbid that ought should destroy the unity and harmony and peace at home and abroad. We pray Thy richest benedictions rest upon this great Commonwealth of ours, and may the legislation that shall be here enacted be a contribution toward the betterment of our State, that she in turn may make a better contribution to the Union of which she is a part. Help us that we may so deport ourselves during the sessions of this Legislature that we may come to its close free of conscious wrong. We ask it in the name of Thy Son, Jesus Christ. Amen.

## THE SECRETARY OF THE COMMONWEALTH PRESENTS RETURNS OF ELECTION OF MEMBERS.

The Secretary of the Commonwealth, being introduced, stated that, pursuant to the provisions of the eighty-eighth section of the Act of July 2, 1839, entitled, "An Act relative to elections in this Commonwealth," he presented to the House of Representatives the returns of the election for members held on November 4, 1924.

## OPENING OF RETURNS.

Mr. CRAIG, a member-elect offered the following resolution, which was twice read, considered and adopted:

Resolved, That the returns of the election be opened and read.

The said returns were opened and read as follows:

## REPRESENTATIVES IN THE GENERAL ASSEMBLY

### ADAMS COUNTY.

Harry C. Stock, R., .... 5,211
Grover C. Myers, D., .. 5,202
Lau, ..... 1

### ALLEGHENY COUNTY.

1st Dist.—
Joseph R. Lynch, R., 6,072
Joseph C. Marcus, R., 5,889
Edward J. Baldauf, D., ..... 589
Nathan Moll, D., ..... 581
Max Lutsky, S., ..... 392
Benjamin Siegel, S., . 367
Louis Cohen, W., ... 80
Samuel Moskovitz, W., 67

2d Dist.—
William J. McCaig, R., .... 7,480
William J. McCaig, ..... 37 — 7,526
William F. McCann, R., .... 7,319
William F. McCann, ..... 37 — 7,356
Charles A. Riley, D., .... 1,171
Charles A. Riley, ..... 12 — 1,183
Charles H. Baxendell, D., .. 1,043
Charles H. Baxendell, ..... 12 — 1,055

3d Dist.—
Michael J. Muldowney, R., . 6,207
Michael J. Muldowney, S., .. 440
Michael J. Muldowney, .... 29
Michael J. Muldowney, Prog. 313 — 6,989
John M. Tracey, D., ..... 1,208
John M. Tracey, L., ..... 1,729 — 2,937

4th Dist.—
Edward B. Goehring, R., 9,050
Edward B. Goehring, Prog., ..... 301 — 9,351
Lula Mosby, D., ..... 1,649
H. G. Wormsley, P., ..... 527
G. S. Holmes, ..... 1

5th Dist.—
William I. Goss, R., ..... 11,052
William I. Goss, Prog., ..... 575 — 11,627
Augustine Keeley, D., 2,042
William Spaum, P.,.. 253

6th Dist.—
George H. Soffel, R.,.. 12,927
William T. Bell, R.,.. 12,669
William J. Mangan, R. 12,108
John T. Dixon, D.,.... 3,066
John P. Hanley, D.,.. 2,860
John O'Neill, D., .... 2,620
B. L. Carothers, S.,... 1,027
May Lehner, S., ..... 1,047
Anna Van Essen, S.,.. 1,173
Roy F. Barclay, P.,.. 1,209
H. Claire McGinnis, P., 751
Ervin B. Brenner, P., ..... 728
Ervin B. Brenner, Lincoln, . 117 — 845
Fred J. Herrington, Lincoln, ..... 525
Scattering, ..... 2

7th Dist.—
James Wettach, R., .. 6,132
Daniel A. Malie, R.,.. 5,981
M. M. Smith, D., .... 871
Carl W. Lacher, D.,.. 831
Emil Limbach, S. ..... 405
Emil Limbach, L., ..... 3,597 — 3,597
Reinhold Werener, S., ..... 276
Reinhold Werener, L., ..... 3,124 — 3,400
E. L. McKee, P.,..... 220
Alfred H. McClelland, R., ..... 192
Paul Hanas, Workers, 77
Ferd Randa, Workers, 54
Ruth E. Filmore, .... 4

8th Dist.
Harry A. Little, R., ..... 8,002
Harry A. Little, 14 — 8,016
William F. Stadtlander, R., ..... 7,755
William F. Stadtlander, Prog., ..... 230
William F. Stadtlander, ..... 90 — 8,075
James A. Painter, D., ..... 1,044
Floyd M. Adrian D., ..... 879
Harry E. Miller, Prog., ..... 479
Andrew Borich, Workers, ..... 143
Susie Kendra, Workers, ..... 141

9th Dist.—
Clifton L. Kelly R., ..... 6,007
Clifton L. Kelly P., ..... 151 — 6,158
John Cleary, D., ..... 1,316
William P. Mikades, Workers, 189

10th Dist.—
Samuel J. McKim, R., .... 23,703
Samuel J. McKim, P., ..... 920 — 24,623
Benjamin H. Patterson, R., .. 22,684
Benjamin H. Patterson, P., ... 813 — 23,497
Arthur Storer, R., ..... 22,796
Arthur Storer, P., ..... 887 — 23,683
James H. McClure, R., .... 22,500
James H. McClure, P., .... 815 — 23,315
Harry S. Snee, D., .... 3,646
William J. Gilmartin, D., ..... 3,389
Beatrice Parmelee, D. 3,391
Elizabeth G. Galbraith D., ..... 3,540
William Adams, S., ... 2,050
Morris Adler, S., ..... 1,845
Geo. W. Bush, S., ... 1,833
Charles A. Fike, S., .. 1,754
Theodore Mower, Workers, ..... 358
Morris Schindler, Workers, ..... 289
Milan Wujnovic, Workers, ..... 249
Hazel Yeager, Workers, ..... 275

11th Dist.—
C. J. McBride, R., ..... 7,116
C. J. McBride, L., ..... 2,169
C. J. McBride, Prog., ..... 170 — 9,455
George F. Howe, R., ..... 7,505
George F. Howe, P., ..... 546 — 8,051
Nicholas J. Hagarty, L., 1,973
Nicholas J. Hagarty, L., .. 1,973 — 3,768
Thomas H. Bradley, D., ..... 874
J. H. W. Simpson, P., 919
Jerry M. Williams, Prog., ..... 634

12th Dist.—
William H. Prosser, R., .. 18,949
William H. Prosser, P., ... 722 — 19,671
Helen Grimes, R., .... 17,218
Frank D. Evans, R., ..... 17,647
Frank D. Evans, P., ..... 1,134
Frank D. Evans, Prog., ..... 481
Garnet R. Speer, R., ..... 17,795
Garnet R. Speer, P., ..... 1,101
Garnet R. Speer, Prog., ..... 484 — 19,380
Michael A. Flaherty, D., ..... 3,940
Joseph A Lageman, D., ..... 3,561
Thomas A. Duffy, D., 3,814
Robert S. Darling, D., 2,788
Rose Coleman, S., .... 1,288
Frank H. Kennedy, S., 1,578
Harry Locke, S.,..... 1,026
Rose St. Claire, S., .. 1,054
John R. Russell, P., ..... 3,182
John R. Russell, 2 — 3,184
Carl O. Carlson, Prog., 1,017
W. H. Crawford, Prog., 962
Scattering ..... 2

13th Dist.—
Thomas W. Neely, R., ..... 20,165
Thomas W. Neely, P., ..... 339 — 20,504
Robert J. Toepfer, R., ..... 19,303
Robert J. Toepfer, P., ..... 349 — 19,652
William J. McNeal, D., ..... 3,711
William J. McNeal, L., ..... 4,623 — 8,334
John P. Glannon, D., ..... 3,298
John P. Glannon, L., ..... 4,544 — 7,842
Frederick Feigenbaum, S., ..... 712
Andreas C. Graul, S., 644

### ARMSTRONG COUNTY.

Harry E. Himes R., ..... 11,075
Harry E. Himes P., ..... 326 — 11,401
Charles F. Armstrong, R., ..... 10,694
Charles F. Armstrong, P., ..... 369 — 11,063
Jesse C. Hayes, D., .. 2,809
Craig H. Fry, D., ..... 2,767
Charles Himes, S., .... 389

### BEAVER COUNTY.

1st Dist.—
Fred W. Patterson, R., ..... 5,794
Edward J. Schleiter, D., ..... 2,877
Caroline Baldwin, S., 486
C. M. Baldwin, P., .. 185

2d Dist.—
John G. Marshall, R., ..... 9,492

## BEAVER COUNTY (Continued)

John G. Marshall, S., ..... 442
John G. Marshall, P., ..... 219 — 10,153
Willard S. Reader, R., ..... 9,310
Willard S. Reader, S., ..... 3
Willard S. Reader, P., ..... 257 — 9,570
Ewing Markey, D., .. 2,669
J. D. McCullough, D., 2,070

## BEDFORD COUNTY.

J. Anson Wright R., ..... 6,009
J. Anson Wright P., ..... 111
J. Anson Wright L., ..... 505 — 6,625
John T. Matt, D., ..... 2,973
Mary Cornelius, S., .... 128

## BERKS COUNTY.

1st Dist.—
Ernest B. Posey, R., .. 11,717
Paris E. Eaches, R., 11,997
Walter J. Mountz, D., 7,578
Walter C. Ancona, D., 6,742
George W. Snyder, S., ..... 4,574
George W. Snyder, L., ..... 892 — 5,466
Walter H. Hollinger, S., ..... 4,411
Walter H. Hollinger, L., ..... 824 — 5,235
Ralph Mautone, P., 1,294
2d Dist.—
Robert Dengler, R, .. 6,688
Orville C. Eshelman D., ..... 3,475
Elwood Leffler, S., .. 693
Margaret Mohn, P., .. 124
3d Dist.—
Ralph E. Schoener, R., ..... 2,898
Ralph E. Schoener, D., ..... 3,742 — 6,640
David M. Kline, S., .. 174
4th Dist.—
Wilson H. Rothermel, R., ..... 3,524
Wilson G. Sarig, D., 5,043
Charles R. Yerger, S., 434

## BLAIR COUNTY.

1st Dist.—
Fred A. Bell, R., 7,914
Fred A Bell, P., 188 — 8,102
Harry W. Weest, D., ..... 3,279
Harry W. Weest, L., ..... 2,405 — 5,684
2d Dist.—
Walter Edward Lotz, R., ..... 11,251
Kensie S. Bagshaw, R., ..... 10,924
Kensie S. Bagshaw, S., ..... 341 — 11,265
Thomas N. Caldwell, D., ..... 2,296
Harry A. McIntosh, D., ..... 2,157
W. E. Lotz, S., 325
W. E. Lotz, P, 227 — 552
John F. Stahl, L., .. 1,837

## BRADFORD COUNTY.

Curtis M. Harding, R., ..... 11,179
Curtis M. Harding, P., ..... 338 — 11,517
Charles L. Ennis, D., . 2,918
Burt S. Bowman, S., .. 360

## BUCKS COUNTY.

W. Albertson Haines, R., ..... 16,973
William H. Weamer, R., 16,881
W. Elmer Savacool, D., ..... 5,687
W. Elmer Savacool, P., ..... 268 — 6,955
Charles H. Gilmore, D., 6,468
Mowery Reading, S., .. 517
Allen L. Grant, L., .... 1,001
Harvey F. Smoll, L., .. 940

## BUTLER COUNTY.

John Adair Cross, R., ..... 12,599
John Adair Cross, P., ..... 449 — 13,048
W. E. Bartley, R., 12,024
W. E. Bartley, P., 530 — 12,554
William H. Grabe, D., . 4,006
Scattering, ..... 13

## CAMBRIA COUNTY.

1st Dist.—
Charles H. DeFrehn, R., ..... 8,481
Charles H. DeFrehn, P., ..... 121 — 8,602
George S. Fockler, R., ..... 7,393
George S. Fockler, P., ..... 235
George S. Fockler, Prog., ..... 54 — 7,682
J. Don O'Connor, D., 5,332
William E. Zimmerman, D., .... 5,297
William E. Zimmerman, Prog., .. 345 — 5,642
2d Dist.—
Milton Spencer, R., ..... 15,101
Milton Spencer, P., ..... 220 — 15,321
William G. Griffith, R., ..... 14,878
William G. Griffith, P., ..... 223 — 15,101
Charles S. Kniss, R., ..... 14,704
Charles S. Kniss, P., ..... 246 — 14,950
Patrick McDermott, D., ..... 9,825
Patrick McDermott, S., ..... 532
Patrick McDermott, L., ..... 5,924 — 16,281
Joseph Washington D., ..... 9,736
Joseph Washington S., ..... 666
Joseph Washington L. ..... 5,694 — 16,096
William A. Callan, D., 10,035
Chas. B. Plummer, S., ..... 494
Chas. B. Plummer, L., ..... 6,026 — 6,520
Scattering, ..... 5

## CAMERON COUNTY.

C. J. Goodnough, R., ..... 1,311
C. J. Goodnough, D., ..... 274
C. J. Goodnough, P., ..... 46 — 1,631

## CARBON COUNTY.

Edward G. Bray, ..... 9,383
William D. Hontz, D., ..... 6,593
William D. Hontz, L., ..... 2,075 — 8,668
John Olson, S., ..... 235
John A. Marshall, ..... 2

## CENTRE COUNTY.

John L. Holmes, R., ..... 7,153
John L. Holmes, P., ..... 273 — 7,426
W. H. Noll, D., ..... 5,189

## CHESTER COUNTY.

1st Dist.—
William W. Long, R., ..... 5,940
William W. Long, ..... 1 — 5,941
Josiah B. Keylor, D., 2,369
2d Dist—
Martha G. Thomas, R., ..... 15,154
George R. North, R., 14,949
B. Frank Hoffman, D., ..... 3,945
Kathrine T. McDade, D., ..... 3,659
John Callahan, S., 335
Charlotte N. Jones, S., 398
W. E. Bushong, P., 506
Martha Thomas, P., .. 281

## CLARION COUNTY.

Joseph G. MacMillan, R., ..... 5,301
Joseph G. MacMillan, S., ..... 153 — 5,454
William F. Marshall, D., ..... 4,348
Samuel H. Bartlett, P., 195

## CLEARFIELD COUNTY.

1st. Dist.—
Charles B. Jones, R., ..... 6,597
Charles B. Jones, P., ..... 228 — 6,825
John Scollins, D., 2,832
John Scollins, S., 363 — 3,195
Samuel J. Burns, L.,.. 1,062
2nd Dist.—
George A. Lukehart, R., ..... 5,004
W. Haley Betts, D., .. 2,962
George G. Weber, S., ..... 650
George G. Weber, P., ..... 1,641 — 2,291

## CLINTON COUNTY.

John B. Critchfield, R., 4,489
J. Stuart Groupe, D., ..... 2,870
J. Stuart Groupe, Prog., ..... 330 — 3,200
Edward P. Jones S., ..... 148
Edward P. Jones L., ..... 998
Edward P. Jones P., ..... 286 — 1,432

## COLUMBIA COUNTY.

Harry S. Richards, R., ..... 6,608
Harry S. Richards, L., ..... 189 — 6,797
Josiah T. Little, D., ..... 7,482
Josiah T. Little, S., ..... 97 — 7,579
Theodore Harter, P., 594
Charles A. Shaffer, .... 1

## CRAWFORD COUNTY.

Alice M. Bentley, R., 9,547
Claude W. Williams, D., 3,953
Claude W. Williams, L., 1,540
Claude W. Williams, 14
5,507
C. E. Abell, S., 371
John W. C. Hites, P., 1,006
John C. Louper, 1

## CUMBERLAND COUNTY.

James A. Pryor, R., 9,206
James A. Pryor, P., 336
9,542
Allen J. Stevens, D., 8,506
Allen J. Stevens, L., 545
9,051
John C. Buck, S., 142

## DAUPHIN COUNTY.

1st Dist.—
John A. F. Hall, R., 13,156
Herman A. Earley, R., 12,299
Herman A. Earley, L., 1,037
13,336
J. Douglass M. Royal, D., 6,688
J. Douglass M. Royal, P., 1,220
J. Douglass M. Royal, L., 1,073
8,981
William A. Kulp D., 6,156
William A. Kulp, P., 755
6,911
Amos Groff, S., 196
William Holstine, S., 171

2d Dist.—
Maurice R. Metzger, R., 12,463
Lester G. Holtzman, R., 12,135
W. Paul Dintiman, D., 4,635
W. Paul Dintiman, L., 839
5,474
John Hosgood, D., 3,772
John Hosgood, S., 303
John Hosgood L., 789
4,864
William Messinger, S., 252
Samuel W. Cooper, P., 1,029
Paul Dintiman, P., 395
Scattering, 2

## DELAWARE COUNTY.

1st Dist.—
Walter H. Craig, R., 7,973
Walter H. Craig, D., 1,079
9,052
Margaret C. B. Bancroft, P., 285

2d Dist.—
Elwood J. Turner, R., 31,870
Grover C. Talbot, R., 32,205
William C. Alexander, R., 31,596
George J. Johnston, D., 5,276
Albert B. Maris, D., 5,108

Albert B. Maris, P., 1,395
Albert B. Maris, Prog., 509
7,012
John M. Harvey, D., 4,857
Frank Greenwood, S., 856
William Markley, S., 844
Ernest Marguire, S., 831
C. Harold Dutton, P., 1,587
C. Harold Dutton, Prog., 572
2,159
John B. Simpson, P., 1,344
John B. Simpson, Prog., 528
1,872

## ELK COUNTY.

John M. Flynn, R., 5,033
John M. Flynn, D., 1,406
6,439
Edward Ecklund, S., 280
Alice B. McAllister, P., 1,710
Edward W. Ecklund, L., 845

## ERIE COUNTY.

1st Dist.—
William L. Morrison, R., 5,754
William L. Morrison, P., 143
5,897
George F. Burger, D., 2,739
G. F. Burger, S., 548

2d Dist.—
Joseph M. Schilling, R., 4,176
Joseph M. Shilling, D., 1,839
6,015

3rd Dist.—
Laverne H. Raymond, R., 4,526

Laverne H. Raymond, D., 811
Laverne H. Raymond, P., 418
5,755

4th Dist.—
Frederick W. Blair, R., 4,406
John C. Young, D., 616
John C Young, L., 677
1,293
J. C. Young, S., 221
H. E. Eisaman, P., 316
H. G. Eisaman, 1

## FAYETTE COUNTY.

William J. Burchinal, R., 6,354
Ephriam Tyler, D., 3,664

Ephriam Tyler, S., 691
Ephriam Tyler, L., 615
4,970

W. J. Burchinal, P., 151
E. S. Tyler, Prog., 192

2d Dist.—
Joseph B. Henderson, R., 11,920
Emmitt J. McDaniel, R., 11,530
Joseph K. Bush, R., 11,418
Harry Cochran, D., 6,569
Richard J. McGee, D., 6,420
Reuben Howard, D., 6,269
Charles Gause, S., 1,014

Charles Gause, Prog., 312
1,326
Martha G. Croushore, S., 959
Frank Lape, S., 935
Joseph Henderson, P., 259
E. J. McDaniel, P., 203
J. K. Bush, P., 212
William Keffer, Prog., 684
Harry C. Walsh, Prog, 516
Victor Francis, A., 1,263
Charles S. Gause, L., 2,060
H. C. Walsh, L., 2,548

## FOREST COUNTY.

Alexander R. Wheeler, R., 1,068
Alexander R. Wheeler, D., 273

Alexander R. Wheeler, S., 47
Alexander R. Wheeler, P., 110
1,498

## FRANKLIN COUNTY.

D. Erskine Witherspoon, R., 8,753
D. Erskine Witherspoon, P., 129
8,882

Joseph E. Guy, D., 6,875
Amos B. Lehman, S., 255

## FULTON COUNTY.

H. L. Jarrett, R., 1,128
Norris E. Hoover, D., 1,271

## GREENE COUNTY.

C. W. Parkinson, R., 5,510
C. W. Parkinson, S., 181

C. W. Parkinson, P., 3
5,694
William F. Garard, D., 5,045

## HUNTINGDON COUNTY.

Charles C. Brewster, R., 5,887
Charles C. Brewster, P., 97
5,954

George W. Seiber, D., 2,086
George W. Seiber, 1
2,087
Harry M.Putt, S., 246

## INDIANA COUNTY.

Elder Peelor, R., 10,988
Elder Peelor, D., 1,796
Elder Peelor, P., 1,078
13,862
Charles R. Griffith, R., 10,437

W. R. Tomb, D., 1,879
C. M. Cribbs, S., 875
David A. Palmer, S., 774
Charles Griffith, P., 1,951
Robt. M. Fisher, 1

## JEFFERSON COUNTY.

Charles H. Irvin, R., 10,488
Charles H. Irvin, P., 877

Charles H. Irvin, 18
11,383
Clement W. Biggs, D., 2,858
F. S. Goltwait, S., 607
George W. Stevenson, 2

## JUNIATA COUNTY.

Don Quincy Adams, R., 1,774

Don Quincy Adams, P., 27
1,801
Henry I. Lauver, D., 1,830

## LACKAWANNA COUNTY.

1st Dist.—
John T. Davies, R., 4,782
Michael H. Kernan, D., 2,612
Michael H. Kernan, L., 454
3,066

2d Dist.—
Fred K. Derby, R., 5,720
Thomas P. Martin, D., 3,208

3d Dist.—
W. Edwin Huber, R., 5,996
Edward J. Maloney, D., 2,462
Leah H. Pollock, P., 262

4th Dist.—
George A. Hricko, R., 6,656
Thomas F. O'Boyle, D., 5,479
Thomas F. O'Boyle, L., 685
6,164

5th Dist.—
William J. Munley, R., 7,237
William J. Munley, D., 3,494
William J. Munley, L., 510
11,241

Thomas P. Hevers, P., 194
Thomas P. Hevers Prog., 108
302

6th Dist.—
Martin Memolo, R., 5,280
Thomas A. Hennigan, D., 1,703
Helen G. Hartley, P., 3,572

## LANCASTER COUNTY.

1st Dist.—
Aaron B. Hess, R., .. 11,282
Charles M. Howell, D., ..... 4,988
Charles M. Howell, Ind., ..... 3,941
Charles M. Howell, L., ..... 398
Charles M. Howell, ..... 1
9,328

2d Dist.—
Thomas J. Brown, R., 23,627
G. Graybill Diehm, R., 23,656
Norman Wood, R., .. 23,588
Albert H. Fritz, D., ..... 6,290
Albert H. Fritz, Ind., ..... 6,719
13,009
Phares G. Breneman, D., ..... 6,191
Phares G. Breneman, Ind., ..... 6,721
12,912
William R. Harnish, D., ..... 6,129
William B. Harnish, Ind., ..... 6,723
12,852
David Weidley, ..... 1

## LAWRENCE COUNTY.

1st Dist.—
William J. Moffatt, R., ..... 5,924
William J. Moffatt, P., ..... 311
6,235
M. Lewis Wallace, D., 1,068
Alice Crawford, S., .. 573

2d Dist.—
Milton A. Bickett, R., ..... 5,829
Milton A. Bickett, P. ..... 537
6,366
Tad E. Shields, D., .. 1,924
William Llewellyn, S., 355

## LEBANON COUNTY.

Ralph H. Behney, R., .. 8,459
Philip C. Harlan, D., ..... 2,619
Philip C. Harlan, 5
2,624
Wilson Burkholder, S., 235
E. E. McCurdy P., .. 1,025
V. Henry, ..... 4

## LEHIGH COUNTY.

1st Dist.—
Robert E. Haas, R., 10,369
Harry J. Smith, R., .. 9,843
Martin Lewis Yost, D., 5,797
James M. Wuchter, D., 4,528
Charles Young, S., ... 449
Harry H. G. Sell, S., 425
Scattering, ..... 10

2d Dist.—
H. Stanley Welty, R., 10,418
Albert E. Rinn, D., 6,575
Scattering, ..... 6

## LUZERNE COUNTY.

1st Dist.—
Christian Miller, R., ..... 6,166
Christian Miller, D., ..... 1,782
Christian Miller, L., ..... 1,576
9,524
Charles Dinsmore, S., 264
Fred Waechter, P., .. 400

2d Dist.—
Edward Brown, R., ..... 5,249
Edward Brown, P., ..... 92
5,341
Michael J. Gorham, D., ..... 2,626
Michael J. Gorham, S., ..... 654
Michael J. Gorham, L., ..... 1,128
4,408

3d Dist.—
Charles A. Duddy, R., 6,476
Edward Keating, Jr., D., ..... 5,776
John McGowan, S., .. 349

4th Dist.—
John E. Stavitski, R., ..... 3,283
John E. Stavitski, D., ..... 2,545
John E. Stavitski, S., ..... 414
6,242
W. Bruce Good, P., .. 2,569

5th Dist.—
Joseph H. Schwartz, R., ..... 5,290
Joseph H. Schwartz, D., ..... 1,242
6,532

6th Dist.—
Lorenzo D. Thomas, R., ..... 10,158
Lorenzo D. Thomas, D., ..... 1,598
11,756
Lorenzo Thomas, S., ..... 493
Lorenzo Thomas, P., ..... 171
664

7th Dist.—
Richard Aston R., ..... 8,430
Richard Aston S., ..... 173
Richard Aston P., ..... 181
Richard Aston L., ..... 369
Richard Aston Prog., ..... 72
9,225
Raymond Davis R., ..... 8,342
Raymond Davis S., ..... 248
8,590
James A. Rolland, D., 4,704
Lewis Hunt Bachman, D., ..... 3,416
Lewis Hunt Bachman, L., ..... 725
4,141
Bush, P., ..... 144

## LYCOMING COUNTY.

Warren Clyde Harer, R., ..... 12,474
Warren Clyde Harer, P., ..... 1,038
13,512
Charles F. Bidelspacher, R., ..... 11,844
Charles F. Bidelspacher, P., ..... 1,066
12,910
Joseph W. Milnor, D., . 7,347
John H. Hill, D., .... 6,967
S. Herman Alter, S., ..... 778
S. Herman Alter, L., ..... 1,033
1,811
Harry Billman, S., .... 528
Harry R. Billman, L., .. 826
Scattering, ..... 3

## McKEAN COUNTY.

Thomas B. Wilson, R., 7,219
Maxwell J. Moore, D., ..... 3,663
Maxwell J. Moore, P., ..... 1,353
5,016
J. D. Blair, S., ..... 284
Frank W. Calkins, ... 3

## MERCER COUNTY.

H. LeRoy Anderson, R., ..... 12,872
H. LeRoy Anderson, P., ..... 764
13,636
H. S. Nicholson, R., ..... 11,724
H. S. Nicholson, S., ..... 1,099
H. S. Nicholson P., 800
13,623
Thomas S. Moreland, D., 5,514
E. A. Sieg, D., ..... 5,156
Harry T. Vaughn, S., .. 987

## MIFFLIN COUNTY.

A. L. Sheffer, R., 3,907
A. L. Sheffer, S., 69
3,976
E. Bruce Alexander, D., 2,805
James Aurand, P., 145
James Aurand .. 4
149
George W. Seiber, ..... 1

## MONROE COUNTY.

Alvin O. Sieg, R., 2,945
Alvin O. Sieg, P., 50
2,995
Chester H. Rhodes, D., 4,579
Leonard Setzer, ..... 1

## MONTGOMERY COUNTY.

1st Dist.—
Benjamin H. Ludlow, R., ..... 9,604
Winfield H. Cook, D., 1,833
Mary Windsor, S., .. 196

2d Dist.—
George M. Fratt, R., 7,983
Edward F. Kennedy, D., ..... 2,279
Walter F. Kern, S., .. 224
Darlington Hoopes, .. 1

3d Dist.—
David Orr, R., ..... 26,482
John W. Storb, R., .. 26,500
Burd P. Evans, R., .. 26,553
Milton N. Royer, D., 7,531
John Wolfgang, D., .. 7,482
Ammon B. Mensch, D., 7,372
Albert S. Horne, S., ..... 995
Albert S. Horne, L., ..... 876
1,871
Edwin S. Orr, S., 1,004
Edwin S. Orr, L., 889
1,893
Darlington Hoopes S., ..... 978
Darlington Hoopes L., ..... 894
1,872
Elwood Land, P., .... 308
Elwood Land, P., .... 278
Ella Sporgenberg, P., 246
Scattering, ..... 2

## MONTOUR COUNTY.

J. Beaver Gearhart, R., ..... 2,047
J. Beaver Gearhart, P., ..... 69
2,116
Sharpless M. Dietz, D., 2,368

## NORTHAMPTON COUNTY.

1st Dist.—
Charles E. Drumbor, R., ..... 4,231
F. J. Donahue, D., 2,804
Mark VanBuskirk, S., 197

2d Dist.—
Francis H. S. Ede, R., 14,401
Samuel S. Horn, R., ..... 13,858
Samuel S. Horn, Prog., ..... 256
14,114
Henry A. Miller, R., 14,901
Robert A. Stoffiet, D., ..... 9,287
Robert A. Stoffiet 9,289
Irvin N. Johnson, D., ..... 9,512
Irvin N. Johnson, 1
9,513
William M. Benninger, D., ..... 8,723
William M. Benninger, ..... 1
8,724
Alvin Huff, S., ..... 455
Wilmer Albert, P., ..... 1,750
Wilmer Albert, Ind., ..... 899
Wilmer Albert, ..... 1
2,650
Francis Ede, P., .... 259
Samuel Horn, P., .... 249
I. N. Johnson, Prog., 357

## NORTHUMBERLAND COUNTY.

1st Dist.—
W. H. Calhoun, Sr., R., ..... 6,769
Charles C. Bauman, D., ..... 3,582
Charles C. Bauman, L., ..... 1,022
——— 4,604
W. A. Walker, S., ... 85
2d Dist.—
Reginald Berkheiser, R., ..... 10,329
Olie J. Powell, R., .. 9,934
John J. Boback, D., ..... 6,855
John J. Boback, L., ..... 1,511
——— 7,866
John N. Mack, D., ..... 6,238
John N. Mack, L., ..... 1,631
——— 7,869

## PERRY COUNTY.

Amos L. Gelnett, R., ... 3,601
Abram L. Holman, D., .. 3,478
John Hain, Sr., ..... 1

## PHILADELPHIA COUNTY.

1st Dist.—
Thomas F. McGowan, R., ..... 19,155
L. Arthur Greenstein, R., ..... 18,631
Daniel F. Dougherty, D., ..... 1,968
Thomas H. Reese, D., 1,899
Garmento Kutikoff, S., 1,805
Joseph Swartz, S., 1,800
Alfred P. Allman, ... 1
2d Dist.—
Charles C. A. Baldi, Jr., R., ..... 6,447
Frank Malone, D., .. 136
3d Dist.—
Henry R. Nolte, R., 9,902
Arnold M. Blumberg, R., ..... 9,902
Benjamin H. Barton, D., ..... 381
George Riley, D., .... 346
Barnet Bickowsky, S., 232
Jos. Getzow, S., .... 228
4th Dist.—
James V. Lafferty, R., 5,038
William Browning, D., 541
Helen Murphy, S., ... 95
5th Dist.—
Alfred F. Allman, R., 25,541
Clarence C. Martz, R., 25,472
John J. Guerin, R., 25,461
Joseph S. Matsinger, D., ..... 4,263
John H. Delany, D., 4,272
John A. Collins, D., 4,281
Harry Kausskoff, S., 1,309
Amedo Pistilli, S., .. 1,320
Clarence E. Martz, S., 1,308
6th Dist.—
Samuel B. Hart, R., 7,829
Lena Jaffee, S., .... 111
Samuel Hart, Prog., 20
7th Dist.—
William H. Fuller, R., 6,953
James P. Moloney, Jr., D., ..... 729
Peter Cummings, S., . 144
8th Dist.—
Thomas J. Burke, R., ..... 12,004
Thomas J. Burke, D., ..... 716
——— 12,720
Morton Witkin, R., ..... 11,973
Morton Witkin, D., ..... 704
——— 12,677
Leonard Fish, S., ... 198
Joseph Kazmib, S., .. 196
Helen Murphy, ..... 1
9th Dist.—
Herman Dilsheimer, Sr., R., ..... 4,540
Herman Dilsheimer, Sr., D., ..... 262
——— 4,802
Ernest Pettsclke, S., 196
10th Dist.—
Alexander Colville, R., 7,235
Joseph McLaughlin, R., ..... 7,407
John J. Hogan, D., .. 1,733
Thomas J. Eagan, D., 1,730
Temple Bates, S., ... 421
11th Dist.—
Philip M. Myers, R., 7,006
Frank J. McDonnell, D., ..... 1,174
Francis Linning, P., 57
12th Dist.—
Matthew Patterson, R., ..... 8,843
August C. Metzinger, R., ..... 8,733
Thomas J. Kelley, D., 1,728
James J. Redmond, D., ..... 1,685
Albert Weilman, S., 693
Thomas Armstrong, S., 672
13th Dist.—
Clinton A. Sowers, R., 11,514
Frank P. Canon, R., 11,158
James J. McCafferty, D., ..... 792
Christopher Hoellein, D., ..... 821
Benj. Weigartan, S., .. 757
Harry Seidman, S., .. 722
14th Dist.—
Wallace Bromley, R., 7,343
John McGuckin, D., . 1,566
Michael Milligan, S., 371
15th Dist.—
Edwin C. Emhardt, R., 39,214
Franklin Spencer Edmonds, R., .. 38,562
Franklin Spencer Edmonds, P., .. 215
——— 38,777
Archer R. Miles, D., 5,790
Edwin D. Kornbau, D., 5,471
Maria Wanamaker, S., 1,862
Thomas F. Lester, S., 1,815
16th Dist.—
Sheppard H. Royle, R., ..... 15,908
William C. Carroll, D., 2,552
Harry Doerfel, S., .. 887
Frank L. Morton, P., 143
17th Dist.—
James J. Heffernan, R., ..... 30,731
John Adam, R., .... 30,542
Martha M. Pennock, R., ..... 30,439
James L. Webster, D., 6,716
William J. Dougherty, D., ..... 6,942
William G. Naughton, D., ..... 6,796
Claude Hoskin, S., .. 2,148
Edward Wanamaker, S., ..... 2,155
David Broskinsky, S., 2,076
John W. Doran, P., 575
Jeremiah Gray, P., .. 364
Joseph D. Myers, P., 625
Scattering, ..... 5
18th Dist.—
Samuel J. Perry, R., 14,384
Harry Greeby, R., .. 14,407
James T. Rogan, D., 2,081
Theodore Fox, D., ... 2,058
Frederick Buebeck, S., 729
Alex Hansen, S., .... 721
19th Dist.—
Samuel Lucas, R., .. 13,002
Edward Haws, R., .. 12,689
Hanna M. Ruesskamp, D., ..... 3,112
Charles S. Hill, D., 2,893
Alphomas Obrick, S., . 1,267
Harry Dordick, S., .. 1,201
W. G. Bredgan, P., 99
Edward Hecra, Prog., 140
20th Dist.—
John H. Drinkhouse, R., ..... 12,436
Patrick Conner, R., .. 12,402
James J. McNamara, D., ..... 1,955
Albert Risdorfer, D., 1,926
Lewis Weiner, S., .. 749
Benj. Mostoroy, S., . 761
21st Dist.—
Lillie H. Pitts, R., .. 35,283
Jacob Mathay, R., .. 35,202
Charles J. Martin, D., 6,891
Daniel J. Sullivan, D., ..... 6,646
Isaac Linset, S., ... 2,006
John W. Quick, S., .. 1,930
Lillie Pitts, Prog., .. 414
Royal Stephens, Prog., 755
Scattering, ..... 6
22d Dist.—
William H. Voltz, R., 7,965
Charles M. Carroll, D., 1,563
Davis Morris, S., .... 596
Elizabeth Martin, P., 54
23d Dist.—
Albert S. C. Millar, R., 11,856
John Armstrong, D., 2,914
Rudolph Freund, S., 807
24th Dist.—
Christian Sautter, R., 10,472
Albert E. Mountney, D., ..... 1,707
Fred Hodgson, S., .. 1,138
25th Dist.—
Thomas Bluett, R., .. 9,488
Joseph A. Schmid, D., 1,960
Nellie E. Chew, S., .. 1,010
Frank Morton, P., .. 81
26th Dist.—
Philip Sterling, R., ... 6,171
Henry L. Quiring, D., ..... 1,383
——— Daix, ..... 1

## PIKE COUNTY.

Martin S. Clark, **R., ..... 1,336**
Martin S. Clark, S., ..... 90
——— 1,426
Edward B. Labar, D., 1,446

## POTTER COUNTY.

J. Walter Wells, R., ..... 3,267
J. Walter Wells, P., ..... 62
——— 3,329
Frank Howland, D., ..... 2,301
Frank Howland, L., ..... 375
——— 2,676

## SCHUYLKILL COUNTY.

1st Dist.—
David L. Watson, R., 8,517
Charles H. Dewey, D., 4,732
Frank Balshanick, S., 290
2d Dist.—
Charles W. Staudenmeier, R., ..... 5,352
Frank J. Cardin, D., 2,596
Frank Cardin, L., .. 319
3d Dist.—
John G. Scott, R., .. 5,680
John L. Sharpe, D.,.. ..... 2,727
John L. Sharpe, L., ..... 1,446
——— 4,173
4th Dist.—
Clarence A. Whitehouse, R., ..... 15,540
Ray D. Leidich, R., 15,199
James J. Motley, D., 3,999
Harry Daniel Roeder, D., ..... 4,223

## SNYDER COUNTY.

Thomas F. Shambach, R., ..... 2,630
Thomas F. Shambach, P., ..... 20
——— 2,650
J. B. Bulick, D., ..... 1,513

## SOMERSET COUNTY.

Charles I. Shaffer, R., ..... 12,150
Charles I. Shaffer, S., ..... 405
——— 12,555
William J. Phillips, R., ..... 11,778
William J. Phillips, S., ..... 484
William J. Phillips, P., ..... 164
——— 12,426
A. B. Hoffman, D., .... 2,333
William W. Cupp, P., 468

## SULLIVAN COUNTY.

Vell B. Holcombe, R., ..... 1,496
Vell B. Holcombe, P., ..... 106
——— 1,602
Henry J. Schaad, D., ..... 1,094
Henry J. Schaad, S., ..... 72
——— 1,196

## SUSQUEHANNA COUNTY.

Edwin P. Brown, R., ..... 6,792
Edwin P. Brown, D., ..... 2,191
Edwin P. Brown, P., ..... 154
——— 9,137
Scattering, ..... 2

### TIOGA COUNTY.

George W. Williams, R., ..... 7,856
George W. Williams, D., ..... 1,254
George W. Williams, P., ..... 231 — 9,341

### UNION COUNTY.

James F. McClure, R., ..... 2,702
James F. McClure, P., ..... 43 — 2,745
John M. Gundy, D., .. 2,292

### VENANGO COUNTY.

Cleveland Y. Donnell, R., ..... 10,431
Cleveland Y. Donnell, D., ..... 1,926
Cleveland Y. Donnell, S., ..... 303
Cleveland Y. Donnell, P., ..... 480 — 13,140

### WARREN COUNTY.

Williston P. Wood, R., ..... 7,089
Williston P. Wood, P., ..... 487 — 7,576
R. N. Summerton, D., 3,725
Schnell, S., .... 238

### WASHINGTON COUNTY.

1st Dist.—
D. Glenn Moore, R., ..... 10,810
D. Glenn Moore, P., ..... 274 — 11,084
W. S. Lockhart, R., ..... 9,549
W. S. Lockhart, S., ..... 792 — 10,341
John L. Post, D., 5,974
John L. Post, P., 546 — 6,520
D. V. Hays, D., ..... 3,344
William D. Martin, S., 621
John Stose, Farmer-Labor, ..... 262
Thomas Smith, Farmer-Labor, ..... 235
2d Dist.—
Claude E. Towner, R., ..... 10,234
Claude E. Towner, S., ..... 654
Claude E. Towner, P., ..... 200 — 11,088
James T. Heffran, R., ..... 10,053
James T. Heffran, S., ..... 847
James T. Heffran, P., ..... 202 — 11,102
L. L. Bane, D., ..... 3,378
S. A. Barnum, D., .. 3,043
Oscar Bock, Farmer-Labor, ..... 200
Harry Mankinen, Farmer-Labor, .... 183
William A. Guiler, L., 2,681
Ralph Barnabee, L., 2,529
James Abbott, ..... 1

### WAYNE COUNTY.

George E. Gilchrist, R., ..... 5,078
George E. Gilchrist, P., ..... 102 — 5,180
Elwood D. Dunning, D., 2,033

### WESTMORELAND COUNTY.

1st Dist.—
John F. Strayer, R., ..... 7,745
John F. Strayer, P., ..... 374 — 8,119
George A. Smith, R., 7,358
Albert C. Snively, D., 4,676
John H. Beatty, D., 5,107
Frank Posta, S., .... 638
Hugh Toal, S., ..... 560
L. E. Beggs, P., ..... 278
2d Dist.—
Maud B. Trescher, R., ..... 13,752
Maud B. Trescher, P., ..... 842 — 14,594
Howard F. Rieder, R., ..... 10,096
Howard F. Rieder, L., ..... 2,498 — 12,594
F. J. Wagner, D., ... 2,991
Clarence W. Ashbaugh, ..... 5,554
W. H. Temme, S., .. 1,593
Robert J. Theobald, S., 1,423
Carrie D. Johnson, P., ..... 1,469
3d Dist.—
Oliver M. Diebler, R., ..... 11,486
Oliver M. Diebler, P., ..... 902
Oliver M. Diebler, A., ..... 1,413 — 13,801
Paul K. McCormick, R., ..... 10,734
Mary S. Loucks, D., 3,697
W. Gerald Griffith, D., 3,495
Harry K. Churns, S., 1,639
Anton Zornik, S., .... 1,277
William D. Hunter, P., ..... 1,970
William D. Hunter, A., ..... 2,214 — 4,184

### WYOMING COUNTY.

Oscar D. Stark, R., .... 2,781
James A. DeWitt, D., .. 1,660
J. A. DeWitt, P., ..... 210

### YORK COUNTY.

1st Dist.—
L. B. Hantz, R., .... 7,215
Hubert H. Rousser, D., ..... 5,156
George E. Smith, S., 399
Josiah W. Gitt, P., .. 147
2d Dist.—
John H. Frye, R., .. 8,008
Bert L. Brenneman, D., ..... 7,355
Bert L. Brenneman, P., ..... 215 — 7,570
L. B. Hantz, ..... 2
3d Dist.—
Harrison M. Hivner, R., ..... 4,877
Harrison M. Hivner, P., ..... 62 — 4,939
Jacob M. Flinchbaugh, D, ..... 5,724

## MEMBERS OF THE HOUSE OF REPRESENTATIVES, SESSION OF 1925.

Whereupon, the following named persons were declared duly elected members in the General Assembly of the Commonwealth of Pennsylvania, viz:

### ADAMS COUNTY.

Harry C. Stock.

### ALLEGHENY COUNTY.

1st District.
Joseph R. Lynch.
Joseph C. Marcus.
2d District.
William J. McCaig.
William F. McCann.
3d District.
Michael J. Muldowney.
4th District.
Edward B. Goehring.
5th District.
William I. Goss.
6th District.
George H. Soffel.
William T. Bell.
William J. Mangan.
7th District.
James Wettach.
Daniel A. Malie.
8th District.
Harry A. Little.
William F. Stadtlander.
9th District.
Clifton L. Kelly.
10th District.
Samuel J. McKim.
Benjamin H. Patterson.
Arthur Storer.
James H. McClure.
11th District.
C. J. McBride.
George F. Howe.
12th District.
William H. Prosser.
Miss Helen Grimes.
Frank D. Evans.
Garnet R. Speer.
13th District.
Thomas W. Neely.
Robert J. Toepfer.

### ARMSTRONG COUNTY.

Harry E. Himes. Charles F. Armstrong.

### BEAVER COUNTY.

1st District.
Fred W. Patterson.
2d District.
John G. Marshall.
Willard S. Reader.

### BEDFORD COUNTY.

J. Anson Wright.

### BERKS COUNTY.

1st District.
Ernest B. Posey.
Paris E. Eaches.
2d District.
Robert Dengler.
3d District.
Ralph E. Schoener.
4th District.
Wilson G. Sarig.

### BLAIR COUNTY.

1st District.
Fred A. Bell.
2d District.
Walter Edward Lotz.
Kenzie S. Bagshaw.

### BRADFORD COUNTY.

Curtis M. Harding.

### BUCKS COUNTY.

W. Albertson Haines. William H. Weamer.

BUTLER COUNTY.

John Adair Cross. W. E. Bartley.

CAMBRIA COUNTY.

1st District.
Charles H. DeFrehn.
George S. Fockler.

2d District.
Milton Spencer.
Joseph Washington.
Patrick McDermott.

CAMERON COUNTY.

C. J. Goodnough.

CARBON COUNTY.

Edward G. Bray.

CENTRE COUNTY.

John L. Holmes.

CHESTER COUNTY.

1st District.
William W. Long.

2d District.
Miss Martha G. Thomas.
George R. North.

CLARION COUNTY.

Joseph G. MacMillan.

CLEARFIELD COUNTY.

1st District.
Charles B. Jones.

2d District.
George A. Lukeheart.

CLINTON COUNTY.

John B. Critchfield.

COLUMBIA COUNTY.

Josiah T. Little.

CRAWFORD COUNTY.

Miss Alice M. Bentley.

CUMBERLAND COUNTY.

James A. Pryor.

DAUPHIN COUNTY.

1st District.
John A. F. Hall.
Herman A. Earley.

2d District.
Maurice R. Metzger.
Lester G. Holtzman.

DELAWARE COUNTY.

1st Dist.
Walter H. Craig.

2d District.
William C. Alexander.
Grover C. Talbot.
Ellwood J. Turner.

ELK COUNTY.

John M. Flynn.

ERIE COUNTY.

1st District.
William L. Morrison.
2d District.
Joseph M. Schilling.
3d District.
Laverne H. Raymond.
4th District.
Frederick W. Blair.

FAYETTE COUNTY.

1st District.
William J. Burchinal.

2d District.
Joseph B. Henderson.
Emmitt J. McDaniel.
Joseph K. Bush.

FOREST COUNTY.

Alexander R. Wheeler.

FRANKLIN COUNTY.

D. Erskine Witherspoon.

FULTON COUNTY.

Norris E. Hoover.

GREENE COUNTY.

C. W. Parkinson.

HUNTINGDON COUNTY.

Charles C. Brewster.

INDIANA COUNTY.

Elder Peelor. Charles R. Griffith.

JEFFERSON COUNTY.

Charles H. Irvin.

JUNIATA COUNTY.

Henry I. Lauver.

LACKAWANNA COUNTY.

1st District.
John T. Davies.
2d District.
Fred K. Derby.
3d District.
W. Edwin Huber.
4th District.
George A. Hricko.
5th District.
William J. Munley.
6th District.
Martin Memolo.

LANCASTER COUNTY.

1st District.
Aaron B. Hess.

2d District.
Thomas J. Brown.
G. Graybill Diehm.
Norman Wood.

LAWRENCE COUNTY.

1st District.
William J. Moffatt.

2d District.
Milton A. Bickett.

LEBANON COUNTY.

Ralph H. Behney.

LEHIGH COUNTY.

1st District.
Robert E. Haas.

2d District.
Harry J. Smith.
H. Stanley Welty.

LUZERNE COUNTY.

1st District.
Christian Miller.
2d District.
Edward Brown.
3d District.
Charles A. Duddy.
4th District.
John E. Stavitski.
5th District.
Joseph H. Schwartz.
6th District.
Lorenzo D. Thomas.
7th District.
Richard Aston.
Raymond S. Davis.

LYCOMING COUNTY.

Warren Clyde Harer. Charles F. Bidelspacher.

McKEAN COUNTY.

Thomas B. Wilson.

MERCER COUNTY.

H. LeRoy Anderson. H. S. Nicholson.

MIFFLIN COUNTY.

A. L. Sheffer.

MONROE COUNTY.

Chester H. Rhodes.

MONTGOMERY COUNTY.

1st District.
Benjamin H. Ludlow.
2d District.
George M. Fratt.
3d District.
David Orr.
John W. Storb.
Burd P. Evans.

MONTOUR COUNTY.

Sharpless M. Dietz.

NORTHAMPTON COUNTY.

1st District.
Charles E. Drumbor.
2d District.
Francis H. S. Ede.
Samuel S. Horn.
Henry A. Miller.

NORTHUMBERLAND COUNTY.

1st District.
W. H. Calhoun, Sr.
2d District.
Reginald Berkheiser.
Ollie J. Powell.

PERRY COUNTY.

Amos L. Gelnett.

PHILADELPHIA COUNTY.

1st District.
Thomas F. McGowan.
L. Arthur Greenstein.
2d District.
Charles A. Baldi, Jr.
3d District.
Henry R. Nolte.
Arnold Blumberg.
4th District.
James V. Lafferty.
5th District.
Alfred F. Allman.
Clarence C. Martz.
John J. Guerin.
6th District.
Samuel B. Hart.
7th District.
William H. Fuller.
8th District.
Thomas J. Burke.
Morton Witkin.
9th District.
Herman Dilsheimer, Sr.
10th District.
Alexander Colville.
Joseph McLaughlin.
11th District.
Philip M. Myers.
12th District.
Matthew Patterson.
August C. Metzinger.
13th District.
Clinton A. Sowers.
Frank P. Canon.
14th District.
Wallace Bromley.
15th District.
Edwin C. Emhardt.
Franklin Spencer Edmunds.
16th District.
Sheppard H. Royle.
17th District.
James J. Hefferman.
John Adam.
Mrs. Martha M. Pennock.
18th District.
Samuel J. Perry.
Harry Greeby.
19th District.
Samuel Lucas.
Edward Haws.
20th District.
John H. Drinkhouse.
Patrick Conner.
21st District.
Mrs. Lillie H. Pitts.
Jacob Mathay.
22d District.
William H. Voltz.
23d District.
Albert S. C. Millar.
24th District.
Christian Sautter.
25th District.
Thomas Bluett.
26th District.
Philip Sterling.

PIKE COUNTY.

Edward B. LaBar.

POTTER COUNTY.

J. Walter Wells.

SCHUYLKILL COUNTY.

1st District.
David L. Watson.
2d District.
Charles W. Staudenmeier.
3d District.
John G. Scott.
4th District.
Clarence A. Whitehouse.
Ray D. Leidich.

SNYDER COUNTY.

Thomas F. Shambach.

SOMERSET COUNTY.

Charles I. Shaffer.
William J. Phillips.

SULLIVAN COUNTY.

Vell B. Holcombe.

SUSQUEHANNA COUNTY.

Edwin P. Brown.

TIOGA COUNTY.

George W. Williams.

UNION COUNTY.

James F. McClure.

VENANGO COUNTY.

Cleveland Y. Donnell.

WARREN COUNTY.

Williston P. Wood.

WASHINGTON COUNTY.

1st District.
W. S. Lockhart.
D. Glenn Moore.
2d District.
James T. Heffran.
Claude E. Towner.

WAYNE COUNTY.

George E. Gilchrist.

WESTMORELAND COUNTY.

1st District.
John F. Strayer.
George A. Smith.
2d District.
Mrs. Maude B. Trescher.
Howard F. Rieder.
3d District.
Oliver M. Deibler.
Paul K. McCormick.

WYOMING COUNTY.

Oscar D. Stark.

YORK COUNTY.

1st District.
L. B. Hantz.
2d District.
John H. Frye.
3d District.
Jacob M. Flinchbaugh.

ROLL CALL.

The CHIEF CLERK. The roll will now be called.

The roll being called, the following members were present.

MEMBERS PRESENT.

| | | | |
|---|---|---|---|
| Adam, | Evans, B. P., | Ludlow, | Reader, |
| Alexander, | Evans, F. D., | Lukehart, | Rhodes, |
| Allman, | Flinchbaugh, | Lynch, | Rieder, |
| Anderson, | Flynn, | MacMillan, | Royle, |
| Armstrong, | Fockler, | Malie, | Sarig, |
| Aston, | Fratt, | Mangan, | Sautter, |
| Bagshaw, | Frye, | Marcus, | Schilling, |
| Baldi, | Fuller, | Marshall, | Schoener, |
| Bartley, | Gelnett, | Martz, | Schwartz, |
| Behney, | Gilchrist, | Mathay, | Scott, |
| Bell, F. A. | Goehring, | McBride, | Shaffer, |
| Bell, W. T. | Goodnough, | McCaig, | Shambach, |
| Bentley. | Goss, | McCann, | Sheffer, |
| Berkheiser, | Greeby, | McClure, J. F., | Smith, G. A., |
| Bickett, | Greenstein, | McClure, J. H., | Smith, H. J., |
| Bidelspacher, | Griffith, | McCormick, | Soffel, |
| Blair, | Grimes, | McDaniel, | Sowers, |
| Bluett, | Guerin, | McDermott, | Speer, |
| Blumberg, | Haas, | McGowan, | Spencer, |
| Bray, | Haines, | McKim, | Stadtlander, |
| Brewster, | Hall, | McLaughlin, | Stark, |
| Bromley, | Hantz, | Memolo, | Staudenmeier, |
| Brown, E., | Harding, | Metzger, | Stavitski, |
| Brown, E. P., | Harer, | Metzinger, | Sterling, |
| Brown, T. J., | Hart, | Millar, | Stock, |
| Burchinal, | Haws, | Miller, C., | Storb, |
| Burke, | Heffernan, | Miller, H. A., | Storer, |
| Bush, | Heffran, | Moffatt, | Strayer, |

| | | | |
|---|---|---|---|
| Calhoun, | Henderson, | Moore, | Talbot, |
| Colville, | Hess, | Morrison, | Thomas, L. D., |
| Conner, | Himes, | Muldowney, | Thomas, M. G., |
| Craig, | Holcombe, | Munley, | Toepfer, |
| Critchfield, | Holmes, | Myers, | Towner, |
| Cross, | Holtzman, | Neely, | Trescher, |
| Davies, | Hoover, | Nicholson, | Turner, |
| Davis, | Horn, | Nolte, | Voltz, |
| DeFrehn, | Howe, | North, | Washington, |
| Deibler, | Hricko, | Orr, | Watson, |
| Dengler, | Huber, | Parkinson, | Weamer, |
| Derby, | Irvin, | Patterson, B.H., | Wells, |
| Diehm, | Jones, | Patterson, F.W., | Welty, |
| Dietz, | Kelly, | Patterson, M., | Wettach, |
| Dilsheimer, | Labar, | Peelor, | Wheeler, |
| Donnell, | Lafferty, | Pennock, | Whitehouse, |
| Drinkhouse, | Lauver, | Perry, | Williams, |
| Drumbor, | Leidich, | Phillips, | Wilson, |
| Duddy, | Little, H. A., | Pitts, | Witherspoon, |
| Eaches, | Little, J. T., | Posey, | Witkin, |
| Earley, | Lockhardt, | Powell, | Wood, N., |
| Ede, | Long, | Prosser, | Wood, W. P., |
| Edmonds, | Lotz, | Pryor, | Wright, |
| Emhardt, | Lucas, | Raymond, | |

MEMBER ABSENT.

Canon,

The CHIEF CLERK. Two hundred and seven members having answered to their names, a quorum is present. The House is now ready to proceed to business.

JUDGE TO ADMINISTER OATH OF OFFICE TO MEMBERS ELECT.

Mr. HALL, a member-elect, offered the following resolution, which was twice read, considered and adopted:

Resolved, That the Honorable Frank B. Wickersham a Judge of the Court of Common Pleas of Dauphin County, learned in the Law, be requested to administer the oath required to be taken by the Members of the House of Representatives.

ADMINISTRATION OF OATH OF OFFICE TO MEMBERS-ELECT.

The CHIEF CLERK. The members-elect will present themselves before the bar of the House where the Oath of Office, as required by law, will be administered to them by the Honorable Frank B. Wickersham, a Judge of the Court of Common Pleas, of Dauphin County.

The oath of office was then administered to all the members elect, except, Frank P. Canon.

ELECTION OF SPEAKER.

Mr. HARER offered the following resolution, which was twice read, considered and adopted:

Resolved, That in accordance with the provisions of Article 2 Section 9, of the Constitution, the House now proceed to the election of a Speaker, and that the clerks act as tellers.

NOMINATIONS FOR SPEAKER.

Mr. MARCUS. Mr. Chief Clerk and members of the House, it is my privilege and pleasure to present the name of Honorable Thomas E. Bluett, for the office of Speaker of this House, he having been the choice of the caucus held last evening. I therefore present the name of Honorable Thomas E. Bluett as Speaker of the House of Representatives for the Session of 1925.

Mr. LUCAS. Mr. Chief Clerk, I second the nomination.

Mr. RHODES. Mr. Chief Clerk and members of the House, it is in conformity with established custom that we have two candidates regardless of the certainty of the outcome, I therefore desire to present as a candidate for the office of Speaker one who has long been an able and capable member of the House of Representatives. That his ability has been recognized in his own county is attested by the fact that he has been returned to this House for the fourth time. In recognition by his colleagues of his experience and of his ability, and as a testimonial of the esteem in which we hold him I take pleasure in presenting the name of Honorable Joseph M. Schilling of Erie for the office of Speaker.

Mr. FLYNN. Mr. Chief Clerk, I second the nomination.

The CHIEF CLERK. Are there any other nomination?

Mr. HEFFERNAN. Mr. Chairman, I move the nomination do now close.

The motion was seconded and agreed to.

ROLL CALL.

The CHIEF CLERK. The clerk will call the roll.

The vote was as follows:

FOR MR. BLUETT.

| | | | |
|---|---|---|---|
| Adam, | Emhardt, | Lynch, | Rieder, |
| Alexander, | Evans, B. P., | MacMillan, | Royle, |
| Allman, | Evans, F. D., | Malie, | Sautter, |
| Anderson, | Fockler, | Mangan, | Schilling, |
| Armstrong, | Fratt, | Marcus, | Schwartz, |
| Aston, | Frye, | Marshall, | Scott, |
| Bagshaw, | Fuller, | Martz, | Shaffer, |
| Baldi, | Gelnett, | Mathay, | Shambach, |
| Bartley, | Gilchrist, | McBride, | Sheffer, |
| Behney, | Goehring, | McCaig, | Smith, G. A., |
| Bell, F. A. | Goodnough, | McCann, | Smith, H. J., |
| Bell, W. T. | Goss, | McClure, J. F., | Soffel, |
| Bentley. | Greeby, | McClure, J. H., | Sowers, |
| Berkheiser, | Greenstein, | McCormick, | Speer, |
| Bickett, | Griffith, | McDaniel, | Spencer, |
| Bidelspacher, | Grimes, | McGowan, | Stadtlander, |
| Blair, | Guerin, | McKim, | Stark, |
| Blumberg, | Haas, | McLaughlin, | Staudenmeier. |
| Bray, | Haines, | Memolo, | Stavitski, |
| Brewster, | Hall, | Metzger, | Sterling, |
| Bromley, | Hantz, | Metzinger, | Stock, |
| Brown, E., | Harding, | Millar, | Storb, |
| Brown, E. P., | Harer, | Miller, C., | Storer, |
| Brown, T. J., | Hart, | Miller, H. A., | Strayer, |
| Burchinal, | Haws, | Moffatt, | Talbot, |
| Burke, | Heffernan, | Moore, | Thomas, L. D., |
| Bush, | Heffran, | Morrison, | Thomas, M. G., |
| Calhoun, | Henderson, | Muldowney, | Toepfer, |
| Colville, | Hess, | Myers, | Towner, |
| Conner, | Himes, | Neely, | Trescher, |
| Craig, | Holcombe, | Nicholson, | Turner, |
| Critchfield, | Holmes, | Nolte, | Voltz, |
| Cross, | Holtzman, | North, | Watson, |
| Davies, | Horn, | Orr, | Weamer, |
| Davis, | Howe, | Parkinson, | Wells, |
| DeFrehn, | Hricko, | Patterson, B.H., | Welty, |
| Deibler, | Huber, | Patterson, F.W., | Wettach, |
| Dengler, | Irvin, | Patterson, M., | Wheeler, |
| Derby, | Jones, | Peelor, | Whitehouse, |
| Diehm, | Kelly, | Pennock, | Williams, |
| Dilsheimer, | Lafferty, | Perry, | Wilson, |
| Donnell, | Leidich, | Phillips, | Witherspoon, |
| Drinkhouse, | Little, H. A., | Pitts, | Witkin, |
| Drumbor, | Lockhardt, | Posey, | Wood, N., |
| Duddy, | Long, | Powell, | Wood, W. P., |
| Eaches, | Lotz, | Prosser, | Wright, |
| Earley, | Lucas, | Pryor, | |
| Ede, | Ludlow, | Raymond, | |
| Edmonds, | Lukehart, | Reader, | |

FOR MR. SCHILLING.

| | | | |
|---|---|---|---|
| Bluett, | Hoover, | McDermott, | Sarig. |
| Dietz, | Labar, | Munley, | Schoener, |
| Flinchbaugh, | Lauver, | Rhodes, | Washington, |
| Flynn, | Little, J. T., | | |

The CHIEF CLERK. The Tellers agree in their count and the vote cast by members is as follows:

Hon. Thomas E. Bluett received one hundred and ninety-three votes; Hon. Joseph M. Schilling received fourteen votes.

Hon. Thomas E. Bluett having received a majority of all the votes cast, is declared the Speaker of the House of Representatives of Pennsylvania for the session of 1925.

The CHIEF CLERK. I will appoint the gentleman from Cameron, Mr. Goodnough, and the gentleman from Lycoming, Mr. Harer, to escort the newly elected Speaker to the chair.

Mr. GOODNOUGH. Members of the House, it gives me great pleasure to present to you your choice for the Speaker of the House, the Hon. Thomas E. Bluett, of Philadelphia.

The CHIEF CLERK. The oath of office will now be administered to the Speaker-elect.

## SWEARING IN THE SPEAKER.

The oath of office was then administered to Hon. Thomas E. Bluett, Speaker-elect of the House of Representatives, by the Hon. Frank B. Wickersham, Judge of the Court of Common Pleas of Dauphin County.

## ADDRESS OF THE SPEAKER.

The SPEAKER.

Members of the House of Representatives, I want to thank you for the confidence you have reposed in me by electing me as your Speaker. Every promise that I made as to the manner in which the duties of that office should be discharged will be kept by me so far as within my power lies. Personalities are now things of the past. Principles are the great matters of the present and the future. A lengthy or detailed statement by me at this time would not be becoming. A reference, however, to the great general principles that should guide us is clearly in order.

Communities often look upon the Sessions of legislative bodies with dread. This should not be so. The dread arises from the fact that the legislature so often intermeddles in matters that the public can best decide for itself. Our function at this time should be to legislate only on matters of major importance and in consequence of a real, general, public pressure and demand. In a great commonwealth such as ours there will be plenty of such measures to fully occupy our attention.

Among the measures that should be given our best consideration is that of taxation. Public expenditures and public activities must stop somewhere or we will drift into chaos. It should be our duty to guard carefully the public treasury and practice the most rigid economy in public expenditures, having due regard to the great charitable and educational needs of the state.

Prison reform and the suitable location and erection of great penal institutions should receive our most careful consideration.

We should never lose sight of the fact that we are a great industrial, financial and agricultural community. Only the very wisest legislation should be enacted regulating these great fundamental enterprises. Regulation wherever it is deemed wise, never interference, should be our guiding principle. In this way we can permit the genius of our people to work out their problems. Thus we can best promote the general happiness and prosperity of all our people.

In the realm of the so-called moral legislation, let us be careful. Let us keep our ideals high, but let us remember that we are dealing with the general run of humanity.

It shall be my aim, as your presiding officer to so discharge my duties, that every Member of the House in committee or on the floor, subject to the rules of the House governing debate, shall have an opportunity to give expression to the thought that actuates him or her on any subject before the Assembly. It is my hope that this House of Representatives shall be, collectively, a real expression of the will of the people, and to that end I pledge you my best efforts according to the wisdom that has been given to me.

## ELECTION OF CHIEF CLERK AND RESIDENT CLERK.

Mr. ALEXANDER offered the following resolution which was twice read, considered and adopted.

Resolved, That the following persons be elected officers of the House of Representatives, as is provided for by Act of Assembly:

Thomas H. Garvin, Chief Clerk House of Representatives.
Milton K. Burgner, Resident Clerk House of Representatives.

## THE SWEARING IN OF THE CHIEF CLERK AND THE RESIDENT CLERK.

The oath of office was then administered to Thomas H. Garvin, Chief Clerk-elect of the House of Representatives, and the Milton K. Burgner, Resident Clerk-elect of the House of Representatives, by the Hon. Frank B. Wickersham, Judge of the Court of Common Pleas of Dauphin County.

## APPOINTMENT OF STENOGRAPHER TO CHIEF CLERK.

Thomas H. Garvin, Chief Clerk, announced the appointment of M. Olive Barnett, Hillside, Westmoreland County, as stenographer to Chief Clerk.

## APPOINTMENT OF ASSISTANT RESIDENT CLERK.

Milton K. Burgner, Resident Clerk, announced the appointment of Mr. I. Dale Meals, as Assistant Resident Clerk.

## THANKING JUDGE WICKERSHAM FOR ADMINISTERING OATH.

Mr. EARLEY offered the following resolution, which was twice read, considered and adopted.

Resolved, That the Members of the House of Representatives of Pennsylvania hereby extend their thanks to the Honorable Frank B. Wickersham, a Judge of the Court of Common Pleas of Dauphin County, for his services in administering the oath of office to its members.

## NOTIFICATION TO THE SENATE.

Mr. HEFFERNAN offered the following resolution which was twice read, considered and adopted.

Resolved, That a committee of three be appointed to wait upon the Senate and inform that body that the House of Representatives is now organized and ready to proceed to business and invite the Senate to proceed to the Hall of the House of Representatives at 2.30 p. m. for the purpose of receiving the message of the Honorable Gifford Pinchot, Governor of Pennsylvania, and transact such other business as may come before the Joint Assembly.

## APPOINTMENT OF COMMITTEE.

The SPEAKER. The Chair appoints Mr. Heffernan, Mr. Alexander and Mr. Marcus as said committee.

## SENATE MESSAGE.

### TIME OF NEXT MEETING.

The Clerk of the Senate being introduced presented the following extract from the Journal of the Senate, which was read as follows:

In the Senate, January 6, 1925.

Resolved, (if the House of Representatives concur), That when the Legislature adjourns today it reconvene on Monday evening, January 19, 1925, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

On the question,

Will the House concur in the resolution?

It was concurred in.

Ordered, That the clerk inform the Senate accordingly.

## SENATE MESSAGE.

### JOINT CONVENTION TO COUNT VOTE.

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate which was read as follows:

In the Senate, January 6, 1925.

Resolved, (if the House of Representatives concur), That the Senate and House of Representatives will meet in joint convention Tuesday, January sixth, 1925, at 2:30 o'clock P. M., for the purpose of witnessing the opening, computing and counting the vote for Auditor General and State Treasurer, and that Mr. Daix, of Philadelphia County, be appointed teller on the part of the Senate.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

On the question,

Will the House concur in the resolution?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

### APPOINTMENT OF TELLER.

The SPEAKER. The Chair appoints as teller on the part of the House of Representatives the gentleman from Tioga, Mr. Williams, in conjunction with the resolution just passed.

Ordered, That the Clerk inform the Senate accordingly.

## SENATE MESSAGE.

### POSTAGE ON LEGISLATIVE JOURNAL.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 6, 1925.

Whereas, The Post Office Department has decided that the Legislative Journal must be third class matter and has so instructed the Postmaster at Harrisburg, Therefore, be it

Resolved, (if the House of Representatives concur), That the Chief Clerks of the Senate and House of Representatives be directed to make arrangements for the necessary postage so that the Legislative Journal may be mailed according to the requirements of the Post Office Department, and that the payment of the postage for the Legislative Journal, also for the Bills, Calendars and Histories be provided for in the Appropriation Bill.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

On the question,

Will the House concur in the resolution?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## SENATE MESSAGE.

### TIME OF FINAL ADJOURNMENT.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 6, 1925.

Resolved, (if the House of Representatives concur), That the General Assembly of the Session of 1925 adjourn sine die, on Thursday, April 16, 1925, at twelve o'clock noon.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

On the question,

Will the House concur in the resolution?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## SENATE MESSAGE.

### APPOINTMENT OF COMMITTEE TO WAIT UPON THE GOVERNOR.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 6, 1925.

Resolved, That a committee of three be appointed to act in conjunction with a similar committee on the part of the House of Representatives (if the House of Representatives shall appoint such committee) to wait on his Excellency, the Governor, and inform him that the General Assembly is organized and ready to receive any communications he may be pleased to make.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

### APPOINTMENT OF COMMITTEE.

The Chair appoints as this committee on the part of the House, Mr. Goodnough, Mr. Long and Mr. Schilling.

### ADOPTION OF RULES.

Mr. HAWS offered the following resolution which was twice read, considered and adopted.

Resolved, That until otherwise ordered the rules of the House of Representatives of the session of one thousand nine hundred and twenty-three be adopted for the government of the House during the present session.

### JOINT SESSION.

Mr. TALBOT offered the following resolution, which was twice read, considered and adopted:

In the House of Representatives, January 6, 1925.

Resolved, (if the Senate concur), That a joint meeting of the House and Senate be held on January 6, 1925, at 3 P. M., for the purpose of hearing the Governor's Message, counting the votes for Auditor General and State Treasurer, and for the election of a Director of the Legislative Reference Bureau, as provided by the Act of May seventh, 1923.

Ordered, That the Clerk present the same to the Senate for concurrence.

### COMMITTEE DISCHARGED.

Mr. LONG. Mr. Speaker, your committee appointed to wait upon and inform his Excellency the Governor of the Commonwealth that the Senate and the House of Representatives are ready to proceed with business have performed the duties of their appointment.

The SPEAKER. The Committee is discharged with the thanks of the House.

## SENATE MESSAGE.

### RESOLUTION CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, January 6, 1925.

Resolved, (if the Senate concur), That a joint meeting of the House and Senate be held on January 6, 1925, at 3 P. M., for the purpose of hearing the Governor's Message, counting the votes for Auditor General and State Treasurer, and for the election of a Director of the Legislative Reference Bureau, as provided by the Act of May seventh, 1923.

## PRESENTATION TO SPEAKER.

Mr. DILSHEIMER. Mr. Speaker, I ask the unanimous consent of this House to give the courtesy of the floor to the Honorable D. Frank Black, of Philadelphia, for the purpose of addressing the Speaker and this House at this time.

The SPEAKER. Are there any objections? The Chair hears none and the privilege of the floor is extended to my good friend the Honorable D. Frank Black of my own ward and my home town.

HONORABLE D. FRANK BLACK. Mr. Speaker, and members of the House of Representatives, ladies and gentlemen, I feel it is a great honor bestowed upon me to say a few words in behalf of our friend of the 43rd Ward, and tell you what we know about him. I hope you members have the same confidence in Mr. Bluett that we have in the 43rd. Ward. You will find him truthful and that it is the reason why he has been advanced to where he is today.

On behalf of the members of the 43rd. Ward Republican Executive Committee, we present these presents to Mr. Bluett and hope God spares his life to wear that pin and use the other one for many many years. I thank you.

The SPEAKER. Mr. Black and my own neighbors and friends, I want to thank you for this consideration, and for the presents you have given me.

## COMMUNICATION FROM THE GOVERNOR.

The Secretary of the Governor being introduced presented a communication from the Governor in writing which was read as follows:

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, January 6, 1925.

To the Honorable the House of Representatives of the Commonwealth of Pennsylvania.

Ladies and Gentleman: In conformity with law I have the honor herewith to transmit the reasons for the granting of pardons from January 1st, 1923, to January 1st, 1925, inclusive.

GIFFORD PINCHOT.

The SPEAKER. The communication will be noted in the Journal and printed in the appendix to the Legislative Journal.

## COMMUNICATION FROM THE GOVERNOR.

The Secretary to the Governor being introduced presented a communication from the Governor in writing which was read as follows:

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, January 6, 1925.

To the Honorable the House of Representatives of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: The following acts of the General Assembly passed at the Session of 1923 were approved and signed by me within thirty days after the final adjournment of the Legislature on the fourteenth day of June, A. D. 1923.

GIFFORD PINCHOT.

The SPEAKER. The communication will be noted in the Journal and printed in the appendix to the Legislative Journal.

## RECESS.

The SPEAKER. If there is no objection, the House will take a recess until 2:15 o'clock P. M.

## AFTER RECESS.

The SPEAKER. The House will be in order.

## SENATE RECEIVED BY HOUSE TO MEET IN JOINT SESSION.

The Sergeant-at-Arms announced the return to the Hall of the House of the committee appointed on the part of the House escorting the members of the Senate to the Hall of the House.

Mr. HESS. The committee on the part of the House announce the arrival of the Senate to proceed in joint session to compute the vote cast for State Tresurer and Auditor General and to receive the message of His Excellency the Governor of the Commonwealth.

The SPEAKER. The committee is discharged with thanks. The Senators will be seated. The President of the Senate is invited to preside over the joint session and the President pro tempore is invited to a seat at the desk.

## JOINT SESSION.

### LIEUTENANT-GOVERNOR DAVID J. DAVIS PRESIDING.

LIEUTENANT-GOVERNOR DAVIS. The Assembly will be in order.

The Sergeant-at-Arms of the Senate. Mr. President, I have the honor to present to you His Excellency, the Governor of the Commonwealth, the Honorable Gifford Pinchot.

LIEUTENANT-GOVERNOR DAVIS. Members of the joint assembly we have met in joint session this afternoon for the purpose of hearing His Excellency the Governor of the Commonwealth of Pennsylvania to deliver his message to the joint Assembly.

I have the honor at this time to present His Excellency the Governor.

## ADDRESS OF GOVERNOR GIFFORD PINCHOT TO THE GENERAL ASSEMBLY OF PENNSYLVANIA.

GOVERNOR GIFFORD PINCHOT. Mr. President, Mr. Speaker, Ladies and Gentleman of the General Assembly:

The present State Administration is half way through its term. It is, accordingly, proper and necessary that it should render to the Legislature, and through the Legislature to the people, an account of what has been accomplished, and should point out what the welfare of the Commonwealth still requires to be done.

Two years have passed since the people of Pennsylvania directed that a new order should be established in the State Government. The purposes of this new order were set forth in the specific platform which the Republicans of Pennsylvania endorsed in the primaries, which in the general election the whole people of the Commonwealth directed to be carried out, which was reaffirmed when this Administration took office, and which is still in full force and effect.

This platform definitely pledged the present State Administration to use its full power:

To drive all saloons out of the State.

To prevent and punish bootlegging.

To maintain and secure good laws for the protection of working children, women, and men.

To safeguard the industries of Pennsylvania and promote the prosperity of the State.

To advance the interests of the farmers, who feed us all.

To give our children the best schools in America.

To check centralization and give more home rule to cities, counties, townships, and school districts.

To maintain the direct primary and protect the rights of women voters.

To meet the just needs of those who served in the World War.

To revise and equalize taxes, establish a budget system, and reorganize the State Government on a business basis.

To keep the expenses of the State within its income.

To get a dollar's worth of service for every dollar spent.

In the presence of the General Assembly, with half my term unfinished, I here reaffirm my allegiance to that platform as a solemn contract with the people of this Commonwealth, and renew my pledge to use every power of the Governorship in an honest effort to carry it out.

This contract with the people has three principal objects. They are: the enforcement of the law; the cleaning up of the financial mess inherited from previous Administrations; and the reorganization of the State Government into an efficient and economical business machine for the service of the people.

In its effort to carry out this contract the present Administration has done what the public interest demanded without asking whether it was politically wise or politically foolish. In no single case known to me has it sacrificed the interests of the people of Pennsylvania for political advantage. This Administration has feared no one, concealed nothing, and told the truth. It has taken as its rule of conduct the Roosevelt doctrine that the public good comes first. Such a course has not endeared it to certain politicians. I hope it has deserved the approval of the people.

From the moment this Administration came into power it has never given or promised a job, or any favor of any sort whatsoever, to anyone for supporting or not supporting any legislation, or for taking or not taking any action of any kind anywhere at any time, and it never will. I am as free today from every promise or obligation to do anything but keep my public pledges as I was before I became a candidate in the primaries nearly three years ago.

The people of this Commonwealth for years have tolerated in their public service standards of conduct known to be indefensible, and under which no private business could survive. The people have suffered the Commonwealth to be badly served. This is the essential evil, and here must be the fundamental change.

The false political standards created in the public mind by generations of ill-advised political leadership, seeking only spoils, have at times made the path difficult, and may do so again. But difficult or not difficult, this Administration has without exception preferred to advance the welfare of the people rather than join in the scramble for political advantage, and it will continue to do so to the last moment of its term. It has given politics due consideration, but no more; has made no effort to create for itself a political machine at the expense of efficiency in the public service; and has no intention of wasting its own time and the money of the taxpayers in any such attempt.

Under boss rule the people of Pennsylvania became hardened to the sight of political corruption and to the shameless use of public office for private, personal, or political ends. The cost of such misrule is always high. Because of their tolerance of it our people have suffered enormous injury in money wasted, in public work undone, public institutions mismanaged, unfortunates neglected, children untaught or badly taught, in thousands of workmen needlessly maimed, in thousands of lives needlessly lost or ruined.

All this was serious enough, yet by far the greatest injury thus done in Pennsylvania was in blunting the sense of civic righteousness in the minds of the voters, and forcing cynical and perverted standards of public life and public service upon the people of this Commonwealth. These fallacious standards form the chief obstacle which this Administration has had to overcome. Its principal hope is that when it retires from office it will leave behind it a practical example in proof that such standards are not only wrong but foolish and unnecessary, and that the people can be better served in other ways.

## NEW LEGISLATION.

This Administration was most fortunate in securing from the last General Assembly all of the more important pieces of legislation for which it asked. Accordingly, its recommendations to the present General Assembly for laws to be passed in the interest of the Commonwealth are but few.

Legislation is necessary to check at its source in the breweries and alcohol distilleries the flood of illegal drink which is daily bringing suffering, disease, and death upon the citizens of this Commonwealth. I urge upon the members of the General Assembly in the strongest terms I can command the passage of a law to relieve our people of this fearful and unnecessary toll, and I shall at a later time take occasion to lay my reasons for this, and for funds for law enforcement, in detail before the General Assembly.

This is the greatest moral issue, and the only great moral issue, at this time before the people of Pennsylvania, and it deserves the earnest and favorable consideration of every member who believes in the Constitution of the United States and the people of this Commonwealth, and is opposed to the liquor interests and their political supporters.

The report of the Giant Power Survey will be laid before the General Assembly a little later. In a message transmitting that report I hope to set forth in some detail the very great advantages to be derived from the Giant Power plan in greater and more widespread use of electricity, and in cheaper rates, by the people of this Commonwealth. The Giant Power plan is the latest development of the Roosevelt Conservation Policy, and has within it possibilities of service to the people f Pennsylvania so new and so great that the mind finds it difficult to realize them.

The different departments will in due time point out to the various committees of the two houses certain changes and additions which, in the interest of the public welfare, should be made to existing law. These changes and additions are, so far as I know, without political significance, and should, and doubtless will, receive the consideration of the General Assembly solely from the point of view of the public welfare.

## LAW ENFORCEMENT.

When this Administration took office Pennsylvania's reputation for law enforcement among the States of the Union was lowest of all. Today it is within the truth to say that no more vigorous fight for law enforcement is being made by the Administration of any American State than here in Pennsylvania.

My first duty, in accordance with the first plank in my platform, was to drive the legalized saloon out of Pennsylvania. That has been done. My second was to exert every power of the State Administration to prevent and punish bootlegging. In that real progress has been made.

Law enforcement through crooked or incompetent officials had allowed the violation of the Eighteenth Amendment to gather enormous headway in Pennsylvania. Our chief difficulty lay in regaining the ground which should never have been lost. As the first step, a thorough study of the bootlegging situation was made throughout the Commonwealth. The Legislature having declined to grant the money necessary

for this work, the W. C. T. U. undertook to supply it, and has done so. I desire here to make my grateful acknowledgments to the patriotic and invaluable cooperation of the women who have supplied the funds necessary not only to make this study, but to support nearly every other State activity in aid of law enforcement except that of the State Police.

Every effort has been made to secure the cooperation of local officials. Well attended conferences of the mayors and district attorneys of Pennsylvania were held in the Governor's Office, and have had good results. Under great handicaps every effort has been made to cooperate with the Federal enforcement officials in this State, even to the extent of supplying them with the direct and frequent assistance of the State Police in what was distinctly Federal work. Wherever at all possible, every request from them for help in stopping liquor violations has been met. It has been made perfectly clear that where local officials, local courts, district attorneys, police, sheriffs, and constables, are working together for the enforcement of the Eighteenth Amendment, violators have a hard road to travel.

The work of the State Police has been worthy of the highest praise. Without sacrificing their other duties, the men of the State Police have made nearly 8,000 arrests in the two years, and have secured 3,300 sentences. They have seized 2,100,000 quarts of high powered beer, 420,000 quarts of intoxicating liquor, and more than 750 automobiles and other vehicles. Forty-three breweries have been caught violating the law.

Notices to close were served upon law breaking saloon keepers first in the hard coal counties, then in Philadelphia, and then in Pittsburgh, to the total number of over 2,750. Except in Pittsburgh, we had the cooperation of the United States Department of Justice in this work.

Since January, 1924, all liquor injunction actions conducted by the Commonwealth have been carried on by the Department of Justice. These injunction proceedings are proving themselves most effective in the abatement of violations. When they have been carried through the State Supreme Court, the correct procedure for handling liquor law violations will be determined at once for each of the 67 counties, to the great advantage of law enforcement.

To sum up, a sound and broad foundation has been laid for law enforcement in the State of Pennsylvania. With the additional legislation and funds recommended and with proper cooperation from Federal and local authorities, the progress already made assures complete success.

## PAYING OFF THE DEBT.

When this Administration came into office it found that an appropriation liability of about $29,000,000 would be due and unpaid for want of funds on June 1, 1923. There has been much discussion as to whether or not the present Administration will actually pay off this debt without increase of taxation for that purpose. Let me see if I can make the fact clear beyond question.

Like all other appropriations, these appropriations of approximately $29,000,000 were promises to pay—notes, to all intents—made by the State of Pennsylvania. It was possible to deal with these notes in one of three ways.

First. They could have been left unpaid, but that would have been unworthy of the Commonwealth.

Second. The money to pay them could have been raised by some form of new taxation, but that would have added to the burdens already resting on the taxpayers.

Third. The money to meet these notes or promises to pay could be paid by saving out of the current expenses of the Government, without new taxation for that purpose. That is what the Administration elected to do.

Appropriations for current expenses usually increase with each succeeding Legislature. They trebled in Pennsylvania in the ten years previous to this Administration. Instead of going along with this natural increase of appropriations, this Administration undertook to run the Government for enough less than it had actually been run for in the previous two years to pay off the debt. In order to do so the appropriations of Departments responsible to the Governor were cut on an average of 26½ percent.

The result is that out of the specific items which made up the debt of about $29,000,000, nearly $24,000,000 had actually been paid off on November 1, 1924, and the rest will be approved for payment or contracted for before June 1st next.

Long before the two years were up my pledge to put the Commonwealth on a pay-as-you-go basis had been redeemed. For the year before this Administration took office the bills in the Treasurer's Office due and unpaid for lack of funds at the end of each month averaged more than $13,000,000, and ran as high as $18,000,000. By the end of the first year of this Administration there was cash on hand in the State Treasury in excess of warrants by $231,000. During four months of the past calendar year, there was actually cash on hand in excess of obligations, while in the others the unpaid bills were but a fraction of the 1922 figures.

Outside of the current expenses of the State Government, where the saving was made, the expenses of the Commonwealth increased, as they would have done no matter whether we had undertaken to pay off the debt or not. Thus, under the Edmonds Law, $16,000,000 more was appropriated by the Legislature of 1923 for common schools than by the Legislature of 1921, and emergency taxes were enacted to provide for that increase. That fact has nothing to do with the debt, for the State would have had to raise and spend the $16,000,000 in any case to take care of the needs of its children.

In the same way more money was spent on roads from the proceeds of the automobile license taxes, because the increasing number of automobiles in Pennsylvania brought more money in and the law requires these funds to be spent on the roads. So with the other special funds. But these increases in receipts and expenditures from special funds would have gone on just the same whether or not this Administration had undertaken to pay off the debt.

To put it in still another way, whether or not this Administration had undertaken to save and pay off the debt, every cent of increased expenditure for schools, roads, etc., made during the last two years would have gone on just the same. If we had let things run on as they were going, the money we actually have saved would have been used up in current expenses, and the debt of about $29,000,000 would still be unpaid.

I have frequently made the statement that this Administration was saving the taxpayers $40,000 for every working day. Here is the way to prove it. Take the $23,675,000 actually paid off on November 1st, 1924 and add to it, out of the balance of several millions that has been or will be paid off by June 1st, 1925 enough to make $24,000,000. Then divide the $24,000,000 thus found by 600, which is about the number of working days in the two years. The result is $40,000 for every working day. It will be even better than that.

## ECONOMY AND EFFICIENCY.

Many different means have been made use of in converting this Government from what it was into an efficient and eco-

nomical business machine for the service of the people, the chief of which is the Administrative Code and the Executive Board. Both have done their work well. How a dollar's worth of service is now secured for every dollar spent is more particularly referred to hereafter.

## COAL STRIKE SETTLED.

Throughout the anthracite using regions of the United States the differences between miners and operators, which resulted in the anthracite coal strike of 1923, threatened the strong and well with hardship and discomfort, the weak and sick with disease and death during the winter of 1923-24. After other efforts to settle the strike had failed, in September, 1923, the present Administration, on its own initiative, undertook negotiations with the miners and operators.

After extended meetings in Harrisburg with the contending parties, the strike was settled. The customary supply of anthracite was thus assured to users who otherwise would either have paid for it at far higher prices, or would have gone without altogether, and the widespread suffering of an anthracite famine was avoided.

## DEPARTMENT OF STATE AND FINANCE.

The former Department of State, now the Department of State and Finance, was once mainly a political office charged in addition with certain simple routine clerical and recording duties. Under the provisions of the Administrative Code it has become one of the most important branches of the Government, with the supervision of all fiscal matters not under the control of the State Treasurer or the Auditor General. It is now of incalculable value in enabling the Governor to supervise and control the expenditures of the departments responsible to him. Indeed the cleaning up of the financial mess at Harrisburg would have been impossible without the new powers and the personnel of the Department of State and Finance.

The most remarkable financial achievement of this Administration is not the paying off of the $29,000,000 debt, but the reduction of deficiency appropriations, and for this the Department of State and Finance is largely responsible. In the face of such a cut in expenditures as had never been made in any American State or city, or by the National Government except after a war, without uniform accounts, on the basis of the first Budget ever made in Pennsylvania, and with the necessity for forecasting the financial needs of the State's work for two years in advance, the money available was so well divided, and fiscal control was so effective, that deficiency appropriations have practically disappeared. They have been reduced from nearly $7,000,000 in the session of 1921, from nearly $6,000,000 in the session of 1923, to a total for all deficiencies of less than a quarter of a million dollars in the session of 1925, or one-sixth of one percent of the total appropriations. This achievement, which, so far as I can ascertain, has never been matched, appears in its true light when compared, for example, with deficiency appropriations requested in the current National Budget of $175,000,000, or more than five per cent of all appropriations, when not one of the difficulties just enumerated had to be met.

The present Secretary of the Commonwealth prepared the first Budget ever submitted to a Pennsylvania Legislature. He is responsible for the first system of uniform accounts adopted by this Commonwealth, under which, for the first time, it is now possible to compare the efficiency, dollar for dollar, of one kind of work with another. The departmental estimates of expenditures to be made pass through his office monthly in advance. These estimates enable the Governor not only to supervise the fiscal operations of the various departments, but to foresee and prevent unnecessary deficiencies.

Under this system of fiscal control the departments responsible to the Governor were required to expend but 45 percent of the present two years' appropriation in the first year, and thus were able to expand their work slightly during the second year on the basis of needs shown by actual experience, to the great advantage of their work.

Here are some of the results of reasonable fiscal supervision coupled with economy and competency in public service. The expenditures from the General Fund for comparable purposes for salaries and wages by the Harrisburg appointive departments for the first eighteen months of this biennium showed an actual decrease of $1,372,042, or 15½ percent as compared with the first eighteen months of the previous biennium.

In the same period these spending agencies made, in traveling expenses from the General Fund, as compared with the first eighteen months of the previous biennium, a saving of $118,067, or 14¼ percent.

The expenditures for telephone and telegraph for the same period for the same spending agencies showed a decrease of $25,420, or 24.7 percent.

In the first eighteen months of this biennium these agencies spent for printing and binding $174,993, as compared with $325,780 in the same eighteen months period in the previous biennium. This is a decrease of $150,787, or 46.3 percent.

Comparable General Fund expenditures for supplies and equipment for the Harrisburg Departments, exclusive of Highways, cost $287,231.08 in the first eighteen months of this biennium as compared with $457,423.50 for the first eighteen months in the previous biennium. This is a decrease of $170,192.42, or 37.2 percent.

These five items alone total a decrease in actual outlay for the Harrisburg appointive departments in the first eighteen months of this biennium of $1,867,018.42.

The Department of State and Finance keeps up-to-date a series of charts showing the exact financial condition each month of each department in comparison with the monthly xpenditures of the previous biennium, and the actual monthly xpenditures as compared with the Budget allotments in the present biennium. These charts are hung for public inspection on the walls of the Governor's reception room. From them one can see at a glance whether any spending agency is or is not living within its means.

The departments report their expenditures by accounts. Thus the Highway Department has succeeded in keeping its overhead down to six cents out of every dollar—a remarkable achievement in a department whose work requires such constant supervision and inspection. Out of each dollar appropriated for welfare purposes less than two cents goes for overhead to the Department of Welfare and all the rest directly to the relief of the taxpayers in the various counties. The overhead cost of the Department of Public Instruction is but two cents out of each dollar appropriated for education.

Of every dollar spent by the State Government for all purposes under this Administration, 85 cents goes directly back into the counties in the form of highways, schools, welfare agencies, etc., while the remaining 15 cents pays for all the costs of running the State, including the Legislative, Judicial, and Executive Departments.

## DEPARTMENT OF JUSTICE.

During the past two years the Attorney General's Office has discharged a greater variety of duties and performed a larger amount of work than in any other biennium in the history of the State. Its work has increased at least fifty

percent, yet it has been carried on by a smaller force, at less expense, and without exceeding its appropriation.

The most important achievement of the Department of Justice was the drafting of the new Administrative Code, which converted the Government of Pennsylvania from a loose and irresponsible collection of some 130 independent spending agencies without financial control into a compact, business-like government service of eighteen departments and three responsible commissions. The drafting, enactment, and application of this monumental piece of legislation, and its successful defense in the courts against obstructive attacks by the Auditor General and State Treasurer, has remade the Government of our State.

The Department of Justice has had a most important part in the enforcement of the Eighteenth Amendment, and the laws enacted to give it effect, one of which, the Pennsylvania Enforcement Act, it drafted.

In addition to the enormous burden which devolved upon the Attorney General's Office through the necessity for drafting bills for a Legislature already in session when this Administration came into office, the Attorney General has personally had greater touch with the Departments and a larger part in their work than has ever happened before. His Department was responsible for the new water and power policy, whose adoption brought our legislation into harmony with the Federal Water Power Law. The work of the Giant Power Survey has required the assistance of the Attorney General and his Department upon points of law and policy at every step of its progress.

The success of the Attorney General and his Department in litigation has been most remarkable. Up to the time when this message goes to press every decision handed down has been directly in the interest of the State.

A decision was secured from the Pennsylvania Supreme Court which enjoined coal companies from polluting streams now pure that serve as water supplies or recreation spots for large bodies of our citizens. This decision is of epochal importance in the effort to prevent the pollution of pure streams throughout the State.

The distinguishing characteristic of the Department of Justice under this Administration has been its extreme helpfulness to the Departments, and the constructive part it has taken not only in their work, but in the work of various boards, such as the Sanitary Water Board, the Giant Power Board, and others.

The Attorney General does not conceive his duties to be limited to the dry as dust interpretation of the law. He holds that they include the active desire and effort to secure for the citizens of Pennsylvania whatever they may require and the law does not forbid. In this his attitude is precisely that of the Roosevelt Administration.

## JUDICIAL APPOINTMENTS.

During the two years ten vacancies, due to the death or retirement of sitting judges, have been filled by appointment. This Administration attaches the greatest importance to the selection of judges. It has done its utmost to secure men, and in the case of one magistracy, a woman, conspicuously fitted by character, point of view, and capacity to fill these most important places.

## BOARD OF PARDONS.

The question of pardons for prisoners is one of the difficult problems with which the State Government has to deal. Fortunately in Pennsylvania responsibility is laid directly upon the Board of Pardons, without the recommendation of three of whose four members the Governor can grant no pardon.

In spite of the increase in applications for pardon the present Board has acted favorably upon a lower percentage of applications than any of its predecessors. In the year 1914 the Board granted 59.5 percent of the pardons applied for; in 1921, 31 percent; in 1922, 32 percent. The average for the ten years ending in 1923 is 34.4 percent. In the eighteen months of this Administration the percentage of pardons granted is 28, the lowest in the history of the Pardon Board.

## DEPARTMENT OF PUBLIC INSTRUCTION.

The plan of organization of the Department has been revised and greatly improved, and real advance has been made in the administration of its fiscal affairs. More than all else, the present biennium has been marked by progress in all fields of educational activity.

The Administrative Code imposed upon the Department many additional responsibilities, and many additional opportunities for constructive service. It made the Superintendent of Public Instruction responsible for the financial supervision of fourteen professional examining boards, for the State Library and Museum, the State Board of Censors, the School Employees Retirement Board, the Historical Commission, and the educational institutions wholly or partly supported by the State.

The responsibility of the Department in money during the current two years will amount to over $56,000,000. There will be no deficiency from any agency operated or supervised by the Department. For the first time in years, payments to school boards are being made on time.

Under an amendment to the Edmonds Law further assistance, reaching a total of 75 percent of the cost of teachers' salaries, was given to a newly created class of rural schools, thus very greatly promoting the cause of education in the open country.

Interest in rural education has been greatly stimulated. The course for one-teacher schools, distributed early in the year, has received wide commendation, while the establishment of traveling libraries marks a new development in the extension service of normal schools to rural districts.

The staff of the School Buildings Bureau has reported on plans for buildings costing more than $34,000,000.

Of the 50,000 teachers in the State, 28,000 were enrolled in the summer sessions of 1924. There was an increase in normal school enrollment of over 1,400 students, while for the current year 8,000 more college students are taking educational courses than ever before.

A plan of adult education has been organized for the purpose of reaching the 315,000 illiterates in Pennsylvania, and has made progress. The vocational education program has been enriched and expanded, evening classes for miners have been organized in thirty-three centers which enable them to prepare for fire boss, mine inspector, foreman, and assistant foreman, while child conservation has received increased attention, and the wise and economical expenditure of the family income has been stressed.

The Professional Bureau has rendered an increasingly valuable service in the evaluation of more than 6,000 high school and college credentials from institutions in all parts of the world. It has established standards and a checking system which will keep Pennsylvania free from the operation of diploma mills.

Among the other achievements of the Department were the development of a greater appreciation of art and art values, the organization of a guidance program in 30 teacher training institutions, the growth of Junior High Schools to 150, the

trend of Senior High Schools to first grade classification, the increase of average daily attendance and the organization of libraries in a large number of high and grade schools.

The appointment of committees to make studies of the more important educational problems in Pennsylvania has produced important results. Groups composed of eminent educators from within and without the State will complete in the near future studies, with recommendations, on appropriations and subsidies, high schools, normal schools, rural schools, and teachers' institutes.

I note with great regret and deep sympathy the long-continued illness of Doctor J. George Becht, Superintendent of Public Instruction. Doctor Becht has endeared himself not only to the teachers and scholars of Pennsylvania, but to all who are interested in education throughout the Commonwealth. I am confident that I express your feelings, as well as my own, in wishing him a prompt and complete recovery.

## DEPARTMENT OF MILITARY AFFAIRS

The Department entered this biennium with a deficit of over $230,000. That deficit will be wiped out, and no new deficit will take its place. This is true notwithstanding that the strength of the National Guard was increased; that the requirements of the War Department have increased; and that additional expenses have been placed upon the Department throughout the two years. The result is ascribed almost entirely to the Budget system.

The National Guard, under the plan as outlined in the National Defense Act, has been developing steadily and carefully. The Guard today is fifty percent stronger than at any time in its previous history, and is organized into such units as would become most useful in case of emergency.

The Military Reservation at Mount Gretna has been developed until today it is recognized as of the highest type, and possibly the best within the United States.

Last summer's encampments worked with a better spirit, and did better work, than any of their predecessors. The National Guard especially was never in better condition.

The Arsenal at Harrisburg and the storehouse at Mount Gretna are thoroughly equipped and filled with equipment and munitions.

I cannot let this opportunity pass without paying my tribute to the memory of General Asher Miner, whose devotion to the National Guard of Pennsylvania made him known throughout the State, whose services in the World War shed honor upon this Commonwealth, and whose death is universally deplored.

## INSURANCE DEPARTMENT

During the past year 130,000 licenses to agents have been issued by the Department, and 6,500 to persons and corporations as insurance brokers. Taxes and fees collected during the last fiscal year amounted to $4,723,470, an increase of almost half a million dollars over any previous year.

## DEPARTMENT OF BANKING

Under Secretary Cameron, who has the entire confidence of the public, and whom I continued in office, the Department of Banking has made real progress through the entire elimination of politics, and the increased facility, flexibility, and effectiveness of operation under the Administrative Code.

It is pleasant to note in the last two years an increase of a billion and a quarter dollars in the funds entrusted to the banks and building and loan associations of this State, and an increase of more than 600,000 depositors. Today one out of every two persons in Pennsylvania, including the children, has a bank account.

In the past the bank examining force had been wholly inadequate. It has now been increased, without increased cost to the State, from 39 to 75. As a result embezzlements hidden for years have been uncovered, and the banking of the State has been better protected than ever before.

More attention has been devoted to the examination of building and loan association than ever before, with great resulting increase of safety to their members, and a notable reduction of unfair practices on the part of certain unscrupulous promoters.

In August, 1923, the Bureau of Securities, which administers the Act approved June 14th, 1923, the so-called Blue Sky Law, was established in the Banking Department. During the first fifteen months of its existence, it kept off the market in Pennsylvania not less than $400,000,000 in worthless or questionable securities, many of which were not worth the paper they were printed on. In all, more than 7,000 stock salesmen filed applications for registration, of whom 2,847 were given licenses.

Unscrupulous promoters and salesmen of fraudulent securities, who, before the passage of the Securities Act, profited immensely at the expense of our people, will unquestionably attempt to weaken or destroy this law. The Legislature should be on its guard against any proposed amendment not approved by the Department of Banking.

## DEPARTMENT OF AGRICULTURE

For the first time in the history of the Department of Agriculture there was appointed as its head a man who was actually making his living from the land. His administration has been strikingly successful. The Department has been in closer and more effective cooperation with the farmers of the State; has received more assistance from them; and has rendered them more beneficial help than ever before. It has organized all the farmer's clubs and associations into a central Agricultural Council which covers the whole State.

The Department tested more cattle for tuberculosis in 1923 than during the three previous years. The adoption of the area plan of testing gives great promise of effectively eradicating bovine tuberculosis from the herds of this State.

Funds for this work were derived from the enforcement of the Pennsylvania Dog Law, which has proved not only a source of revenue indispensably needed for the advancement of the cattle industry of the State, but a real protection to human beings, live stock, poultry, and wild life. In 1923 nearly 60,000 more individual dog licenses were issued than in 1922, while in 1924 approximately 150,000 more licenses will be issued than in 1921, when the dog license work was under county supervision. These figures tell their own story.

Studies in poultry and egg marketing, and in the consumer demands for milk and meat have been begun. By the shipping point inspection of fruit and vegetables the consumer is guaranteed good quality, while loss in transit is practically eliminated for the farmer.

The Pennsylvania Seed Law has been enforced more vigorously than ever before.

The Bureau of Foods and the Bureau of Chemistry have been merged, with no decrease in the amount or completeness of the work previously accomplished. With a field force of but sixteen agents, 14 percent more samples of food products were collected and analyzed, and 17 percent more prosecutions were carried through in 1923 than in 1922, at a reduction of 12 percent in cost over the previous year.

The Pennsylvania Department of Agriculture's Bureau of Statistics and the United States Department of Agriculture's Division of Crop and Live Stock Estimates have entered into close cooperation, with the result that the greatest handicaps hitherto encountered in making crop estimates will be largely removed.

The Japanese Beetle invasion is a matter of very serious concern. This pest has been spreading at the rate of five to fifteen miles each year, and at present is found in at least five Pennsylvania counties. Every effort has been made to check the artificial spread of this beetle by quarantine and otherwise in cooperation with the United States Government, and its progress has been materially decreased.

A conference of officials of county fairs was called for the purpose of eliminating gambling and immoral shows. During the past summer reports of inspectors showed that immoral exhibitions had actually been eliminated at the fairs visited. Gambling has not yet been driven out, but there is strong reason to believe that it can be controlled.

The publications of the Department of Agriculture are of great use to the farmers of Pennsylvania. More than twenty such publications, mostly short, practical reports, were issued during the past two years.

## DEPARTMENT OF FORESTS AND WATERS.

Forestry has made great progress in Pennsylvania during the last two years. We have developed the best forest fire protective system in the United States, and have enlisted a degree of popular cooperation without example elsewhere. When it became necessary to close the counties of this State to hunting because of the unprecedented dry weather of the past fall, the support and cooperation of the hunters and the general public were beyond praise. The result, notwithstanding the most severe fall drought in fifty years, was that the area burned over per fire, which is the real test of efficiency in fire extinction, was reduced to 47 acres, the lowest in the history of the State, while the total area burned over in 1924 was 25 percent lower than in any previous year.

The combination of highly organized State forest protection, in which 48 foresters, 63 forest rangers, and 3,000 forest fire wardens are engaged, with increasingly effective cooperation from the public, is slowly but surely changing the timber production ledger of Pennsylvania from heavy losses to substantial gains. As yet we are producing but a negligible fraction of the timber necessary to keep the industries and agriculture of Pennsylvania going, but we have taken the first steps toward self-support in forest products.

Almost a million people used the State forests during the past two years, of whom about 225,000 were hunters, and 50,000 fishermen. For their accommodation there have been established 26 public camp grounds, 15 of them within the last two years.

Since tree planting began in Pennsylvania it has resulted in the reclamation to forest growth of about 50,000 acres. Compared with the 5,000,000 acres of desolated unproductive timber lands, this total is not yet impressive. Nevertheless real progress is being made. The annual planting of young forest trees by land owners is now rapidly approaching the 10,000,000 mark, while the nurseries operated directly by the Department of Forests and Waters and in cooperation with the Department of Welfare have an annual capacity of approximately 12,000,000 trees.

Under a cooperative agreement with the Highway Department about 40 miles of State highway has been planted with roadside trees in the last two years.

Pennsylvania has in the State Forest School at Mont Alto not only next to the oldest existing forest school in America, but far and away the most valuable and effective outdoor equipment for instruction in forestry in the United States. The attendance of students and faculty is now the largest since the school was established, the curriculum has been remodeled and brought up-to-date, and has been extended to cover four full years. In spite of this outstanding progress, the cost of instruction and maintenance to the State is less than $300. per student.

During the past two years the Topographic and Geological Survey has continued its valuable work. It has given valuable technical advice about the mineral resources of the State, has rendered conspicuous service to intending investors in mining enterprises, has prepared a large number of reports of public interest and value, and has taken a most important part, through the State Geologist as Chairman, in an inter-departmental committee organized to study the maps and map problems of all of the administrative departments.

Through the Water Resources Service, the State, within the last two years has launched a definite project to protect the Commonwealth's interest in our inland waters. Before 1923, Pennsylvania had no fixed policy concerning the control and regulation of streams for water power and steam power development. This situation was corrected by the Act of June 14, 1923, which applies the principles of the Federal Water Power Act to Pennsylvania. This Act is promoting—not checking—the development of water power in Pennsylvania. The two major projects for which permits have been issued by the Water and Power Resources Board are the Wallenpaupack project of the Pennsylvania Power and Light Company, and the Conowingo project of the Susquehanna Power Co. The Clarion River project was, by the insistence of the Administration, compelled to ask for and accept the restrictions of the Federal Water Power Act.

## FOREST BOND ISSUE

Because Pennsylvania, as the greatest industrial Commonwealth on earth, must have timber in large quantities or shut down her industries; because Pennsylvania, with a number of farms second only to Texas, must have timber or let her agriculture perish; because nothing that we eat or use or wear can be produced, manufactured, or transported without the help of the forest; and because the source of outside supply from which Pennsylvania is now importing more than four-fifths of all the timber she consumes is almost exhausted—for all these reasons our future timber supply is probably the most important economic problem before the people of this Commonwealth.

We can produce the timber Pennsylvania needs if we set to work the land now idle and fit only for growing trees. That is the essential thing. A bill to authorize a proposed bond issue of $25,000,000 for that purpose passed the last General Assembly. No one can deny that our future prosperity requires its passage. No one can deny that the money to be invested will be returned in cash and in service over again. There is no politics in this measure and there should be no division of opinion upon it.

## DEPARTMENT OF LABOR AND INDUSTRY.

When this Administration took office, the Department of Labor and Industry was in deplorable condition. It was honeycombed with politics, and dominated in certain parts by false standards of public duty to such extent that its rehabilitation was necessarily a long and difficult task. Much progress has been made. Much remains to be made in the coming two years.

On October 15, 1924, Doctor Royal Meeker, then Secretary of Labor and Industry, resigned to take up important work elsewhere. He was succeeded by Richard H. Lansburgh, whose tenure of office, although as yet but brief, has resulted in marked improvement in the Department. The Department stands by the policy of working in close cooperation with organized labor and the industrial interests of the State. It seeks to aid rather than hinder the business prosperity of Pennsylvania.

The Workmen's Compensation Board was reorganized and put on a higher plane than at any time in recent years. By the exclusion of politics many needless employees were eliminated. The Board and the Referees, in consequence, handled in 1923, with less assistants and at a reduction in expenses of over $20,000, a total of 84,747 petitions and appeals. The highest number in any previous year was 72,049.

More and better work has been done by the Workmen's Compensation Bureau during the past two years than ever before. At the same time a revision of the Accident Code has been carried through, and much progress has been made in the enforcement of the compulsory feature of the workmen's Compensation Law.

About 5,000 persons disabled in industry, representing every county in the Commonwealth, are in process of rehabilitation. Courses of training, necessary artificial limbs and appliances, and proper placement provided by the Department are returning the handicapped to suitable occupations at an average individual wage slightly in excess of $100 per month. This means that thousands of workers who otherwise would become helpless cripples and charges upon the community are enabled to support themselves in useful occupations.

The Industrial Board, reorganized and greatly strengthened, has revised the elevator, lighting, and crane safety standards, and has adopted, for the first time, safety standards for the textile industry.

Comparing the periods from January 1st to October 31st, 1923 and 1924, the State Workmen's Insurance Fund has issued double the number of new policies in the latter as against the former period, at a total decrease in running expenses of more than $44,000. At the same time its commercial premiums have increased by more than $200,000.

During 1923 and 1924 more than 350,000 persons applied for work at State Employment Offices. For over 65 percent of them permanent positions were found. This service was performed by a staff whose personnel had been reduced 14 percent.

## DEPARTMENT OF MINES

The Department of Mines has made noteworthy progress because the most important advance in safety in mines is to be made through the education of the mine workers, the Department has, during the two years, established 26 evening vocational schools in the mining regions. There were only 8 before. A complete course of study in mining was prepared by cooperation between the Department of Mines, the Department of Public Instruction, and State College, with the result that no other State is believed to have advanced so far in the personal education of mine workers.

The efforts of the Department have brought about a steady and gratifying decrease in the number of fatal mine accidents. In proportion to hours worked, the year 1923 showed a marked improvement over 1922, but 1924 has thus far outstripped every other year in the last decade in the decreased number of fatal accidents in mines. In the first eight months of 1924, 333 men lost their lives in anthracite mine accidents. This was 55 less than in the same period of 1923. In the bituminous mines 228 died in the same period in 1924. This was 65 less than in 1923. Better inspection was the chief cause in saving the lives of 120 men in two-thirds of a single year.

I take the warmest pleasure in acknowledging the patriotic and self-sacrificing attitude of the mine inspectors, both anthracite and bituminous, who, when a shortage of funds threatened to reduce the amount and effectiveness of inspection in the mines, voluntarily offered to continue their duties without pay, until the necessary adjustments could be made. This is practical patriotism of a high order, and deserves grateful acknowledgment.

## DEPARTMENT OF HEALTH

The most important thing that has happened to the Health Department during the present biennium is that it has been taken wholly out of politics, with very large resulting increase in its service to the people of the State. Its organization has been remade and consolidated, and in consequence it is doing more work per dollar than ever before.

The incessant fight waged by the Department against contagious diseases has resulted in lowering the death rate.

The Health Department has undertaken a new campaign to reduce infant mortality, and to increase the health of growing boys and girls. The Department estimates that not less than 800,000, or about one-quarter, of the 3,000,000 children in Pennsylvania are undernourished and are seriously retarded thereby in their physical and mental development. This under-nourishment, most of which is due not to scarcity of food, but to faulty diets and remediable physical defects, is the greatest problem before the health authorities of this State.

The examination of school children for physical defects is a most necessary function of this Department. In 1924 such inspections were conducted in more than 1100 fourth class school districts. A total of more than 100,000 defects were discovered, the vast majority of which the Department took steps to correct before the health of the child could be seriously affected. This work should be expanded to cover every child in every public school in this Comonwealth.

During the present biennium the Health Department has been replacing the comparatively inefficient part time Health Officers by a smaller number of full time officials, who, after selection, are sent to a special medical school, are there trained, and then returned to their districts better fitted to carry on public health work than ever before. The number of part time Health Officers has been reduced by 300 during the past year.

The water supplies of more than 6,000,000 people throughout Pennsylvania are under the protection of the Health Department. During the past summer a laboratory equipped to test drinking water was sent over the main highways of the State. Steps were taken to correct unsanitary conditions wherever they were found, and waters found pure were placarded as safe for public consumption.

For the first time, arrangements have been made for the mailing of an official certificate to the parents of every child born in Pennsylvania. This will provide both the child and its parents with a birth record that will save much trouble and confusion to the people of the State.

## DEPARTMENT OF HIGHWAYS

Three thousand miles or road will be built or contracted for by the Department of Highways during the current four years. This is the largest program of road construction ever undertaken in an equal time by an American State. Of the

10,270 miles on the primary highway system in Pennsylvania, 7,000 miles will be finished or under contract when the present Administration goes out of office.

A new and greatly improved design for the construction of cement highways has been prepared and adopted by the Highway Department. The result is not only a great improvement in strength and durability, but also a saving of $5,000 per mile as compared with the old specifications. On three thousand miles of roads this means a total saving of $15,000,000. To put it another way, it means the construction of three hundred miles of roads for which there would have been no money under the old plan. Because of the new design the people of Pennsylvania will get three hundred miles, or $15,000,000 worth, of new roads they would not have had at all under the old design, and that without a cent of extra expense.

Another half million dollars was saved by the rejection of bids for road construction that were too high. Where the bids were above the estimate regarded as fair by the Department, they were thrown out and the contract readvertised. The money thus saved has been or will be used to construct more than ten miles of additional roads.

The relocation of roads on the shortest practicable lines between important points has saved approximately one hundred miles of roadway, or a total economy of something over $4,500,000 in construction alone. This straightening of routes not only saves large sums in construction cost and leads to the elimination of bridges and grade crossings, with corresponding increase in safety to the traveling public, but the saving to the motoring public will be very large. In the next ten years this shortening of distance will save the people of Pennsylvania not less than $44,300,000 in the cost of getting from point to point.

The relocations which led to these savings in distance and cost were not always satisfactory to local interests, but from the point of view of the State as a whole they were thoroughly justified.

One of the outstanding accomplishments of the Highway Department during the two years just passed is a better maintenance of secondary roads than the State has ever seen before. Great progress has been made in taking the highway maintenance force out of politics, far greater efficiency and economy has been attained, and the dirt roads of the Commonwealth under State supervision have been better made and better kept on a scale and to a degree altogether new in Pennsylvania.

The comfort and convenience of the traveling public is being considered by the Department in a way unknown before. The policy of oiling the more heavily traveled earth roads has been inaugurated. Prior to this Administration it was impossible to travel these roads with any satisfaction. They are now oiled, not only to the great improvement of the surface, but to the elimination of dust. The Department has adopted the policy of oiling roads in half widths, so that one half of the road is always dry. Moreover, for the first time in this State, there has been adopted the policy of completing the oiling of all roads before July 1st, or in advance of the summer travel.

The principal routes of the State have been marked and numbered in order to facilitate travel, and warning markers at railroad grade crossings are being or have been placed throughout the State, while the white divisions lines on curves have served greatly to increase the safety of traffic.

The Department has erected or is erecting signs at all points of natural or historical interest along the roadway, and in addition already has erected for the protection and convenience of the public more than eleven thousand signs, or over twice as many as were in existence on State highways when this Administration began.

The system of issuing automobile license plates has been notably improved. Hitherto the steps to be taken in securing a license were cumbersome and antiquated, and included an oath before a notary and a notarial fee. Now the Bureau of Motor Vehicles of the Department mails to the owner the license application and all the applicant needs to do is to sign his name and enclose his check. The license plate is mailed out on the same day the application is received.

On October 4th 1924 the Department had completed the mailing out of some 1,300,000 application blanks, thus giving ample time for every automobile owner to secure his new license plate before the first of the year. The licensing of more than a million cars is a big business, and it is now being handled in a big way.

## HIGHWAY BOND ISSUE

At the election a year ago a second $50,000,000 bond issue for road construction was approved by an overwhelming majority of 375,000 votes. Last June we advertised the sale of these highway bonds to the value of $15,000,000 for construction estimated to be completed during 1924, but they were not sold for the reason that lawyers representing investment bankers raised a question as to the constitutionality of the enabling act.

The Highway Department already had under way an extensive program of construction based on the expected sale of the bonds. The situation thus created had to be met and it was met, legally and without interruption of the construction program, by the decision to finance the latter out of the motor license fund, the fund to be reimbursed when the bonds were sold. By the end of 1924 the Highway Department had spent about $12,000,000 from this fund for new highway construction.

The constitutionality of the enabling act is before the Supreme Court. Whether the verdict of that Court is affirmative or negative, there can be no reason why the General Assembly should not immediately pass a new enabling act, concerning the constitutionality of which there can be no question. We shall thus avoid the possibility of any interruption in the highway construction program, which the will of the people so clearly directs us to carry out. Moreover, such action will make possible the letting of contracts in the near future for from 1,000 to 1,200 additional miles which can be constructed only by means of the bond issue, and which will be delayed unless the proceeds of the highway bonds can be made promptly available.

## DEPARTMENT OF PROPERTY AND SUPPLIES

The business methods of the Department of Property and Supplies, which takes the place of the old Department of Public Grounds and Buildings, have been completely renovated, with the result of a saving during the biennium of at least $40,000 on pay-rolls, of about $65,000 on rent, of more than $30,000 on telephone charges, and so on. With the completion of the South Office Building still further savings will be made.

The methods of purchasing supplies both for the departments at Harrisburg and for institutions outside of Harrisburg have been completely revised. The old loose method of inviting bids without specifications, or with specifications restricting the bidders to a single brand or trade name, has been done away with, with large resulting savings to the Commonwealth. Definite standards for articles used by the State are being prepared, and these standards when completed will cover nearly a thousand different articles.

The standardization of forms and stationery has resulted not only in a noteworthy increase of efficiency, but also in a definite saving of money.

The Art Commission has been placed under the fiscal control of the Department of Property and Supplies, its office has been changed from Philadelphia to the State Capitol at Harrisburg, and a Supervising Architect, a new office under the present Administration, has become the executive officer of the Commission. The results of these changes are excellent.

## PRINTING

For years the management of the printing of the Commonwealth was often corrupt and always lax. A definite effort has been made to get it done on strictly business principles. The difficulty of doing so has been greatly increased because the contract under which it is done indefensibly under-pays the public printer in certain items and indefensibly over-pays him in others. Nevertheless, real progress has been made, with a total saving to the State during the first 18 months of the biennium of $150,787 or 46.3 per cent of the former total.

## STATE PUBLICATIONS

The general character, form, and contents of publications issued by the Commonwealth have been carefully reviewed. As a result, the old custom of issuing excessively bulky and expensive reports has been discontinued, and short compact statements of business actually accomplished, or information of timely value, have taken their place. The great mass of belated unpublished reports accumulated in the Governor's Office, some of them as much as five or six years old, has been gone over, the valuable material has been culled out, and in nearly every instance the publications of the departments have been brought up-to-date.

The publication rights of Smull's Manual have been purchased, the manual itself has been revised and shortened by the elimination of much unnecessary material, and it will hereafter be issued by the Commonwealth. In the forthcoming edition the customary list of State employees has been omitted for the reason that the reclassification of employees was still in progress at the time the manual went to press. A complete and up-to-date list of all State employees, with their duties and rates of pay, is always available for consultation in the Office of the Secretary of the Commonwealth.

## STATISTICAL ABSTRACT

Much of the statistical material hitherto gathered at State expense was found to be so unreliable as to be unsuited for publication, or was published in such form as to have comparatively little value, or was not published at all. Accordingly, plans were made to issue a yearly statistical abstract, in which the more important statistical contributions of the whole State Government will be brought together in accurate, convenient, and usable form. The first volume is now in press.

Under the responsibility imposed upon me by the Administrative Code, I withheld my consent to the publication of the 1922 volume of "Productive Industries" prepared in the office of the Secretary of Internal Affairs as it was presented to me, for the reason that the statistics therein contained were in large part either obviously inaccurate and misleading or represented exclusively the work of other Departments. Moreover, to furnish to the Department of Internal Affairs information already required by law to be supplied to other Departments imposes on many industries of the State a serious and unnecessary burden which can thus be avoided.

## PENNSYLVANIA STATE POLICE

During the past two years the State Police force has done its work in a manner entirely in keeping with the traditions of this fine body of men the best of its kind in the United States. The routine work of the year was admirably carried on, and in addition the State Police shouldered the brunt of the work of enforcing the Eighteenth Amendment.

During the last two years 38,000 calls for assistance were received and answered. A total of 45,000 investigations were conducted by members of the force, and resulted in more than 22,000 arrests. Of these, 190 were for murder, 1,000 for burglary, and 8,000 for bootlegging, illicit distilling and other violations of the liquor laws.

The percentage of convictions obtained was unusually high. Eighty-two percent of all trials conducted on State Police evidence resulted in convictions. The percentage in liquor cases was 64.

The men have worked hard, incessantly, and with unusual spirit. In 1921, when the number of men on the force was considerably higher than it is now, each trooper averaged a little less than 34 arrests. During 1923-24 each trooper averaged 44 arrests. The cost per arrest to the State in 1921 was $72; in 1924, $63. The authorized strength of the State Police force is 420 men. Its average strength in the past two years has been 270 men.

## BOARD OF FISH COMMISSIONERS

The fresh water fish of Pennsylvania are fighting a losing fight against the increasing number of fishermen and the automobile. Moreover, the choicer portions of our fishing waters are increasingly closed to the general public by the growth of hunting and fishing clubs. In spite of much good work accomplished in fish propagation, a steadily growing scarcity of good fishing is clearly in sight. Vigorous measures must be taken to prevent it.

As a step in that direction, the Fish Commission has been reorganized, a new system of accounts and reports has been adopted, and, for the first time, a thorough survey of the streams of the State has been undertaken. This survey will establish the carrying capacity of each stream, or other body of water, the kind of fish best adapted to it, and will show what the production of fish should be in our hatcheries in order to keep our waters adequately stocked. It has already been made in a number of counties, and will be pushed to completion as rapidly as possible.

The most striking achievement of the Board in fish culture s its production of approximately 650,000 two to three-inch black bass at the Pleasant Mount hatchery this year, and their distribution in the bass waters of the State. This is a larger number of hatchery raised black bass than have ever been distributed before in a single year by any State, or by the United States Government inself. The Pleasant Mount hatchery will shortly be able to distribute yearly about one million black bass.

Th question whether the age at which a fishing license is required should be changed from eighteen to sixteen years, thus increasing the revenue available for fish culture, will undoubtedly be raised during the present session.

## THE PUBLIC SERVICE COMMISSION

During the past two years, with reduced appropriations, the Public Service Commission has completed a larger volume of work. By its action in the complaint of the Commission against increased rates proposed by the Bell Telephone Company it was able to effect a saving to the public of approxi-

mately $570,000 a year, and in the recent short haul iron and steel rate case the Commission's order cancelled certain proposed increased rates, as a result of which very large sums will annually be saved by the shipping public.

Because of the progress of railroad grade crossing elimination and protection, during the year 1924 accidents at crossings have decreased in number by twelve percent.

The Commission has cooperated in the work of the Giant Power Survey, and has initiated its own investigation into rates charged by electric companies to rural consumers.

In the case of the Philadelphia Rapid Transit rate increase, at my suggestion the Commission decided to employ Doctor Milo R. Maltbie, one of the foremost experts on public utilities in the United States, to make to it a recommendation whether or not a valuation of the property of the company would lead to a reduction in fares. Mr. Maltbie's report is expected during the present month.

## SANITARY WATER BOARD

The Sanitary Water Board has charge of the whole question of stream pullotion from any cause, including sewage and industrial waste. Stream pollution by industries has long been a subject of controversy and bitterness in Pennsylvania. The Sanitary Water Board has approached the problem along the line not of contention but of cooperation with the industries involved.

This is the right line to follow. As a result, the leather tanners of Pennsylvania have entered into an agreement with the Board under which the tanning companies provide $35,000 for research intended to discover reasonable and practicable means for the harmless disposal of tannery waste. The work is already under way.

The Board has undertaken to inventory the streams of the State as to their purity. Of class A streams, now clean and unpolluted and to be kept so, it has already listed 3450 miles, although the inventory is complete in only seven counties.

The policy of the Board in cooperating with municipalities for the progressive construction of sewage works has resulted in a marked increase of such works during the two years.

## BOARD OF GAME COMMISSIONERS

The personnel of the Board of Game Commissioners was largely changed during the past year, and the entire work of the Board has been reorganized and tightened up. A new staff service for educational work has been added, and a system of competitive examination for the selection of all field officers has been established, and is working well.

A comprehensive two year program for the work of the Board has been prepared and approved. Among the important projects are the creation of many more game refuges, greater attention to improving the relations between farmers and sportsmen, an educational program on wild life conservation, and the support of the $25,000,000 bond issue to purchase forest lands. The new Game Code has proved itself to be a real step forward, and has met with almost universal approval.

The type of hunters' tags has been changed, with the result that tags of a durable character are being manufactured by the Prison Labor Board at an annual saving of $30,000.

Much more game has been purchased and distributed for stocking purposes during the past than during any previous year, and the organization and its work as a whole is in better condition than ever before.

I mention with especial pleasure the effective cooperation of the Board of Game Commisisoners with the Forest Service and the very telling and generous assistance given by the hunters of Pennsylvania for the prevention and extinction of forest fires.

## WATER AND POWER RESOURCES BOARD

In addition to its many other duties the Board has, during the last two years, conducted extensive and most important negotiations with representatives of the States of New York and New Jersey concerning the development and allotment of the water of the Delaware River in conformity with the rights and interests of the States of New York, New Jersey, and Pennsylvania. These negotiations look to the ultimate adoption of a compact between the three States as provided by the Constitution of the United States, which compact, when approved by Congress, would have the force of Federal law.

The legal and technical difficulties to be overcome in these negotiations are very great. Throughout them the Water and Power Resources Board, as representing Pennsylvania, has properly insisted that all uses of the waters of the Delaware, and benefits to be derived from their control, should be considered in the compact. Real progress has been made, and the negotiations have now reached the point at which further action depends upon the decision of the City of Philadelphia in selecting its future source of water supply.

## DEPARTMENT OF WELFARE

Among the great spending agencies of the Commonwealth the Department of Welfare follows next after Highways and Public Instruction, with an expenditure for the present biennium of $17,000,000. The additional functions devolved upon it under this Administration are the fiscal control of State welfare institutions, and the supervision of the credit service in the State-aided hospitals. It is the policy of the Department to encourage local responsibility in the field of social welfare under its slogan of Home Rule in Welfare Work, which is in conformity with Pennsylvania traditions since Colonial days.

The organization of the Department is such as to provide expert consultation service for any community or organization which may desire it in social problems or institutional administration.

Fiscal control through the Budget has resulted in marked economy of administration without injury to institutions, while the supervision of hospital credit service has eliminated deadheads and greatly increased the revenue of the hospitals from those, but only from those, who are able to pay.

In spite of the cut in State appropriations forced by the lack of revenue, a cut of which the Legislature was warned in advance, the State-aided hospitals rendered 317,640 more days of patient service in the last fiscal year than in the year 1921, when State contributions to these hospitals were at their highest point. A study of 125 identical hospitals, doing 90 percent of the entire work of the State-aided hospitals, in the year ending May 31, 1924, shows that these hospitals had $924,000 more to operate on in the last fiscal year than in the fiscal year 1923. They had $1,818,000 more than in 1921, the year of largest State contributions, and treated 16,683 more patients.

The ten State medical and surgical hospitals, with a total bed capacity of 994 patients, gave 285,564 days of treatment during the fiscal year 1924. The earnings of these hospitals have increased and former habitual large yearly deficiencies have been eliminated. With two exceptions these institutions will live wholly within their appropriations, and

taking the ten hospitals as a whole, they will be without a deficit.

The total capacity of our institutions for mental defectives is about 4,500, which is about half what we need. The Department is conducting, at 37 different centers clinics for the early diagnosis of feeble-mindedness and insanity. This service is of great importance in checking the increase in cases of mental illness, which is one of the most serious threats to the ultimate welfare of the State.

The annual increase in the number of patients in our mental hospital is 600. There were 22,494 patients in the county and State mental hospitals on May 31, 1924, and 4,521 feeble-minded persons in State institutions and at Elwyn.

Great progress has been made in the last two years in the care and treatment of the State's prisoners. The State penitentiaries, and especially the Eastern Penitentiary, as they were conducted two years ago were most efficient schools of crime, in which first offenders were made into hardened criminals, familiar with vice of every sort. The condition in the Eastern Penitentiary was beyond description, and was directly due to the political control which had for years sacrificed the welfare of the prisoners to the advantage of politicians.

The change which has been brought about is like that from night to day. Dope, drink, and social vice have been eliminated from the penitentiaries. Idleness, which for a prisoner means spiritual, mental, and physical death, has been done away with. The penitentiaries of Pennsylvania are now run for the central purpose of restoring their inmates to society better and not worse than when they came in.

In cooperation with the Department, an Inter-racial Committee has been appointed and a State-wide study is being made of the problem of every community in which there are one hundred negroes or over. More than one thousand volunteers are assisting.

There are more than 95,000 dependent children receiving aid in or outside of their own homes in Pennsylvania. The increase in appropriations to the Mothers' Assistance Fund has made it possible to add twelve hundred families to the list of beneficiaries. The total number of children under its supervision is 16,000.

Because it has been politically more profitable to appropriate money for jobs than for the building of institutions, Pennsylvania is far below a proper standard in certain types of welfare work. It has also been far below standard in the conduct of many of its State institutions. Thus the supposed beneficiaries of a school for soldiers' children were found to be getting but two months' schooling in the year, while an institution for feeble-minded children was keeping its charges within doors from one year's end to the other, because it was thus easier to control them. These matters have been set right.

## PENNSYLVANIA STATE ATHLETIC COMMISSION

Boxing has been a much discredited sport in Pennsylvania. When the Athletic Commission was created, and boxing was legalized under the supervision of the Commonwealth, much fear was expressed that bad results would follow. The Commission has now been in existence a year, with excellent results.

Although serious difficulties were encountered in making and keeping the sport of boxing free from reproach, and although more than 1600 contests were held under the supervision of the Commission, only eight written complaints were received during the year. It was necessary to punish by fines or suspensions only forty-two boxers, managers, promoters, or others. But a single fake contest was attempted during the twelve months. That was promptly stopped, the State Treasury received three-fourths of the purse, and the guilty boxers were allowed sufficient money to get out of Pennsylvania.

## OLD AGE ASSISTANCE COMMISSION.

The Commission began its work in September, 1923. It has organized local boards in 45 counties, and has in preparation a report pointing out the unsuitableness of our jumbled poor laws, of which there are perhaps 3,000 on our statute books dealing with various phases of poor relief. The Commission is convinced that for the amount of money now spent on almshouses at least two and one-half times the number of persons could be taken care of under the Old Age Assistance plan.

Court proceedings questioning the constitutionality of the Act have interrupted its work, which is now temporarily suspended.

## EXECUTIVE BOARD.

One of the most important and valuable achievements of the Executive Board was the reclassification of the positions and salaries of all State employees. When this Administration came into office many employees were notoriously overpaid, many were underpaid, while of two employees performing precisely the same work one was sometimes paid twice as much as the other.

As a result of the classification, and of better methods of administration in the various departments, the salary roll of the Harrisburg appointive departments paid from the General Fund has been reduced by about $1,750,000 for this as compared with the previous biennium, while in spite of this reduction in cost, the amount and quality of work done have both increased. The better positions now go to employees who have earned them by faithful work instead of to outsiders with political pull. The result is better service to the State.

The allocation of definite sums for service purposes to the different departments marks a long step in advance. Heretofore each department applied to and secured from the former Superintendent of Public Grounds and Buildings as much money as possible in printing, stationery, general supplies, telephone and telegraph service, and other forms of service and materials. It was a case of first come, first served. Incentive to economy was wholly absent. Now the Executive Board, in consultation with the head of each department, makes a definite allocation of funds for each of these purposes, and the department is required to keep within it, thus furnishing a powerful incentive to economy and efficiency in expenditure. Very substantial savings are the natural result.

The reorganization of the State Government has been definitely set down in a series of charts which cover all of the departments responsible to the Governor. In many or most cases the chart is the first ever prepared for the department in question. While the reorganization of the departments shown by these charts is complete as it stands, and marks a great forward stride toward the ideal of efficient and economical administration, further changes will undoubtedly be necessary during the coming two years as further experience indicates new lines of improvement.

## THE HUMAN SIDE OF GOVERNMENT

The State ought to be a model employer. The people who work for it ought to have reasonable hours, good pay, safe, comfortable, and healthful conditions of work, and of vaca-

tion and sick leave neither too little nor too much. Their work should not be unreasonably hard nor unreasonably easy. Above all they should have fair chances for bettering themselves. That means an open field for promotion to the better positions—an open field in which the worker with the best output, and not the idler with the most pull, will carry off the prize.

What this Administration is trying to do is to replace the old order of push and pull by a new order of cooperation and advancement based on merit. If the servants of the State are to give the best that is in them to the service of the State, the State must do its full share. One well paid, well treated employee, with an open road to advancement on merit, costs the State far less than two dissatisfied half-hearted clock watchers, and returns the State far more. The way to get the servants of the States to take an interest in their work is, in the first place, to see that their work leads to something worth accomplishing; and in the second place, to see that the State takes an interest in them. Turn about is fair play.

THE OPEN DOOR

The plan of receiving in the public reception room on certain days of the week all who may desire to see the Governor is intended to make the contact between the people and their Government direct and easy. It has worked thoroughly well in all respects, and will be continued.

This Administration will never use its power unjustly to its own advantage, nor will it suffer the enemies of policies openly adopted by the people to make use of it to strengthen their evil cause. It will continue unbroken to the end of its term the policies it has adopted for the safety, honor, and welfare of the people of the Commonwealth, holding fast to its purpose to set the public good in the first place.

January 6, 1925. GIFFORD PINCHOT.

JOINT SESSION TO COUNT VOTE

LIEUTENANT-GOVERNOR DAVIS. By the provisions of the Constitution it becomes the duty of the President of the Senate to open and publish in the presense of the Members of both Houses the official returns of the elections for Auditor General and State Treasurer, held on Tuesday, November 4, 1924, in the several counties of the Commonwealth. I will now proceed to perform that duty, and the election returns will be opened and read by the Clerk.

The Teller on the part of the Senate is the Senator from Philadelphia, Mr. Daix, and the Teller on the part of the House is the gentleman from Tioga, Mr. Williams. They will come to the desk and proceed in the performance of their duties.

The said returns were accordingly opened and read by the Clerks of the respective Houses.

(For tables showing returns see today's Senate proceedings.)

Whereupon the President of the Senate announced that Edward Martin having received the highest number of votes was duly elected Auditor General for the term of four years, from the first Tuesday in May, A. D. 1925, and that Samuel S. Lewis having received the highest number of votes was duly elected State Treasurer, for the term of four years from the first Monday in May, A. D. 1925.

Four certificates were signed in each case, as follows:

We, the President of the Senate and Speaker of the House of Representatives of the Commonwealth of Pennsylvania, do certify that the President of the Senate did, on the sixth day of January, A. D. one thousand nine hundred and twenty-five, in the Hall of the House of Representatives at the State Capitol, open the returns of the election for Auditor General of this Commonwealth, and publish the same in the presence of both Houses of the Legislature, conformably to the provisions of the Constitution and laws of this Commonwealth, and upon counting the votes by a Teller, appointed by each House, it appears that Edward Martin had the highest number of votes; whereupon the said Edward Martin was duly declared elected Auditor General.

In testimony whereof, we have hereunto set our hands and affixed our seals the day and year above written.

DAVID J. DAVIS,
President of the Senate.
THOMAS BLUETT,
Speaker of the House of Representatives.
AUGUSTUS F. DAIX, JR.,
Teller on the part of the Senate.
GEO. W. WILLIAMS,
Teller on the part of the House of Representatives.

The Tellers agree in their tallies, and the count shows that—

| | |
|---|---|
| Edward Martin, received | 1,351,355 |
| John R. Collins, received | 414,956 |
| Sidney Stark, received | 69,392 |
| George L. Pennock, received | 30,279 |
| William H. Hart, received | 17,556 |
| Thomas J. Davis, received | 1,881 |
| William Krumm, received | 1,343 |
| Eber Cockley, received | 16,653 |
| Ed. Horacek, received | 5,903 |
| Scattering | 12 |

We, the President of the Senate and Speaker of the House of Representatives of the Commonwealth of Pennsylvania, do certify that the President of the Senate did, on the sixth day of January, A. D. one thousand nine hundred and twenty-five, in the Hall of the House of Representatives at the State Capitol, open the returns of the election for State Treasurer of this Commonwealth, and publish the same in the presence of both Houses of the Legislature, conformably to the provisions of the Constitution and laws of this Commonwealth, and upon counting the votes by a Teller appointed by each House, it appears that Samuel S. Lewis, had the highest number of votes; whereupon the said Samuel S. Lewis was declared duly elected State Treasurer.

In testimony whereof, we have hereunto set our hands and affixed our seals the day and year above written.

DAVID J. DAVIS,
President of the Senate.
THOMAS BLUETT,
Speaker of the House of Representatives.
AUGUSTUS F. DAIX, JR.,
Teller on the part of the Senate.
GEO. W. WILLIAMS,
Teller on the part of the House of Representatives.

The Tellers agree in their tallies, and the count shows that—

| | |
|---|---|
| Samuel S. Lewis, received | 1,363,406 |
| Heber Ermentrout, received | 410,140 |
| Charles Sehl, received | 68,631 |
| Charles Sehl, received | 17,745 |
| T. H. Hamilton, received | 30,291 |
| T. S. Grumbine, received | 14,069 |
| Lewis Ryan, received | 2,667 |
| George W. Ohls, received | 1,390 |
| John S. Otis, received | 6,281 |
| Scattering | 2 |

ELECTION OF DIRECTOR OF THE LEGISLATIVE REFERENCE BUREAU.

SENATOR DAIX offered the following resolution, which was twice read, considered and adopted.

January 6, 1925.

Resolved, That in accordance with the provisions of section two of the act approved the seventh day of May, one thousand nine hundred and twenty-three, entitled "An

act creating a Legislative Reference Bureau, providing for the election of a Director by the General Assembly, designating the officers and employes of such Bureau, defining their duties, fixing their salaries, abolishing the present Legislative Reference Bureau and making an appropriation," the Senate and House of Representatives in joint convention assembled re-elect James N. Moore as Director of the Legislative Bureau.

## OATH OF OFFICE ADMINISTERED BY LIEUTENANT-GOVERNOR.

The oath of office was then administered to Mr. James N. Moore by Lieutenant-Governor David J. Davis.

## ANNOUNCEMENT OF APPOINTMENTS BY DIRECTOR OF LEGISLATIVE REFERENCE BUREAU.

In accordance with the Act of Assembly approved the seventh day of May, one thousand nine hundred and twenty-three, I desire to announce that I have reappointed the present staff in the Bureau, namely:

Assistant Director, John H. Fertig, Schuylkill County.
Chief Compiler, S. Edward Hannestad, Millersburg, Dauphin Co.
Compiler and Bill Drafter, Robert S. Frey, York, York Co.
Compiler and Bill Reading Clerk, Burt R. Glidden, Lancaster, Lancaster Co.
Search Clerk, Homer L. Kreider, Harrisburg, Dauphin Co.
Messenger & File Clerk, William J. Marks, Harrisburg, Dauphin Co.
Chief Clerk, E. Grace Crownshield, Harrisburg, Dauphin Co.
Reference Librarian, Irma A. Watts, Harrisburg, Dauphin Co.
Stenographer, May B. Richter, Dauphin County.
Stenographer, Helen R. Ard, Harrisburg, Dauphin Co.
Stenographer, Anna M. Aikens, Perry County.

## ADJOURNMENT OF JOINT SESSION.

Mr. DAIX. Mr. President, I move that the joint session, of the joint Assembly be now adjourned.

Mr. HARER. Mr. President, I second the motion.

The motion was agreed.

## SPEAKER BLUETT IN THE CHAIR.

## ADJOURNMENT.

Mr. STERLING. Mr. Speaker, I move that this House do now adjourn until Monday, January 19th, 1925, at 9:00 o'clock P. M.

The motion was agreed to, and (at 3:54 o'clock P. M.) the House adjourned until Monday, January 19th, 1925, at 9:00 o'clock P. M.

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal

Session 1925 — 126th of the General Assembly

Vol. 8. HARRISBURG, PA., MONDAY, JANUARY 19, 1925. No. 2.

## SENATE.

MONDAY, January 19, 1925.

The Senate met at 9 o'clock P. M.

The PRESIDENT (Lieutenant-Governor David J. Davis) in the Chair.

### PRAYER.

The Chaplain, Rev. Edward S. Ninde, offered the following prayer:

Our Father in Heaven: We acknowledge our dependence on Thee in all things, day by day. Life itself is from Thee. The very air we breathe is Thy gift. Food and raiment and shelter, all these temporal blessings, are from Thy bountiful hand. Thou hast granted us minds that we may think, and we have spirits akin to the divine Spirit. Make us truly grateful to Thee for Thine unfailing goodness, and help us to so use Thy gifts to body, mind and soul, that Thou shalt be well pleased with us.

Grant Thy blessing upon these Senators as they come together this evening. In all that they do may they be guided by divine wisdom. In city and state and nation, and through the whole world, do Thou rule and overrule.

We ask it in the name of Jesus Christ. Amen.

### JOURNAL APPROVED.

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BUCKMAN, the further reading was dispensed with, and the Journal was approved.

### ADMINISTRATION OF OATH OF OFFICE TO SENATOR ELECT.

The PRESIDENT. I note with much pleasure the Senator from Chester, Mr. Eyre, is present. He was not with us at the organization on account of illness. The oath of office will be administered to him by the Honorable William M. Hargest, President Judge of the Twelfth Judicial District.

The oath of office was then administered to the Senator-elect.

### LEAVES OF ABSENCE.

Mr. PHIPPS asked and obtained leave of absence for the Senator from Fayette, Mr. Brown, for this week.

Mr. LESLIE asked and obtained leave of absence for the Senator from Allegheny, Mr. Einstein, on account of illness.

Mr. DAIX asked and obtained leave of absence for the Senator from Mercer, Mr. Miller, for the week.

Mr. KRAUSE asked and obtained leave of absence for the Senator from Philadelphia, Mr. McNichol, for the week.

Mr. BARR asked and obtained leave of absence for the Senator from Allegheny, Mr. Harris, until tomorrow morning.

Also asked and obtained leave of absence for the Senator from Allegheny, Mr. Mansfield, until tomorrow morning.

Mr. SONES asked and obtained leave of absence for the Senator from Monroe, Mr. Huffman, for this week.

### NOMINATIONS BY THE GOVERNOR.

The Chair cleared his table and laid before the Senate communications in writing from His Excellency, the Governor of the Commonwealth, filed with the Chief Clerk during the interim, which were read as follows:

### APPROVAL OF RESOLUTION AUTHORIZING POSTAGE ON LEGISLATIVE JOURNAL.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 9, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: I have the honor to inform you that I have this day approved and signed resolution of the Senate and House of Representatives, authorizing the Chief Clerks of the respective bodies to make arrangements for the necessary postage so that the Legislative Journal may be mailed according to the requirements of the Post Office Department, etc.

GIFFORD PINCHOT.

### NOTARIES PUBLIC.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 19, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

#### ALLEGHENY COUNTY.

Harry M. Aronson, Pittsburgh, January 27, 1925.
J. Boyd Duff, Jr. Pittsburgh, January 31. 1925.
J. H. Falkenhagen, Pittsburgh, January 17, 1925.
John Gery Jones, Pittsburgh, January 31, 1925.
Richard Nierzwa, Pittsburgh, January 22, 1925.
H. E. Seibert, Pittsburgh, January 14, 1925.
George J. Taylor, Pittsburgh, January 22, 1925.

#### CAMBRIA COUNTY.

Miss Pearl Daugherty, Johnstown, January 22, 1925.

#### CHESTER COUNTY.

Miss Lydia R. Parker, West Chester, January 28, 1925.
Stephen J. Reilly, West Chester, January 4, 1925.

#### CRAWFORD COUNTY.

G. Stanley Maxwell, Meadville, January 19, 1925.

CUMBERLAND COUNTY.

Walter K. Burkholder, Enola, January 24, 1925.

DAUPHIN COUNTY.

Mrs. Iola E. Oyster, Harrisburg, January 22, 1925.
Miss Virginia C. Shoop, Halifax, January 17, 1925.

ERIE COUNTY.

John Hamberger, Erie, January 22, 1925.
Miss Jessie R. Simas, Erie, January 24, 1925.

LACKAWANNA COUNTY.

Walter L. Schantz, Scranton, January 30, 1925.

NORTHAMPTON COUNTY.

G. E. Sellers, Bethlehem, January 22, 1925.

PHILADELPHIA COUNTY.

O. H. Hertkorn, Lansdale, R. D. 2, January 26, 1925.
Miss Louise E. Kephart, Philadelphia, January 22, 1925.
Howard E. Kirk, Philadelphia, January 17, 1925.
Harry S. Switt, Philadelphia, January 22, 1925.

UNION COUNTY.

James L. Miller, Lewisburg, January 22, 1925.

WASHINGTON COUNTY.

Harry H. Davis, Washington, January 22, 1925.

WESTMORELAND COUNTY.

Geo. E. Barron, Greensburg, January 22, 1925.

SULLIVAN COUNTY.

J. H. Ballentine, Dushore, January 17, 1925.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 19, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation:

ALLEGHENY COUNTY.

Jacob Bartosch, McKees Rocks.
Miss Marie Bock, Pittsburgh.
Louis J. Ferragonio, Pittsburgh.
George W. Giles, Clairton.
Oscar G. Meyer, Pittsburgh.
P. G. Miller, Clairton.
Thomas Reid Murdock, Pittsburgh.
William A. Vensel, Crafton.
Sidney A. Wildman, Pittsburgh.

ARMSTRONG COUNTY.

Miss Mildred L. Jordan, Kittanning.

BUCKS COUNTY.

George W. Burgner, Morrisville.

DELAWARE COUNTY.

Miss Rena A. Barlow, Clifton Heights.

ERIE COUNTY.

Miss Ann E. Boyer, Erie.
A. M. Milloy, Erie.

FOREST COUNTY.

Mrs. Alice A. Kelly, Tionesta.

FRANKLIN COUNTY.

Miss M. Dorothy Sierer, Chambersburg.

LACKAWANNA COUNTY.

Miss May Francis Coleman, Scranton.
Miss Katharine B. Van Campen, Scranton.

LUZERNE COUNTY.

John Hagan, Wanamie.

NORTHUMBERLAND COUNTY.

Horace A. Hall, Northumberland.

PHILADELPHIA COUNTY.

Joseph M. Berg, Philadelphia.
Miss Anna L. Brickman, Philadelphia.
Joseph E. Dempsey, Philadelphia.
Miss Emma Goldman, Philadelphia.
J. L. Hacker, Philadelphia.
Miss Ruth C. Henry, Quakertown.
Walter N. Holstrum, Philadelphia.
Miss Helen F. Keul, Philadelphia.
Miss Laura M. Lawson, Philadelphia.
Miss Fannie Milgrum, Philadelphia.
Dominick Molino, Philadelphia.
James A. Murray, Philadelphia.
Miss Alma M. Paul, Philadelphia.
Miss Estella V. Pollock, Philadelphia.
Miss W. O. Rehder, Philadelphia.
W. Boyd Smith, Philadelphia.
John J. White, Jr., Philadelphia.

SCHUYLKILL COUNTY.

Justin G. Chadwick, Pottsville.
M. J. Roman, Frackville.

VENANGO COUNTY.

D. H. Weaver, Oil City.

WARREN COUNTY.

Emory C. Cook, Warren.

WASHINGTON COUNTY.

Miss Hilda S. Grossman, Washington.

WESTMORELAND COUNTY.

Frank Ambrose, Arnold.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 19, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation:

ALLEGHENY COUNTY.

Raymond E. Born, Mt. Oliver Station, Pittsburgh.
Frank P. Guckert, Homestead.
Paul H. Jonietz, Crafton Station, Pittsburgh.

BLAIR COUNTY.

Edgar H. Lykens, Martinsburg.
T. W. Tobias, Altoona.

DAUPHIN COUNTY.

Miss Lauretta M. Geist, Harrisburg.

ERIE COUNTY.

Everett F. Spring, Erie.

FRANKLIN COUNTY.

Clyde W. Spangler, Greencastle.

LANCASTER COUNTY.

H. D. Snyder, Lancaster.

LAWRENCE COUNTY.

Bernard N. Hanlon, New Castle.

NORTHAMPTON COUNTY.

Albert R. Daub, Easton.

NORTHUMBERLAND COUNTY.

Miss Edna S. Bright, Northumberland.
Miss Agnes R. Fernsler, Sunbury.

PHILADELPHIA COUNTY.

Miss Edith K. Bowes, Overbrook, Philadelphia.
Miss Mildred E. Coote, Philadelphia.
Abraham Friedman, Philadelphia.
Mitchell L. Goldman, Philadelphia.
James J. Malley, Philadelphia.
William Schaller, Philadelphia.
John A. Waldis, Jr., Philadelphia.
Miss Ruth M. Wotiz, Philadelphia.

WESTMORELAND COUNTY.

Miss Lizabeth G. Barclay, Vandergrift.

DAUPHIN COUNTY.

Harry E. Ehler, Harrisburg.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 19, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

ALLEGHENY COUNTY.

Fred Bruckman, Pittsburgh, January 21, 1925.
A. B. Campbell, McKeesport, January 22, 1925.
Christian M. Graner, Pittsburgh, January 31, 1925.
W. B. Horner, Pittsburgh. January 29, 1925.
Walter M. Meredith, Pittsburgh, January 21, 1925.
E. C. McHugh, Pittsburgh, January 17, 1925.
James A. Penwell, Pittsburgh, January 22, 1925.
Marcellus G. Wittmann, Aspinwall, January 22, 1925.

BEDFORD COUNTY.

Howard Brumbaugh, New Enterprise January 26, 1925.

BLAIR COUNTY.

Miss Ada E. Reynolds, Altoona, January 31, 1925.

CAMBRIA COUNTY.

Mahlon J. Baumgardner, Johnstown, January 17, 1925.
H. B. Chronister, Johnstown, January 30, 1925.

CARBON COUNTY.

Ivan Krizan, Lansford, January 4, 1925.

CHESTER COUNTY.

Edward H. Essex, Honey Brook, January 17, 1925.

DAUPHIN COUNTY.

Norman W. Kines, Harrisburg, January 17, 1925.
Harvey E. Knupp, Harrisburg, January 23, 1925.

DELAWARE COUNTY.

William S. Davis, Upper Darby, January 4, 1925.
Richard J. Kelly, Philadelphia, January 30, 1925.
John T. Pedlow, Lima, January 26, 1925.

ELK COUNTY.

M. J. Fuenffinger, Kersey, January 23, 1925.

ERIE COUNTY.

Miss B. F. Beckers, Erie, January 22, 1925.
Thomas C. Miller, Erie, January 22, 1925.

FAYETTE COUNTY.

P. Bufano, Connellsville, January 24, 1925.

FRANKLIN COUNTY.

Charles B. Carl, Greencastle, January 25, 1925.

INDIANA COUNTY.

Charles H. Moore, Blairsville, January 21, 1925.

JEFFERSON COUNTY.

L. G. Brosius, Brookville, January 22, 1925.

LACKAWANNA COUNTY.

R. Louis Grambs, Scranton, January 30, 1925.
Standish H. O'Grady, Dunmore, January 4, 1925.
J. E. Sickler, Scranton, January 22, 1925.

LANCASTER COUNTY.

Miss Katharine A. Huber, Lancaster, January 21, 1925.

LAWRENCE COUNTY.

William K. Hugus, New Castle, January 31, 1925.
J. Roy Mercer, New Castle, January 29, 1925.
Lawrence W. Platt, New Castle. January 21, 1925.
J. E. Vangorder, Ellwood City, January 19, 1925.

LEBANON COUNTY.

John A. Shriver, Palmyra, January 23, 1925.

LEHIGH COUNTY.

George E. Boyle, Allentown, January 22, 1925.
Anthony DeFuria, Allentown, January 22, 1925.
Charles N. Ulrich, Catasauqua, January 29, 1925.

LUZERNE COUNTY.

Frank J. Cannon, Hazleton, January 21, 1925.
Richard Hughes, Pittston, January 22, 1925.
Robert B. Job, Nanticoke, January 22, 1925.

MIFFLIN COUNTY.

John R. W. Hunter, Jr., Lewistown, January 17, 1925.

MONTGOMERY COUNTY.

P. Frank Hunter, Jr., Norristown, January 4, 1925.
William A. McCrea, Ardmore, January 4, 1925.
George R. Ralston, Norristown, January 21, 1925.
Forrest H. Roberts, Glenside, January 28, 1925.
E. F. Slough, Norristown, January 22, 1925.

NORTHAMPTON COUNTY.

Miss F. C. Rockafellow, Easton, January 21, 1925.
Mrs. A. R. Thomas, Easton, January 31, 1925.

NORTHUMBERLAND COUNTY.

Miss C. L. Deppen, Sunbury, January 22, 1925.
C. F. Shipman, Sunbury, January 22, 1925.

PHILADELPHIA COUNTY.

William J. Benham, Philadelphia, January 21, 1925.
Barnett Bichovsky, Philadelphia, January 4, 1925.
Alfred F. Buckman, Philadelphia, January 24, 1925.
Morris J. Cohen, Bryn Mawr, January 4, 1925.
C. Bentley Collins, Philadelphia, January 29, 1925.
Frank Craven, Philadelphia, January 22, 1925.
Edmund D'Ambrosio, Philadelphia, January 17, 1925.
Thomas I. Dickson, Philadelphia, January 18, 1925.
Fred W. Dodd, Philadelphia, January 21, 1925.
Joseph L. Farrell, Philadelphia, January 4, 1925.
John F. Kalberer, Glenside, January 31, 1925.
Charles S. Littleton, Philadelphia, January 29, 1925.
Augustine C. Metzinger, Philadelphia, January 15, 1925.
Harry J. Nebinger, Philadelphia, January 24, 1925.

PHILADELPHIA COUNTY (Continued).

Edgar W. Nicholson, Philadelphia, January 22, 1925.
Leon J. Obermayer, Philadelphia, January 7, 1925.
Frederick P. Orlemann, Philadelphia, January 23, 1925.
Irvin M. Pfeiffer, Philadelphia, January 23, 1925.
James C. Simcox, Spring City, January 4, 1925.
George E. Smith, Philadelphia, January 24, 1925.
Nathaniel M. Swope, Philadelphia, January 24, 1925.
Harry F. Voss, Philadelphia, January 23, 1925.
Joseph R. C. Ward, Philadelphia, January 21, 1925.
Benjamin Weinmann, Philadelphia, January 17, 1925.
James D. Winchell, Jr., Philadelphia, January 17, 1925.
S. D. Winchell, Drexel Hill, January 4, 1925.

SCHUYLKILL COUNTY.

Clinton F. Tiley, Girardville, January 22, 1925.

TIOGA COUNTY.

Frank H. Rockwell, Wellsboro, January 22, 1925.

VENANGO COUNTY.

O. K. Baldwin, Franklin, January 24, 1925.
Donald Glenn, Franklin, January 23, 1925.

WARREN COUNTY.

Arthur R. Offerle, Warren, January 4, 1925.

WASHINGTON COUNTY.

H. G. Adamson, Vestaburg, January 31, 1925.
Boyd E. Warne, Washington, January 22, 1925.

WESTMORELAND COUNTY.

Samuel M. Anknev, Greensburg, January 28, 1925.
W. E. Crawford, Belle Vernon, January 22, 1925.
Miss Angeline Erickson, Greensburg, January 24, 1925.
Frank B. Hargrave, Latrobe, January 17, 1925.
Roy L. Jones, New Kensington, January 31, 1925.

YORK COUNTY.

Edward A. Michael, Hanover, January 17, 1925.
Charles L. Rodgers, York, January 7, 1925.

GIFFORD PINCHOT.

JUSTICES-OF-THE-PEACE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 19, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, James A. Richards, of Ligonier, to be Justice of the Peace in the Township of Ligonier, Westmoreland County.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 19, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Russell M. Moss, of Morrisville, to be Justice of the Peace in the Borough of Morrisville, Bucks County.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 19, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, B. M. Kelso, of Canonsburg, to be Justice of the Peace, in and for the Borough of Canonsburg, Washington County.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 19, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following:

Harry Powell to be Justice of the Peace in and for the Township of Stowe, Allegheny County.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 19, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following:

Walter C. Neely, Franklin, Pa., to be Justice of the Peace, in and for the Township of Sugar Creek, Venango County.

GIFFORD PINCHOT.

TRUSTEES OF CONNELLSVILLE STATE HOSPITAL.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 19, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Joseph H. Strawn, of Dawson, Pa., to be a member of the Board of Trustees of the Connellsville State Hospital.

GIFFORD PINCHOT.

MEMBER BOARD OF TRUSTEES MOTHERS' ASSISTANCE FUND.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 19, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following:

Mrs. Jean N. Harris, Snow Shoe, Pa., to be a member of the Board of Trustees for the Mothers' Assistance Fund of Centre County.

GIFFORD PINCHOT.

EXECUTIVE SESSION.

By unanimous consent,

A motion was made by Mr. LESLIE,

That Rule 38, which requires nominations made by the Governor to be referred to proper committees, be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting on the foregoing nominations,

Which was agreed to.

Whereupon,

A motion was made by Mr. LESLIE,

That the Senate do now advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Kunkle, | Salus, |
| Baldwin, | DeWitt, | Kutz, | Schantz, |
| Barr, | Earnest, | Lanius, | Snyder, |
| Baumer, | Eyre, | Leslie, | Sones, |
| Betts, | Freeman, | MacDade, | Sprowls, |
| Bonbrake, | Gelder, | North, | Steele, |
| Buckman, | Griswold, | Norton, | Stites, |
| Coyne, | Heaton, | Painter, | Vare, |
| Culbertson, | Homsher, | Patton, | Weingartner, |
| Daix, | Joyce, | Phipps, | Woodward, |
| Davis, | Krause, | Quigley, | |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. LESLIE. Mr. President, I move that the Executive Session do now rise.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

## ADJOURNMENT.

Mr. BUCKMAN. Mr. President, I move that the Senate do now adjourn until ten-thirty o'clock to-morrow morning.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 9:47 o'clock P. M., until Tuesday morning, January 20, 1925, at 10:30 o'clock.

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# HOUSE OF REPRESENTATIVES.

MONDAY, January 19, 1925.

The House met at 9:00 o'clock P. M.

The SPEAKER (Thomas Bluett) in the Chair.

## PRAYER.

The Chaplain, Rev. W. B. Cox, offered the following prayer:

Almighty and Eternal God, we pause for a moment in the busy rush of human activities and lift our hearts and our voices reverently to Thee in worship. We pray thy divine blessing to rest upon the Governor of this Commonwealth, the Speaker and members of this House and all who serve in subordinate positions, and may each one realize that their part is essential to the success of the whole. We ask it all in the name of Christ, Thy Son. Amen.

## ADMINISTRATION OF OATH OF OFFICE TO MEMBER ELECT.

The SPEAKER. All those members who have not already taken the oath of office will please present themselves at the bar of the House where the oath of office, as required by law, will be administered to them by the Hon. Frank B. Wickersham, a judge of the court of Common Pleas of Dauphin County.

The oath of office was then administered to Frank P. Canon.

## JOURNAL APPROVED.

The SPEAKER. The Clerk will read the Journal of the pr ceedings of Tuesday, January 6, 1925.

The Clerk proceeded to read the proceedings of Tuesday, January 6, 1925, when, on motion of Mr. Alexander, the further reading was dispensed with and the Journal approved.

## REPORT OF PHILADELPHIA SAVING FUND SOCIETY OF PHILADELPHIA.

The SPEAKER laid before the House the report of the Philadelphia Saving Fund Society of Philadelphia.

(For report, see Appendix.)

## LEAVES OF ABSENCE.

Mr. MARCUS asked and obtained leave f absence for Mr. McBride.

Mr. STADTLANDER asked and obtained leave of absence for Mr. Harry A. Little, on account of death in the family.

Mr. ASTON asked and obtained leave of absence for Mr. Schwartz.

The SPEAKER asked and obtained leave of absence for Mr. Hoover, on account of illness.

## ANNOUNCEMENT BY THE SPEAKER.

The SPEAKER. The Speaker is advised that the Reference Bureau has a number of bills which have been prepared at the request of members, and the members are requested to call at the desk and get them.

While I am on that subject, the Speaker also wishes to announce that the members may introduce bills tonight which will be referred to the various committees upon the announcement of the Committees tomorrow.

## RECESS.

The SPEAKER will declare a recess until 9:30 o'clock.

## AFTER RECESS.

The SPEAKER. The House will be in order.

The SPEAKER wishes to announce that any of the members who have not obtained the bills prepared for them may do so at any time during the evening and then sign them and introduce them by handing them to the Clerk.

## CONGRATULATING HONORABLE THOMAS H. GARVIN UPON THE BIRTH OF A GRANDDAUGHTER.

Mr. BALDI asked and obtained unanimous consent to offer a resolution, which was twice read, considered and adopted, as follows:

In the House of Representatives, January 19, 1925.

Whereas, It has come to the attention of the Members of the House of Representatives, that the Chief Clerk, Mr. Thomas H. Garvin, has become a grandfather, and

Whereas, This happy event is not to be passed unnoticed by the Members of this House, therefore be it

Resolved, That the Members of the House of Representatives of the Session of one thousand nine hundred and twenty-five, congratulate the Chief Clerk, Thomas H. Garvin, upon the birth of his granddaughter.

## USE OF THE HALL OF THE HOUSE GRANTED TO THE YELLOW JACKET BAND OF FRANKFORD, PHILADELPHIA.

Mr. LUCAS asked and obtained unanimous consent to offer a resolution, which was twice read, considered and adopted as follows:

In the House of Representatives, January 19, 1925.

Resolved, That after the adjournment of the House tonight, the courtesy of the House be extended to the Famous Yellow Jacket Band of Frankford, Philadelphia, who are in Harrisburg tonight in honor of the Representative, Hon. Sheppard H. Royle, of Philadelphia, and they be given the privilege to give a concert to the members.

USE OF HALL OF HOUSE GRANTED TO DEPARTMENT OF HIGHWAYS.

Mr. MORRISON asked and obtained unanimous consent to offer a resolution, which was twice read, considered and adopted, as follows:

In the House of Representatives, January 19, 1925.

Whereas, The Department of Highways of the Commonwealth of Pennsylvania has advertised for the receipt of proposals for road construction projects, said proposals to be received at the State Capitol on Friday and Saturday, Jan. 23 and 24, A. D. 1925, and

Whereas, Owing to the restricted quarters of the said Department of Highways, it is impossible to accommodate the contractors and other parties interested who are privileged to attend these lettings in the quarters of the Department in the State Capitol.

Now, Therefore, Be It Resolved by the House of Representatives of the Commonwealth of Pennsylvania, in General Assembly met, that permission be granted to the Department of Highways to use the hall of the House of Representatives on Friday and Saturday, January 23 and 24, A. D. 1925, for the purpose of receiving bids on highway construction projects.

ADJOURNMENT.

Mr. LUCAS. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 10:30 o'clock.

The motion was agreed to, and (at 9:35 o'clock P. M.) the House adjourned until tomorrow morning at 10:30 o'clock.

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal.

Session 1925 — 126th of the General Assembly

Vol. 8. HARRISBURG, PA., TUESDAY, JANUARY 20, 1925. No. 3.

## SENATE.

TUESDAY, January 20, 1925.

The Senate met at 10.30 o'clock A. M.

The PRESIDENT (Lieutenant-Governor David J. Davis) in the Chair.

### PRAYER.

The Chaplain, Rev. Edward S. Ninde, offered the following prayer:

O Lord, Thou knowest the heavy work that lies before the Senate. These coming weeks will be extremely busy. A multitude of important questions must be decided. Grant the Senators the physical strength they will need. May no serious illness come to any one of them, and if any are now sick do thou lay Thine healing hand upon them and restore them to health, if it be Thy gracious will. Give them clear minds that they may think wisely and well. And we pray Thee to remember their families, their wives and children and all who are near and dear to them, and keep them in perfect safety. Bless our Governor and our Presiding Officer, and all who are in places of special responsibility, and guide us through this new day. For Jesus' sake. Amen.

### JOURNAL APPROVED.

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. LESLIE, the further reading was dispensed with, and the Journal was approved.

### TIME OF NEXT MEETING.

Mr. MacDADE, offered the following resolution, which was twice read, considered and agreed to:

Resolved (if the House of Representatives concur), That when the Legislature adjourns today it reconvene on Monday evening, January twenty-sixth, at nine o'clock.

Ordered. That the Clerk present the same to the House of Representatives for concurrence.

### REPORT OF SAVING FUND SOCIETY OF GERMANTOWN.

The Chair cleared his table and laid before the Senate the following communication:

SAVING FUND SOCIETY OF GERMANTOWN.

Philadelphia, January 13, 1925.

Presiding Officer of the Senate, Harrisburg, Pa.

Dear Sir: In conformity with Article 13 of our Charter, we enclose herewith a copy of our Seventieth Annual Statement.

Yours very truly,
W. N. PRICE,
Treasurer.

(For report see Appendix)

### REPORT OF THE WESTERN SAVING FUND SOCIETY OF PHILADELPHIA.

The Chair also laid before the Senate the following communication:

THE WESTERN SAVING FUND SOCIETY OF PHILADELPHIA.

19th January, 1925.

Honorable David J. Davis, Lieutenant Governor and President of the Senate, Harrisburg, Pa.

Dear Sir: On behalf, and by direction of the Auditors duly appointed by the President Judges of the Courts of Common Pleas of this County, to audit and settle the accounts of The Western Saving Fund Society of Philadelphia for the year 1924, I have the honor to hand you herewith their report, which has been prepared and which is forwarded in conformity with Article 1 of the Charter of this Society, which requires us to transmit one copy of the Auditors report to the President of the Senate, and one copy to the Speaker of the House of Representatives of this Commonwealth. I remain,

Yours very truly,
FRED. F. HALLOWELL,
Vice President & Treasurer.

(For report see Appendix)

### COMMUNICATION FROM BOARD OF JUDGES OF PHILADELPHIA COUNTY RELATIVE TO NEW SITE FOR EASTERN STATE PENITENTIARY.

The Chair also laid before the Senate the following communication:

Court of Common Pleas No. 4.

Philadelphia, January 9th, 1925.

To the Presiding Officer of State Senate, Harrisburg Pennsylvania.

Sir: I have the honor to herewith transmit to you a copy of Resolution this day adopted by the Board of Judges of Philadelphia County, relative to the matter of the Eastern State Penitentiary, located in the County of Philadelphia.

Very respectfully yours,
JOSEPH P. McCULLEN,
Secretary Board of Judges.

"Be it Resolved That, it is unanimously agreed by the Board of Judges of Philadelphia County that the Eastern State Penitentiary, now located in the County of Philadelphia, has become and is, by reason of its location, its ancient construction and overcrowded condition, unfit to be used as a penal institution and that humanity and a decent consideration for the welfare of prisoners and their reformation demand a prompt removal of the said institution from its present location to a rural section of the state where adequate facilities for handling prisoners and giving them wholesome and reformatory, industrial and farm work can be provided; And

Be it Further Resolved That, a copy of this resolution be transmitted to the Governor and the General Assembly of the Commonwealth."

Which was committed to the Committee on Appropriations.

## JOINT RESOLUTION PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES.

The Chair cleared his table and laid before the Senate the following joint resolution:

JOINT RESOLUTION.

Proposing an amendment to the Constitution of the United States.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled (two-thirds of each House concurring therein), That the following article is proposed as an amendment to the Constitution of the United States, which, when ratified by the Legislatures of three-fourths of the several States, shall be valid to all intents and purposes as a part of the Constitution:

"Article—

"Section 1. The Congress shall have power to limit, regulate, and prohibit the labor of persons under eighteen years of age.

"Sec. 2. The power of the several States is unimpaired by this article except that the operation of State laws shall be suspended to the extent necessary to give effect to legislation enacted by the Congress."

F. H. GILLETT,
Speaker of the House of Representatives,
ALBERT B. CUMMINS,
President pro tempore of the Senate.

I certify that this Joint Resolution originated in the House of Representatives.

WM. TYLER PAGE,
Clerk.

Which was committed to the Committee on Judiciary General.

## NOMINATIONS BY THE GOVERNOR.

The Chair cleared his table and laid before the Senate comunications, in writing, from His Excellency, the Governor of the Commonwealth, dated January 6th, 1925, and which were laid upon the table.

Which were referred to the Committee on Finance.

## RESOLUTION THANKING THE PUBLIC LEDGER COMPANY FOR SAVING FOR THE COMMONWEALTH AND ITS CITIZENS WILLIAM PENN'S CHARTER OF LIBERTIES.

Mr. MacDADE offered the following resolution, which was twice read as follows:

In the Senate of Pennsylvania,
January 20, 1925.

Whereas, The Public Ledger Company of Philadelphia through its newspaper, The Public Ledger, invited popular subscriptions to the amount of twenty-five thousand dollars ($25,000) for the purpose of purchasing from the owner, the original charter of the Province of Pennsylvania, usually called William Penn's Charter of Liberties; and

Whereas, Through this patriotic act sufficient funds were raised to complete said purchase which was formally made in Philadelphia in the offices of the Public Ledger Company on December twenty-seventh, one thousand nine hundred and twenty-four, at which time, the owner transferred this historic charter to the temporary custody of the Public Ledger Company to be later turned over to the Commonwealth and to be preserved in its archives at Harrisburg; and

Whereas, Through this patriotic deed the first charter of the liberties of citizens of Pennsylvania will be returned to the Commonwealth to be safely kept and preserved in the State Library where it will be treasured as the most valuable addition to that already priceless collection of historical documents. Therefore be it

Resolved, (if the House of Representatives concur), That the Senators and Representatives of the General Assembly of 1925 of the Commonwealth of Pennsylvania hereby express their appreciation of this public service and thank the Public Ledger Company of Philadelphia and its officers for the patriotic movement which has saved for the Commonwealth and its citizens William Penn's Charter of Liberties.

Resolved, That the Secretary of the Commonwealth forward a duly certified copy of this resolution to the Public Ledger Company of Philadelphia.

Mr. MacDADE. Mr. President, I ask unanimous consent that Rule 39, which requires concurrent resolutions to be referred to an appropriate committee be suspended and that the Senate proceed to the immediate consideration of the resolution just read.

The PRESIDENT. Is there objection? The Chair hears none.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

## APPOINTMENT OF THE STANDING COMMITTEES OF THE SENATE

The PRESIDENT. The President Pro Tempore announces the appointment of the following standing committees of the Senate of Pennsylvania for the session of 1925.

The committees were read by the Clerk, as follows:

### AGRICULTURE.

| | | |
|---|---|---|
| Messrs. | Culbertson, Chairman, | Miller, |
| | Snyder, | Brown, |
| | Schantz, | Gelder, |
| | Phipps, | North, |
| | Buckman, | Painter, |
| | Norton, | Lanius, |
| | Quigley, | Sprowls, |
| | Derrick, | Homsher, ex-officio. |

### APPROPRIATIONS.

| | | |
|---|---|---|
| Messrs. | Schantz, Chairman, | Aron, |
| | Daix, | Krause, |
| | Eyre, | Norton, |
| | Salus, | Quigley, |
| | Baldwin, | Stites, |
| | Leslie, | Vare, |
| | Buckman, | Brown, |
| | Phipps, | Derrick, |
| | Patton, | Harris, |
| | Snyder, | Mansfield, |
| | Barr, | Weingartner, |
| | Davis, | Earnest, |
| | Einstein, | Griswold, |
| | Heaton, | Kunkle, |
| | McNichol, | Sones, |
| | Woodward, | DeWitt, |
| | Steele, | Huffman, |
| | Miller, | Lanius, |
| | MacDade, | Betts, |
| | Culbertson, | Homsher, ex-officio. |
| | Joyce, | |

### BANKS AND BUILDING AND LOAN ASSOCIATIONS.

| | | |
|---|---|---|
| Messrs. | Leslie, Chairman, | Stites, |
| | Snyder, | Davis, |
| | Baldwin, | Harris, |
| | Daix, | Brown, |
| | Eyre, | Derrick, |
| | Salus, | Steele, |
| | Patton, | Freeman, |
| | Culbertson, | Griswold, |
| | Barr, | DeWitt, |
| | Einstein, | Sones, |
| | Heaton, | Huffman, |
| | McNichol, | Betts, |
| | Phipps, | Baumer, |
| | Joyce, | Homsher, ex-officio. |

## CANALS AND INLAND NAVIGATION.

Messrs. Brown, Chairman,
Phipps,
Miller,
Harris,
Derrick,
Huffman,
Betts,
Baumer,
Homsher, ex-officio.

## CITY PASSENGER RAILWAYS.

Messrs. Einstein, Chairman,
Heaton,
McNichol,
Patton,
Daix,
Salus,
Aron,
Joyce,
Krause,
Coyne,
Freeman,
Vare,
DeWitt,
Kutz,
Homsher, ex-officio.

## CONGRESSIONAL APPORTIONMENT.

Messrs. MacDade, Chairman,
McNichol,
Leslie,
Einstein,
Davis,
Eyre,
Gelder,
Schantz,
Coyne,
Snyder,
Quigley,
Vare,
Weingartner,
Bonbrake,
North,
Painter,
Sones,
Betts,
Lanius,
Sprowls,
Homsher, ex-officio.

## CORPORATIONS.

Messrs. Eyre, Chairman,
Buckman,
Baldwin,
Patton,
Einstein,
Heaton,
McNichol,
Joyce,
MacDade,
Culbertson,
Brown,
Krause,
Steele,
Stites,
Vare,
Griswold,
Bonbrake,
Coyne,
Sones,
Huffman,
Baumer,
Homsher, ex-officio.

## EDUCATION.

Messrs. Barr, Chairman,
Snyder,
Schantz,
Patton,
Einstein,
Aron,
MacDade,
Stites,
Brown,
Derrick,
Harris,
Mansfield,
Miller,
Steele,
Gelder,
North,
Painter,
Weingartner,
Betts,
Kutz,
Sprowls,
Homsher, ex-officio.

## ELECTIONS.

Messrs. Davis, Chairman,
Einstein,
Salus,
McNichol,
Eyre,
Leslie,
Schantz,
Barr,
Joyce,
Norton,
Harris,
Miller,
Vare,
North,
Freeman,
Coyne,
Sones,
Homsher, ex-officio.

## EXPOSITION AFFAIRS.

Messrs. Stites, Chairman,
MacDade,
Barr,
Patton,
Salus,
Woodward,
Aron,
Joyce,
Krause,
Harris,
Mansfield,
Brown,
Steele,
North,
Coyne,
Bonbrake,
DeWitt,
Betts,
Lanius,
Sprowls,
Homsher, ex-officio.

## FEDERAL RELATIONS.

Messrs. Weingartner, Chairman,
Derrick,
Heaton,
Snyder,
Aron,
Norton,
MacDade,
Earnest,
Kunkle,
Freeman,
Homsher, ex-officio.

## FINANCE.

Messrs. Baldwin, Chairman,
Leslie,
Buckman,
Daix,
Barr,
Schantz,
Eyre,
Culbertson,
Joyce,
Davis,
Stites,
Quigley,
Vare,
Sones,
DeWitt,
Homsher, ex-officio.

## FORESTRY.

Messrs. Woodward, Chairman,
Phipps,
Davis,
Baldwin,
Culbertson,
Snyder,
MacDade,
Quigley,
Barr,
Krause,
Steele,
Bonbrake,
North,
Kunkle,
Gelder,
Coyne,
Sones,
Huffman,
Betts,
Sprowls,
Homsher, ex-officio.

## GAME AND FISHERIES.

Messrs. Quigley, Chairman,
Baldwin,
Davis,
Heaton,
Buckman,
MacDade,
Norton,
Derrick,
Steele,
Mansfield,
North,
Painter,
Earnest,
Weingartner,
Sones,
Betts,
Kutz,
Lanius,
Sprowls,
Buamer,
Homsher, ex-officio.

## INSURANCE.

Messrs. Norton, Chairman,
Aron,
Daix,
Baldwin,
Leslie,
Joyce,
Culbertson,
Einstein,
Barr,
McNichol,
Buckman,
Davis,
Phipps,
Brown,
Stites,
Vare,
Coyne,
Weingartner,
Kunkle,
DeWitt,
Homsher, ex-officio.

## JUDICIAL APPORTIONMENT.

Messrs. Steele, Chairman,
Daix,
Salus,
Schantz,
Woodward,
Krause,
Griswold,
Kunkle,
Gelder,
Huffman,
Baumer,
Homsher, ex-officio.

## JUDICIARY GENERAL.

Messrs. Salus, Chairman,
Daix,
Schantz,
Buckman,
Patton,
Phipps,
Baldwin,
Leslie,
Woodward,
MacDade,
Barr,
Aron,
Davis,
Culbertson,
Joyce,
Krause,
Stites,
Bonbrake,
Earnest,
Kunkle,
Painter,
Weingartner,
Freeman,
Huffman,
Kutz,
Homsher, ex-officio.

JUDICIARY SPECIAL.

Messrs. Daix, Chairman, Baldwin, Patton, Buckman, Eyre, Heaton, Einstein, Schantz, Woodward, Davis, Stites, Brown, Harris, DeWitt, Sones, Homsher, ex-officio.

LAW AND ORDER.

Messrs. Snyder, Chairman, Barr, Schantz, Eyre, Joyce, Quigley, Miller, Stites, Vare, Kunkle, DeWitt, Lanius, Homsher, ex-officio.

LEGISLATIVE APPORTIONMENT.

Messrs. Mansfield, Chairman, Norton, Schantz, Buckman, Leslie, Phipps, Culbertson, Davis, Joyce, Brown, Derrick, Harris, Bonbrake, Earnest, Freeman, Kutz, Baumer, Homsher, ex-officio.

LIBRARY.

Messrs. Freeman, Chairman, Quigley, Einstein, Snyder, Aron, Culbertson, Griswold, Norton, Derrick, Mansfield, Kunkle, DeWitt, Lanius, Sprowls, Homsher, ex-officio.

MILITARY AFFAIRS.

Messrs. Phipps, Chairman, Barr, Heaton, Norton, Quigley, Miller, Painter, Griswold, Gelder, Coyne, Kutz, Homsher, ex-officio.

MINES AND MINING.

Messrs. McNichol, Chairman, Baldwin, Leslie, Buckman, Eyre, Brown, MacDade, Phipps, Harris, Mansfield, Krause, Painter, Weingartner, Kunkle, Sones, Huffman, Sprowls, Homsher, ex-officio.

MUNICIPAL AFFAIRS.

Messrs. Aron, Chairman, Salus, Schantz, Patton, Daix, Baldwin, Leslie, Woodward, McNichol, Heaton, Einstein, Davis, Eyre, MacDade, Joyce, Norton, Krause, Harris, Mansfield, Coyne, Vare, Earnest, Griswold, Weingartner, Sones, Kutz, Baumer, Homsher, ex-officio.

NEW COUNTIES AND COUNTY SEATS.

Messrs. Joyce, Chairman, Einstein, Heaton, Davis, Mansfield, Culbertson, Steele, Kutz, Homsher, ex-officio.

PENSIONS AND GRATUITIES.

Messrs. Derrick, Chairman, Phipps, Aron, Patton, Griswold, Weingartner, Freeman, Painter, Bonbrake, North, Huffman, Lanius, Sprowls, Baumer, Homsher, ex-officio.

PUBLIC GROUNDS AND BUILDINGS.

Messrs. Patton, Chairman, Woodward, Barr, Culbertson, Earnest, Mansfield, Steele, Coyne, Freeman, Lanius, Kuntz, Sprowls, Homsher, ex-officio.

PUBLIC HEALTH AND SANITATION.

Messrs. Miller, Chairman, Snyder, Daix, Heaton, Leslie, Woodward, Barr, Einstein, McNichol, Aron, Mansfield, Harris, Brown, Stites, Gelder, Griswold, Earnest, Sones, Betts, Homsher, ex-officio.

PUBLIC PRINTING.

Messrs. Harris, Chairman, Aron, Salus, Norton, Miller, Mansfield, Derrick, Steele, Gelder, Kutz, Homsher, ex-officio.

PUBLIC ROADS AND HIGHWAYS.

Messrs. Buckman, Chairman, Baldwin, Eyre, Snyder, Phipps, Schantz, Barr, Leslie, Davis, McNichol, MacDade, Joyce, Culbertson, Stites, Krause, Miller, Brown, Harris, Mansfield, Quigley, Steele, Vare, Bonbrake, Earnest, Freeman, Gelder, Griswold, Weingartner, DeWitt, Sones, Betts, Huffman, Kutz, Sprowls, Homsher, ex-officio.

PUBLIC SUPPLY OF LIGHT, HEAT AND WATER.

Messrs. Krause, Chairman, Culbertson, Daix, Snyder, Woodward, Davis, Salus, Aron, Harris, MacDade, Quigley, Miller, Kunkle, North, Painter, Betts, Kutz, Lanius, Sprowls, Baumer, Homsher, ex-officio.

RAILROADS.

Messrs. Heaton, Chairman, Davis, Schantz, Barr, McNichol, Eyre, Salus, Einstein, Norton, Joyce, MacDade, Derrick, Vare, Bonbrake, North, Sones, Huffman, Homsher, ex-officio.

## BILLS INTRODUCED

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 1, entitled:

An Act authorizing the issue and sale of bonds to the amount of fifty millions of dollars by the Commonwealth of Pennsylvania; defining the powers and duties of the Governor, the Auditor General and the State Treasurer in relation thereto; making an appropriation of the proceeds of such bonds for the purpose of improving and rebuilding the highways of the Commonwealth; providing for the payment of the interest on, and the redemption of such bonds by the Board of Finance and Revenue, and for the sale and registration of said bonds; and making an appropriation to carry out the provisions of this act.

Which was committed to the Committee on Public Roads and Highways.

Mr. PATTON read in his place and presented to the Chair Senate Bill No. 2, entitled:

An Act making an appropriation to the Pennsylvania Instituton for the Instruction of the Blind.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No 3, entitled:

An Act making an appropriation to the West Philadelphia Hospital for Women, in the City of Philadelphia.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 4, entitled:

An Act making an appropriation to the Mercy Hospital, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 5, entitled:

An Act making an appropriation to the Philadelphia Home for Incurables.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 6, entitled:

An Act making a deficiency appropriation to the Home for Training in Speech of Deaf Children before they are of school age, at Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 7, entitled:

An act making an appropriation to the Home for the Training in Speech of Deaf Children before they are of school age, at Belmont Avenue and Monument Road, Philadelphia.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No 8, entitled:

An act fixing the salary of county controller in counties of the first class.

Which was committed to the Committee on Municipal Affairs.

Also read in his place and presented to the Chair Senate Bill No. 9, entitled:

An act to exempt from payment of inheritance taxes bequests and devises to institutions of purely public charity.

Which was committed to the Committee on Finance.

Also read in his place and presented to the Chair Senate Bill No. 10 entitled:

An act to exempt from payment of inheritance taxes bequests and devises to charitable institutions.

Which was committed to the Committee on Finance.

Also read in his place and presented to the Chair Senate Bill No. 11, entitled:

An act fixing the salary of school controller in school districts of the first class.

Which was committed to the Committee on Municipal Affairs.

Mr. WOODWARD read in his place and presented to the Chair Senate Bill No. 12, entitled:

An act providing for the merging of moneys held in certain special funds in the State Treasury with moneys in the general fund; providing for the use of all moneys in the general fund for the payment of appropriations, and for the payment from the general fund of moneys appropriated and dedicated for special purposes.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 13, entitled:

An act providing a method of ascertaining the opinion of the electors of the Commonwealth as to the desirability of ratifying the proposed amendments to the Constitution of the United States.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 14, entitled:

A Supplement to the act approved the seventh day of May, one thousand nine hundred and twenty-three (P. L. 158), entitled "An act creating a Legislative Reference Bureau; providing for the election of a director by the General Assembly; designating the officers and employes of such bureau; defining their duties; fixing their salaries; abolishing the present Legislative Reference Bureau; and making an appropriation;" providing for a division of Economic Research in said Bureau.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 15, entitled.

An Act for the protection of the public health by regulating the serving of milk for drinking purposes, to patrons of hotels, restaurants, lunch rooms, fountains and dining cars; and the sale of milk at retail; and providing penalties.

Which was committed to the Committee on Public Health and Sanitation.

Mr. KRAUSE read in his place and presented to the Chair Senate Bill No. 16, entitled:

An Act validating ordinances, assessments and proceedings by Councils in Cities for the paving and curbing of public highways, and validating municipal liens therefor filed in the name of the City, or in the name of the City to the use of the contractor.

Which was committed to the Committee on Judiciary General.

Mr. MacDADE read in his place and presented to the Chair Senate Bill No. 17, entitled:

An Act to amend paragraph one of section eight of an act approved the twenty-fourth day of June, one thousand

eight hundred and ninety-five, (P. L. 212), entitled "An act to establish an intermediate court of appeal; regulating its constitution, officers, jurisdiction, powers, practice, and its relation to the Supreme Court and other courts; providing for the reports of its decisions, the compensation of the judges and other officers and the practice and costs on appeals from its judgments;" eliminating the exception prohibiting said court from enforcing any short or hour list.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 18, entitled:

An Act allowing appeals from orders of court; discharging motions and rules to set aside extra territorial service in equity cases.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 19, entitled:

An act making incurable insanity a cause for divorce and providing procedure in such cases.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 20, entitled:

An act providing for the preparation or acquisition and preservation in the office of the county commissioners of each county, of the names and records of all soldiers, sailors, marines and war nurses who served in the military and naval forces of the United States during the World War.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 21, entitled:

An act to protect the public safety by requiring wardens, superintendents and officers in charge of public or private homes, institutions and asylums for the insane and feeble minded to provide attendants for inmates having access to the public highways or permitted to ride on conveyances, trains or cars.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 22, entitled:

An act authorizing the Governor to appoint a commission to provide for the construction, erection and dedication in the city of Chester of a monument to the memory of John Morton; and making an appropriation.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 23, entitled:

An act to establish as a State Highway a certain section of public road in the County of Delaware.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 24, entitled:

An act to amend Route One Hundred and Thirty-five of section six of the act approved the thirty-first day of May, one thousand nine hundred and eleven, (P. L. 468), entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of Commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages n taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State highway, and procedure therein; providing for work of improvement of State highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance, and repair of township or county roads, and prescribing the contents of township, county, borough, or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships boroughs and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 25, entitled:

An Act to amend Route One Hundred and Eighty of section six of the act approved the thirty-first day of May, one thousand nine hundred and eleven, (P. L. 468), entitled "An Act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of Commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Comonwealth certain existing public roads connecting county-seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance, and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State highway, and procedure therein; providing for work of improvement of State highways to be done by contract, except

where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance, and repair of township or county roads, and prescribing the contents of township, county, borough, or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, borougns, and incorporated towns with Commonwealth governing same; providing for the minimum width of State highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act."

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 26, entitled:

An Act to establish as a State Highway a certain section of public road in the county of Delaware.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 27, entitled:

An Act to amend paragraphs five and six of section thirteen of the act approved the tenth day of July, one thousand nine hundred and nineteen, (P. L. 857), entitled "An Act to provide for the personal registration of electors as a condition of their right to vote at elections, and their enrollment as members of political parties as a further condition of their right to vote at primaries, in cities of the first class of this Commonwealth, by removing from office all existing registration commissioners and their appointees in said cities, and authorizing the Governor to appoint registration commissions therein; defining the jurisdiction of said commissions, and the powers and duties of the commissioners constituting same, and of their appointees, including registrars, inspectors of registration, clerks, and counsel; fixing their qualifications, terms of office, and compensation; granting them certain immunity from arrest on registration days; and empowering such inspectors to arrest without warrant certain persons committing certain offenses in violation of this act in their presence, as well as to enter and inspect buildings given as residences of electors to interrogate the inmates thereof, to copy or demand a list of the lodgers therein, and to supervise the conduct of registrars; regulating the registration of electors at polling places by registrars, and at the offices of commissions by commissioners, and the right of parties or bodies of electors to have watchers thereat, and the preparation and use of street lists and other records of those registered; allowing the names of persons not entitled to vote to be struck from the registers in certain cases; permitting all records regrading registration to be inspected and copied by any elector under certain conditions; directing how the registers shall be used at elections and primaries; compelling the attendance of witnesses and payment of witness fees; and providing penalties for refusal to obey subpœnas; directing receivers of taxes to appoint chief clerks of commissions as deputies to collect poll taxes and to give receipts therefor; authorizing such clerks to administer oaths, sign subpœnas and vouchers, and to collect and disburse witness fees; prescribing a method for challenging persons applying for registration, and the procedure for the correction of registers, and for appealing from actions of registrars to said commissions; and allowing for appeals from the decisions of the commissions in certain cases to courts of common pleas; imposing certain duties upon election officers and upon the councils, treasurers, controllers, receivers of taxes, police officers, and other officials of said cities and upon the courts, judges, prothonotaries, sheriffs, commissioners, peace officers, and other officials of the judicial districts and counties in which said cities are situated or with which they are coextensive; legalizing certain acts required hereby if done on any Sunday or legal holiday; requiring said cities to provide for the maintenance of said commissions, and the compensation of their appointees, and the payment of all expenses necessary to carry out the provisions of this act, and to transfer the unexpended balances of all appropriations heretofore made for the personal registration of electors of said cities during the year one thousand nine hundred and nineteen to and for the use of the said commissions; punishing and fixing penalties for violations hereof; and repealing all legislation inconsistent herewith."

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair Senate Bill No. 28, entitled:

An Act to amend paragraph four of section seven of the act approved the twenty-fourth day of July, one thousand nine hundred and thirteen, (P. L. 977), entitled "An Act to provide for the personal registration of electors, and their enrollment as members of political parties, in cities of the first and second classes of this Commonwealth; to make such registration a condition of the right to vote in such cities, and their said enrollment as members of a political party a condition of the right to vote at primaries in said cities; and providing for the payment of witness fees for persons summoned before the commissioners; to provide penalties for violations of its provisions; and to repeal acts inconsistent herewith.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair Senate Bill No. 29, entitled:

An Act to amend paragraph four of section four of an act approved the fifth day of March, one thousand nine hundred and six (P. L. 63), entitled "An Act to provide for the personal registration of electors in cities of the third class of this Commonwealth, to make such registration a condition of the right to vote in such cities, and to provide penalties for violation of its provisions," as amended.

Which was committed to the Committee on Elections.

Mr. WEINGARTNER read in his place and presented to the Chair Senate Bill No. 30, entitled:

An Act fixing the salary of the sheriffs in counties of the sixth class; providing for the payment for the care and maintenance of prisoners, where the sheriff is the warden or keeper of the jail; requiring all fees and mileage earned by sheriffs in such counties to be paid into the county treasury for the use of the county and prescribing penalties.

Which was committed to the Committee on New Counties and County Seats.

Also read in his place and presented to the Chair Senate Bill No. 31, entitled:

An Act to amend, revise, change and consolidate the laws relating to the assessment of persons, property and subjects of taxation in counties of the second, third, fourth, fifth, sixth, seventh and eighth classes, and providing for the use of such assessments for the levy of taxes by counties, boroughs, towns, townships, school districts co-extensive with boroughs, towns and townships, independent school districts, and certain poor districts; permitting cities to accept the provisions of this act and become subject thereto, and thereupon making school districts co-extensive with such cities subject thereto; and repealing existing laws.

Which was committed to the Committee on New Counties and County Seats.

Mr. NORTON read in his place and presented to the Chair Senate Bill No. 32, entitled:

An Act to amend section six hundred and three of an act, approved the seventeenth day of May, nineteen hundred and twenty-one (Pamphlet Laws, six hundred and eighty-two), entitled "An Act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," as amended, providing for the investment of the surplus of domestic stock causalty insurance companies.

Which was committed to the Committee on Insurance.

Mr. EYRE read in his place and presented to the Chair Senate Bill No. 33, entitled:

An Act to amend section seven of the act approved the third day of June one thousand nine hundred and nineteen (Pamphlet Laws three hundred and sixty-six) entitled "An Act reorganizing the Department of State Police; creating therein a Bureau of Fire Protection; providing for a State Police Force, and defining the powers and duties of the same, including the enforcement of laws relating to game, fish, forestry, and water supply, and certain other laws, and including the collection of information useful for the detection of crime and the apprehension of criminals; providing for the equipment maintenance and transportation of such police; providing for barracks and sub stations therefor; and prescribing penalties," as amended.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 34, entitled:

An Act making an appropriation to the Homeopathic Hospital, West Chester, Chester County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 35, entitled:

An Act making an appropriation to the Phoenixville Hospital, Chester County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. DERRICK read in his place and presented to the Chair Senate Bill No. 36, entitled:

Authirizing the employment of stenographers by the district attorneys of certain counties.

Which was committed to the Committee on Judiciary General.

Mr. BARR read in his place and presented to the Chair Senate Bill No. 37, entitled:

An Act to amend section one of an act approved the seventeenth day of April, one thousand eight hundred and seventy-six (P. L. 29) entitled "An act relating to appeals in cases of summary convictions," as amended.

Which was committed to the Committee on Judiciary General.

Mr. PHIPPS read in his place and presented to the Chair Senate Bill No. 38, entitled:

An Act to establish as a State highway a certain section of public road in the county of Venango.

Which was committed to the Committee on Public Roads and Highways.

Mr. EARNEST read in his place and presented to the Chair Senate Bill No. 39, entitled:

An Act to provide for an additional system for the collection of State and County taxes in cities of the third class.

Which was committed to the Committee on Municipal Affairs.

Also read in his place and presented to the Chair Senate Bill No. 40, entiteld:

An Act to establish as a state highway a certain section of public road in the county of Dauphin.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 41, entitled:

Authorizing counties to build improved highways for townships at the joint expense of the county and township; authorizing townships to incur indebtedness therefore; providing said highways shall remain township highways; and authorizing joint maintenance thereof by county and township,

which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 42, entitled:

An Act authorizing county commissioners in cases of emergency to construct or reconstruct county bridges upon the approval of the Court of Quarter Sesisons.

Which was committed to the Committee on Public Roads and Highways.

Mr. SCHANTZ read in his place and presented to the Chair Senate Bill No. 43, entitled:

An Act making an appropriation to the Allentown Hospital, Allentown, Lehigh County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 44, entitled:

An Act making an appropriations to the Saint Luke's Hospital, located at Bethlehem, Lehigh County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 45, entitled:

An Act making an appropriation to the Children's Home of Bethlehem, Salisbury Township, Lehigh County.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 46, entitled:

A joint resolution making an appropriation to the Auditor General to pay the balance of the claim of the architect employed by the Commission to erect an institution for inebriates under the provisions of the act approved the twenty-fifth day of July, one thousand nine hundred and thirteen, (P. L. 1306), entitled "An Act to provide for the selection of a site and the erection of a state institution for the detention, care and treatment of inebriates, or persons habitually addicted to the use of alcoholic drink or intoxicating drugs, to be called the State Institution for Inebriates, and making an appropriation therefor;" said claim having been adjusted and approved by the Auditor General, State Treasurer and Attorney General.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 47, entitled:

An Act regulating the sale of oysters at retail.

Which was committed to the Committee on Public Health and Sanitation.

Also read in his place and presented to the Chair Senate Bill No. 48, entitled:

An Act relating to fruit syrups and prohibiting the manufacture, sale, offering for sale, exposing for sale, or having in possession with intent to sell, of any adulterated or misbranded fruit syrups; and providing penalties for the violation thereof, and providing for the enforcement thereof.

Which was committed to the Committee on Public Health and Sanitation.

Also read in his place and presented to the Chair Senate Bill No. 49, entitled:

An Act providing for the presentation of libels in divorce to the several courts of common pleas and the awarding of subpoenas thereon.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 50, entitled:

An Act to define real estate brokers and real estate salesmen and providing for the licensing, regulation and supervision of resident and non-resident real estate brokers and real estate salesmen and their business through a bureau in the department of the secretary of insurance.

Which was committed to the Committee on Judiciary General.

Mr. STEELE read in his place and presented to the Chair Senate Bill No. 51, entitled:

An Act to establish as a state highway a section of public road in the counties of Snyder and Union.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 52, entitled:

An Act making an appropriation to the Department of Highways to carry into effect the provisions of the act approved the eleventh day of July, 1923 (P. L. 1070), entitled, "An act empowering the State Highway Department to rebuild certain intercounty bridges located on the routes of State Highways, which bridges cross rivers and have heretofore been destroyed by fire; and making an appropriation.

Which was committed to the Committee on Appropriations.

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 53, entitled:

An Act creating the office of controller in counties of the sixth class, prescribing his powers and duties; imposing certain duties upon county commissioners and county treasurers; and abolishing the office of county auditor, and the office of auditor appointed by the court of common pleas to audit accounts of certain officers.

Which was committed to the Committee on Judiciary General.

Mr. CULBERTSON read in his place and presented to the Chair Senate Bill No. 54, entitled:

An Act Validating certain proceedings of counties, cities, boroughs, townships, school districts and other incorporated districts or municipalities, had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four, (P. L. 65), entitled "An Act to regulate the manner of increasing the indebtedness of municipalit ies to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto; and validating bonds issued or authorized to be isued in pursuance to such proceedings.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 55, entitled:

An Act authorizing the Governor to appoint a commission to provide for the construction, erection, and dedication of a monument to Thomas Mifflin, and making an appropriation.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 56, entitled:

An Act to amend part of section one of an act approved the twentieth day of July, one thousand nine hundred and seventeen, (P L. 1158), entitled "An Act to fix, regulate, and establish the fees to be charged and received by constables in this Commonwealth" fixing the mileage to be charged by constables when using automobiles.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 57, entitled:

An Act making an appropriation to the Carlisle Hospital, Carlisle, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No 58, entitled:

An Act to amend sections five hundred thirtv-seven, five hundred thirty-nine, five hundred forty-one, five hundred forty-two, five hundred forty-three and five hundred fifty-seven of the act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled, "An Act to establish a public school system in the Commenwealth of Pennsylvania, together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended; providing for the collection of per capita school taxes from male residents.

Which was committed to the Committee on Education.

Also read in his place and presented to the Chair Senate Bill No. 59, entitled:

An Act making an appropriation to the Lewistown Hospital, Lewistown, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. COYNE read in his place and presented to the Chair Senate Bill No. 60, entitled:

An Act to further amend section twelve of an act approved the thirtieth day of June, one thousand nine hundred and nineteen, (P. L. 678), entitled "An act relating to and regulating the use and operation of motor vehicles propelled by, or trailing after, motor vehicles; requiring the registration of the same, and the licensing of all operators thereof; providing the fees therefore, and the disposition of such fees; prohibiting the unauthorized use of, and tampering with, motor vehicles; limiting and defining the powers of cities, boroughs, incorporated towns, townships and counties, as to the regulation of the use and equipment of motor vehicles, and the taxing registration, or licensing thereof; imposing certain duties on the State Highway Commissioner, and on proprietors of public garages; providing procedure and penalties for violations thereof, and the disposition of fines collected, and regulating the service of process and proceedings

in actions for damages arising from the use of any motor vehicle;" providing for the return to cities, boroughs, towns, and townships of a part of the moneys derived from registrations and license fees therein.

Which was committed to the Committee on Public Roads and Highways.

Mr. BALDWIN read in his place and presented to the Chair Senate Bill No. 61, entitled:

An Act to amend route number one hundred and two of section six of an act, approved the thirty-first day of May, one thousand nine hundred and eleven (P. L. 468), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, Chief Engineer, chief Draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of Commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonweatlh; providing for the improvement, maintenance, and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part, requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or tollroads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and state-aid highways; providing method of application for state aid in the improvement, maintenance, and repair of township or county roads, and prescribing the contents of township, county, borough, or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by the State, county, township, borough, or incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 62, entitled:

An Act making an appropriation to the North Pennsylvania General Hospital and Sanatorium at Austin, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 63, entitled:

An Act providing for the mortgaging of chattels.

Which was committed to the Committee on Judiciary General.

Mr. DAVIS read in his place and presented to the Chair Senate Bill No. 64, entitled:

An Act making an appropriation to the Home for Friendless Women and Children of the city of Scranton, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. BETTS read in his place and presented to the Chair Senate Bill No. 65, entitled:

An Act to amend sections three and nine of an act approved the fifteenth day of June, one thousand nine hundred and twenty-three, (P. L. 834), entitled "An act imposing a State tax, on liquid fuels, including all liquids ordinarily, practically, and commercially usable in internal combustion engines for the generation of power, and all distillates of, and condensates from, petroleum, natural gas, coal, coal tar, and vegetable ferments so usuable and sold in this Commonwealth, except for the purpose of resale; providing for the collection of such tax, and for the distribution and use of the revenues derived therefrom; providing for the filing of certificates and reports of the sale of such liquid fuels to dealers; and fixing penalties," by increasing the said tax, abolishing the emergency tax, and changing the manner of distribution thereof.

Which was committed to the Committee on Finance.

Also read in his place and presented to the Chair Senate Bill No. 66, entitled:

An Act to amend section thirty-two of an act approved the twenty-ninth day of April, one thousand eight hundred and forty-four, (P. L. 486), entitled "An act to reduce the state debt, and to incorporate the Pennsylvania canal and railroad company."

Which was committed to the Committee on Finance.

Also read in his place and presented to the Chair Senate Bill No. 67, entitled:

An Act making an appropriation to the Clearfield Hospital, Clearfield, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. LESLIE read in his place and presented to the Chair Senate Bill No. 68, entitled:

An Act to amend sections five hundred thirty-seven, five hundred thirty-nine, five hundred forty-one, five hundred forty-two, five hundred forty-three and five hundred fifty-seven of the act approved the eighteenth day of May, one thousand nine hundred and eleven, P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended; providing for the collection of per capita school taxes from male residents.

Which was committed to the Committee on Education.

Mr. SPROWLS read in his place and presented to the Chair Senate Bill No. 69, entitled:

An Act to amend sections three and nine of the act approved the fifteenth day of June, one thousand nine hundred and twenty-three, (P. L. 834), entitled, "An Act imposing a state tax, including an additional emergency State tax on liquid fuels, including all liquids ordinarily, practically, and commercially usable in internal combustion engines for the generation of power and all distillates of, and condensates from, petroleum, natural gas, coal, coal tar, and vegetable ferments so usable and sold in this Commonwealth, except for the purpose of resale; providing for the collection of such tax, and for the distribution and use of the revenues derived therefrom, providing for the filing of certificates and reports of the sale of such liquid fuels to dealers; and fixing penalties," fixing the rate of said tax, and appropriating the proceeds thereof for the construction, reconstruction, and improvement of State-aid highways.

Which was committed to the Committee on Finance.

Also read in his place and presented to the Chair Senate Bill No. 70, entitled:

An Act making an appropriation to the Trustees of the Institute of Practical Arts of Old Concord, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 71, entitled:

An Act to amend the first two paragraphs of section nine of the act approved the thirtieth day of June, one thousand nine hundred and nineteen, (P. L. 678), entitled "An Act relating to and regulating the use and operation of motor vehicles and vehicles propelled by, or trailing after, motor vehicles; requiring the registration of the same, and the licensing of all operators thereof; providing the fees therefor, and the disposition of such fees; prohibiting the unauthorized use of, and tampering with, motor vehicles; limiting and defining the powers of cities, boroughs, incorporated towns, townships, and counties, as to the regulation of the use and equipment of motor vehicles, and the taxing, registration, or licensing thereof; imposing certain duties on the State Highway Commissioner, and on proprietors of public garages; providing procedure and penalties for violations thereof, and the disposition of fines collected, and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle," as amended; fixing the fees for the registration of motor vehicles.

Which was committed to the Committee on Public Roads and Highways.

Mr. DAIX read in his place and presented to the Chair Senate Bill No. 72, entitled:

An Act providing for the selection and the acquisition by purchase or by the exercise of the right of eminent domain of a tract of land and the erection thereon of buildings for the Eastern State Penitentiary, making an appropriation therefor, authorizing the removal thereto of the inmates of the said penitentiary and directing the sale of the site now occupied by the said penitentiary and the buildings and materials thereon.

Which was committed to the Committee on Judiciary Special.

Mr. NORTH read in his place and presented to the Chair Senate Bill No. 73, entitled:

An Act making an appropriation to the Punxsutawney Hospital Association, of Punxsutawney, Jefferson County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 74, entitled:

An Act making an appropriation to the Indiana Hospital, of Indiana County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 75, entitled:

An Act making an appropriation to the Brookville Hospital, Brookville, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 76, entitled:

An Act making an appropriation to the Pennsylvania Memorial Home, of Brookville, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. DAIX read in his place and presented to the Chair Senate Bill No. 77, entitled:

An Act making an appropriation to the trustees of the Philadelphia School of Design for Women, at Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

## NOMINATIONS BY THE GOVERNOR.

The Secretary to the Governor being introduced, presented communications from His Excellency, the Governor of the Commonwealth, which were read as follows:

### NOTARIES PUBLIC.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 20, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

#### ALLEGHENY COUNTY.

Oswald Ende, Carnegie, January 21, 1925.
Mrs. Lillian G. Jack, Pittsburgh, 222 Cairo St., January 19, 1925.
Arthur B. Pitts, Duquesne, January 22, 1925.

#### BEAVER COUNTY.

James W. Doncaster, Rochester, January 22, 1925.

#### BERKS COUNTY.

Harry E. Hart, Birdsboro, January 21, 1925.
Miss Claire Henry, Reading, January 24, 1925.
Oscar Wanner, Reading, January 16, 1925.

#### BLAIR COUNTY.

Antonio Fatigante, Altoona, January 17, 1925.

#### DAUPHIN COUNTY.

Geo. W. Kline, Millersburg, January 29, 1925.

#### DELAWARE COUNTY.

J. B. Glover, 239 Clifton Ave., Collingdale, January 19, 1925.

#### ELK COUNTY.

George C. Smith, Johnsonburg, January 22, 1925.

#### LACKAWANNA COUNTY.

Hugh B. Andrews, Scranton, January 18, 1925.

#### NORTHAMPTON COUNTY.

William L. Otten, Easton, January 31, 1925.

#### PHILADELPHIA COUNTY.

James G. B. Astwood, 5733 Race St., Phila. January 4, 1925.
Allen B. Clement, 225 S. 6th St., Phila., January 22, 1925.
J Rhea Craig, Jr., 3rd & Taskers Sts., Phila., January 25, 1925.
W. Sherwood Crowl, 2051 N. 63rd St., Phila., January 25, 1925.
Richard T. McSorley, 4116 Baltimore Ave., Phila., January 22, 1925.
Miss Julia M. O'Brien, 257 S. 16th St., Phila., January 28, 1925.
M. Corson Shallcross, York Rd. & Windrim Ave., Phila., January 17, 1925.
Mrs. C. Alma Sheip, 2602 W. Somerset St., Phila., January 17, 1925.

#### WESTMORELAND COUNTY.

Chester R. Wilson, Aronmore, January 26, 1925.

YORK COUNTY.

Jas. J. Logan, York, February 1, 1925.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 20, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation:

ALLEGHENY COUNTY.

Mrs. M. V. Andrews, 1697 Suburban Ave., Pittsburgh.
Chas. J. Machnikowski, 4104 Butler St., Pittsburgh.

BERKS COUNTY.

Herbert R. Heckman, Reading.

BRADFORD COUNTY.

E. D. Dunklee, Wyalusing.

CAMBRIA COUNTY.

Miss Lucille F. Luther, Ebensburg.

LYCOMING COUNTY.

T. B. Sullivan, Williamsport.

MONTGOMERY COUNTY.

John F. Derham, Rosemont.

PHILADELPHIA COUNTY.

Ulysses S. Armstrong, 5720 Broomall Ave., Phila.
Elwood N. Bannon, P. H. M. D., Byberry, Phila.
Miss Clara M. Fisher, 916 Packard Bldg., Phila.
Samuel B. Friedman, 5320 Lebanon Ave., Phila.
Philip I. Greenspan, 2623 N. 31st St., Phila.
George B. Lee, Jr., 5132 Chancellor St., Phila.
Miss Margaret A. McNally, 1211 Chestnut St., Phila.
Samuel Resnik, 333 N. 52d St., Phila.
Benjamin W. Schwartz, 4056 Parkside Ave., Phila.
Miss E. M. Sutherland, 715 Walnut St., Phila.
Benjamin Tress, 1530 Real Est. Tr. Bldg., Phila.
Geo. J. Youngfleish, 5024 Ogden St., Phila.

SCHUYLKILL COUNTY.

Jos. J. Zeigler, Frackville.

GIFFORD PINCHOT.

## EXECUTIVE SESSION.

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38, which requires nominations made by the Governor to be referred to proper committees, be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting on the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do now advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution and were read as follows, viz:

YEAS—45

| | | | |
|---|---|---|---|
| Aron, | DeWitt, | Kunkle, | Quigley, |
| Baldwin, | Earnest, | Kutz, | Salus, |
| Barr, | Eyre, | Lanius, | Schantz, |
| Baumer, | Freeman, | Leslie, | Snyder, |
| Betts, | Gelder, | MacDade, | Sones, |
| Bonbrake, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | North, | Steele, |
| Coyne, | Heaton, | Norton, | Stitès, |
| Culbertson, | Homsher, | Painter, | Vare, |
| Daix, | Joyce, | Patton, | Weingartner, |
| Davis, | Krause, | Phipps, | Woodward. |
| Derrick, | | | |

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. BUCKMAN. Mr. President, I move that the Executive Session do now rise.

Mr. SALUS. Mr. President, I second the motion.

The motion was agreed to.

## RECESS.

Mr. BUCKMAN. Mr. President, I move that the Senate do now take a recess until 1 o'clock this afternoon.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## AFTER RECESS.

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

## RESOLUTION RELATIVE TO LUNCH ROOM IN CAPITOL BUILDING.

Mr. BARR. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BARR offered the following resolution, which was twice read, considered and agreed to:

In the session of the General Assembly of 1923, a resolution was adopted by the Senate of Pennsylvania, concurred in by the House of Representatives and approved by his Excellency the Governor, calling for the establishment of a lunch room in one of the Capitol Buildings for the purpose of providing lunches for the members and officers of the Legislature and employes of the several departments of the State government, said room to be rented to a reputable caterer who was authorized to charge for the food furnished; and

Whereas, the said Capitol lunch room was to have been arranged for by the Board of Commissioners of Public Grounds and Buildings, now designated the Department of Property and Supplies; and

Whereas, to date no such Capitol lunch room has been established and as far as known no preparations for the lunch room have been made; therefore be it,

Resolved, That a committee of three be appointed by the President of the Senate to confer with the Secretary of the Department of property and Supplies for the purpose of ascertaining the cause and reason why said lunch room has not been established in accordance with the resolution as adopted and approved by his Execellency the Governor.

The PRESIDENT. On behalf of the President Pro Tempore, the Chair appoints as said Committee, the Senator from Allegheny, Mr. Barr, the Senator from Allegheny, Mr. Harris, and the Senator from Blair, Mr. Snyder.

## APPOINTMENTS TO COMMITTEES

The PRESIDENT. On behalf of the President Pro Tempore the Chair announces the following additional appointments to Committees:

Appropriations: The Senator from Jefferson, Mr. North.

Mines and Mining: The Senator from Bedford, Mr. Derrick.

## HOUSE MESSAGES.

### TIME OF NEXT MEETING.

The Clerk of the House of Representatives being introduced informed the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, January 20, 1925.

Resolved (If the House of Representatives concur), That when the Legislature adjourns today it reconvene on Monday evening, January twenty-sixth, at nine o'clock.

### RESOLUTION THANKING THE PUBLIC LEDGER FOR SAVING FOR THE COMMONWEALTH AND ITS CITIZENS WILLIAM PENN'S CHARTER OF LIBERTIES.

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate of Pennsylvania,
January 20, 1925.

Whereas, The Public Ledger Company of Philadelphia through its newspaper, The Public Ledger, invited popular subscriptions to the amount of twenty-five thousand dollars ($25,000) for the purpose of purchasing from the owner, the original charter of the Province of Pennsylvania, usually called William Penn's Charter of Liberties; and

Whereas, Through this patriotic act sufficient funds were raised to complete said purchase which was formally made in Philadelphia in the offices of the Public Ledger Company on December twenty-seventh, one thousand nine hundred and twenty-four, at which time, the owner transferred this historic charter to the temporary custody of the Public Ledger Company to be later turned over to the Commonwealth and to be preserved in its archives at Harrisburg; and

Whereas, Through this patriotic deed the first charter of the liberties of citizens of Pennsylvania will be returned to the Commonwealth to be safely kept and preserved in the State Library where it will be treasured as the most valuable addition to that already priceless collection of historical documents. Therefore be it

Resolved, (if the House of Representatives concur), That the Senators and Representatives of the General Assembly of 1925 of the Commonwealth of Pennsylvania hereby express their appreciation of this public service and thank the Public Ledger Company of Philadelphia and its officers for the patriotic movement which has saved for the Commonwealth and its citizens William Penn's Charter of Liberties.

Resolved, That the Secretary of the Commonwealth forward a duly certified copy of this resolution to the Public Ledger Company of Philadelphia.

## OFFICERS AND EMPLOYES OF THE SENATE.

Mr. BUCKMAN. Mr. President, I offer unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN offered the following resolution, which was twice read, considered and agreed to.

Resolved, That the following persons be elected officers and employes of the Senate, as is provided for by the Act of Assembly.

### ASSISTANT CLERK.

William A. Hillgrove, 276 39th Street, Pittsburgh, Allegheny County.

### JOURNAL CLERK.

J. Roscoe Dearing, Corry, Erie County.

### ASSISTANT JOURNAL CLERK.

Thomas A. Connor, 2731 S. 17th Street, Philadelphia.

### EXECUTIVE CLERK.

Clark P. Brown, Fayette City, Fayette County.

### MESSAGE CLERK.

J. Hauer Reinoehl, Lebanon, Lebanon County.

### TRANSCRIBING CLERKS.

Alfred W. Headley, 508 McClintock Avenue, Pittsburgh, Allegheny County.
B. Frank Eisenberg, Huntingdon, Huntingdon County.
Fred E. Mather, Ulster, Bradford County.
D. J. Morgan, Carnegie, Allegheny County.
Harry S. Levan, 1033 Douglass Street, Reading, Berks County.

### SERGEANT-AT-ARMS.

Charles S. Salin, Ridley Park, Delaware County.

### CHIEF ASSISTANT SERGEANT-AT-ARMS.

Nathaniel W. Sweeney, 4427 Osage Avenue, Philadelphia.

### ASSISTANT SERGEANTS-AT-ARMS.

Daniel Brownback, Phoenixville, Chester County.
Elmer E. French, Franklin, Venango County.
William H. Salsgiver, Punxsutawney, Jefferson County.
John F. McMullin, 6627 Lime Kiln Pike, Philadelphia.
Clarence R. Akers, Akersville, Fulton County.
James W. McElheney, Woodlawn, Beaver County.
Adam Guy, Morris Run, Tioga County.
McClellan Miller, Spring Run, Franklin County.

### POSTMASTER.

V. F. T. Kelley, Bruin, Butler County.

### ASSISTANT POSTMASTER.

Samuel A. Pernell, Frackville, Schuylkill County.

### MESSENGER.

Charles W. Hykes, Aspers, Adams County.

### ASSISTANT MESSENGER.

Jackson Houston, 51 Mahon Street, Pittsburgh, Allegheny County.

### SUPERINTENDENT OF FOLDING ROOM.

Thomas G. Beaver, Lewistown, Mifflin County.

### PASTERS AND FOLDERS.

Gottleib Smucker, 1337 N. Hollywood Street, Philadelphia.
Alexander Klimax, Shenandoah, Schuylkill County.
John Mooney, 183 E. Wishart Street, Philadelphia.
Peter Davis, 211 Keystone Bank Building, Pittsburgh, Allegheny County.

### CHAPLAIN.

Rev. Edward S. Ninde, West Chester, Chester County.

### DAY WATCHMAN.

Alexander C. Davy, 1730 Rodman Street, Philadelphia.

### NIGHT WATCHMAN.

Charles Murphy, 1002 Sarah Street, Philadelphia.

### CLERKS TO COMMITTEES.

Edward B. Watson, Mechanicsville, Bucks County.
Miss Caroline Palmer, McKeesport, Allegheny County.
Charles B. Smith, Pittston, Luzerne County.
William T. Reynolds, 1411 Academy Street, Scranton, Lackawanna County.
Earnest W. Menge, Lock Haven, Clinton County.
Warren W. Jones, Turtle Creek, Allegheny County.
Marmaduke G. Miller, Mercer, Mercer County.
James Duffy, Marietta, Lancaster County.
Edward J. Cook, 128 S. 9th Street, Philadelphia.
Edward Pierson, Parkland, Bucks County.
James G. Austin, 2028 N. 3rd Street, Philadelphia.
Edward Carmody, 1712 N. 16th Street, Philadelphia.

STENOGRAPHERS.

Irene Leonard, Harrisburg, Dauphin County.
Anabel Prinsky, 711 N. 17th Street, Harrisburg, Dauphin County.
Elizabeth Lady, 1919 Green Street, Harrisburg, Dauphin County.
Elizabeth M. Perdue, Harrisburg, Dauphin County.

CUSTODIANS, COMMITTEE ROOMS.

Michael McDonough, Ardmore, Montgomery County.
Augustus S. Rhoads, Milton, Northumberland County.

CUSTODIAN, SENATE CHAMBER.

Thomas E. Higgins, Rock Run, Coatesville, Chester County.

ASSISTANT CUSTODIANS, SENATE CHAMBER.

David P. Dunlap, 1129 N. 6th St., Harrisburg, Dauphin County.
J. Edward Jenkins, 1126 Herr St., Harrisburg, Dauphin County.
Elam L. Banks, 123 Balm Stree, Harrisburg, Dauphin County.

CUSTODIAN, WASH ROOM.

Frank C. Thompson, 1854 Derry Street, Harrisburg, Dauphin County.

CUSTODIAN BASEMENT.

Samuel H. Lawyer, Harrisburg, Dauphin County.

CHIEF PAGE.

Eugene Willis, 1646 Market Street, Harrisburg, Dauphin County.

PAGES.

Marcus C. Lanius, R. D. 4, Spring Grove, York County.
C. Alton Maxwell, 1908 N. 5th Street, Harrisburg, Dauphin County.
Edwin S. Cunningham, 5. S. 16th Street, Harrisburg, Dauphin County.
Ralph Crist, 709 S. Front Street, Harrisburg, Dauphin County.
David Carr, Jr., 708 Race Street, Harrisburg, Dauphin County.
Maurice Abrams, 1821 N. 2nd Street, Harrisburg, Dauphin County.
Bertram Katzman, 1710 N. 2nd Street, Harrisburg, Dauphin County.
Charles E. Reeser,
William G. Underwood, Harrisburg, Dauphin County.
Aaron M. Landis, 269 Calder Street, Harrisburg, Dauphin County.
Hugh E. VanAernan, 548 Maclay Street, Harrisburg, Dauphin County.
William Lisse, Harrisburg, Dauphin County.
Wayne Brame, 2005 N. 3rd Street, Harrisburg, Dauphin County.
Fred Meyer, West Chester, Chester County.

The PRESIDENT. I therefore declare the persons named in the resolution as having been duly elected officers and employees of the Senate for the session of 1925.

## APPOINTMENT BY THE PRESIDENT.

The PRESIDENT. The Chair announces the following appointment:

PAGE TO PRESIDENT.

James F. Joyce, 66 N. 18th Street, Harrisburg, Dauphin County.

## APPOINTMENT BY THE PRESIDENT PRO TEMPORE.

The PRESIDENT. The President Pro Tempore announces the following appointment:

PAGE TO PRESIDENT PRO TEMPORE.

J. Mitchell Gaffney, Harrisburg, Dauphin County.

## APPOINTMENTS BY THE SECRETARY.

The PRESIDENT. The Secretary of the Senate announces the following appointments:

ASSISTANT TO SECRETARY.

Miss Anna C. Carroll, 2140 N. 2nd Street, Harrisburg, Dauphin County.

CLERK, HISTORY OF LEGISLATION.

Mrs. Lillian C. Dorr, Hershey, Dauphin County.

## APPOINTMENTS BY THE CHIEF CLERK.

The PRESIDENT. The Chief Clerk announces the following appointments:

STENOGRAPHER TO CHIEF CLERK.

Alvin E. Dillman, Millvale, Allegheny County.

SUPERINTENDENT OF STORE ROOMS.

Edgar G. Hoffman, 210 Hamilton St., Harrisburg, Dauphin County.

LEGISLATIVE JOURNAL EMPLOYEES.

CHIEF OFFICIAL REPORTER.

John Ruth, Lebanon, Lebanon County.

OFFICIAL REPORTERS.

Alfred Jenkins, 1838 Park Street, Harrisburg.
William H. Martin, 429 W. Taber Street, Philadelphia.

EXPERT TYPEWRITERS.

Richard U. Shoch, Lebanon, Lebanon County.
Louella Tunis, 1620 N. Third Street, Harrisburg, Dauphin County.

COMPILING CLERK, LEGISLATIVE JOURNAL.

Bennett F. Kiehl, Greensburg, Westmoreland County.

FILING CLERKS, LEGISLATIVE JOURNAL.

Charles M. O'Brien, Bradford, McKean County.
John G. Johnson, Penn Avenue & Grose Street, Pittsburgh, Allegheny County.

PROOFREADERS, LEGISLATIVE JOURNAL.

Eleanor C. Sanderson, 817 N. Sixth Street, Harrisburg, Dauphin County.
John A. Kinneard, 262 Herr Street, Harrisburg, Dauphin County.
W. J. Thomas, Shamokin, Northumberland County.

COPYHOLDERS, LEGISLATIVE JOURNAL.

Charles R. Shope, Halifax, Dauphin County.
J. Edwin Shoaff, 210 Kelker Street, Harrisburg, Dauphin County.
William Richwine, 1435 S. 13th Street, Philadelphia.

## APPOINTMENTS BY SENATE LIBRARIAN.

The PRESIDENT. The Senate Librarian announces the following appointments:

ASSISTANT LIBRARIAN.

Alex. S. Cooper, Harrisburg, Dauphin County.

STENOGRAPHERS TO LIBRARIAN.

Rachel G. Knier, Harrisburg, Dauphin County.
Mary E. Emerson, 629 Harris Street, Harrisburg, Dauphin County.

MESSENGER, SENATE LIBRARY.

Elmer E. Finegan, 2121 Atlas Street, Harrisburg, Dauphin County.

## REPORT FROM COMMITTEE.

Mr. BUCKMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN, from the Committee on Public Roads and Highways, reported as committed, Senate Bill No. 1, entitled:

An Act authorizing the issue and sale of bonds to the amount of fifty millions of dollars by the Commonwealth of Pennsylvania; defining the powers and duties of the Governor, the Auditor General and the State Treasurer in relation thereto: making an appropriation of the proceeds of such bonds for the purpose of improving and rebuilding the highways of the Commonwealth; providing for the payment of the interest on, and the redemption of such bonds by the Board of Finance and Revenue, and for the sale and registration of said bonds; and making an appropriation to carry out the provisions of this act.

## MOTION TO READ BILL THE FIRST TIME.

Mr. BUCKMAN. Mr. President, I move that the bill reported from Committee at today's session be read the first time.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## BILL ON FIRST READING.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 1, entitled:

An Act authorizing the issue and sale of bonds to the amount of fifty millions of dollars by the Commonwealth of Pennsylvania; defining the powers and duties of the Governor, the Auditor General and the State Treasurer in relation thereto; making an appropriation of the proceeds of such bonds for the purpose of improving and rebuilding the highways of the Commonwealth; providing for the payment of the interest on, and the redemption of such bonds by the Board of Finance and Revenue, and for the sale and registration of said bonds; and making an appropriation to carry out the provisions of this act.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

## BILL INTRODUCED.

Mr. BUCKMAN. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 78, entitled:

An Act to amend an act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending revising, and consolidating, the law providing for the incorporation of insurance companies and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties and repealing existing laws:" authorizing mutual fire insurance companies to insure public buildings and public property.

Which was committed to the Committee on Insurance.

## ADJOURNMENT.

Mr. LESLIE. Mr. President, I move that the Senate do now adjourn until Monday evening, January 26, 1925, at nine o'clock.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 2:17 P. M. until Monday evening, January 26, 1925, at nine o'clock.

# HOUSE OF REPRESENTATIVES.

TUESDAY, January 20, 1925.

The House met at 10:30 o'clock A. M.

The SPEAKER (Thomas Bluett) in the Chair.

## PRAYER.

The Chaplain, Rev. W. B. Cox, offered the following prayer:

Almighty and Eternal God, Creator of Heaven and Earth, Giver of our Being as well as our Well-being, we rejoice in our heritage which we have in Thee. And inasmuch as Thou dost work out the purposes of Thy divine will concerning us though the employment of human instrumentalities, we pray that Thou wouldst give us the mind of Him, who though chief among men was the servant of all. May Thy spirit make us plastic in Thy hands to prefer the service that Thou requirest of us, and we will give Thee eternal praise, through Christ our Redeemer. Amen.

## JOURNAL APPROVED.

The SPEAKER. The Clerk will read the Journal of yesterday's proceedings.

The Clerk proceeded to read the Journal of yesterday's proceedings, when, on motion of Mr. Adam, the further reading was dispensed with and the Journal approved.

## REPORT OF THE SAVING FUND SOCIETY OF GERMANTOWN.

The SPEAKER laid before the House the sixty-ninth annual statement of the Saving Fund Society of Germantown.

(For report see Appendix).

## REPORT OF THE PHILADELPHIA SAVING FUND SOCIETY.

The SPEAKER laid before the House the report of the Philadelphia Saving Fund Society.

(For report see Appendix).

## REPORT OF THE WESTERN SAVING FUND SOCIETY.

The SPEAKER laid before the House the report of the Western Saving Fund Society.

(For report see Appendix).

## ANNOUNCEMENT OF STANDING COMMITTEES.

The SPEAKER: The Speaker desires to announce the appointment of the following committees. In announcing these Committees I also wish to say that much time and consideration has been given to all these assignments, so as to, as far as possible, take care of the requests of the members, and to take care of the various interests of our state. I am quite aware that there must be some disappointments, that must necessarily be so, but I trust that you will be in the main satisfied that the best has been done under the circumstances, and that we will work together in co-operation for the success of the session.

## STANDING COMMITTEES OF THE HOUSE OF REPRESENTATIVES SESSION OF 1925.

### ACCOUNTS.

| | | |
|---|---|---|
| Messrs. | Wells, J. W., Chairman, | Horn, |
| | Bell, W. T. | Bickett, |
| | McGowan, | Brown, Edward, |
| | Holcombe, | Canon, |
| | Bell, F. A., | Cross, |
| | Wheeler, | Donnell, |
| | Jones, C. B., | Fockler, |
| | Heffran, | Rieder, |
| | Armstrong, | Sheffer, |
| | Baldi, | Spencer, |
| | Holtzman, | Watson, |
| | Duddy, | Witherspoon. |

AGRICULTURE.

Messrs. Haines, Chairman,
Wood, Norman,
Stark,
Diehm,
Wood, W. P.,
Blair,
Burchinal,
Evans, B. P.,
Holcombe,
Shambach,
Thomas, Martha,
Raymond,
Griffith,
Gelnett,
Gilchrist,
Critchfield,
McClure, J. F.,
North,
Witherspoon,
Bagshaw,
Brewster,
Orr,
Metzger,
Sarig,
Dietz,
Schoener.

APPROPRIATIONS.

Messrs. McCaig, Chairman,
Harer,
Perry,
Lafferty,
Conner,
Stark,
Dilsheimer,
Williams,
Baldi,
Drinkhouse,
Alexander,
Edmonds,
Haines,
Haws,
Millar,
Diehm,
Posey,
Heffernan,
Bell, F. A.,
Wells,
Wood, W. P.,
Wettach,
Long,
Soffel,
Hess,
Blumberg,
McKim,
McBride,
Noite,
Stavitski,
Storb,
Myers,
Guerin,
Hall,
Patterson, M.,
Miller, C.,
Drumbor,
Flynn,
Schilling,
Sarig,
Dietz,
Whitehouse,.

BANKS AND BANKING.

Messrs. Baldi, Chairman,
Millar,
Sterling,
Edmonds,
Guerin,
Ludlow,
Marshall,
Storer,
Bromley,
Bell, F. A.,
Drinkhouse,
Mathay,
Storb,
Weamer,
Marcus,
Schwartz,
Stadtlander,
Brown, T. J.,
Lucas,
Wright,
Evans, F. D.,
Griffith,
Turner,
Miller, H. A.,
McLaughlin,
Lockhart,
Watson,
Toepfer,
Howe.

BUREAU OF STATISTICS.

Messrs. Smith, G. A., Chairman,
Alexander,
Allman,
Evans, F. D.,
Bentley,
Greeby,
Stark,
Thomas, L.,
Patterson, B. H.,
Irvin,
Miller, H. A.,
Bartley,
Davies,
Donnell,
Lukehart,
MacMillan,
Nicholson,
North,
Scott,
Spencer,
Turner,
Muldowney,
Neely,
Bickett,
Hoover.

CENTENNIAL AFFAIRS.

Messrs. Bromley, Chairman,
Goehring,
Bell, W. T.,
Storer,
Haws,
Lucas,
McGowan,
Dilsheimer,
Guerin,
Wettach,
Posey,
Whitehouse,
Colville,
Shambach,
Drinkhouse,
Bidelspacher,
Pryor,
Davies,
Brown, E. P.,
Canon,
Emhardt,
Martz,
Metzinger,
Myers,
Blumberg.

COMPARE BILLS.

Messrs. Stark, Chairman,
Anderson,
Aston,
Burchinal,
Jones, C. B.,
Malie,
Nolte,
Heffran,
Smith, G. A.,
Thomas, M.,
Peelor,
Irvin,
Conner,
Burke,
Deibler,
Howe,
North,
Patterson, M.,
Phillips,
Spencer,
Toepfer,
Speer,
Leidich,
Prosser,
Labar.

CONGRESSIONAL APPORTIONMENT.

Messrs. Posey, Chairman,
Drinkhouse,
Holcombe,
Wood, W. P.,
McDaniel,
Blair,
Edmonds,
Kelly,
Malie,
Whitehouse,
Towner,
Frye,
Gilchrist,
McLaughlin,
Horn,
Royle,
Shaffer,
Spencer,
Stock,
Strayer,
Voltz,
Whitkin,
Speer,
Washington,
McDermott.

CONSTITUTIONAL REFORM.

Messrs. Ludlow, Chairman,
Raymond,
Bentley,
Orr,
Craig,
Thomas, M.,
McDaniel,
Long,
Hess,
Morrison,
Eaches,
Patterson, F.,
Brown, Edward,
Howe,
McClure, J. F.,
MacMillan,
Memolo,
Moore,
North,
Royle,
Sheffer,
Stock,
Toepfer,
Prosser,
Lauver.

CORPORATIONS.

Messrs. Alexander, Chairman,
Mathay,
Malie,
Mangan,
Marcus,
Weamer,
Bromley,
Wettach,
Peelor,
Burchinal,
Greeby,
Millar,
Hall,
Brewster,
Watson,
Sautter,
Myers,
Ede,
Leidich,
Metzger,
Phillips,
Turner,
Welty,
Sarig,
Washington.

COUNTIES AND TOWNSHIPS.

Messrs. Aston, Chairman,
Bidelspacher,
Marshall,
McBride,
Bell, W. T.,
Standtlander,
Harer,
Himes,
Ludlow,
Stavitski,
Grimes,
Weamer,
Blair,
Talbot,
Neely,
Reader,
Patterson, F. W.,
Martz,
Duddy,
Calhoun,
Miller, H. A.,
Derby,
Davis,
Howe,
Dengler,
Little, J. T.,

EDUCATION.

Miss Bentley, Chairman, and
Messrs. Sterling,
McKim,
Edmonds,
Marshall,
McBride,
Pennock,
Bell, W. T.,
Long,
Moffatt,
Talbott,
Speer,

EDUCATION (Continued)

Pitts, Witherspoon,
Grimes, Lotz,
Thomas, M., Leidich,
Eaches, Fuller,
Bush, Horn,
Himes, Brown, Edward,
Ludlow, Cross,
Thomas, L., Strayer,
Behney, Powell,
Goss, Sarig,
Blair, Labar,
Brown, T. J.,

ELECTIONS.

Messrs. Marcus, Chairman, Brewster,
Wettach, Turner,
Soffel, Haws,
Sowers, Metzinger,
McBride, Sautter,
Smith, H. J., Ede,
McKim, Adam,
Lynch, Allman,
Goss, Burke,
Grimes, Evans, F. D.,
Thomas, M., Davies,
Colville, Muldowney,
Little, H. A., Flynn,
McClure, J. H., Rhodes.

ELECTRIC RAILWAYS.

Messrs. Conner, Chairman, Bray,
Soffel, Hart,
Sowers, Canon,
Dilsheimer, Deibler,
Pitts, Emhardt,
McGowan, Harding,
Aston, Martz,
Alexander, Memolo,
Allman, Pryor,
Morrison, Reader,
Brown, T. J., Powell,
Colville, Brown, Edward,
Edmonds, Royle,
Hricko, Davies,
Phillips, Derby,
Voltz, Duddy,
Metzger, Ede.
Adam,

FEDERAL RELATIONS.

Messrs. Millar, Chairman, Cross,
Drinkhouse, Davis,
Goehring, DeFrehn,
Henderson, Derby,
Little, H. A., Greenstein,
Lucas, Hart,
Mangan, Hricko,
Moffatt, Lukehart,
Moore, McLaughlin,
Stavitski, Nicholson,
Pryor, Royle,
Berkheiser, Wilson,
Brown, E. P., McDermott,
Burke, Little, J. T.

FISHERIES.

Messrs. Blair, Chairman, Hantz,
Diehm, Leidich,
Stark, Patterson, M.,
Wells, Metzinger,
Brown, T. J, Powell,
Eaches, Drumbor,
Jones, Towner,
Parkinson, Holtzman,
Brewster, Stock,
Patterson, B. H., Welty,
Evans, F. D., Bray,
Huber, Shaffer,
Miller, C., Schilling,
Nolte, Rhoades,
Calhoun, Labar,
Fockler,

FORESTRY.

Messrs. Anderson, Chairman, Gelnett,
Bidelspacher, Hricko,
Williams, Powell,
Eaches, Brown, Edward,
Henderson, Holtzman,
Wood, N., Drumbor,
Stark, Fockler,
Goodnough, Holmes,
Shambach, Nicholson,
Stock, Pryor,
Deibler, Hoover,
Witherspoon, Little, J. T.,
Wilson,

GAME.

Messrs. Williams, Chairman, Harding,
Diehm, Holmes,
Nolte, Leidich,
Orr, Lockhart,
Eaches, Lotz,
Earley, Holtzman,
Wheeler, Powell,
Himes, Howe,
Smith, G. A., Miller, H. A.,
Haines, Deibler,
Shambach, Nicholson,
Calhoun, Hoover,
Critchfield, Little, J. T.,
Gelnett,

GEOLOGICAL SURVEY.

Messrs. Perry, Chairman, Brown, E. P.,
Wood, N., Sheffer,
Raymond, Bartley,
Heffran, Berkheiser,
Fratt, Bray,
Guerin, Davis,
Henderson, DeFrehn,
Morrison, MacMillan,
Wright, Memolo,
Holmes, Scott,
Derby, Trescher,
Deibler, Dietz,
Davies, Lauver,
Cross,

INSURANCE.

Messrs. Behney, Chairman, Storb,
Goodnough, Sterling,
Miller, C., Burke,
Diehm, Critchfield,
Haws, Emhardt,
Millar, Hricko,
Bentley, Lotz,
Pitts, Witkin,
Burchinal, Metzger,
Bush, Voltz,
Earley, Adam,
Huber, Frye,
Grimes, Flynn,
Lafferty, Rhodes,
Blair, Flinchbaugh,
Anderson,

IRON AND COAL.

Messrs. Little, H. A., Chairman, Gilchrist,
Baldi, Bartley,
Mangan, McCormick,
Behney, Phillips,
Brewster, Evans, F. D.,
Earley, Derby,
Fratt, Berkheiser,
Guerin, Fuller,
McDaniel, DeFrehn,
Stavitski, Dengler,
Myers, Flinchbaugh,
Allman, Munley.
Talbot,

JUDICIAL APPORTIONMENT.

Messrs. Goehring, Chairman, Wood, W. P., Morrison, Peelor, Posey, Lynch, McGowan, Bagshaw, Dengler, Donnell, Emhardt, Greenstein, Harding, Holmes, Lukenart, McClure, J. F., McCormick, Rieder, Shaffer, Sheffer, Watson, Wilson, Witkin, Labar, Washington.

JUDICIARY GENERAL.

Messrs. McKim, Chairman, Sterling, Marshall, McClure, J. H., Alexander, Goehring, Edmonds, Blumberg, Millar, Wells, Whitehouse, McDaniel, Ludlow, Moffatt, Mathay, Peelor, Sowers, Marcus, Behney, Hall, Bromley, Stadtlander, Bidelspacher, Fuller, Witkin, Greenstein, Neely, Rhodes.

JUDICIARY LOCAL.

Messrs. Marshall, Chairman, Huber, Aston, Posey, Evans, B. P., Pitts, McGowan, Greeby, Henderson, Lucas, Smith, G. A., Pennock, Allman, Muldowney, Hricko, Dengler, Welty, Ede, Berkheiser, Frye, Holmes, Lukehart, McClure, J. F., Martz, Lauver, McDermott.

JUDICIARY SPECIAL.

Messrs. Sowers, Chairman, Baldi, Goehring, Smith, H. J., Colville, Lynch, McClure, J. H., Staudenmeier, Heffernan, Greeby, Wood, W. P., Wilson, Turner, Welty, Burke, Memolo, Drumbor, Speer, Metzinger, McLaughlin, Canon, Emhardt, Gelnett, McCormick, Munley, Flinchbaugh, Schoener.

LABOR AND INDUSTRY.

Messrs. Mangan, Chairman, Malie, Stavitski, Heffran, Long, Orr, Behney, Smith, G. A., Raymond, Lucas, McCann, Sautter, Donnell, Hart, Phillips, Hantz, Duddy, Muldowney, Myers, Bray, Dengler, Dietz, McDermott, Washington, Little, J. T.

LAW AND ORDER.

Messrs. Armstrong, Chairman, Marshall, McCaig, McCann, Himes, Nicholson, Lafferty, Perry, Conner, Dilsheimer, Sowers, Pratt, Bush, Goodnough, Harer, Aston, Smith, H. J., Ludlow, Storer, Wood, N., Talbot, Holmes, Bickett, Lotz, McLaughlin, Patterson, M., McCormick, Fockler, Shaffer, Critchfield, Lockhart, Schilling, Flinchbaugh, Labar.

LEGISLATIVE APPORTIONMENT.

Messrs. Schwartz, Chairman, Thomas, L., Goss, Heffran, Jones, Morrison, Thomas, M., Irvin, Strayer, Horn, Bagshaw, Harding, Hart, Lukehart, McClure, J. F., MacMillan, Metzinger, Pryor, Reader, Trescher, Speer, Prosser, Memolo, Flinchbaugh, Lauver.

LIBRARY.

Messrs. Smith, H. J., Chairman, Shambach, Bentley, Moffatt, Miller, C., McGowan, Pennock, Kelly, Wright, Irvin, Patterson, B. H., Bickett, Towner, Drumbor, Fuller, Harding, Diebler, Moore, Metzger, Scott, Metzinger, Strayer, Neely, Little, J. T., Washington.

MANUFACTURES.

Messrs. Goodnough, Chairman, Dilsheimer, Schwartz, Sterling, Hess, Soffel, Thomas, L., Orr, Bromley, Brown, T. J., Little, H. A., Mathay, Pitts, Perry, Craig, Haas, Smith, H. J., Wheeler, Greeby, Sautter, Emhardt, Haines, Royle, Lotz, DeFrehn, Patterson, M., Ede, Davis, Flynn,

MILITARY.

Messrs. Earley, Chairman, Behney, Bell, F. A., Holcombe, McCann, Wheeler, Bush, Patterson, B. H., Storer, Smith, G. A., Lynch, Hall, Bromley, Fratt, Burchinal, Muldowney, Powell, Adam, Voltz, Calhoun, Hart, Davis, Brown, Edward, Lotz, Lauver, Munley.

MINES AND MINING.

Messrs. Parkinson, Chairman, Harer, McBride, Bell, W. T., McDaniel, Lynch, Calhoun, Pryor,

MINES AND MINING (Continued.)

Storer, Derby,
Conner, Martz,
Anderson, Frye,
Evans, B. P., Sheffer,
Haws, Talbot,
Craig, Howe,
Baldi, Lockhart,
Armstrong, Rieder,
Shambach, Prosser,
Haas, Shaffer,
Wood, N., McDermott,
Stadtlander, Munley.
Stark,

MUNICIPAL CORPORATIONS.

Messrs. Haas, Chairman, Mathay,
Mangan, Craig,
Sowers, Fratt,
McCaig, Lucas,
Posey, Hall,
McCann, Patterson, B. H.,
Whitehouse, Horn,
Marcus, Reader,
Malie, Davis,
McKim, Lockhart,
McBride, Patterson, F. W.,
Goss, Patterson, M.,
McClure, J. H., Greenstein,
Dilsheimer, Bickett,
Little, H. A., Witkin,
Lynch, Duddy,
Harer, Schilling,
Heffernan, Schoener.

PENSIONS AND GRATUITIES.

Messrs. Huber, Chairman,
Grimes, Barclay,
McCann, Brown, E. P.,
Moffatt, Fuller,
Bentley, McCormick,
Brown, T. J., Martz,
Sowers, Memolo,
Fratt, Spencer,
Wright, Watson,
Hantz, Welty,
Adam, Wilson,
Drumbor, Frye,
Moore, Hoover,

PRINTING.

Messrs. Lafferty, Chairman, Voltz,
Peelor, Himes,
Blumberg, Towner,
Long, Bagshaw,
Staudenmeier, Canon,
Schwartz, Gelnett,
McClure, J. H., Hart,
Storb, Moore,
Holcombe, Rieder,
Wright, Sheffer,
Griffith, Trescher,
Reader, Neely,
Powell, Schoener,

PUBLIC BUILDINGS.

Messrs. Evans, B. P., Chairman, Myers,
Goehring, Griffith,
Orr, Towner,
Bell, F. A., Evans, F. D.,
Aston, Toepfer,
Henderson, Gilchrist,
Nolte, Holtzman,
Pennock, Bartley,
Kelly, Fuller,
Long, Gelnett,
Colville, Scott,
Guerin, Dietz,
Huber,

PUBLIC HEALTH AND SANITATION.

Messrs. Heffernan, Chairman, Haws,
Drinkhouse, Schwartz,
Grimes, Hess,
Pitts, Horn,
Haines, Critchfield,
McCann, Bray,
Earley, Trescher,
Wettach, Hantz,
Storer, Prosser,
Evans, B. P., Shaffer,
Kelly, Hart,
Blumberg, Greenstein,
Soffel, Holtzman,
Patterson, B. H., Hricko,
Pennock, Leidich,
Parkinson, Lauver,
Nolte, Munley.
Allman,

PUBLIC ROADS.

Messrs. Hess, Chairman, Whitehouse,
Bidelspacher, Irvin,
Parkinson, Wells,
Armstrong, Griffith,
Anderson, Brown, E. P.,
Weamer, Patterson, F. W.,
Evans, B. P., Stock,
Staudenmeier, Witherspoon,
Jones, Toepfer,
Thomas, L., Hantz,
Smith, H. J., Fockler,
Wood, N., Miller, H. A.,
McClure, J. H., Metzger,
Wheeler, Rieder,
Craig, North,
Storb, Busch,
Miller, C., Sarig,
Diehm, Dietz,
Burchinal, Schoener,

RAILROADS.

Messrs. Harer, Chairman, Haas,
Parkinson, Eaches,
Bell, W. T., Craig,
Heffernan, Stadtlander,
Lafferty, Storb,
Perry, Patterson, F. W.,
Sowers, Bickett,
Williams, Lockhart,
Schwartz, Frye,
Armstrong, Royle,
Little, H. A., Ede,
Bell, F. A., Rhodes,
Huber,

RETRENCHMENT AND REFORM.

Messrs. Goss, Chairman, DeFrehen,
Goodnough, Bagshaw,
Colville, Berkheiser,
Staudenmeier, Bray,
Moffatt, Davis,
Kelley, Duddy,
Raymond, MacMillan,
Wright, Moore,
Gilchrist, Strayer,
Scott, Trescher,
Cross, Evans, F. D.,
Donnell, Hoover.
Dengler,

WAYS AND MEANS.

Messrs. Sterling, Chairman, Long,
McCaig, Haas,
Harer, Hess,
Weamer, Goodnough,
Alexander, Armstrong,
Goss, Parkinson,
Conner, Miller, C.,
Perry, Standtlander,
Evans, B. P., Marshall,
McDaniel, Bidelspacher,

WAYS AND MEANS (Continued.)

Williams,
Haines,
Heffernan,
Lafferty,
Mathay,
Staudenmeier,
Blumberg,
Earley,
Huber,
Critchfield,
Greenstein,
Calhoun,
Flynn,
Flinchbaugh,
Schilling.

RESIGNATION OF MR. WILLIAMS AS CHAIRMAN OF GAME COMMITTEE.

Mr. WILLIAMS. Mr. Speaker, I desire to express to you my appreciation of your courtsey in naming me as Chairman of the very important committee on Game, and to say to you that my health will not permit my performing the arduous duties of this very important committee. I take this early moment to so advise you that you may appoint or name another as chairman in order not to hold up the work of the committee and that it may meet and promptly organize. I thank you.

The SPEAKER. The Chair regrets that the gentleman from Tioga county serve on this committee. If he will not do so, we will later in the day appoint another chairman of the Game Committee.

The Speaker also wishes to announce that there is one error in the list of Committee appointments which has not been put on the list. The name of Mr. Clarence Whitehouse of Schuylkill should be added on the Committee on Appropriations.

BILLS INTRODUCED AND REFERRED

By Mr. ALEXANDER. HOUSE BILL No. 1.

An Act creating a Geographic Board in the Department of Internal Affairs, and abolishing the present board in the Department of Forests and Waters.

Referred to the Committee on Judiciary General.

By Mr. ALEXANDER. HOUSE BILL No. 2.

An Act to amend sections two hundred and four and seven hundred and nine of the act approved the seventh day of June, one thousand nine hundred and twenty-three, (P. L. 498), entitled "An act providing for and reorganizing the conduct of executive and administrative work of the Commonwealth by the Executive Department thereof and certain existing and certain new administrative departments, boards, commissions, and officers; abolishing, combining, changing the names of, reorganizing, or authorizing the reorganization of certain administrative departments, boards, commissions, bureaus, divisions, offices, and agencies; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, and commissions; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined;" providing for the personnel of the executive Board and its powers and duties.

Referred to the Committee on Judiciary General.

By Mr. ALEXANDER. HOUSE BILL No. 3.

An Act creating a Bureau of Topographic and Geological Survey in the Department of Internal Affairs; defining its powers and duties; providing for its administration; and repealing inconsistent laws.

Referred to the Committee on Judiciary General.

By Mr. ALEXANDER. HOUSE BILL No. 4.

An Act creating a Bureau of Waters in the Department of Internal Affairs; defining its powers and duties; providing for its administration; and repealing inconsistent laws.

Referred to the Committee on Judiciary General.

By Mr. ALEXANDER. HOUSE BILL No. 5.

An Act creating a Bureau of Agriculture in the Department of Internal Affairs; defining its powers and duties; providing for its administration; abolishing the existing Department of Agriculture; and repealing inconsistent laws.

Referred to the Committee on Judiciary General.

By Mr. ALEXANDER. HOUSE BILL No. 9.

An Act creating the Public Service Commission of the Commonwealth of Pennsylvania in the Department of Internal Affairs; vesting in and conferring upon said Commission the powers and duties now by law conferred upon the existing Public Service Commission; providing for the administration of said Commission; abolishing the existing Commission; and repealing inconsistent laws.

Referred to the Committee on Judiciary Special.

By Mr. ALEXANDER. HOUSE BILL No. 7.

An Act creating a Bureau of Labor and Industry in the Department of Internal Affairs; defining its powers and duties; providing for its administration; abolishing the existing Department of Labor and Industry; and repealing inconsistent laws.

Referred to the Committee on Labor and Industry.

By Mr. ALEXANDER. HOUSE BILL No. 8.

An Act providing for supervision by the Department of Internal Affairs over the several State parks, creating departmental administrative and advisory boards and commissions in connection therewith, and repealing inconsistent laws.

Referred to the Committee on Judiciary General.

By Mr. ALEXANDER. HOUSE BILL No. 9.

An Act organizing a Department of State Police; creating therein a Bureau of Fire Protection; providing for a State Police Force, and defining the powers and duties of the same, including the enforcement of laws to game, fish, forestry, and water supply, and certain other laws, and including the collection of information useful for the detection of crime, and the apprehension of criminals; providing for the equipment, maintenance, and transportation of such police; providing for barracks and substations therefor; and prescribing penalties.

Referred to the Committee on Law and Order.

By Mr. ALEXANDER. HOUSE BILL No. 10.

An Act creating a Bureau of Forest in the Department of Internal Affairs; defining its powers and duties; providing for its administration; abolishing the existing Department of Forests and Waters; and repealing inconsistent laws.

Referred to the Committee on Judiciary General.

By Mr. ALEXANDER. HOUSE BILL No. 11.

An Act creating a Bureau of Welfare in the Department of Internal Affairs; defining its powers and duties; providing for its administration; abolishing the existing Department of Welfare; and repealing inconsistent laws.

Referred to the Committee on Judiciary Special.

By Mr. ALEXANDER. HOUSE BILL No. 12.

An Act making an appropriation providing for a deficiency in the maintenance of The Glen Mills Schools, Glen Mills, Delaware County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. ALEXANDER. HOUSE BILL No. 13.

An Act making an appropriation to The Glen Mills Schools in the Eastern District of the Commonwealth of Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. ALEXANDER. HOUSE BILL No. 14.

An Act to amend section thirteen of the act approved the thirtieth day of January, one thousand eight hundred and seventy-four, (P. L. 31), entitled "A further supplement to the act regulating the elections in this Commonwealth," as amended; by authorizing the opening of ballot boxes upon filing of allegations of fraud or error.

Referred to the Committee on Elections.

By Mr. ALEXANDER. HOUSE BILL No. 15.

An Act to amend section four of an act approved the nineteenth day of May, one thousand eight hundred and ninety-seven (P. L. 67), entitled "An act regulating the practice, bail, costs and fees on appeals to the Supreme Court and Superior Court," as amended, fixing the time within which appeals may be allowed.

Referred to the Committee on Judiciary General.

By Mr. ALEXANDER. HOUSE BILL No. 16.

An Act to amend section ten of an act approved the fourteenth day of June, one thousand nine hundred and twenty-three (P. L. 710), entitled "An act allowing and regulating boxing, sparring, and wrestling matches and exhibitions; establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received for monument and memorial purposes; and prescribing penalties," prohibiting decisions in boxing and sparring matches and exhibitions.

Referred to the Committee on Law and Order.

By Mr. ALEXANDER. HOUSE BILL No. 17.

An Act to amend section on of the act approved the twenty-seventh day of March, one thousand nine hundred and three (P. L. 83), entitled, "An act to provide for the payment of the expenses of the maintenance and instruction of children, committed to Houses of Refuge which are not clusively under State control, jointly by the State and by the counties from which they may be sent; and providing a method for determining the amount due, and collecting the same from said counties," by changing the time of payment of counties.

Referred to the Committee on Appropriations.

By Mr. ALEXANDER. HOUSE BILL No. 18.

An Act making an appropriation to the Pennsylvania Training School for Feeble Minded Children located at Elwyn in the County of Delaware and the Commonwealth of Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MARCUS. HOUSE BILL No. 19.

An Act making an appropriation to the Coleman Industrial Home for Colored Boys of 1721 Bedford Avenue, Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MARCUS. HOUSE BILL No. 20.

An Act to amend part of section two, to repeal section four, and to amend sections eleven, twenty-five, twenty-eight and thirty-one, of an act approved the fourteenth day of June, one thousand nine hundred and twenty-three, (P.-L. 779), entitled "An act for the registration and regulation of certain individuals and entities selling, offering for sale or delivery, soliciting subscriptions to or orders for, or undertaking to dispose of, inviting offers for or inquiries about, or dealing in any manner in, securities defined herein; conferring powers and imposing duties on the Commissioner of Banking, and otherwise providing for the administration of this act; prescribing penalties; and making an appropriation;" changing the provisions of this act providing exemptions therefrom; authorizing the commissioner to appoint more deputies, and requiring him to maintain offices in Philadelphia and Pittsburgh; reducing the fees collected under the provisions of this act.

Referred to the Committee on Judiciary General.

By Mr. MARCUS. HOUSE BILL No. 21.

An Act requiring the owners of motor vehicles before securing registration therefor, to show certain financial responsibility, or to carry insurance indemnifying them against damages or loss for the death or injury of other persons and damage to the property of others caused by the negligent operation of such motor vehicles; making certain violations of this act misdemeanors; and inflicting penalties.

Referred to the Committee on Judiciary General.

By Mr. MARCUS. HOUSE BILL No. 22.

An Act making an appropriation to the Roselia Foundling Asylum and Maternity Hospital of the city of Pittsburgh.

Referred to the Committee on Appropriations.

By Mr. FRED W. PATTERSON. HOUSE BILL No. 23.

An Act making an appropriation to the Beaver Valley General Hospital, at New Brighton, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FRED W. PATTERSON. HOUSE BILL No. 24.

An Act making an appropriation to the Rochester General Hospital, of Rochester, Beaver County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FRED W. PATTERSON. HOUSE BILL No. 25.

An Act making an appropriation to the Beaver County Children's Home of New Brighton, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. EDMONDS. HOUSE BILL No. 26.

An Act making a deficiency appropriation to the Pennsylvania Institution for the Deaf, Mt. Airy, Philadelphia, to cover deficiency in maintenance and education of State pupils.

Referred to the Committee on Appropriations.

By Mr. MEMOLO. HOUSE BILL No. 27.

An Act to validate certain municipal assessments, municipal claims, and municipal liens in the several boroughs of the Commonwealth; providing for the filing of claims therefor, and the proceedings for the collection of such assessments and claims.

Referred to the Committee on Judiciary Special.

By Mr. MEMOLO. HOUSE BILL No. 28.

An Act making an appropriation to the Taylor Hospital Association, of the borough of Taylor, Lackawanna County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. ALEXANDER. HOUSE BILL No. 29.

An Act to amend section one of the act approved the fifteenth day of March, one thousand nine hundred and eleven (P. L. 20), entitled "An Act regulating in criminal trials the cross-examination of a defendant when testifying in his own behalf by prohibiting the introduction as evidence of certain testimony or records."

Referred to the Committee on Judiciary General.

By Mr. BLUMBERG. HOUSE BILL No. 30.

An Act making an appropriation to the Maternity Hospital, in the City of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HALL. HOUSE BILL No. 31.

An Act authorizing the Board of Commissioners of Public Grounds and Buildings to erect a Soldiers' and Sailors' Memorial Bridge, with the approaches thereto and memorial pylons, in the city of Harrisburg, to commemorate the services of the soldiers and sailors of the Commonwealth; providing for the letting of contracts therefor; providing for a proportion of the cost to be paid by the city of Harrisburg and public service corporations using or affected by the building of said bridge; providing for acquiring any property necessary by eminent domain; giving the Board of Commissioners of Public Grounds and Buildings the right to sell a portion of the land to the Pennsylvania Railroad Company to conform to the plans of the architect; providing for the maintenance of said bridge; and making an appropriation to carry out the provisions of this act.

Referred to the Committee on Public Buildings.

By Mr. METZGER. HOUSE BILL No. 32.

An Act establishing a State Highway in the counties of Dauphin and Lancaster, and providing for its location, construction, improvement and maintenance by the Commonwealth.

Referred to the Committee on Public Roads.

By Mr. HALL. HOUSE BILL No. 33.

An Act making an appropriation to the Board of Commissioners of Public Grounds and Buildings for the purpose of making improvements to certain plots of the Capitol Park in accordance with plans of the architect heretofore adopted, and authorizing and empowering said Board to complete said improvements.

Referred to the Committee on Appropriations.

By Mr. SOWERS. HOUSE BILL No. 34.

An Act to amend section twelve of an act approved the seventh day of June one thousand nine hundred and seventeen, (P. L. 447), entitled "An Act relating to the administration and distribution of estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents, rents of real estate as assets for payment thereof, the lien thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof, contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents:" increasing widow's and children's exemptions and permitting widowers to claim the same from the wife's estate.

Referred to the Committee on Judiciary Special.

By Mr. SOWERS. HOUSE BILL No. 35.

An Act relating to search warrants, regulating their issuance, execution, and return; prescribing the powers and duties of justices of the peace, aldermen and magistrates issuing them, and of officers executing them; inflicting penalties for unlawfully procuring, unlawfully executing, and unlawfully resisting the execution of a search warrant. search warrant.

Referred to the Committee on Judiciary Special.

By Mr. McLAUGHLIN. HOUSE BILL No. 36.

An Act making an appropriation to the Trustees of the Garretson Hospital, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. STORER. HOUSE BILL No. 37.

An Act to provide for the employment of a Matron of the jail in counties of the sixth, seventh and eighth classes, where the sheriff is keeper or warden of the jail in such county, and fixing of the duties of the matron and regulating the compensation therefor.

Referred to the Committee on Counties and Townships.

By Mr. STORER. HOUSE BILL No. 38.

An Act authorizing sheriffs in counties of the fifth class to appoint a solicitor; prescribing the duties of said solicitor; and fixing his salary.

Referred to the Committee on Counties and Townships.

By Mr. STORER. HOUSE BILL No. 39.

An Act regulating the compensation of sheriffs in counties of the sixth, seventh and eighth classes, for boarding prisoners, where the sheriff is keeper or warden of the jail in such county.

Referred to the Committee on Counties and Townships.

By Mr. STORER. HOUSE BILL No. 40.

An Act to amend section one of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 899), entitled "An act regulating service of process from the courts of common pleas or other courts of record, and extending the territorial jurisdiction thereof in certain cases;" extending the provisions of said act to divorce proceedings.

Referred to the Committee on Judiciary General.

By Mr. STORER. HOUSE BILL No. 41.

A Joint Resolution proposing an amendment to article fourteen, section one, of the Constitution of the Commonwealth of Pennsylvania, making the sheriff of any county eligible for the term next succeeding the one for which he may be elected.

Referred to the Committee on Judiciary Special.

By Mr. WILLISTON P. WOOD. HOUSE BILL No. 42.

An Act to amend section one thousand and one of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three, (P. L. 359), entitled 'An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," increasing bounties on certain noxious animals.

Referred to the Committee on Game.

By Mr. WILLISTON P. WOOD. HOUSE BILL No. 43.

An Act to amend section five of the act approved the first day of July, one thousand nine hundred and nineteen, (P. L. 708), entitled "An act to fix the salaries of the judges

of the Supreme Court, the judges of the Superior Court, the judges of the courts of common pleas, and the judges of the orphans' courts," by providing increased salaries for judges of the courts of common pleas having a separate judicial district to which another county is attached.

Referred to the Committee on Judiciary General.

By Mr. HESS. HOUSE BILL No. 44.

An Act making an appropriation to the Home for Friendless Children, of Lancaster, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HESS. HOUSE BILL No. 45.

An Act to amend section fifty-seven of the act approved the twenty-third day of May, one thousand eight hundred and seventy-four, (P. L. 230), entitled "An act dividing the cities of this state into three classes; regulating the passage of ordinances; providing for contracts for supplies and work for said cities; authorizing the increase of indebtedness, and the creation of a sinking fund to redeem the same; defining and punishing certain offences in all of said cities, and providing for the incorporation and government of cities of the third class," providing for the acceptance of said act by certain cities of the third class; providing for the election of certain city officers, and members of city council in such cities; and fixing the time when the terms of members of councils and certain city officers then in office shall cease and be terminated.

Referred to the Committee on Municipal Corporations.

By Mr. HESS. HOUSE BILL No. 46.

An Act making an appropriation to the Lancaster General Hospital, Lancaster, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HESS. HOUSE BILL No. 47.

An Act making an appropriation to the Thaddeus Stevens Industrial School of Pennsylvania at Lancaster, Lancaster County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HESS. HOUSE BILL No. 48.

An Act making an appropriation to the Columbia Hospital, at Columbia, Lancaster County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HOLTZMAN. HOUSE BILL No. 49.

An Act to establish as a State Highway a certain section of public road in the counties of Dauphin, Schuylkill and Northumberland.

Referred to the Committee on Public Roads.

By Mr. SOWERS. HOUSE BILL No. 50.

An Act to amend section one of an act approved the twenty-eighth day of May, one thousand nine hundred and seven, (P. L. 292), entitled "An act to provide for the protection of insane persons, feeble-minded persons, and epileptics, and the appointment of a guardian for the said insane persons, feeble-minded persons, and epileptics, unable to care for their own property; authorizing the guardian to support the wife and children of the said insane persons, feeble-minded persons, and epileptics; defining the powers of the guardian, and authorizing the sale of real estate of the ward."

Referred to the Committee on Judiciary Special.

By Mr. HOLTZMAN. HOUSE BILL No. 51.

An Act to amend section ten of an act approved the twenty-seventh day of June, one thousand eigth hundred and ninety-five (P. L. 403), entitled "An act creating the office of county controller in counties of this Commonwealth containing one hundred and fifty thousand inhabitants and over, prescribing his duties, and abolishing the office of county auditor in said counties, by changing the amount at which contracts must be advertised.

Referred to the Committee on Counties and Townships.

By Mr. SOWERS. HOUSE BILL No. 52.

An Act providing for the sale of property held by husband and wife as tenants by entireties where they have been divorced or have been separated for more than one year; and directing the distribution of the proceeds of such sale.

Referred to the Committee on Judiciary Special.

By Mr. McCAIG. HOUSE BILL No. 53.

An Act to amend sections one, two and three of the act approved the twenty-second day of May, one thousand nine hundred and twenty-three, (P. L. 305), entitled "A supplement to the act approved the twenty-fifth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, one thousand two hundred and seventy) entitled 'An act providing for the erection of a dam at the outlet of Pymatuning Swamp, and the establishment of a reservoir to conserve the waters thereof; providing for the taking of land and materials necessary thereto; vesting certain powers and duties in the Water Supply Commission; and making an appropriation'; providing for the sale and leasing of property acquired under said act; and making an appropriation of the proceeds thereof;" vesting the power to sell and lease lands in the Department of Forests and Waters, and making an appropriation of the moneys realized to said Department.

Referred to the Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 54.

An Act transferring and reappropriating to the Department of Forests and Waters the unexpended balance of an appropriation heretofore made to the Water Supply Commission of the Commonwealth of Pennsylvania for the purpose of repairing the dyke along the Delaware River at the western end of the borough of Matamoras, in the county of Pike.

Referred to the Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 55.

An Act transferring and re-appropriating to the Department of Property and Supplies certain unexpended balances of appropriations heretofore made to the Meade Memorial Commission appointed to select a site and to provide for the erection and dedication of a statue or memorial of General George Gordon Meade.

Referred to the Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 56.

An Act transferring and re-appropriating to the Department of Property and Supplies certain unexpended balances of appropriations heretofore made to the Gettysburg Battlefield Memorial Commission for ordinary and necessary repairs to the Pennsylvania Memorial on the Battlefield of Gettysburg, for the necessary correction or insertion of names on the tablets of said memorial, for the expenses of the Commission necessarily and actually incurred in the performance of its duties, for the printing and publishing of the report of the Commission, and for the erection of bronze statues of Generals Crawford and Gibbon.

Referred to the Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 57.

An Act transferring and re-appropriating to the Department of Property and Supplies certain unexpended balances of appropriations heretofore made to a commission created for the purpose of selecting a site and erecting a monument to the late Brigadier General of the United States Army, Galusha Pennypacker.

Referred to Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 58.

An Act transferring and re-appropriating to the Department of Welfare the unexpended balance of an appropriation heretofore made to the Board of Inspectors of the Western Penitentiary, for the erection, construction and equipment of the Western Penitentiary in Centre County.

Referred to Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 59.

An Act transferring and re-appropriating to the Department of Forests and Waters certain unexpended balances of appropriations heretofore made to the Water Supply Commission of the Commonwealth of Pennsylvania for the purpose of deepening, widening and improving French Creek in the County of Crawford.

Referred to Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 60.

An Act transferring and re-appropriating to the Department of Forests and Waters certain unexpended balances of appropriations heretofore made to the Water Supply Commission for the purpose of making investigations, examinations and surveys and for preparing plans and estimates of costs with a view of controlling flood-waters of the rivers of the Commonwealth.

Referred to Committee on Appropriations.

By Mr. GOEHRING. HOUSE BILL No. 61.

An Act relating to jurors; exempting from jury duty women over sixty years of age and mothers of children under the age of five years.

Referred to the Committee on Judiciary General.

By Mr. SHEFFER. HOUSE BILL No. 62.

An Act making an appropriation to the Lewistown Hospital, of Lewistown, Pennsylvania.

Referred to Committee on Appropriations.

By Mr. HEFFRAN. HOUSE BILL No. 63.

An Act making an appropriation to the Charleroi-Monessen Hospital, at Charleroi, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. METZGER. HOUSE BILL No. 64.

An Act to amend section one of the act approved the thirteenth day of April, one thousand nine hundred and twenty-one (P. L. 138), entitled "An act providing for the assessment of benefits and award of damages by the viewers appointed in counties of the second class pursuant to the provisions of an act, approved the eleventh day of May, one thousand nine hundred eleven (Pamphlet Laws, two hundred forty-four), entitled 'An act providing for the original location, laying out and construction of public roads or highways in the several counties of this Commonwealth, and for the permanent improvement of certain public roads or highways therein; making such originally constructed or improved roads and highways county roads; authorizing the relocation, opening, straightening, widening, extension and alternation of the same, and the vacation of so much of any road as may thereby become unnecessary; providing that the county commissioners of any county may prescribe rules regulating the use of roads constructed or maintained by the various counties, and prescribing penalties for the violation thereof; providing for the taking of property for such improvement, the compensation to be paid therefor and the payment of damages resulting from such taking, and the manner in which such damages may be determined; providing for the payment of the costs and expenses of such construction or improvement and in thereafter repairing and maintaining said road; authorizing the levy of a tax or the issuing of bonds to provide a fund for the expense thereof; prescribing a method for improving a county road lying within or traversing a borough, and apportioning the cost of such improvement; and authorizing the vacation of any county road'; and providing for the filing, reviving, and collecting of liens arising from any assessment of benefits thereunder," by making the provisions thereof apply to all counties.

Referred to the Committee on Public Roads.

By Mr. METZGER. HOUSE BILL No. 65.

An Act to amend section ten of the act approved the sixth day of May, one thousand nine hundred and nine, (P. L. 434), entitled "An act providing for the office of county controller in counties of this Commonwealth where such office is not now in existence, upon petition to the court of common pleas of said county of twenty-five per centum of the number of electors who voted at the November election, in said county, preceding the date of said petition; prescribing the duties and fixing the salary of said controller, and abolishing the office of county auditor where this act becomes operative," by changing the amount at which contracts must be advertised.

Referred to Committee on Counties and Townships.

By Mr. HOLTZMAN. HOUSE BILL No. 66.

An Act requiring disclosure of the exact location of real estate as a prerequisite to recording the deed or other conveyance thereof; imposing certain duties on recorders of deeds.

Referred to the Committee on Judiciary Special.

By Mr. DeFREHN. HOUSE BILL No. 67.

An Act making an appropriation to the Christian Home, of Johnstown, Pennsylvania.

Referred to Committee on Appropriations.

By Mr. STOCK. HOUSE BILL No. 68.

An Act to establish as a State Highway a certain section of public road in the County of Adams.

Referred to the Committee on Public Roads.

By Mr. STOCK. HOUSE BILL No. 69.

An Act to amend section forty-five of article six, as amended, of an act approved the twenty-eighth day of July, one thousand nine hundred and seventeen, (P. L. 1215), entitled "An act to revise, amend, and consolidate the law relating to fish, and providing penalties."

Referred to the Committee on Fisheries.

By Mr. HUBER. HOUSE BILL No. 70.

An Act making an appropriation to the Hahnemann Hospital, City of Scranton, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WITHERSPOON. HOUSE BILL No. 71.

An Act making an appropriation to the Chambersburg Hospital, at Chambersburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WITHERSPOON. HOUSE BILL No. 72.

An Act making an appropriation to the Children's Aid Society, of Franklin County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WITHERSPOON. HOUSE BILL No. 73.

An Act making an appropriation to the Waynesboro Hospital, Waynesboro, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. PRYOR. HOUSE BILL No. 74.

An Act making an appropriation to the Carlisle Hospital, Carlisle, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HRICKO. HOUSE BILL No. 75.

An Act making an appropriation to the Pennsylvania State Oral School for the Deaf, at Scranton, Lackawanna County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BURD P. EVANS. HOUSE BILL No. 76.

An Act to further amend section two hundred thirty-five of an act, approved the fourteenth day of July, one thousand nine hundred seventeen, (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto," by increasing the compensation of supervisor.

Referred to the Committee on Counties and Townships.

By Mr. BURD P. EVANS. HOUSE BILL No. 77.

An Act to amend section twelve of the act approved the thirtieth day of June, one thousand nine hundred and nineteen, (P. L. 678), entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by, or trailing after, motor vehicles; requiring the registration of the same, and the licensing of all operators thereof; providing the fees therefor, and the disposition of such fees; prohibiting the unauthorized use of, and tampering with, motor vehicles; limiting and defining the powers of cities, boroughs, incorporated town, townships, and counties, as to the regulation of the use and equipment of motor vehicles, and the taxing, registration, or licensing thereof; imposing certain duties on the State Highway Commissioner, and on proprietors of public garages; providing procedure and penalties for violations thereof, and the disposition of fines collected, and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle," as amended; dedicating a portion of the moneys collected under the provisions of this act for the payment of rewards to townships of the second class for road and bridge improvements.

Referred to the Committee on Public Roads.

By Mr. BURD P. EVANS. HOUSE BILL No. 78.

An Act to amend sections twenty-one, twenty-two, twenty-eight and twenty-nine of an act approved the thirty-first day of May, one thousand nine hundred and eleven (P. L. 468), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of Commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance, and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated town to maintain certain State Highway wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways, providing method of application for State aid in the improvement, maintenance, and repair of township or county roads, and prescribing the contents of township, county, borough, or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, County, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act;" providing for the division of the cost of maintaining State-aid roads, and for preference to local materials.

Referred to the Committee on Public Roads.

By Mr. BROMLEY. HOUSE BILL No. 79.

An Act making an appropriation to the Memorial Hospital, at Roxborough, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WITKIN. HOUSE BILL No. 80.

An Act making an appropriation to the Northern Liberties Hospital, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WITKIN. HOUSE BILL No. 81.

An Act making an appropriation to the Lying-in Charity Hospital, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. GOEHRING. HOUSE BILL No. 82.

An Act amending sections one and two of an act approved the twelfth day of May, one thousand nine hundred and twenty-one, (P. L. 548), entitled "An act providing for the depositing of money with the clerk of the several courts of quarter sessions and oyer and terminer or other courts of record having jurisdiction in this Commonwealth, in lieu of bail and recognizances with surety or sureties, in criminal or quasi criminal prosecution, desertion or non-support and surety of the peace cases, pending in said courts, and fixing the fees of the said clerk of the courts;" providing for the depositing of cash bill by others than efendants.

Referred to the Committee on Judiciary Special.

By Mr. WILSON. HOUSE BILL No. 83.

An Act making an appropriation to the Bradford Hospital, Bradford, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HALL. HOUSE BILL No. 84.

An Act making an appropriation to the Nursery Home of Harrisburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MATHAY. HOUSE BILL No. 85.

An Act allowing appeals from orders of court discharging motions and rules to set aside extra-territorial services in equity cases.

Referred to the Committee on Judiciary General.

By Mr. WILSON. HOUSE BILL No. 86.

An Act making an appropriation to the Beacon Light Mission, near the city of Bradford, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. SCHILLING. HOUSE BILL No. 87.

An Act making an appropriation to the Hamot Hospital Association, of Erie, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. ROYLE. HOUSE BILL No. 88.

A Joint Resolution proposing an amendment to article nine, section four, of the Constitution of the Commonwealth of Pennsylvania.

Referred to the Committee on Constitutional Reform.

By Mr. MORRISON. HOUSE BILL No. 89.

An Act making an appropriation to the Saint Vincent's Hospital Association, of the City of Erie, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MORRISON. HOUSE BILL No. 90.

An Act making an appropriation to the Erie Home for the Friendless, of the City of Erie, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. DUDDY. HOUSE BILL No. 91.

An Act making an appropriation to the Pittston Hospital Association, of the City of Pittston, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. SCHILLING. HOUSE BILL No. 92.

An Act making an appropriation to the Pennsylvania Soldiers' and Sailors' Home at Erie, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. SCHILLING. HOUSE BILL No. 93.

An Act making an appropriation to the Erie Infants' Home and Hospital, of Erie, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HALL. HOUSE BILL No. 94.

An Act making an appropriation to the Children's Industrial Home at Harrisburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HALL. HOUSE BILL No. 95.

An Act making an appropriation to the Home for the Friendless of Harrisburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HOLCOMBE. HOUSE BILL No. 96.

An Act to establish as a state highway a certain section of Public Road in the County of Sullivan.

Referred to the Committee on Public Roads.

By Mr. HANTZ. HOUSE BILL No. 97.

An Act to amend section twenty-three of an act approved the thirtieth day of June, one thousand nine hundred and nineteen (P. L. 678), entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by, or trailing after, motor vehicles; requiring the registration of the same, and the licensing of all operators thereof; providing the fees therefor, and the disposition of such fees; prohibiting the unauthorized use of, and tampering with, motor vehicles; limiting and defining the powers of cities, boroughs, incorporated towns, townships, and counties, as to the regulation of the use and equipment of motor vehicles, and the taxing, registration, or licensing thereof; imposing certain duties on the State Highway Commissioner, and on proprietors of public garages; providing procedure and penalties for violation thereof, and the disposition of fines collected, and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle," as amended; by providing other penalties.

Referred to the Committee on Public Roads.

By Mr. IRVIN. HOUSE BILL No. 98.

An Act to amend section thirty-six of an act, approved the thirtieth day of June, one thousand nine hundred and nineteen, (P. L. 678), entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by, or trailing after, motor vehicles; requiring the registration of the same, and the licensing of all operators thereof; providing the fees therefor, and the disposition of such fees; prohibiting the unauthorized use of, and tampering with, motor vehicles; limiting and defining the powers of cities, boroughs, incorporated towns, townships, and counties, as to the regulation of the use and equipment of motor vehicles, and the taxing, registration, or licensing thereof; imposing certain duties on the State Highway Commissioner, and on proprietors of public garages; providing procedure and penalties for violations thereof, and the disposition of fines collected, and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle," as amended; by extending the jurisdiction of magistrates in civil actions.

Referred to the Committee on Judiciary Special.

By Mr. IRVIN. HOUSE BILL No. 99.

An Act validating proceedings and ordinances of borough councils providing for joint grading, paving, curbing and draining of public highways by the borough and county, borough and State, or the borough, county and State; and validating municipal liens therefor.

Referred to the Committee on Counties and Townships.

By Mr. SCHILLING. HOUSE BILL No. 100.

An Act making an appropriation to the Pennsylvania Soldiers' and Sailors' Home at Erie, Pennsylvania, for maintenance of said Home and payment of expenses of administration, including salaries of officials and clerks, and providing that all moneys received from the United States Government by the Governor of Pennsylvania on account of maintenance shall be paid into the State Treasury

Referred to the Committee on Appropriations.

By Mr. HANTZ. HOUSE BILL NO. 101.

An Act making an appropriation to the York Society to Protect Children and Aged Persons, of York, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BLAIR. HOUSE BILL No. 102.

An Act making an appropriation to the Elmwood Home for Boys, at Erie, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HANTZ. HOUSE BILL No. 103.

An Act making an appropriation to the York Hospital, West College Avenue, York, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. STADTLANDER. HOUSE BILL No. 104.

An Act requiring the furnishing and prescribing a form of seal and manner in which aldermen, magistrates, justices of the peace and notaries public shall certify their official acts; and making acts in violation thereof invalid.

Referred to the Committee on Judiciary Special.

By Mr. IRVIN. HOUSE BILL No. 105.

An Act making an appropriation to the Pennsylvania Memorial Home, of Brookville, Pennsylvania.

Referred to Committee on Appropriations.

By Mr. STADTLANDER. HOUSE BILL No. 106.

An Act to amend section one of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-one, (P. L. 1071), entitled "An act requiring banks, banking corporations, copartnerships, or associations, co-operative banking associations, trust, safe deposit, real estate, mortgage, title insurance, guaranty, surety, and indemnity companies, savings institutions, savings banks, provident institutions, buildings and loan associations, lodges, and societies, to file of record names of persons authorized to make entries on records of mortgages; imposing certain duties on recorders of deeds; and declaring certain entries void," by extending its provisions to all corporations, copartnerships and associations.

Referred to the Committee on Banks and Banking.

By Mr. BAGSHAW. HOUSE BILL No. 107.

An Act making an appropriation to the Nason Hospital Association, of Roaring Spring, Blair County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. TOWNER. HOUSE BILL No. 108.

An Act making an appropriation to the Memorial Hospital Association of Monongahela City, Washington County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WELLS. HOUSE BILL No. 109.

An Act making an appropriation to the Northern Tier Home, Harrison Valley, Potter County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. IRVIN. HOUSE BILL No. 110.

An Act making an appropriation to the Adrian Hospital Association, of Punxsutawney, Jefferson County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. STADTLANDER. HOUSE BILL No. 111.

An Act authorizing the discontinuance of Indices in Record Books, where counties have installed separate special Indices.

Referred to the Committee on Counties and Townships.

By Mr. STADTLANDER. HOUSE BILL No. 112.

An Act authorizing the recording of deeds and other instruments by photographic process.

Referred to the Committee on Judiciary General.

By Mr. STADTLANDER. HOUSE BILL No. 113.

An Act providing for the registration of deeds and other instruments from photostatic copies.

Referred to the Committee on Judiciary General.

By Mr. STADTLANDER. HOUSE BILL No. 114.

An Act regulating the recording of deeds and other instruments containing illegible matter.

Referred to the Committee on Judiciary General.

By Mr. STADTLANDER. HOUSE BILL No. 115.

An Act prohibiting the registration of motor vehicles or the titles thereto in the name of any alien, or the issuance of any operator's license or learner's permit to any alien; and requiring a statement of citizenship or application therefor.

Referred to the Committee on Judiciary General.

By Mrs. PITTS. HOUSE BILL No. 116.

An Act making an appropriation to the Philadelphia Home for Incurables.

Referred to the Committee on Appropriations.

By Mr. IRVIN. HOUSE BILL No. 117.

An Act making an appropriation to the Punxsutawney Hospital Association, of Punxsutawney, Jefferson County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. POSEY. HOUSE BILL No. 118.

An Act making an appropriation to the Reading Hospital, of Reading, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MATHAY. HOUSE BILL No. 119.

An Act making an appropriation to the Board of Trustees of the Philadelphia Museums.

Referred to the Committee on Appropriations.

By Mr. HIMES. HOUSE BILL No. 120.

An Act to amend the act approved the ninth day of May, one thousand nine hundred and twenty-three, (P. L. 178), entitled, "An act to amend section three hundred and three of an act, approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled 'An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith,' as amended."

Referred to the Committee on Judiciary Special.

By Mr. HIMES. HOUSE BILL No. 121.

An Act relating to moneys on deposit to the credit of educational, charitable or religious institutions which shall have failed to exercise their corporate functions for a period of ten years; providing that the right to and interest in such moneys shall be forfeited by such institutions and the same may be turned over to certain public non-sectarian libraries; and prescribing the procedure to be followed.

Referred to the Committee on Judiciary General.

By Mr. IRVIN. HOUSE BILL No. 122.

A Joint Resolution proposing an amendment to article eight, section six of the Constitution of the Commonwealth.

Referred to the Committee on Elections.

By Mr. IRVIN. HOUSE BILL No. 123.

An Act to amend section one of an act approved the thirteenth day of March, one thousand eight hundred and fifteen, (P. L. 177), entitled "An act to amend the act, entitled 'An act directing the mode of selling unseated lands for taxes, and for other purposes,'" by requiring a description of the land sold to be included in treasurer's deed therefor.

Referred to the Committee on Judiciary Special.

By Mr. HAAS. HOUSE BILL No. 124.

An Act to amend section two of an act approved the eighteenth day of March, one thousand nine hundred and nine, (P. L. 42), entitled "An act relating to surety of the peace,

and defining the procedure in such cases;" regulating the imposition of costs and the return of cases to court in certain cases.

Referred to the Committee on Judiciary Special.

By Mr. BICKETT. HOUSE BILL No. 125.

An Act making an appropriation to the Ellwood City Hospital, Ellwood City, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HAAS. HOUSE BILL No. 126.

An Act to amend an act approved the thirty-first day of May, one thousand nine hundred and twenty-three (P. L. 486), entitled "An act to amend section one of an act, approved the twenty-seventh day of April, one thousand nine hundred and eleven (Pamphlet Laws, eighty-six), entitled 'An act regulating the compensation of court criers and tipstaves, in counties containing more than ninety thousand and less than one hundred and fifty thousand inhabitants; providing for the payment of the same by the particular county; limiting the number of tipstaves to be appointed; and repealing an act of Assembly entitled 'An act to regulate the fees of court criers and tinstaves of the courts in judicial districts containing more than ninety thousand and less than one hundred and fifty thousand inhabitants,' approved the twenty-ninth day of April, Anno Domini one thousand nine hundred and nine,' as amended".

Referred to the Committee on Judiciary Special.

By Mr. HALL. HOUSE BILL No. 127.

An Act making an appropriation to the Harrisburg Polyclinic Hospital of Harrisburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MOFFATT. HOUSE BILL No. 128.

An Act making an appropriation to the Shenango Valley Hospital at New Castle, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. McDANIEL. HOUSE BILL No. 129.

An Act making an appropriation to the Uniontown Hospital, Uniontown, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HAWS. HOUSE BILL No. 130.

An Act making an appropriation to the Trustees of the Samaritan Hospital, Philadelphia, Pennsylvania.

Referred to the Committe on Appropriations.

By Mr. VOLTZ. HOUSE BILL No. 131.

An Act making an appropriation to the trustees of Temple University at Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. SPENCER. HOUSE BILL No. 132.

An Act making an appropriation to the Miners' Hospital, of Northern Cambria, at Spangler, Cambria County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. GELNETT. HOUSE BILL No. 133.

An Act to establish as a State Highway a certain section of public road in the county of Perry.

Referred to the Committee on Public Roads.

By Mr. NOLTE. HOUSE BILL No. 134.

An Act making an appropriation to the Howard Hospital, of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. LUCAS. HOUSE BILL No. 135.

An Act making an appropriation to the Women's Homeopathic Hospital, of Philadelphia.

Referred to the Committee on Appropriations.

By Miss GRIMES. HOUSE BILL No. 136.

An Act making an appropriation to the Ohio Valley General Hospital, at McKees Rocks, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. CALHOUN. HOUSE BILL No. 137.

An Act making an appropriation to the Mary M. Packer Hospital, Sunbury, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WEAMER. HOUSE BILL No. 138.

An Act to establish as a State Highway a certain section of public road in the county of Bucks.

Referred to the Committee on Public Roads.

By Mr. HARDING. HOUSE BILL No. 139.

An Act making an appropriation to the Robert Packer Hospital, of Sayre, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. LUDLOW. HOUSE BILL No. 140.

An Act to amend the twelfth clause of section three hundred and eighty-one, chapter seven, of an act approved the fourteenth day of July, one thousand nine hundred and seventeen, (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto."

Referred to the Committee on Counties and Townships.

By Mr. EARLEY. HOUSE BILL No. 141.

An Act making an appropriation to the Florence Crittenton Home of Harrisburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. EARLEY. HOUSE BILL No. 142.

An Act making an appropriation to the Messiah Rescue and Benevolent Home of Harrisburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HARDING. HOUSE BILL No. 143.

An Act making an appropriation to the Department of Property and Supplies to procure, erect and dedicate a monument in honor of David Wilmot; and creating the David Wilmot Memorial Commission in connection therewith.

Referred to the Committee on Appropriations.

By Mr. EARLEY. HOUSE BILL No. 144.

An Act to amend section two of the act approved the twenty-fourth day of May, one thousand nine hundred and seventeen, (P. L. 297), entitled "An Act authorizing the establishment of contagious disease hospitals in the several counties of the Commonwealth, to be constructed and maintained out of county funds," by removing the restrictions as to location.

Referred to the Committee on Public Health and Sanitation.

By Mr. RIEDER. HOUSE BILL No. 145.

An Act making an appropriation to the Citizens General Hospital, of New Kensington, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. JONES. HOUSE BILL No. 146.

An Act to establish as a State Highway a certain section of public road in the County of Clearfield.

Referred to the Committee on Public Roads.

By Mr. BERKHEISER. HOUSE BILL No. 147.

An Act to establish as a State Highway a certain section of public road in the County of Northumberland.

Referred to the Committee on Public Roads.

By Mr. EARLEY. HOUSE BILL No. 148.

An Act making an appropriation to the Harrisburg Hospital of Harrisburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. NICHOLSON. HOUSE BILL No. 149.

An Act establishing as a State Highway a certain section of public road in the County of Mercer.

Referred to the Committee on Public Roads.

By Mr. EARLEY. HOUSE BILL No. 150.

An Act making an appropriation to the Sylvan Heights Home for Orphan Girls at Harrisburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FRED A. BELL. HOUSE BILL No. 151.

An act making an appropriation to the Altoona Hospital, Altoona, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. LORENZO D. THOMAS. HOUSE BILL No. 152.

An Act establishing a State Highway in the County of Luzerne providing for its construction, improvement, and maintenance by the Commonwealth.

Referred to the Committee on Public Roads.

By Mr. MOFFATT. HOUSE BILL No. 153.

An Act making an appropriation to the Almira Home Association, New Castle, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HIMES. HOUSE BILL No. 154.

An Act to amend section eighteen, article four of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen, (P. L. 1374), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining, and limiting their powers, and regulating their incorporation, and to a limited extent, regulating municipal corporations engaged or about to engage in the buiness of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid, prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determination by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said Commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act;" by providing for the meeting of the Commission at the county seat of the county in which the matter pending arose when testimony is to be taken.

Referred to the Committee on Judiciary General.

By Mr. MOORE. HOUSE BILL No. 155.

An Act making an appropriation to the Trustees of the Institute of Practical Arts, of Old Concord, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. NICHOLSON. HOUSE BILL No. 156.

An Act to amend section three hundred and three of an act approved the twenty-fourth day of May, one thousand nine hundred twenty-three, (P. L. 359), entitled, "An Act concerning game and wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," increasing the fee for nonresident hunting licenses.

Referred to the Committee on Game.

By Mr. NICHOLSON. HOUSE BILL No. 157.

An Act authorizing the Department of Forests and Waters, through the Water and Power Resources Board, to complete the work begun and continued under an act approved the twenty-fifth day of July, one thousand nine hundred and thirteen, (P. L. 1270), entitled "An act providing for the erection of a dam at the outlet of Pymatuning Swamp, and the establishment of a reservoir to conserve the waters thereof; providing for the taking of land and materials necessary thereto; vesting certain powers and duties in the Water Supply Commission; and making an appropriation," and its amendments and supplements; and making an appropriation for such purpose.

Referred to the Committee on Appropriations.

By Mr. NICHOLSON. HOUSE BILL No. 158.

A Supplement to the act approved the thirtieth day of June, one thousand nine hundred and nineteen, (P. L. 678); entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by, or trailing after, motor vehicles; requiring the registration of the same, and the licensing of all operators thereof; providing the fees therefor, and the disposition of such fees; prohibiting the unauthorized use of, and tampering with, motor vehicles; limiting and defining the powers of cities, boroughs, incorporated towns, townships, and counties, as to the regulation of the use and equipment of motor vehicles, and taxing, registration, or licensing thereof; imposing certain duties on the State Highway Commissioner, and on proprietors of public garages; providing procedure and penalties for violations thereof, and the disposition of fines collected, and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle;" requiring one registration plate only; and providing for the registration of motor vehicles and the issuing of operator's license renewals locally by county treasurers, and fixing their fees therefor.

Referred to the Committee on Public Roads

By Mr. GUERIN. HOUSE BILL No. 159.

An Act to further amend section twelve of an act approved the thirtieth day of June, one thousand nine hundred and nineteen (P. L. 678), entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by, or trailing after, motor vehicles; requiring the registration of the same, and the licensing of all operators thereof; providing the fees therefor, and the disposition of such fees; prohibiting the unauthorized use of, and tampering with, motor vehicles; limiting and defining the powers of cities, boroughs, incorporated towns, townships, and counties, as to the regulation of the use and equipment of motor vehicles, and the taxing, registration, or licensing thereof; imposing certain duties on the State Highway Commissioner, and on proprietors of public garages; providing procedure and penalties for violations thereof, and the disposition of fines collected, and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle;" providing for the return to counties and in certain cases to cities and counties of part of the moneys derived from registrations and license fees in such counties or cities and counties; and providing for the use thereof.

Referred to the Committee on Judiciary Special.

By Mr. GUERIN. HOUSE BILL No. 160.

An Act to further amend section four of an act approved the twentieth day of May, one thousand nine hundred and fifteen (P. L. 566), entitled "An act requiring cities of the first class to establish a pension fund for the employes of said cities, and all county or other public employes, if any, paid by appropriation of the city councils thereof, and out of the treasury of said cities; and regulating the administration and the payment of such pensions;" providing a pension at the age of fifty-five years for employes discharged after twenty-five years of service.

Referred to the Committee on Pensions and Gratuities.

By Mr. GUERIN. HOUSE BILL No. 161.

An Act relating to deadly weapons and explosives, making it a felony to possess or carry the same under certain conditions; permitting searches of suspects; providing for the licensing of certain persons to possess or carry pistols or revolvers; regulating the sale or furnishing of certain firearms; making unlawful the violation of such regulations, and imposing certain duties on sheriffs and certain city, borough and town officers, and on justices of the peace.

Referred to the Committee on Judiciary General.

By Mr. GUERIN. HOUSE BILL No. 162.

An Act making it unlawful for masked persons to gather in public places.

Referred to the Committee on Judiciary General.

By Mr. GUERIN. HOUSE BILL No. 163.

An Act to further amend section two of the act approved the twentieth day of June, one thousand nine hundred and nineteen, (P. L. 521), entitled, "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death; and making it unlawful for any coporation of this Commonwealth or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," as amended, imposing an additional tax upon the transfer of that part of the estate of every decedent which is composed of tax exempt securities.

Referred to the Committee on Judiciary General.

By Mr. FREDERICK A. BELL. HOUSE BILL No. 164.

An Act making an appropriation to the Mercy Hospital, of Altoona, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HARDING. HOUSE BILL No. 165.

An Act to establish as a State Highway a certain section of public road in the counties of Bradford and Tioga.

Referred to the Committee on Public Roads.

By Mr. HARDING. HOUSE BILL No. 166.

An Act to establish as a State Highway a certain section of public road in the County of Bradford.

Referred to the Committee on Public Roads.

By Mr. SHAFFER. HOUSE BILL No. 167.

An Act authorizing the employment of stenographers by the district attorneys of certain counties.

Referred to the Committee on Counties and Townships.

By Mr. HOLMES. HOUSE BILL No. 168.

An Act making an appropriation to the Cottage State Hospital of Philipsburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HOLMES. HOUSE BILL No. 169.

An Act making an appropriation to the Centre County Hospital, located at Bellefonte, Centre County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HARDING. HOUSE BILL No. 170.

An Act providing for and regulating the validation of certain borough ordinances.

Referred to the Committee on Counties and Townships.

By Mr. HARDING. HOUSE BILL No. 171.

An Act to establish as a State Highway a certain section of public road in the county of Bradford.

Referred to the Committee on Public Roads.

By Mr. HARDING. HOUSE BILL No. 172.

An Act to establish as a State Highway a certain section of public road in the county of Bradford.

Referred to the Committee on Public Roads.

By Mr. GUERIN. HOUSE BILL No. 173.

An Act to amend sections one and two of the act approved the eighth day of June, one thousand eight hundred and ninety-three (P. L. 344), entitled "An act relating to husband and wife; enlarging her capacity to acquire and dispose of property, to sue and be sued, and to make a last will; and enabling them to sue and to testify against each other in certain cases;" authorizing a married woman to mortgage her real property without the joinder of her husband.

Referred to the Committee on Judiciary General.

By Mr. GUERIN. HOUSE BILL No. 174.

An Act making an appropriation to the Saint Agnes' Hospital, of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MATHAY. HOUSE BILL No. 175.

An Act making an appropriation to the Mercy Hospital, of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HORN. HOUSE BILL No. 176.

An Act relating to pistols and revolvers regulating the sale possession and use thereof defining "pistol or revolver" imposing additional penalties for crimes committed while unlawfully armed prohibiting the ownership or possession of a pistol or revolver by any unnaturalized foreign-born persons not entitled to own or possess the same and prescribing for licenses to carry and licenses to sell pistols and revolvers prohibiting the disposing thereof to minors or to persons not entitled to own or possess the same and prescribing penalties and imposing certain duties on local officers.

Referred to the Committee on Judiciary General.

By Mr. HORN. HOUSE BILL No. 177.

An Act making an appropriation to the Home for Aged and Infirm Women, of Eastern Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HORN. HOUSE BILL No 178.

An Act making an appropriation to the Easton Home for Friendless Children, at Easton, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HORN. HOUSE BILL No. 179.

An Act making an appropriation to the Easton Hospital, at Easton, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HORN. HOUSE BILL No. 180.

An Act making a deficiency appropriation to the Easton Hospital, at Easton, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HORN. HOUSE BILL No. 181.

An Act concerning the Flag of the United States of America and other flags; and revising, amending, consolidating and changing the law relating thereto.

Referred to the Committee on Federal Relations.

By Mr. HORN. HOUSE BILL No. 182.

An Act to restrain certain sports and parades on Memorial Day.

Referred to the Committee on Military.

By Mr. STADTLANDER. HOUSE BILL No. 183.

An Act to further amend sections one, two, three and four of article fourteen of an act approved the seventh day of March, one thousand nine hundred and one, (P. L. 20), entitled "An act for the government of cities of the second class;" providing for the division of such cities into councilmanic districts and for the election and compensation of members of council.

Referred to the Committee on Counties and Townships.

By Mr. GELNETT. HOUSE BILL No. 184.

An Act to establish as a State Highway a certain section of public road in the counties of Perry and Juniata.

Referred to the Committee on Public Roads.

By Mr. RHODES. HOUSE BILL No. 185.

An Act to amend section forty-eight of the act approved the seventh day of June, one thousand nine hundred and seventeen, (P. L. 447), entitled, "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real state for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of non-resident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also generally dealing with the jurisdiction, powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents;" eliminating the proviso to said section disallowing rehearings on accounts of fiduciaries where balances due have been paid and discharged by fiduciaries.

Referred to the Committee on Judiciary General.

By Mr. RHODES. HOUSE BILL 186.

An Act making an appropriation to the General Hospital, East Stroudsburg, Monroe County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. RHODES. HOUSE BILL No. 187.

An Act to amend section eleven of an act approved the eleventh day of May, one thousand nine hundred and twenty-one, (P. L. 522), entitled, "An act relating to dogs, and the protection of livestock and poultry from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show and breeding purposes; prescribing certain privileges for hunting dogs, and dogs owned or issued by the Board of Game Commissioners; providing for the assessment of damages done to live stock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties

on certain State, county, city, borough, town, and township officers and employes; directing the payment of all moneys collected into the State Treasury; and making an appropriation thereof; and providing penalties;" fixing the fee of the county treasurer for issuing kennel licenses.

Referred to the Committee on Counties and Townships.

By Mr. WEAMER. HOUSE BILL No. 188.

An Act amending section one of an act, approved the third day of May, one thousand nine hundred and nine (P. L. 417), entitled, "An act for the safety of persons from fire or panic in certain buildings, not in cities of the first and second classes, by providing proper exits, fire-escapes, fire-extinguishers, and other preventives of fire; by vesting jurisdiction for the enforcement of this act in the Department of Factory Inspection; and by providing proper penalties for any violation of the same," as amended.

Referred to the Committee on Labor and Industry.

By Mr. PEELOR. HOUSE BILL No. 189.

An Act making an appropriation to the Indiana Hospital, of Indiana County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. DIETZ. HOUSE BILL No. 190.

An Act making an appropriation to the State Hospital for the Insane, at Danville, for the purpose of improvements and purchase of equipment.

Referred to the Committee on Appropriations.

By Mr. LOTZ. HOUSE BILL No. 191.

An Act making an appropriation to the Nason Hospital Association, of Roaring Spring, Blair County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. RHODES. HOUSE BILL No. 192.

An Act to amend section six of the act, approved the nineteenth day of June, one thousand nine hundred and eleven (P. L. 1055), entitled "An act authorizing the release on probation of certain convicts, instead of imposing sentences; the appointment of probation and parole officers, and the payment of their salaries and expenses; regulating the manner of sentencing convicts in certain cases, and providing for their release on parole; their conviction of crime during parole, and their rearrest and reconviction for breach of parole; and extending the powers and duties of boards of prison inspectors of penitentiaries," as amended.

Referred to the Committee on Judiciary General.

By Mr RHODES. HOUSE BILL No. 193.

An Act to validate acts done by corporations before the recording of their charters.

Referred to the Committee on Municipal Corporations.

By Mr. RHODES. HOUSE BILL No. 194.

An Act to further amend section three of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four (P. L. 65), entitled "An act to regulate the manner of increasing the indebtednes of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," as amended; by providing that the vote shall be counted by the Court of Quarter Sessions.

Referred to the Committee on Municipal Corporations.

By Mr. RHODES. HOUSE BILL No. 195.

An Act to further amend section thirteen of the act, approved the thirtieth day of January one thousand eight hundred and seventy-four (P. L. 31) entitled "A further supplement to the act regulating elections in this Commonwealth" as amended, empowering associate judges to act as return boards where the resident president judge is a candidate.

Referred to the Committee on Judiciary General.

## RECESS.

The SPEAKER. The House will take a recess until 12:30 o'clock A. M. to await the report of the Slate Committee. In the interim I would like to have all the Committees meet and organize so that they can take care of the bills which have been referred to them. A recess is therefore declared until 11:30 o'clock for the purpose of enabling the committee to meet and to await the report of the Slate Committee.

## AFTER RECESS.

The House reconvened at 12:20 P. M.

## REPORT OF THE WESTERN SAVING FUND SOCIETY OF PHILADELPHIA.

The SPEAKER laid before the House the report of the Western Saving Fund Society of Philadelphia, for the year 1924.

(For report see appendix).

## SENATE MESSAGE.

### TIME OF NEXT MEETING.

The clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 20, 1925.

Resolved (if the House of Representatives concur), That when the Legislature adjourns today it reconvene on Monday evening, January twenty-sixth, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## SENATE MESSAGE.

### RESOLUTION THANKING PUBLIC LEDGER COMPANY.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 20, 1925.

Whereas, The Public Ledger Company of Philadelphia through its newspaper, The Public Ledger, invited popular subscriptions to the amount of twenty-five thousand dollars ($25,000) for the purpose of purchasing from the owner, the original charter of the Province of Pennsylvania, usually called William Penn's Charter of Liberties; and

Whereas, Through this patriotic act sufficient funds were raised to complete said purchase which was formally made in Philadelphia in the offices of the Public Ledger Company on December twenty-seventh, one thousand nine hundred and twenty-four, at which time, the owner transferred this historic charter to the temporary custody of the Public Ledger Company to be later turned over to the Commonwealth and to be preserved in its archives at Harrisburg; and

Whereas, Through this patriotic deed the first charter of the liberties of citizens of Pennsylvania will be returned to the Commonwealth to be safely kept and preserved in the State Library where it will be treasured as the most valuable addition to that already priceless collection of historical documents, Therefore be it

Resolved, (if the House of Representatives concur). That the Senators and Representatives of the General Assembly of 1925 of the Commonwealth of Pennsylvania hereby express their appreciation of this public service and thank the Public Ledger Company of Philadelphia and its officers for the patriotic movement which has saved for the Commonwealth and its citizens William Penn's Charter of Liberties.

Resolved, That the Secretary of the Commonwealth forward a duly certified copy of this resolution to the Public Ledger Company of Philadelphia.

**Ordered, That the Clerk present the same to the House of Representatives for its concurrence.**

**On the question,**

**Will the House concur in the resolution of the Senate?**

**It was concurred in.**

**Ordered, That the Clerk inform the Senate accordingly.**

## ANNOUNCEMENT BY THE SPEAKER.

The SPEAKER. The Chair desires to announce at this time that he has finally succeeded in correcting a number of errors that were made with reference to the committee appointments this morning, and he desires to announce the addition of the gentleman from Berks, Mr. Eaches, to the Committee on Appropriations; the gentleman from Perry, Mr. Gelnett, to the Committee on Public Roads; the gentleman from Allegheny, Mr. Goehring, to the Committee on Banks and Banking; the gentleman from Fayette, Mr. Burchinal, to the Committee on Game, and stricken off the Committee on Military; the gentleman from McKean, Mr. Wilson, to the Committee on Fisheries; the gentleman from Philadelphia, Mr. Dilsheimer, to the Committee on Public Health and Sanitation; the gentleman from Susquehanna, Mr. E. P. Brown, to the Committee on Agriculture; the lady from Allegheny, Miss Grimes, to the Committee on Public Roads; the gentleman from Erie, Mr. Morrison, to the Committee on Law and Order; the gentleman from Washington, Mr. Moore, to the Committee on Law and Order; the gentleman from Warren, Mr. W. P. Wood, to the Committee on Law and Order; the gentleman from Indiana, Mr. Peelor, to the Committee on Law and Order; the gentleman from Allegheny, Mr. Toepfer, to the Committee on Law and Order; the gentleman from Blair, Mr. F. A. Bell, to the Committee on Law and Order; the gentleman from Chester, Mr. North, to the Committee on Law and Order; the gentleman from Delaware, Mr. Craig, to the Committee on Forestry; the gentleman from Allegheny, Mr. F. D. Evans, to the Committee on Insurance; the gentleman from Clearfield, Mr. Lukehart, to the Committee on Game; the gentleman from Jefferson, Mr. Irvin, to the Committee on Game; the gentleman from Clearfield, Mr. Jones, to the Committees on Judiciary Local and Forestry; the gentleman from Mifflin, Mr. Sheffer, to the Committee on Public Roads; the gentleman from Allegheny, Mr. Speer, to the Committee on Game; the gentleman from Schuylkill, Mr. Staudenmeier, to the Committee on Judiciary General.

The Chair also announces that in lieu of Mr. Williams, who was appointed to the chairmanship of the Committee on Game, he now appoints the gentleman from Lycoming, Mr. Bidelspacher, as Chairman of that Committee.

## BILLS INTRODUCED AND REFERRED

By Mr. ASTON. HOUSE BILL No. 196.

An Act validating the charters of certain corporations of the first class that have failed to comply with the provisions of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three,(P. L. 246), entitled "An act to provide for the registration and protection of names, titles, or designations of associations, societies, orders, foundations, federations, organizations, and corporations of the first class," and validating the acts, rights and conveyances of and to such corporations.

Referred to the Committee on Corporations.

By Mr. DONNELL. HOUSE BILL No. 197.

An Act making an appropriation to the Franklin Hospital, Franklin, Pensylvania.

Referred to the Committee on Appropriations.

By Mr. VOLTZ. HOUSE BILL No. 198.

An Act making an appropriation to the Northwestern General Hospital, of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. GREENSTEIN. HOUSE BILL No. 199.

An Act making an appropriation to the Mount Sinai Hospital, of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. CHRISTIAN MILLER. HOUSE BILL No. 200.

An act making an appropriation and providing for the hearing, adjusting, and paying of moral claims against the Commonwealth for injury to or death of persons while fighting forest fires under orders of agents of the Department of Forests and Waters.

Referred to the Committee on Appropriations.

By Mr. ROYLE. HOUSE BILL No. 201.

An Act making an appropriation to the Frankford Hospital, Located at Frankford, Philadelphia.

Referred to the Committee on Appropriations.

By Mr. WILSON. HOUSE BILL No. 202.

An Act making an appropriation to the Kane Summit Hospital Association, of Kane, McKean County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. RAYMOND. HOUSE BILL No. 203.

An Act making an appropriation to the Corry Hospital Association, of Corry, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MUNLEY. HOUSE BILL No. 204.

An Act making an appropriation to the Mid-Valley Hospital Association, at Blakely, Pennsylvania

Referred to the Committee on Appropriations.

By Mr. MUNLEY. HOUSE BILL No. 205.

An Act making an appropriation to the Carbondale Emergency Hospital, Carbondale, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. ROYLE. HOUSE BILL No. 206.

An Act making an appropriation to the Old Ladies' Home, located at Wissinoming, Philadelphia

Referred to the Committee on Appropriations.

By Mr. PARKINSON. HOUSE BILL No. 207.

An Act making an appropriation to the Waynesburg Hospital, of Waynesburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. IRVIN. HOUSE BILL No. 208.

An Act making an appropriation to the Brookville Hospital, Brookville, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. CRAIG. HOUSE BILL No. 209.

An Act making an appropriation to the Chester Hospital, Chester, Pennsylvania

Referred to the Committee on Appropriations.

By Mr. CRAIG. HOUSE BILL No. 210.

An Act validating certain proceedings and elections of counties, cities, boroughs, township, school districts, and other municipalities or incorporated districts, had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four, entitled "An act to regulate the manner of increasing the indebtednes of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto; and validating bonds issued or authorized to be issued in pursuance of such proceedings and elections.

Referred to the Committee on Elections.

By Mr. McCAIG. HOUSE BILL No. 211.

An Act making an appropriation to the Department of Property and Supplies of five thousand one hundred sixty-six dollars and sixty-four cents ($5,166.64) for the completion of a monument to Robert Morris in the City of Philadelphia.

Referred to the Committee on Appropriations.

## RECESS.

The SPEAKER. The House will take a recess until 2:45 o'clock P. M., when we hope to be able to receive the report of the Slate Committee.

## AFTER RECESS.

The SPEAKER. The House will be in order.

## RESOLUTION

## ELECTION OF OFFICERS AND EMPLOYES.

Mr. McCAIG offered a resolution which was read by the Clerk as follows:

Resolved: That the following persons be declared elected for the respective positions herein indicated for the House of Representatives, Session of 1925:

### ASSISTANT CLERK.

David W. Thomas, 59 S. Grant St., Wilkes-Barre, Pa.

### JOURNAL CLERK.

Robert J. Lynch, Newton Square, R. D., Delaware Co., Pa.

### READING CLERK.

Quay Hewitt, Punxsutawney, Jefferson Co., Pa.

### DESK CLERKS

R. A. Freiler, Pottsville, Pa.
Mrs. Anna Howe Schafer, 218 Augusta St., Pittsburgh, Pa.

### ASSISTANT READING CLERK

O. E. Martin, Smithville, Lancaster Co., Pa.

### ASSISTANT JOURNAL CLERK.

Martin R. Weitzel, Dormount, Pa.

### MESSAGE CLERK.

George Offenbacher, 19 Division St., North East, Pa.

### SERGEANT AT ARMS.

Harry Berger, 5314 Wayne Ave., Philadelphia, Pa.

### CHIEF ASSISTANT SERGEANT AT ARMS.

William Felton, 852 Perkiomen St., Philadelphia, Pa.

### TRANSCRIBING CLERKS.

Frank Graybill, Paxtonville, Snyder Co., Pa.
Herbert E. Burchfield, 1202 16th Ave., Altoona, Pa.
William C. Chidsey, 133 Bushkill St., Easton, Pa.
Frank Feeney, Charleroi, Pa.
Earl E. Harlan, 311 Lauriston St., Philadelphia, Pa.
Angus Latham, 1015 Arrott St., Philadelphia, Pa.
William S. Schaeffer, 1209 S. 54th St., Philadelphia, Pa.
Joseph J. Lynn, 1511 N. Front St., Philadelphia, Pa.
George Austin, 1944 Germantown Ave., Philadelphia, Pa.

### CLERKS TO COMMITTEES.

Oscar A. Neff, Slatington, Pa.
Thomas Newell, 16 Sankey St., Newcastle, Pa.
S. J. Topley, East McKeesport, Pa.
Robert M. Thompson, Upper Darby P. O., Delaware Co., Pa.
Harold Myers Archbald, Pa.
Charles L. Gallagher, 633 N. 35th St., Philadelphia, Pa.
Bernard Kenna, 2115 Penn Avenue, Pittsburgh, Pa.
Michael McKee, 2124 E. Clearfield St., Phila., Pa.
Harry D. Slaw, 333 W. Wildey St., Phila. Pa.
Albert Litton, 2641 S. Phillip St., Phila. Pa.
Daniel J. Green, 1251 S. 23rd St., Phila., Pa.
Frank R. Hill, Waynesburg, Pa.
Myra C. Heidrick, Pittsburgh, Pa.
M. R. Baldwin, Coroapolis, Pa.
M. J. Conley, Homestead, Pa.

### CHAPLAIN.

Dr. George P. Donehoo, Coudersport, Potter Co., Pa.

### POSTMASTER.

Miss Catherine Campbell, Connellsville, Pa.

### MESSENGER POST OFFICE.

George E. Thompson, 1456 E. Ohio St., Pittsburgh, Pa.

### ASSISTANT POSTMASTER.

William H. Heath, Greenock, P. O., Allegheny Co., Pa.

### ASSISTANT MESSENGERS POST OFFICE.

Daniel McCarrell, Pittsburgh, Pa.
William Murphy, Pittsburgh, Pa.
Pasqualle Rossi, 1139 S. 8th St., Phila., Pa.

### ASSISTANT SERGEANTS AT ARMS

Harvey Allen, Edinboro, Erie Co., Pa.
J. J. Graham, Norristown, Pa.
Wesley Mulnix, Forksville, Sullivan Co., Pa.
Matthew R. Ambrose, Rural Valley, Pa.
A. F. Nichols, Shinglehouse, Pa.
Tallie Griffith, 118 E. Taylor St., Taylor, Pa.
James M. McCracken, 200 Miller St., Latrobe, Pa.
John Krall, Shafferstown, Lebanon Co., Pa.
Henry Douglass, Uniontown, Pa.
John W. Eich, York, Pa.
William G. Griffith. R. D. No. 3, Johnstown, Pa.
J. A. Musser, Berlin, Somerset Co., Pa.
Michael Reed. Pittsburgh, Pa.
Anthony Guiffri. 1702 S. 11th St.. Philadelphia, Pa.
Harvey Greot, Nixon St.. Pittsburgh. Pa.
Patrick Morgan, 411 N. 2nd St., Philadelphia, Pa.

### SUPERINTENDENT OF FOLDING ROOM

George Hanna, 7933 Tacoma St., Pittsburgh, Pa.

PASTERS AND FOLDERS

J. Leavitt Fine, Bristol, Pa.
H. A. Bouchat, Windsor and Mulberry Sts., Reading, Pa.
Pete D. Riddle, Beaver, Pa.
Theodore Savy, Clarendon, Warren Co., Pa.
Gordon B. Lorner, Sunbury, Pa.
Ralph Gillow, Lake Como, Wayne County, Pa.
Bernard Keenan, Walnut St., Freeland, Pa.
George W. Mullen, Parkesburg, Chester County, Pa.

CUSTODIANS OF COMMITTEE ROOMS.

O. S. Kelsey, Flemington, Clinton County, Pa.
Fred Thompson, Bellefonte, Pa.

CUSTODIAN WASH ROOM.

John F. O'Rourke, 925, N. 47th Street, Phila., Pa.

CUSTODIAN HALL OF HOUSE.

David Hopkins, Shaft, Schuylkil County, Pa.

CUSTODIAN BASEMENT.

Henry Canfield, Meadville, Penna.

DAY WATCHMAN.

John W. Albright, Middletown, Pa.

NIGHT WATCHMAN.

Milton Kevitch, 229 N. Darien St., Phila., Pa.

CHIEF PAGE.

Clarence E. Seiler, Harrisburg, Pa.

PAGES.

———— Witmer, Lykens, Pa.
Allen Shambaugh, Lykens, Pa
Norman C Fisher, Harrisburg, Pa
Augustus A. Mercurio, Harrisburg, Pa.
A. J. Herr, Harrisburg, Pa.
Frank Ford, Harrisburg, Pa.
George Green, Harrisburg, Pa.
Leslie Frye, Harrisburg, Pa.
Fred Carrington, Harrisburg, Pa.
H. L. Myers, Jr., Harrisburg, Pa.
Arnand Morrett, Harrisburg, Pa.
Harold H. Garonzik, Harrisburg, Pa.
Adrian E. Baker, Harrisburg, Pa.
Howard M. Berry, Harrisburg, Pa.
Bernard Handler, Harrisburg, Pa.
Harry Michlowitz, Harrisburg, Pa.
Benjamin H. Hecker, Harrisburg, Pa.
Cashmer Sariano, Old Forge, Lackawanna Co., Pa.
Arthur L. Davies, Harrisburg, Pa.

(Signed) Congressional District.

First—Thomas F. McGowan.
Second————————
Third————————
Fourth—Patrick Conner.
Fifth—Samuel J. Perry.
Sixth James J. Heffernan.
Seventh—Wallace Bromley.
Eighth—William C. Alexander.
Ninth—George N. Fratt.
Tenth—G. G. Diehm.
Eleventh—W. Edwin Huber.
Twelfth—Richard Aston.
Thirteenth—C. A. Whitehouse.
Fourteenth—H. J. Smith.
Fifteenth—O. D. Stark.
Sixteenth—Chas. F. Bidelspacher.
Seventeenth—Vell B. Holcombe.
Eighteenth—Thomas F. Shambach.
Nineteenth—Herman A. Earley.
Twentieth—Geo. S. Fockler.
Twenty-first—J. Anson Wright.
Twenty-second—L. B. Hantz.
Twenty-third—C. B. Jones.
Twenty-fourth—E. J. McDaniel.
Twenty-fifth—James T. Heffran.
Twenty-sixth—Wm. J. Moffatt.
Twenty-seventh—C. F. Armstrong.
Twenty-eighth—Williston P. Wood.
Twenty-ninth—Frederick W. Blair.
Thirtieth—S. S. Horn.
Thirty-first—G. A. Smith.
Thirty-second—D. A. Malie.
Thirty-third—Arthur Storer.
Thirty-fourth—W. J. McCaig.
Thirty-fifth—W. T. Bell.
Thirty-sixth—W. H. Prosser.

On the question,

Will the House adopt the resolution?

The resolution was adopted.

The SPEAKER. In consequence of this resolution all those persons who are named in this report are duly elected to the several positions therein mentioned.

## APPOINTMENTS BY SPEAKER

The SPEAKER. The chair desires to announce the appointment of John Eberle of Philadelphia County as Speaker's Clerk; and Anna R. Scull, as Speaker's Stenographer, to date as of January 19, 1925.

## APPOINTMENTS BY CHIEF CLERK

The SPEAKER. The Chief Clerk announces the following appointments.

The appointments were read by the Clerk as follows:

HISTORY CLERK.

S. Edward Moore, Cumberland County.

SUPERINTENDENT OF STORE ROOMS.

Frank D. Bowman, Montgomery County.

CHIEF OFFICIAL REPORTER.

Benjamin O. Locke, Allegheny County.

OFFICIAL REPORTERS.

Eugene E. Moyer, Lebanon County.
Morris H. Garvin, Delaware County.
James E. Snyder, Dauphin County.

EXPERT TYPEWRITERS.

Frank J. Turano, Dauphin County.
Ross A. Garber, Dauphin County.
C. C. H. Stambaugh, Cumberland County.
Harry A. Wagenheim, Dauphin County.

COPY HOLDERS.

Ira B. Reider, Dauphin County.
Eugene A. Grandon, Cumberland County.
Myrtle Eckert, Dauphin County.

PROOF READERS.

Ammon M. Aurand, Snyder County.
John M. Shaffner, Dauphin County.
Robert Caldwell, Adams County.

COMPILING CLERKS.

J. W. Jamison, Forest County.
S. L. Williams, Lycoming County.

FILING CLERKS.

Lewis F. Camp, Wyoming County.
Frank P. Ray, Dauphin Co.

ASSISTANT CUSTODIAN HALL HOUSE.

Elmer Howard, Dauphin County.
John A. Berge, Dauphin County.
Chas. H. Hill, Dauphin County.
Geo. W. Carter, Dauphin County

STENOGRAPHERS TO MEMBERS.

Janet Latimer, York County.
Justine Cohen, Dauphin County.
Helen Musser, Dauphin County.
Lilly E. Lind, Dauphin County.

OATH ADMINISTERED TO OFFICERS AND EMPLOYES

At the request of the Speaker the persons present who were elected and appointed as officers and employes of the House presented themselves at the Bar of the House, and the oath of office as required by law, was administered to them by the Speaker.

BILLS INTRODUCED AND REFERRED

By Mr. HARDING. HOUSE BILL No. 212.

An Act to establish as a State Highway a certain section of public road in the county of Bradford.

Referred to the Committee on Public Roads.

By Mr. WELLS. HOUSE BILL No. 213.

An Act making an appropriation to the Coudersport General Hospital, at Coudersport, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. GOEHRING. HOUSE BILL No. 214.

An Act making an appropriation to the Western Pennsylvania Hospital.

Referred to the Committee on Appropriations

By Mr. GOEHRING. HOUSE BILL No. 215.

An Act making an appropriation to the Pittsburgh Homeopathic Hospital, Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BLUMBERG. HOUSE BILL No. 216.

An Act to define the crime of negligent homicide, when committed by the operation of a vehicle, and to provide for its punishment.

Referred to the Committee on Judiciary General.

By Mr. SOWERS. HOUSE BILL No. 217.

An Act providing for the incorporation, regulation and supervision of Savings and Loan Associations, and prescribing their powers and duties.

Referred to the Committee on Banks and Banking.

By Mr. SOWERS. HOUSE BILL No. 218.

An Act to amend section seven of the act approved the twenty-seventh day of March, one thousand nine hundred and twenty-three, (P. L. 34), entitled, "An act concerning alcoholic liquors; prohibiting the manufacture, advertising, furnishing, traffic in, and possession of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws," by requiring affirmative proof of unlawful sale etc., of intoxicating liquor before closing to occupancy a dwelling house or store and dwelling house.

Referred to the Committee on Law and Order.

By Mr. TURNER. HOUSE BILL No. 219.

An Act providing for the registration of conveyances of real estate in the office of the county commissioners, in order to facilitate the assessment of taxes therein, in the name of the owner of said real estate at the time of the assessment.

Referred to the Committee on Judiciary General.

By Mr. TALBOT. HOUSE BILL No. 220.

A Supplement to the act approved the twenty-fourth day of May, one thousand nine hundred and seventeen, (P. L. 297), entitled, "An act authorizing the establishment of contagious disease hospitals in the several counties of the Commonwealth, to be constructed and maintained out of county funds;" providing for the establishment and maintenance of contagious disease hospitals by two or more counties jointly.

Referred to the Committee on Public Health and Sanitation.

By Mr. SOWERS. HOUSE BILL No. 221.

An Act to amend section one of an act approved the third day of June, one thousand nine hundred and nineteen, (P. L. 369), entitled, "An act providing for the appointment by the district attorney, in counties having a population of over one million five hundred thousand inhabitants, of a chief county detective, an assistant chief county detective, and special county detectives; defining their duties; defining their authority; fixing their salaries, and authorizing the payment of the same, together with the necessary traveling expenses, by the county;" authorizing the appointment of more county detectives in such counties.

Referred to the Committee on Judiciary Special.

By Mr. ASTON. HOUSE BILL No. 222.

An Act making an appropriation to the Florence Crittenton Circle of Wilkes-Barre, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WHITEHOUSE. HOUSE BILL No. 223.

An Act to establish as a State Highway a certain section of public road in the county of Schuylkill.

Referred to the Committee on Public Roads.

By Mr. BREWSTER. HOUSE BILL No. 224.

An Act making an appropriation to the J. C. Blair Memorial Hospital, of Huntingdon, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. LUKEHART. HOUSE BILL No. 225

An Act to establish as a State Highway a certain section of public road in Clearfield, Elk and Cameron Counties.

Referred to the Committee on Public Roads.

By Mr. LUKEHART. HOUSE BILL No. 226.

An Act making an appropriation to the Maple Avenue Hospital Association of DuBois, at DuBois, Pennsylvania, and providing for a deficiency for the fiscal year ending June first, one thousand nine hundred and twenty-five.

Referred to the Committee on Appropriations.

By Mr. WRIGHT. HOUSE BILL No. 227.

An Act to establish as a State Highway a certain section of public road in the county of Bedford.

Referred to the Committee on Public Roads.

By Mr. WRIGHT. HOUSE BILL No. 228.

An Act providing for the maintenance by the Commonwealth of State-aid roads and highways in townships of the second class.

Referred to the Committee on Public Roads.

By Mr. WRIGHT. HOUSE BILL No. 229.

An Act to establish as a State Highway a certain section of public road in the County of Bedford.

Referred to the Committee on Public Roads.

By Mr. WRIGHT. HOUSE BILL No. 230.

An Act to establish as a State Highway a certain section of public road in the counties of Bedford and Cambria.

Referred to the Committee on Public Roads.

By Mr. WELLS. HOUSE BILL No. 231.

An Act to amend section one thousand two hundred and one of an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An Act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto."

Referred to the Committee on Game.

By Mr. STORB. HOUSE BILL No. 232.

An Act making an appropriation to the Pottstown Homeopathic Hospital, Pottstown, Pennsylvania.

Refered to the Committee on Appropriations.

By Mr. STORB. HOUSE BILL No. 233.

An Act making an appropriation to the Pottstown Hospital, Pottstown, Pennsylbania.

Referred to the Committee on Appropriations.

By Mr. DAVIES. HOUSE BILL No. 234.

An Act making an appropriation to the West Side Hospital Association, of Scranton, Lackawanna County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. GOEHRING. HOUSE BILL No. 235.

An Act to amend paragraph four of section seven of the act approved the twenty-fourth day of July, one thousand nine hundred and thirteen, (P. L. 977), entitled "An act to provide for the personal registration of electors, and their enrollment as members of political parties, in cities of the first and second classes of this Commonwealth; to make such registration a condition of the right to vote in such cities, and their said enrollment as members of a political party a condition of the right to vote at primaries in said cities; and providing for the payment of witness fees for persons summoned before the commissioners; to provide penalties for violations of its provisions; and to repeal acts inconsistent herewith."

Referred to the Committee on Elections.

By Mr. McLAUGHLIN. HOUSE BILL No. 236.

An Act making an appropriation to the Home for the Aged, located at One Thousand Eight Hundred Nine, Mount Vernon Street, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. McLAUGHLIN. HOUSE BILL No. 237.

An Act making an appropriation to the Diagnostic Hospital, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. SPEER. HOUSE BILL No. 238.

An Act making an appropriation to the Boys' Industrial Home of Western Pennsylvania, located at Oakdale, Allegheny County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. NICHOLSON. HOUSE BILL No. 239.

An Act making an appropriation to the Christian H. Buhl Hospital, of Sharon, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. NICHOLSON. HOUSE BILL No. 240.

An Act making an appropriation to the Grove City Hospital, in the Borough of Grove City, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BLUMBERG. HOUSE BILL No. 241.

An Act making an appropriation to the Woman's Southern Homeopathic Hospital, of Philadelphia.

Referred to the Committee on Appropriations.

By Mr. HOLMES. HOUSE BILL No. 242.

An Act to amend section two of an act approved the twenty-second day of July, one thousand nine hundred and thirteen (P. L. 912), entitled "An act providing for the payment of the costs incurred in the trial of convicts and prisoners escaping or attempting to escape, from the several penitentiaries and reformatories of the Commonwealth of Pennsylvania, by the respective counties from whose courts the said escaping convicts or prisoners have been committed; and providing for the maintenance of such convicts under sentence for escape, et cetera;" by providing that the cost of transporting escaped prisoners from the place of capture to the penitentiary or reformatory and the cost of maintaining said prisoners in the county jail while awaiting trial for said escape, shall be borne by the county from whose courts the said prisoners shall have been originally committed.

Referred to the Committee on Judiciary General.

By Mr. HOLMES. HOUSE BILL No. 243.

An Act making an appropriation to the Board of Trustees of Philipsburg State Hospital.

Referred to the Committee on Appropriations.

By Mr. HEFFERNAN. HOUSE BILL No. 244.

An Act making an appropriation to the Philadelphia Home for Infants, located at four thousand six hundred and eighteen, Westminister Avenue, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HEFFERNAN. HOUSE BILL 245.

An Act making an appropriation to the Union Home for Old Ladies, of West Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. TOEPFER. HOUSE BILL No. 246.

An Act making an appropriation to the Allegheny Valley Hospital, at Tarentum, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HOLTZMAN. HOUSE BILL No. 247.

An Act making an appropriation to the Williams Valley Hospital, of Williamstown, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BEHNEY. HOUSE BILL No. 248.

An Act making an appropriation to the Home for Widows and Single Women, of Lebanon and Lebanon County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BEHNEY. HOUSE BILL No. 249.

An Act making an appropriation to the Good Samaritan Hospital, of Lebanon, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WHITEHOUSE. HOUSE BILL No. 250.

An Act concerning counties and county officers, and revising, amending and consolidating the law relating thereto.

Referred to the Committee on Counties and Townships.

By Mr. BURD P. EVANS. HOUSE BILL No. 251.

An Act establishing a State Highway in the County of Montgomery, providing for its location, construction, improvement and maintenance by the Commonwealth.

Referred to the Committee on Public Roads.

By Mr. NORTH. HOUSE BILL No. 252.

An Act making an appropriation to the Phoenixville Hospital, Phoenixville, Chester County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. DONNELL. HOUSE BILL No. 253.

An Act making an appropriation to the Oil City Hospital, Oil City, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HAINES. HOUSE BILL No. 254.

An Act to amend section sixteen of the Act approved the eleventh day of May, one thousand nine hunderd and twenty-one (Pamphlet Laws five hundred and twenty-two) etitled "An act relating to dogs, and the protection of live stock and poultry from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs, and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to livestock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes; directing the payment of all moneys collected into the State Treasury and making an appropriation thereof; and providing penalties," as amended by appropriating the money received from dog licenses for the enforcement of said act, the payment of indemnities for animals afflicted with diseases and the payment of the general expenses of the Department of Agriculture.

Referred to the Committee on Agriculture.

By Mr. MEMOLO. HOUSE BILL No. 255.

An Act to establish as a State Highway a certain section of public road in the county of Lackawanna.

Referred to the Committee on Public Roads.

By Mr. MEMOLO. HOUSE BILL No. 256.

An Act to establish as a State Highway a certain section of public road in the county of Lackawanna.

Referred to the Committee on Public Roads.

By Mr. POSEY. HOUSE BILL No. 257.

An Act providing for the numbering of county bridges, and the keeping of a record thereof.

Referred to the Committee on Counties and Townships.

By Mr. POSEY. HOUSE BILL No. 258.

An Act authorizing the limiting of the capacity of county and township bridges; imposing a penalty and fixing liability for damages resulting from violation of the provisions of this act.

Referred to the Committee on Counties and Townships.

## ADJOURNMENT OUT OF RESPECT TO THE LATE HONORABLE SAMUEL McCURDY.

Mr. STERLING offered the following resolution, which was twice read, considered and adopted:

Resolved: That when the House adjourns today, January 20th, 1925, it adjourns out of respect for the late Honorable Samuel McCurdy of Blair County, who during the sessions of 1915-17-19-21-23, rendered faithful and distinguished service in this House.

PHILIP STERLING,
FREDERICK A. BELL,
WALTER E. LOTZ.
KENZIE S. BAGSHAW.

## ADJOURNMENT.

Mr. LUCAS. Mr. Speaker, I move that the House do now adjourn out of respect to the Honorable Samuel McCurdy, late of Blair County.

The motion was agreed to, and (at 3:42 o'clock P. M.) the House adjourned until Monday, January 26, 1925, at 9:00 o'clock P. M.

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal

Session 1925 — 126th of the General Assembly

Vol. 8. HARRISBURG, PA., MONDAY, JANUARY 26, 1925. No. 4.

## SENATE.

MONDAY, January 26, 1925.

The Senate met at 9:00 o'clock P. M.

The PRESIDENT (Lieutenant-Governor David J. Davis) in the Chair.

### PRAYER.

The Chaplain, Rev. Edward S. Ninde, offered the following prayer:

Almighty God: We thank Thee for this wonderful age in which we are living, the most glorious that the world has ever known. We thank Thee for America, this land of opportunity. Whether we are native to the soil or sons by adoption, America is ours; we are proud of it; we love it. On every hand the doors to achievement stand wide open. In large measure it depends upon us what we shall accomplish in life. Help us to realize our responsibility, and to remember that from us to whom so much has been given, much will be required. May we do and be our best.

We ask Thee to bless these Senators as they enter on the duties of this new week and guide them in all their work. For Jesus' sake. Amen.

### JOURNAL APPROVED.

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. SCHANTZ, the further reading was dispensed with, and the Journal was approved.

### PETITION.

OPPOSING THE ADOPTION OF THE PROPOSED 20TH AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES.

Mr. MacDADE presented petition of the Kiwanis Club of Philadelphia, opposing the adoption of the proposed 20th Amendment to the Constitution of the United States.

Which was referred to the Committee on Judiciary General.

### LEAVES OF ABSENCE.

Mr. PATTON asked and obtained leave of absence for the Senator from Philadelphia, Mr. Woodward, on account of illness.

Mr. SNYDER asked and obtained leave of absence for the Senator from Venango, Mr. Phipps, for this week.

Mr. KRAUSE asked and obtained leave of absence for the Senator from Philadelphia, Mr. McNichol, for to-night.

### BILLS INTRODUCED

Mr. DAVIS read in his place and presented to the Chair Senate Bill No. 79, entitled:

An Act establishing a State highway in the County of Lackawanna, providing for its location, construction, improvement, and maintenance by the Commonwealth.

Which was committed to the Committee on Public Roads and Highways.

Mr. DERRICK read in his place and presented to the Chair Senate Bill No. 80, entitled:

An Act to establish as a State Highway a certain section of public road in the counties of Bedford and Fulton.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 81, entitled:

An Act to establish a State Highway in the county of Somerset.

Which was committed to the Committee on Public Roads and Highways.

Mr. HEATON read in his place and presented to the Chair Senate Bill No. 82, entitled:

An Act to repeal an act approved the eleventh day of May, one thousand nine hundred and twenty-one, (P. L. 479), entitled "An Act imposing a State tax on anthracite coal; providing for the assessment and collection thereof; and providing penalties for the violation of this act."

Which was committed to the Committee on Finance.

Mr. GELDER read in his place and presented to the Chair Senate Bill No. 83, entitled:

An Act defining private waters, defining ownership of fish therein and regulating the taking of the same, and providing penalties.

Which was committed to the Committee on Game and Fisheries.

Also read in his place and presented to the Chair Senate Bill No. 84, entitled:

An Act making an appropriation to the State Highway Department for the payment of rewards to townships of the second class.

Which was committed to the Committee on Appropriations.

Mr. GRISWOLD read in his place and presented to the Chair Senate Bill No. 85, entitled:

An Act for the promotion of the safety of the traveling public by authorizing counties and townships to purchase, or condemn by the right of eminent domain property and lands along highways so as to eliminate dangerous curves and widen narrow highways.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 86, entitled:

An Act to amend section five hundred and sixty-one of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by changing the penalty to be added to delinquent school taxes and providing for rebates, in second class districts.

Which was committed to the Committee on Education.

Also read in his place and presented to the Chair Senate Bill No. 87, entitled:

An Act to amend sections two thousand six hundred and three and two thousand six hundred and twenty-three as amended, and to add section two thousand six hundred and nineteen to article twenty-six of an act, approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for the audit of accounts of second class school districts by auditors appointed by the court; and fixing their compensation.

Which was committed to the Committee on Education.

Also read in his place and presented to the Chair Senate Bill No. 88, entitled:

An Act to amend section five hundred and forty-seven of the act approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local or any parts thereof, that are or may be inconsistent therewith;" by providing for the appointment of tax collectors in second class school districts.

Which was committed to the Committee on Education.

Also read in his place and presented to the Chair Senate Bill No. 89, entitled:

An Act to further amend section one of the act approved the twentieth day of June, one thousand nine hundred and one, (P. L. 578), entitled "An Act relating to the collection of city, school and poor taxes, in the several cities of the third class in this Commonwealth, and providing that the city treasurer of each of said cities, by virtue of office, shall be the collector of the said several taxes; prescribing his duties and fixing his compensation," by providing that city treasurers shall not be collectors of school taxes in school districts of the second class.

Which was committed to the Committee on Municipal Affairs.

Mr. MANSFIELD read in his place and presented to the Chair Senate Bill No. 90, entitled:

An Act making an appropriation to the Industrial Home for Crippled Children, at Pittsburgh, Pa.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 91, entitled:

To amend an act, approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 894), entitled "An Act to amend an act, approved the twenty-fifth day of June, one thousand nine hundred and thirteen (Pamphlet Laws, five hundred and fifty), entitled 'An act authorizing the several counties, incorporated towns, and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans, and of the Army of the Philippines, and to each post of the American Veterans of Foreign Service, in the respective counties, boroughs and towns, to aid in defraying the expenses of Memorial Day,' by authorizing appropriations to each post of the American Legion, Veterans of Foreign Wars, and to each Naval Association, and each post of the Grand Army of the Republic," as amended, to include appropriations to aid in defraying expenses of Armistice Day.

Which was committed to the Committee on Municipal Affairs.

Mr. HARRIS read in his place and presented to the Chair Senate Bill No. 92, entitled:

To amend Sections six, seven, eight, nine, ten, thirteen, fourteen, fifteen, sixteen, seventeen and eighteen of an act entitled "An Act to provide for the personal registration of electors and their enrollment as members of political parties in cities of the first and second classes of this Commonwealth, to make such registration a condition of the right to vote in such cities, and their said enrollment as members of a political party a condition of the right to vote at primaries in said cities; and providing for the payment of witness fees for persons summoned before the commissioners; to provide penalties for violation of its provisions; and to repeal acts inconsistent therewith," approved July 24, 1913, Pamphlet Laws 977, as amended by the Act approved June 18, 1915, Pamphlet Laws 1027; by the Act of May 28, 1915, Pamphlet Laws 576, and by the Act of April 21, 1921, P. L. 239, by abolishing the spring registration and striking out reference thereto; changing the dates of the fall registration, authorizing registration at the office of the Board of Registration Commissioners at certain times; changing the form of the registers and the data required to be entered thereon; requiring electors to state they are over legal age and not their appropriate age; defining residence as a qualification for registration at spring primaries; giving clerks of the Board of Registration Commissioners privilege to challenge right to register; requiring women to present proof of right to vote through right of husband; requiring registrars to canvass districts and report death and removal of electors prior to spring primaries; giving the Board of Registration Commissioners right to record change of political affiliations and to strike names of persons dead or removed from the districts from the registers; providing for printing of street lists and the time of issuance thereof giving the Board of Registration Commissioners discretion as to number printed, changing the time for filing certain applications and appeals and giving notice thereof, and giving the Board of Registration Commissioners the right to appeal to the Supreme Court from certain decisions of the Court of Common Pleas; making it the duty of the Board of Registration Commissioners to investigate irregularities in registration and in qualifying to register; changing the amount of witness fees, and fixing fees of Registrars when summoned in investigations;

increasing salaries of certain employes; and increasing number of employes; giving the Board of Registration Commissioners the right to collect the registers at the polling places, and making wilful disobedience of the subpoena of the Board, or refusing to testify, a misdemeanor and providing penalties.

Which was committed to the Committee on Elections.

Mr. CULBERTSON read in his place and presented to the Chair Senate Bill No. 93, entitled:

An Act providing that all county and township bridges on State Highway routes shall be taken over by the Commonwealth of Pennsylvania; providing for the assumption of contracts by the Commonwealth.

Which was committed to the Committee on Public Roads and Highways.

Mr. EYRE read in his place and presented to the Chair Senate Bill No. 94, entitled:

An Act to validate the obligation of school districts issued prior to January first one thousand nine hundred and twenty-four pursuant to section five hundred and eight of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof, providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith," and its amendments, notwithstanding that said obligations were not issued under the seal of the district, if any, were not properly attested by the president and secretary of the board of directors of such district and that the incurring of said indebtedness and the issuing of obligations therefor were not first authorized by not less than two-thirds of the members of the board of school directors and that no provision for the payment of the same from the current revenue of said district was made.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 95, entitled:

An Act making an appropriation to Liberty Fire Company No. 1 of Spring City, Pennsylvania, for loss sustained while in attendance at fire on property of State institution.

Which was committed to the Committee on Appropriations.

Mr. EARNEST read in his place and presented to the Chair Senate Bill No. 96, entitled:

An Act to amend clause five of section two of the act approved the thirteenth day of May, one thousand nine hundred and nine, (P. L. 520), entitled "An act relating to food, defining food; providing for the protection of the public health, and the prevention of fraud and deception, by prohibiting the manufacture or sale, the offering for sale or exposing for sale, or the having in posession with intent to sell, of adulterated, misbranded, or deleterious foods; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof," as amended.

Which was committed to the Committee on Public Health and Sanitation.

Also read in his place and presented to the Chair Senate Bill No. 97, entitled:

An Act providing for the establishing and maintenance of a State institution for the care and treatment of indigent children and others afflicted with surgical tuberculosis and allied conditions; and making appropriation.

Which was committed to the Committee on Appropriations.

Mr. KUNKLE read in his place and presented to the Chair Senate Bill No. 98, entitled:

An Act to further amend section one of the act approved the eighth day of June, one thousand nine hundred and fifteen, (P. L. 915), entitled "An act to fix the salaries of the deputies in the offices of the clerk of the courts, county controller, recorder of deeds, county treasurer, chief deputy sheriff, and chief clerk to the county commissioners, in counties of this Commonwealth having over two hundred and fifty thousand population and less than four hundred thousand population," as amended; by providing that the deputy prothonotary in counties of the third class shall receive the same salary paid other deputies in such county.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 99, entitled:

An Act to amend sections two and six of the act approved the fourteenth day of May, one thousand nine hundred and fifteen, (Pamphlet Laws 483), entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass, except actions for libel and slander; prescribing the pleadings and procedure to be observed therein, and giving the courts power to enforce its provisions."

Which was committed to the Committee on Judiciary General.

Mrs. VARE read in her place and presented to the Chair Senate Bill No. 100, entitled:

An Act making an appropriation to the Tabor Home for Children, Doylestown, Bucks County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. SALUS read in his place and presented to the Chair Senate Bill No. 101, entitled:

An Act making an appropriation to pay the claim of William McCoach, Jr., against the Commonwealth of Pennsylvania for labor and materials heretofore furnished for the plumbing and drainage of certain buildings for the State Institution for Feeble Minded of Eastern Pennsylvania at Spring City.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 102, entitled:

An Act providing that in certain cases it shall not be a defence in an action against a corporation on a negotiable instrument issued or endorsed in its name to prove that it was issued or endorsed by an officer or officers thereof contrary to the by-laws of said corporation.

Which was committed to the Committee on Judiciary General.

Also read in her place and presented to the Chair Senate Bill No. 103, entitled:

An Act authorizing the establishment and maintenance of branches by banks having their principal place of business in a city the population of which is in excess of one million five hundred thousand inhabitants, providing penalties and remedies in case of violation, and repealing existing laws.

Which was committed to the Committee on Banks and Building and Loan Associations.

Mr. EINSTEIN read in his place and presented to the Chair Senate Bill No. 104, entitled:

An Act making an appropriation to the Allegheny General Hospital.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 105, entitled:

An Act making an appropriation to the Woods Run Settlement Association, Petosky Street, North Side, Pittsburgh, Allegheny County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. BETTS read in his place and presented to the Chair Senate Bill No. 106, entitled:

An Act providing for the appropriation of moneys by counties toward the expense of installing ornamental illumination upon streets in the county seat on which county buildings abut.

Which was committed to the Committee on Municipal Affairs.

Also read in his place and presented to the Chair Senate Bill No. 107, entitled:

A Joint Resolution proposing an amendment to Art. 9, of the Constitution of the Commonwealth of Pennsylvania, by adding thereto section eighteen.

Which was committed to the Committee on Judiciary General.

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 108, entitled:

An Act making an appropriation for the purchase of copies of the history of the Twenty--eight Division during the World War; and providing for the distribution thereof by the Governor.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 109, entitled:

An Act validating certain proceedings and elections of counties, cities, boroughs, townships, school districts, and other incorporated districts or municipalities, had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four (P. L. 65), entitled, "An act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof;" and the amendments and supplements thereto; and validating bonds issued or authorized to be issued in pursuance to such proceedings and elections.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 110, entitled:

An Act to amend an act approved the twenty-ninth day of June, one thousand nine hundred and twenty-three (Pamphlet Laws, nine hundred and sixty-seven), entitled, "An act authorizing and empowering attorneys of each county to organize themselves unto a State Association for the purpose of holding meetings, and providing for the payment of the expenses thereof and of the district attorneys attending, by the several counties.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 111, entitled:

An Act to protect the public safety through controlling outdoor advertising heretofore and hereafter erected or constructed, or placed and displayed on private property in such manner as to be readable or visible from state highways; imposing powers and duties in connection therewith upon the Secretary of Highways; and providing penalties.

Which was committed to the Committee on Public Roads and Highways.

Mr. PATTON read in his place and presented to the Chair Senate Bill No. 112, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 113, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 114, entitled:

An Act making an appropriation to the Hospital of the University of Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 115, entitled:

An Act making an appropriation to the Rush Hospital for Consumption and Allied Diseases of Philadelphia.

Which was committed to the Committee on Appropriations.

Also (By request) read in his place and presented to the Chair Senate Bill No. 116, entitled:

An Act to provide for the refunding by the Commonwealth of Pennsylvania to national banks, of moneys heretofore held or possessed by national banks, which were attempted to be made escheatable by an act approved the seventh day of June, one thousand nine hundred and fifteen, (P. L. 878), entitled "An act providing for the escheat of deposits of moneys or property of another received for storage or safekeeping; the dividends, profits, debts, and interest of corporations, companies, banks, trust companies, insurance companies, limited partnerships, and partnership associations, organized under the laws of this Commonwealth, except mutual saving-fund society not having a capital stock represented by shares, and except also building and loan associations, and property held for the benefit of another by the same, and the profits, accretions, and interest on such property, as well as interest thereon accrued, or which, between the fixing of the amount of such property by the award of any court and the actual distribution thereof," and amendments thereto, which have been wrongly collected from said national banks by the said Commonwealth; and making an appropriation.

Which was committed to the Committee on Banks and Building and Loan Associations.

Mr. STEELE read in his place and presented to the Chair Senate Bill No. 117, entitled:

An Act making an appropriation to the Laurelton State Village, at Laurelton, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 118, entitled:

An Act making an appropriation to the State Hospital for Injured Persons of the Trevorton, Shamokin, and Mount Carmel Coal Fields.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 119, entitled:

An Act making an appropriation to the Mary M. Packer Hospital, Sunbury, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 120, entitled:

An Act to further amend the act approved the twentieth day of June, one thousand nine hundred and seventeen, (P. L. 618), entitled "An act relating to the appointment of persons to the police department in cities of the third class; providing for and regulating examinations, the manner of appointments, and the manner and power of removal of employes of said department; and providing a method for fixing compensation;" by extending its provisions to health officers.

Which was committed to the Committee on Municipal Affairs.

Also read in his place and presented to the Chair Senate Bill No. 121, entitled:

An Act to establish as a State Highway a certain section of public road in the county of Northumberland.

Which was committed to the Committee on Public Roads and Highways.

Mr. BALDWIN read in his place and presented to the Chair Senate Bill No. 122, entitled:

An Act making an appropriation to the Bradford Hospital, of the City of Bradford.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 123, entitled:

An Act to amend section nineteen of the act approved the second day of May one thousand nine hundred and five (Pamphlet Laws three hundred and fifty-two) entitled "An Act to regulate the employment in all kinds of industrial establishments, of women and children employed at wages or salary, by regulating the age at which minors can be employed and the mode of certifying the same, and by fixing the hours of labor for women and minors; to provide for the safety of all employes in all industrial establishments, and of men, women, and children in schoolhouses, academies, seminaries, colleges, hotels, hospitals, storehouses, office buildings, public halls, and places of amusements, in which proper fire escapes, exits, and extinguishers are required; to provide for the health of all employes, and of men, women, and children in all such establishments, storehouses, and buildings, by proper sanitary appliances; and to provide for the appointment of inspectors, office clerks and others, who, with the Chief Factory Inspector, shall constitute the Department of Factory Inspection; to enforce the same, and providing penalties for violations of the provisions thereof; fixing the term and salaries of the Chief Factory Inspector and his appointees," as amended by appropriating to the Department of Labor and Industry all fees received by it for boiler inspections.

Which was committed to the Committee on Judiciary General.

Mr. KUNKLE read in his place and presented to the Chair Senate Bill No. 124, entitled:

An Act making an appropriation to the Westmoreland Hospital Association, of Greensburg, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 125, entitled:

An Act to amend Clause (b), Section 35, of the act approved the seventh day of June, one thousand nine hundred and seventeen, (P. L. 447), entitled "An Act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of non resident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also generally dealing with the jurisdiction, powers, and procedure of the Orphans' Court in all matters relating to fiduciaries concerned with the estates of decedents; by extending the statutes of limitation in actions against decedents, estates.

Which was committed to the Committee on Judiciary General.

Mr. DAIX read in his place and presented to the Chair Senate Bill No. 126, entitled:

An Act authorizing the Department of Public Welfare to sell surplus products of prison industries outside of Pennsylvania.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 127, entitled:

An Act relating to the establishment and operation of a printing plant in the Eastern State Penitentiary.

Which was committed to the Committee on Public Printing.

Mr. MacDADE read in his place and presented to the Chair Senate Bill No. 128, entitled:

An Act to establish as a state highway a certain section of public road in the County of Delaware.

Which was committed to the Committee on Public Roads and Highways.

Mr. NORTON read in his place and presented to the Chair Senate Bill No. 129, entitled:

An Act making an appropriation to the Home for Friendless Children, in the city of Reading, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. SCHANTZ read in his place and presented to the Chair Senate Bill No. 130, entitled:

An Act to regulate and standardize the manufacture and sale of clinical thermometers and to provide a penalty.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 131, entitled:

A further supplement to an act, approved the first day of April, one thousand eight hundred and sixty-three (P. L. 213), entitled "An act to accept the grant of public lands by the United States to the several states for the endowment of agricultural colleges," and making an appropriation for carrying the same into effect.

Which was committed to the Committee on Appropriations.

Mr. BARR read in his place and presented to the Chair Senate Bill No. 132, entitled:

An Act providing for a revised edition of the Borough code, and the printing thereof.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 133, entitled:

An Act to amend section one thousand six of the act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered. and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," requiring the Superintendent of Public Instruction to send to every school director a copy of each new edition of the School code.

Which was committed to the Committee on Education.

Also read in his place and presented to the Chair Senate Bill No. 134, entitled:

An Act making an appropriation to the Sewickley Valley Hospital Association, of Sewickley, Allegheny County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 135, entitled:

An Act to further amend section three of the act approved the nineteenth day of March, one thousand nine hundred and fifteen, (P. L. 5), entitled "A further supplement to an act entitled 'An act to establish a county court for the county of Allegheny, and prescribing its powers and duties; regulating the procedure therein, and providing for the expenses thereof.' approved the fifth day of May, one thousand nine hundred and eleven; constituting the said court the juvenile court of said county, and prescribing its organization, jurisdiction. and powers therein and otherwise," as amended, by requiring the salary board to fix the salaries of all employes of such juvenile court.

Which was committed to the Committee on Judiciary General.

Mr. WEINGARTNER read in his place and presented to the Chair Senate Bill No. 136, entitled:

An Act to repeal the act approved the twentieth day of May, one thousand nine hundred and thirteen, (P. L. 2410), entitled "A supplement to an act approved the twenty-third day of April, one thousand nine hundred three, entitled, 'An act to designate a uniform date when the commissioners of the several counties shall issue their precepts to assessors to make the triennial assessments, and the reassessments between the periods of the triennial assessment of property and fixing the time for the return thereof' as amended".

Which was committed to the Committee on New Counties and County Seats.

Also read in his place and presented to the Chair Senate Bill No. 137, entitled:

An Act providing for annual tax assessments for county, borough, township, school and poor purposes and abolishing triennial assessments.

Which was committed to the Committee on New Counties and County Seats.

Mr. STEELE read in his place and presented to the Chair Senate Bill No. 138, entitled:

An Act to establish as a state highway a section of public road in the counties of Northumberland and Union.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 139, entitled:

An Act authorizing the Secretary of Highways to take over as state highways certain roads leading from state institutions to state highways or railroad stations.

Which was committed to the Committee on Public Roads and Highways.

Mr. SCHANTZ, from the Committee on Appropriations, reported as committed, Senate Bill No. 46, entitled:

A joint resolution making an appropriation to the Auditor General to pay the balance of the claim of the architect employed by the Commission to erect an institution for inebriates under the provisions of the act approved the twenty-fifth day of July, one thousand nine hundred and thirteen, (P. L. 1306), entitled "An Act to provide for the selection of a site and the erection of a state institution for the detention, care and treatment of inebriates, or persons habitually addicted to the use of alcoholic drink or intoxicating drugs, to be called the State Institution for Inebriates, and making an appropriation therefor;" said claim having been adjusted and approved by the Auditor General, State Treasurer and Attorney General.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 52, entitled:

An Act making an appropriation to the Department of Highways to carry into effect the provisions of the act approved the eleventh day of July, 1923 (P. L. 1070), entitled, "An act empowering the State Highway Department to rebuild certain intercounty bridges located on the routes of State Highways, which bridges cross rivers and have heretofore been destroyed by fire; and making an appropriation.

Mr. DAIX, from the Committee on Judiciary Special, reported as committed, Senate Bill No. 72, entitled:

An Act providing for the selection and the acquisition by purchase or by the exercise of the right of eminent domain of a tract of land and the erection thereon of buildings for the Eastern State Penitentiary, making an appropriation therefor, authorizing the removal thereto of the inmates of the said penitentiary and directing the sale of the site now occupied by the said penitentiary and the buildings and materials thereon.

## LEAVES OF ABSENCE.

Mr. EYRE asked and obtained leave of absence until March 16th, on account of illness.

RESOLUTION RELATIVE TO APPOINTMENT OF COMMITTEE TO ARRANGE FOR CEREMONIAL FOR RECEPTION OF CHARTER OF LIBERTIES.

Mrs. VARE. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mrs. VARE offered the following resolution, which was twice read as follows:

In the Senate, January 26, 1925.

Whereas, The Philadelphia Public Ledger, with subscriptions made by the people of Pennsylvania for that purpose, has purchased the original Charter of Liberties granted to the Providence of Pennsylvania by William Penn; and

Whereas, The Philadelphia Ledger desires to transfer to its owners, the people of Pennsylvania, through their representatives in Harrisburg, the Senate and House of Representatives and the Governor, this priceless document to be deposited in a proper receptacle among the archives of the State; therefore be it

Resolved, (if the House of Representatives concur), That a joint committee of seven Senators be appointed by the President Pro tempore of the Senate, and ten Members of the House of Representatives appointed by the Speaker of the House, who together with the President Pro-tempore of the Senate and the Speaker of the House, shall constitute a committee to confer with the Governor, Chief Justice of the Supreme Court and the President Judge of the Superior Court, to arrange for a ceremonial at which the Charter of Liberties shall be received and properly and safely deposited in the Capitol Buildings in Harrisburg, there to remain as the property of the people for all time to come.

Mrs. VARE. Mr. President I move that Rule 39, which requires concurrent resolutions to be referred to an appropriate committee be suspended and that the Senate proceed to the immediate consideration of the resolution just read.

The PRESIDENT. Is there objection? The Chair hears none.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RESOLUTION REQUIRING COLLEGES, UNIVERSITIES AND OTHER INSTITUTIONS OF LEARNING, RECEIVING APPROPRIATIONS FROM THE COMMONWEALTH, TO GRANT CERTAIN SCHOLARSHIPS.

Mr. BARR. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BARR offered the following resolution, which was twice read as follows:

In the Senate, January 26, 1925.

Whereas, It is proper that worthy and deserving young men and women, graduates of secondary schools of the Commonwealth, should be afforded every opportunity to acquire higher education, and

Whereas, The Commonwealth of Pennsylvania biennially appropriates large sums of money to certain institutions of higher learning to assist in the maintenance of the same, and

Whereas, Some direct return should be made to the people, who through taxes paid into the Commonwealth, contribute a portion of the cost of maintenance of said institutions; therefore be it

Resolved, That each college, university, or other institution of learning, receiving appropriations from the Commonwealth, shall award annually to each Member of the Senate of the General Assembly of the Commonwealth, three scholarships in a complete course of study at said college, university or institution, and be it further

Resolved, That said scholarships shall be distributed or awarded by the said Members of the Senate, after competitive examinations or otherwise, as to each of them may seem proper.

Resolved, That the appropriations committee of the Senate shall before reporting out any bill, making an appropriation to any college, university or other institution of learning, incorporate in such bill, by way of amendment, a condition that the appropriation is made subject to the provisions of this resolution.

Mr. BARR. Mr. President, I move that Rule 39, which requires resolutions to be referred to an appropriate committee be suspended and that the Senate proceed to the immediate consideration of the resolution just read.

The PRESIDENT. Is there objection? The Chair hears none.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

PETITION OPPOSING THE ADOPTION OF THE PROPOSED 20TH AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES.

Mr SPROWLS. Mr. President, I ask unanimous consent to present a petition at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SPROWLS presented the following petition, which was read as follows and referred to the Committee on Judiciary General.

STATE COUNCIL OF PENNSYLVANIA ORDER OF INDEPENDENT AMERICANS, Inc.

Philadelphia, Pa.

To the Members of the House of Representatives and Senate of Pennsylvania.

Whereas, the undersigned executive Board of Officers of the Order of Independent Americans, Inc. of Pennsylvania, represententing 50,000 citizens of the State, are conversant with the fact that the General Assembly will have the responsibility of voting for or against the adoption of an amendment to the Constitution of the United States, the said amendment having for its purpose the regulation of the age limit of eighteen years for the rights of employment.

Resolved, that we respectfully request that you negatively cast your vote as a member of the General Assembly for the following reasons:

First—We believe that further centralization of power granted to the Federal Government will be extremely dangerous, denying to the various States their right of self government, not incompatible with that of the Federal Government.

Second—We assert that to control the youth of the land by Legislative enactment would give comfort and impetus to the cause of Socialistic theories and Communistic ideas, which will be of great detriment to our Nation.

Third—We feel justified in our opposition to the adoption of this Amendment in a strong belief that the age limit of eighteen years would produce an element of young people who would be a compulsory dependent upon the parent, although within three years of the legal age of citizenship.

Fourth—We assert that the adoption of this Amendment to the Constitution, would wreak hardship on the numerous dependent parents or relatives, deriving them of the righteous and willing support which could and should be rendered by the Minor Child, but is prohibited by this unjust and inhumane Statute.

Fifth—We believe that the laws governing child labor are adequate; that a Constitutional enforcement would lead to violations innumerable, necessitating the employment of enforcement officers, creation of bureaus, and added taxation upon the people, for a proper support of this legislation.

Sixth—We are opposed to the indiscriminate presentation of amendments to the United States Constitution, feeling

that these continued attacks upon our fundamental authority as a Nation breeds contempt for that instrument of Government which has continued us as a successful Nation.

Finally—We appeal to you to defeat this Amendment, which is but one added propaganda of unrest, fostered by radical minds based upon the narrowest possible limitations of a true knwoledge of the rights of States and of individuals.

Fred C. N. Markus, State Councilor, McKeesport, Pa.
Perry F. Ramey, Jr., Post State Councilor.
E. W. Hershey, State Vice Councilor, Steelton, Pa.
Chas. A. Henderickson, Treasurer, Pittsburgh, Pa.
M. H. Rasener, Secretary, 1414 Oxford St., Philadelphia.
Edward Wilson, Philadelphia, John F. Lowers, Braddock, Legislative Committee.

## COMMUNICATIONS FROM THE GOVERNOR.

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

## NOMINATIONS BY THE GOVERNOR.

### JUSTICE OF THE PEACE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 26, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Claud L. Gee. of Tioga, to be Justice of the Peace in and for the Borough of Tioga, Tioga County.

GIFFORD PINCHOT.

### ALDERMAN.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 26, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Daniel Keeler, of Williamsport, to be Alderman in and for the Twelfth Ward of the City of Williamsport, Lycoming County.

GIFFORD PINCHOT.

### NOTARIES PUBLIC.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 26, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation:

Mrs. Frances Addison-Scott, Pittsburgh, 819 Farragut St.
Michael DeRosa, Jr., Pittsburgh, 532 Paulson Ave.
Miss D. J. Boyle, Pittsburgh, 137 Plymouth St.
Emil A. Drach, Dormont.
J. E. Farner, Pittsburgh, 1309 Chelton Ave.
Mrs. A. L. McKeever, Bellevue.
Mrs. Fearle W. Morris, Bellevue.
Miss Henrietta Werblin, Pittsburgh, 1326 Gibbon St.
Stanley J. Bykowski, Pittsburgh, 167 41st St.

BLAIR COUNTY.

Irvin H. Isenberg, Altoona.
Martin H. Mackey, Altoona.

CAMBRIA COUNTY.

Blair Pawlowski, Barnesboro.
Miss Mildred Stockberger, Johnstown.

CUMBERLAND COUNTY.

C. Henderson Humrich, Carlisle.

DAUPHIN COUNTY.

Mrs. Eleanor F. Stevenson, Elizabethville.

MONTGOMERY COUNTY.

Francis A. Dewan, Conshohocken.
Thomas E. Francis, Oaks.

NORTHAMPTON COUNTY.

Thomas J. Smith, Easton.

PHILADELPHIA COUNTY.

Louis Anderson, Philadelphia, 1927 W. Venango St.
Edward M. Kalehoff, Philadelphia, 4909 Morris St.
Patrick J. Meehan, Philadelphia, 5244 Kingsessing Ave.
George M. Mundy, Philadelphia, Packard Bldg.
Isadore A. Rupertus, Philadelphia, 2733 Diamond St.
Miss Mollye Vogelsohn, Philadelphia, 1646 N. 61st St.
Miss K. A. Wagner, Philadelphia, 420 Walnut St.

SCHUYLKILL COUNTY.

John B. Johnston, Ashland.

TIOGA COUNTY.

Floyd L. Bostwick, Lawrenceville.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 26, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

ALLEGHENY COUNTY.

Miss Margaret Aul, Bellevue, February 1, 1925.
Albert E. Coward, 4805 Second Ave., Pitsburgh, Feb. 5, 1925.
Ralph S. Hull, 41st & Willow Sts., Pittsburgh, Feb. 6, 1925.
Geo. H. Lepper, 1510 Berger Bldg., Pittsburgh, Jan. 31, 1925.
E. W. Meiers, 1021 Farmers Bank, Pittsburgh, Jan. 17, 1925.
Robert A. Rundle, 213 Elm St., Pittsburgh, Feb. 1, 1925.
Joseph Santelli, 901 Webster Ave., Pittsbugrh, Feb. 7, 1925.
Saul Schein, 1509 Berger Bldg., Pittsburgh, Jan. 31, 1925.
J. H. Freloar, West Homestead, Feb. 5, 1925.
Miss Alice A. Trill, 1314 Farmers Bank, Pittsburgh, Jan. 24, 1925.
Albert J. Walker, 1608 Commonwealth Bldg., Pittsburgh, Feb. 6, 1925.

BEAVER COUNTY.

W. J. Tress, Beaver Falls, Jan. 4, 1925.
Charles W. Wagner, Beaver Falls, Feb. 5, 1925.

BLAIR COUNTY.

John A. Hiller, Tyrone, Feb. 1, 1925.

CAMBRIA COUNTY.

John Yacos, Jr., Portage, Jan. 17, 1925.

CLARION COUNTY.

Foster M. Mohney, Clarion, Feb. 7, 1925.

CUMBERLAND COUNTY.

T. Ralph Jacobs, Carlisle, Feb. 3, 1925.
D. T. Ramsey, Newburg, Feb. 6, 1925.

DAUPHIN COUNTY.

Ray K. Buffington, Elizabethville, Jan. 18, 1925.

ERIE COUNTY.

Dorman Weaver, Erie, Feb. 3, 1925.

GREENE COUNTY.

M. G. Cathers, Nineveh, Feb. 7, 1925.
Jas. R. Throckmorton, Waynesburg, Feb. 1, 1925.

LANCASTER COUNTY.

J. K. Miller, Manheim, Feb. 3, 1925.

LEHIGH COUNTY.

John B. McClister, Catasauqua, Feb. 5, 1925.

LUZERNE COUNTY.

Jos. B. Reap, Pittston, Feb. 5, 1925.

NORTHUMBERLAND COUNTY.

C. M. Kershener, Shamokin, Feb. 7, 1925.

PHILADELPHIA COUNTY.

Joseph A. Aldinger, 4371 Main St., Philadelphia, Feb. 7, 1925.
Alan Cowdrick, 1222 Allengrove St., Philadelphia, Feb. 4, 1925.
E. Elmer Gallager, 402 Anita Apts., Philadelphia, Feb. 7, 1925.
H. Walter Geuther, 1315 Arch St., Philadelphia, Jan. 22, 1925.
Bronte Greenwood, 505 Lincoln Bldg., Philadelphia, Feb. 4, 1925.
Ashley W. Hagey, 166 E. Duval St., Philadelphia, Jan. 31, 1925.
Edward F. Hitchcock, Swarthmore, Feb. 4, 1925.
Bryan A. Hermes, 46 W. Ashmeade St., Philadelphia, Jan. 31, 1925.
Herman C. Horn, 804 Stephen Girard Bldg., Philadelphia, Jan. 22, 1925.
LeRoy H. Keeler, 6560 Limekiln Pike, Philadelphia, Feb. 7, 1925.
Miss Caroline K. Kenworthy, 1507 Finance Bldg., Philadelphia, Feb. 5, 1925.
Miss Gertrude M. Loney, 1330 Ritner St., Philadelphia, Feb. 7, 1925.
W. C. Luders, 4821 N. Camac St., Philadelphia, Feb. 7, 1925.
William D. Nees, 3454 Germantown Ave., Philadelphia, Feb. 4, 1925.
Alexander Park, 5634 Willows Ave., Philadelphia, Feb. 6, 1925.
William Shermer, 5337 Walnut St., Philadelphia, Feb. 1, 1925.
Isaac Sion, 521 Pine Street, Philadelphia, Feb. 5, 1925.
Martin Stotz, 516 Land Title Bldg., Philadelphia, Jan. 24, 1925.

SCHUYLKILL COUNTY.

Patrick F. Donovan, Shenandoah, Feb. 1, 1925.

VENANGO COUNTY.

W. R. Daugherty, Oil City, Feb. 5, 1925.

WARREN COUNTY.

Miss Mattie C. Snyder, Warren, Jan. 23, 1925.

WASHINGTON COUNTY.

J. M. K. Donaldson, Hickory, Feb. 6, 1925.

WESTMORELAND COUNTY.

Frank P. McClain, Rillton, Feb. 7, 1925.
Wilson M. Remaley, Export, Feb. 7, 1925.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 26, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: In conformity with law, I have the honor to hereby nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

ALLEGHENY COUNTY.

R. C. Hunter, 1115 Morristown Ave., Pittsburgh, Feb. 1, 1925.
Aaron Westlake, Pittsburgh, Ingram, Pa., Jan. 17, 1925.

ARMSTRONG COUNTY.

G. A. Walker, Kittanning, Feb. 8, 1925.

BERKS COUNTY.

Mrs. Martha S. Hoverter, Reading, Jan. 22, 1925.

BUCKS COUNTY.

Fred W. Beans, Yardley, Jan. 4, 1925.

CENTRE COUNTY.

John L. Holmes, State College, Jan. 25, 1925.

CRAWFORD COUNTY.

J. G. Apple, Saegertown, Feb. 7, 1925.

FAYETTE COUNTY.

L. H. Jones, Uniontown, Jan. 17, 1925.

INDIANA COUNTY.

T. C. Watson, Blairsville, Jan. 28, 1925.

McKEAN COUNTY.

L. H. Thomas, Bradford, Jan. 4, 1925.

MONROE COUNTY.

Harry M. Albert, Stroudsburg, Jan. 24, 1925.

MONTGOMERY COUNTY.

Herbert U. Moore, Norristown, Jan. 23, 1925.

PHILADELPHIA COUNTY.

Rudolph H. Winter, 1313 Wyoming Ave., Philadelphia, Jan. 21, 1925.

TIOGA COUNTY.

Thomas A. Fessler, Elkland, Feb. 4, 1925.

VENANGO COUNTY.

Frank E. Hedley, Franklin, Feb. 7, 1925.
Peter A. Wilbert, Oil City, Jan. 28, 1925.

WASHINGTON COUNTY.

Miss Helen L. Minton, Washington, Feb. 7, 1925.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 26, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation:

ALLEGHENY COUNTY.

P. W. Adams, 4153 Murray Ave., Pittsburgh.
William H. Byrne, Jr., 361 LaMarido St., Pittsburgh.
F. E. Milligan, 424 S. Pacific Ave., Pittsburgh.
Walter W. Pardee, 202 Standard Life Bldg., Pittsburgh.
A. R. Rylander, Irwin, Pa.

FAYETTE COUNTY.

M. W. Delehunt, Uniontown.
Miss Catherine F. Richey, Uniontown.

LACKAWANNA COUNTY.

Charles Hellard, Scranton.
Joseph F. Tedesco, Old Forge.

LAWRENCE COUNTY.

Miss Mary T. Costello, New Castle.
Harold A. Good, New Castle.
Miss F. G. Rice, New Castle.

LEHIGH COUNTY.

Miss Mildred G. Newhard, Allentown.

LYCOMING COUNTY.

Miss Margaret C. Clarke, Muncy.

PHILADELPHIA COUNTY.

Harry J. Imber, 759 South 5th St., Philadelphia.

WASHINGTON COUNTY.

Miss Lois E. Thompson, Washington.

GIFFORD PINCHOT.

## EXECUTIVE SESSION.

By unanimous consent,

A motion was made by Mr. LESLIE,

That Rule 38, which requires nominations made by the Governor to be referred to proper committees, be dispensed with and the Senate do now resolve itself into Executive Session, for the purpose of acting on the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. LESLIE,

That the Senate do now advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution and were read as follows, viz:

YEAS—46.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Patton, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Eyre, | Leslie, | Snyder, |
| Bonbrake, | Freeman, | MacDade, | Sones, |
| Brown, | Gelder, | Mansfield, | Sprowls, |
| Buckman, | Griswold, | Miller, | Steele, |
| Coyne, | Harris, | North, | Stites, |
| Culbertson, | Heaton, | Norton, | Vare, |
| Daix, | Homsher, | Painter, | Weingartner, |
| Davis, | Joyce, | | |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. BUCKMAN. Mr. President, I move that the Executive Session do now rise.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## APPROVAL OF RESOLUTION THANKING THE PUBLIC LEDGER FOR SAVING FOR THE COMMONWEALTH AND ITS CITIZENS WILLIAM PENN'S CHARTER OF LIBERTIES.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 23, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: I have the honor to inform you that I have this day approved and signed a resolution of the Senate and House of Representatives conveying the thanks of the General Assembly to the Public Ledger Company of Philadelphia for having invited and procured popular subscriptions in the necessary amount for the purchase from the owner of the original copy of William Penn's Charter of Liberties, which is to be donated to the Commonwealth for preservation in the State Library and Museum.

GIFFORD PINCHOT.

## REQUESTING JOINT SESSION OF SENATE AND HOUSE OF REPRESENTATIVES.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 23, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: If it meets with the approval of the General Assembly, I should like to address the members in joint session on Tuesday, January twenty-seventh, nineteen hundred and twenty-five, at twelve o'clock noon.

If for any reason this cannot be conveniently arranged, I would be glad to address you at some other time.

GIFFORD PINCHOT.

Mr. STITES. Mr. President, I move that the invitation of the Governor be accepted and that he be advised that the Senate will be glad to hear him deliver his message to the General Assembly in joint session to-morrow at 12 o'clock noon.

Mr. SNYDER. Mr. President, I second the motion.

The motion was agreed to.

## HOUSE MESSAGES.

### RESOLUTION RELATIVE TO DIVERSION OF WATERS FROM LAKE MICHIGAN.

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the House of Representatives, which was twice read as follows:

In the House of Representatives, January 26, 1925.

Whereas, The city of Chicago is now diverting colossal quantities of water out of Lake Michigan into the Chicago Drainage Canal for sanitation and power purposes, which diversion has already caused great injury to commerce on the Great Lakes, and

Whereas, The said city of Chicago is now seeking permission through the provisions of a bill now pending in the Congress of the United States, to increase the diversion of water from said lake to ten thousand cubic feet per second for the alleged purposes of protecting its water supply and disposing of its sewage, and

Whereas, The diversion of water in the quantities intended would result in a considerable additional lowering of the mean levels of the Great Lakes, to the great damage of the inner harbors and connecting channels and by reducing the carrying capacity of the lake fleet would make certain an enormous yearly loss of owners thereof, and

Whereas, The lowering of the levels of the Great Lakes and the changing conditions resulting therefrom would very seriously affect the fishing industries of the Commonwealth, and

Whereas, This excessive drainage would be of water to and in which the Dominion of Canada has rights equal to those of the United States, and any attempt to increase the same is in violation of the Treaty Relations with the Dominion of Canada; therefore,

Be it resolved, (if the Senate concur), That it is the opinion of the General Assembly of the Commonwealth of Pennsylvania that any increase in the amount of water permitted to be drained from the Great Lakes would be against the interests of the people of the United States, would seriously affect the fishing industries of this Commonwealth, would be unnecessary, and might have an unwanted affect upon our friendly relations with the people of the Dominion of Canada; and be it further

Resolved, That a copy of these resolutions be transmitted by the Secretary of the Commonwealth to each Member of the Senate and each Member of the House of Representatives in the Congress of the United States, and that they be urged to use their vote and influence against the passage of any legislation intended to permit such further damage.

Mr. LESLIE. Mr. President, I move that Rule 39, which requires concurrent resolutions to be referred to an appropriate committee be suspended and that the Senate proceed to the immediate consideration of the resolution just read.

The PRESIDENT. Is there objection? The Chair hears none.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

## RESOLUTION REQUESTING CONGRESS TO ADOPT LEGISLATION PROVIDING RETIREMENT PRIVILEGES FOR DISABLED EMERGENCY OFFICERS.

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, and agreed to:

In the House of Representatives, January 26, 1925.

Resolved, (if the Senate concur), That the General Assembly of the Commonwealth of Pennsylvania does respectfully request Congress of the United States to adopt legislation which will provide for retirement privileges for disabled emergency officers of the army under the same conditions now provided by law for officers of the regular army in so far as regards physical disability in line of duty.

Resolved, That the Secretary of the Comomnwealth forward a copy of this resolution to the President Pro tempore of the Senate and the Speaker of the House of Representatives of the United States and a copy to each Member and Senator from Pennsylvania in Congress of the United States.

Ordered, That the Clerk inform the House of Representatives accordingly.

## BILL ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 1, as follows:

An Act authorizing the issue and sale of bonds to the amount of fifty millions of dollars by the Commonwealth of Pennsylvania, defining the powers and duties of the Governor, the Auditor General, and the State Treasurer in relation thereto; making an appropriation of the proceeds of such bonds for the purpose of improving and rebuilding the highways of the Commonwealth; providing for the payment of the interest on, and the redemption of such bonds by the Board of Finance and Revenue, and for the sale and registration of said bonds and making an appropriation to carry out the provisions of this act.

### POWER TO BORROW MONEY

Section 1. Be it enacted by the Senate and the House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same; That in accordance with the provisions of Section four, Article nine, of the Constitution of the Commonwealth of Pennsylvania as amended the sixth day of November one thousand nine hundred twenty-three, the Governor on behalf of the Commonwealth of Pennsylvania is hereby authorized to borrow from time to time on the credit of the Commonwealth of Pennsylvania for the purpose of improving and rebuilding the highways of the Commonwealth a sum or sums of money not exceeding in the aggregate fifty millions of dollars which sum or sums shall be in addition to any moneys heretofore borrowed under the provisions of the act of April eighteenth one thousand nine hundred and nineteen (Pamphlet Laws sixty-two), entitled "An act authorizing the issue and sale of bonds to the amount of fifty millions of dollars, by the Commonwealth of Pennsylvania defining the powers and duties of the Governor the Auditor General and the State Treasurer in relation thereto making an appropriation of the proceeds of such bonds for the purpose of improving and rebuilding the highways of the Commonwealth providing for the payment of interest on and the redemption of such bonds by the Sinking Fund Commission and making an appropriation to carry out the provisions of this act."

### BOND ISSUES MATURITY INTEREST ET CETERA

Section 2 (a) As evidence of the indebtedness herein authorized bonds of the Commonwealth of Pennsylvania shall be issued from time to time for such total amounts in such form in such denominations and subject to such terms and conditions of issue redemption and maturity not to exceed thirty years rate of interest not to exceed four and one-half per centum per annum and time of payment of interest as the Governor shall direct.

(b) All bonds issued under the authority of this act shall bear the facsimile signatures of the Governor the Auditor General and the State Treasurer and a facsimile of the great seal of the Commonwealth of Pennsylvania and shall be countersigned by two duly authorized officers of the duly authorized loan and transfer agent of the Commonwealth

(c) The principal and interest of such bonds shall be payable in lawful money of the United States All bonds issued under the provisions of this act shall be exempt from taxation for state and local purposes

(d) Such bonds may be issued with or without interest coupons attached In case interest coupons are attached they shall contain facsimile signatures of the State Treasurer and the Auditor General

(e) When directed so to do by the Governor the Auditor General and the State Treasurer shall proceed to have the necessary bonds prepared and printed The bonds as soon as they are prepared and printed shall be forthwith deposited with the duly authorized loan and transfer agent of the Commonwealth there to remain until sold in accordance with the provisions of this act

### SALE OF BONDS

Section 3 Whenever bonds are issued under the direction of the Governor they shall be offered for sale at not less than par and interest and shall be sold by the Governor the Auditor General and the State Treasurer to the highest and best bidder or bidders after due public advertisement on such terms and conditions and upon such open competitive bidding as the Governor shall direct The manner and character of such advertisement and the times of advertising shall be prescribed by the Governor

Any portion of any bond issue so offered and not sold or subscribed for may be disposed of by private sale by the Governor the Auditor General and the State Treasurer in such manner and at such prices not less than par and accrued interest as the Governor shall direct. No commission shall be allowable or paid for the sale of any bonds issued under the authority of this act

### DISPOSITION AND USE OF PROCEEDS APPROPRIATIONS

Section 4. The proceeds realized from the sale of bonds under the provisions of this act shall be paid into the State Treasury and shall be set apart and be kept in a separate fund which shall be known as "The State Bond Road Fund"

All moneys in the State Bond Road Fund from time to time are hereby specifically appropriated to the Department of Highways for the purpose of improving and rebuilding the Highways of the Commonwealth

The Auditor General shall upon requisition from time to time of the Secretary of Highways draw his warrant upon the State Treasury for the amounts specified in such requisitions not exceeding however the amount in such fund at the time of making such requisitions

### DEPOSITS WITH STATE DEPOSITORIES

Section 5. The State Treasurer with the approval of the Governor and the Auditor General is authorized to

deposit any of the moneys in the State Road Bond Fund not requisitioned by the Secretary of Highways in any of the qualified state depositories of the Commonwealth All such deposits shall be secured in such manner and shall be made upon such terms and conditions as are now provided for by existing law relative to state depositories

REGISTRATION OF BONDS

Section 6 The Auditor General shall prepare the necessary registry books to be kept in the office of the duly authorized loan and transfer agent of the Commonwealth for the registration of any bonds at the request of owners thereof All bonds which are issued without interest coupons attached shall be registered in the registry books kept by the duly auhorized loan and transfer agent of the Commonwealth

INFORMATION TO GENERAL ASSEMBLY

Section 7 It shall be the duty of the Governor during the biennial sessions of the General Assembly to give to the General Assembly full information in relation to the issuing of bonds for the purpose of improving and rebuilding the highways of the Commonwealth under the provisions of this act to enable the General Assembly to provide by appropriation the moneys necessary for the sinking fund of the Commonwealth for the payment of the interest of said funds and the principal thereof at maturity

The Auditor General shall also give to each General Assembly a statement of the compensation due the duly authorized loan and transfer agent of the Commonwealth for its service payment of which shall be made by appropriation on a basis to be fixed by the Governor the Auditor General and the State Treasurer but not to exceed thirty cents per one thousand dollars for the original certification and registration and after the original issuance and sale of such bonds by the Commonwealth the duly authorized loan and transfer agent of the Commonwealth shall receive as compensation for the transfer and registration thirty cents per one thousand dollars of bonds so transferred and registered in any one year

SINKING FUND INVESTMENTS REDEMPTION OF BONDS

Section 8 All bonds isued under the authority of this act shall be redeemed at maturity and all interest due from time to time on such bonds shall be paid by the Board of Finance and Revenue of the Treasury Department of the Commonwealth For the specific purposes of redeeming said bonds at maturity and paying all interest thereon and in accordance with the information received from the Governor as provided in section seven of this act the General Assembly shall appropriate biennially the moneys necessary for the payment of the interest on said bonds and the principal thereof at maturity All moneys so appropriated shall be paid into the sinking fund by the State Treasurer and all such moneys not necessary to pay accruing interest shall be invested by the Board of Finance and Revenue in such securities as are provided by law for the investment of the sinking funds of the Commonwealth

The investments and moneys and the accumulations thereon in the sinking fund shall be devoted to and be used exclusively for the payment of the interest accruing on such bonds and their redemption at maturity Provided however That the Board of Finance and Revenue is authorized at any time to use any of such funds for the purchase and retirement of all or any part of the bonds issued under the authority of this act In the event that all or any part of said bonds shall be purchased by the Board of Finance and Revenue they shall be cancelled and returned unto the State Treasurer as cancelled and paid bonds and thereafter all payments of interest thereon shall cease and the cancelled bonds and coupons shall be destroyed within two years after cancellation in the presence of the Governor the Auditor General and the State Treasurer and a certificate evidencing the destruction satisfactory to the duly authorized loan and transfer agent of the Commonwealth shall be furnished to it. All cancelled bonds and coupons shall be so marked as to make the cancelled bonds and coupons non-negotiable.

REPORT OF STATE TREASURER

Section 9 The State Treasurer shall in his report furnish to each General Assembly and so long as any bonds of the Commonwealth issued under the provisions of this act are outstanding a detailed statement of the total amount of bonds issued redeemed cancelled and destroyed and the total amount of the proceeds thereof used by the Department of Highways for the purpose of improving and rebuilding the highways of the Commonwealth

APPROPRIATIONS

Section 10 In order to defray all necessary expenses including printing engraving and advertising connected with the issuance of bonds authorized by the provisions of this act the sum of fifty thousand dollars ($50,000) or so much thereof as may be necessary is hereby specifically appropriated out of any moneys in the fund created by section twelve of the act of June thirtieth one thousand nine hundred and nineteen (Pamphlet Laws six hundred seventy-eight) entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by or trailing after motor vehicles requiring the registration of the same and the licensing of all operators thereof providing the fees therefor and the disposition of such fees prohibiting the unauthorized use of and tampering with motor vehicles limiting and defining the powers of cities boroughs incorporated towns townships and counties as to the regulation of the use and equipment of motor vehicles and the taxing registration or licensing thereof imposing certain duties on the State Highway Commissioner and on proprietors of public garages providing procedure and penalties for vioaltions thereof and the disposition of fines collected and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicles" and the amendments thereto Payments from said appropriation shall be made on order of the Governor by warrant of the Auditor General on the State Treasurer

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

RECESS.

Mr. LESLIE. Mr. President, I move that the Senate do now take a recess until 10:30 P. M.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS.

The PRESIDENT. The time for recess having elapsed the Senate will be in order.

REPORT FROM COMMITTEE.

Mr. WEINGARTNER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WEINGARTNER, from the Committee on Judiciary General, reported as committed, Senate Bill No. 54, entitled:

An Act validating certain proceedings of counties, cities, boroughs, townships, school districts and other incorporated districts or municipalities, had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four, (P. L. 65), entitled "An Act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto; and validating bonds issued or authorized to be issued in pursuance to such proceedings.

Mr. FREEMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FREEMAN, from the Committee on Judiciary General, reported as committed, Senate Bill No. 17, entitled:

An Act to amend paragraph one of section eight of an act approved the twenty-fourth day of June, one thousand eight hundred and ninety-five, (P. L. 212), entitled "An act to establish an intermediate court of appeal; regulating its constitution, officers, jurisdiction, powers, practice, and its relation to the Supreme Court and other courts; providing for the reports of its decisions, the compensation of the judges and other officers and the practice and costs on appeals from its judgments;" eliminating the exception prohibiting said court from enforcing any short or hour list.

Mr. KUTZ. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KUTZ, from the Committee on Judiciary General, reported as committed, Senate Bill No. 18, entitled:

An Act allowing Appeals from Orders of Court Discharging Motions and Rules to Set Aside Extra-Territorial Service in Equity Cases.

Mr. BARR. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BARR, from the Committee on Judiciary General, reported as committed, Senate Bill No. 37, entitled:

An Act to amend section one of an act approved the seventeenth day of April, one thousand eight hundred and seventy-six, (P. L. 29), entitled "An Act relating to appeals in cases of summary convictions," as amended.

Mr. SCHANTZ. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SCHANTZ, from the Committee on Judiciary General, reported as amended, Senate Bill No. 50, entitled:

An Act to define real estate brokers and real estate salesmen and providing for the licensing, regulation and supervision of resident and non-resident real estate brokers and real estate salesmen and their business through a bureau in the department of the secretary of insurance.

Mr. BALDWIN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BALDWIN, from the Committee on Public Roads and Highways, reported as committed, Senate Bill No. 61, entitled:

An Act to amend route number one hundred and two of section six of an act approved the thirty-first day of May one thousand nine hundred and eleven (P. L. 468), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of Commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance, and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part, requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or tollroads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and state-aid highways; providing method of application for state aid in the improvement, maintenance, and repair of township or county roads, and prescribing the contents of township, county, borough, or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by the State, county, township, borough, or incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended.

## MOTION TO READ BILL THE FIRST TIME.

Mr. BUCKMAN. Mr. President, I move that all bills reported from committees at to-day's session be read the first time.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## BILL ON FIRST READING.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 17, entitled:

An Act to amend paragraph one of section eight of an act approved the twenty-fourth day of June, one thousand eight hundred and ninety-five (P. L. 212), entitled "An act to establish an intermediate court of appeal; regulating its constitution, officers, jurisdiction, powers, practice, and its relation to the Supreme Court and other courts; providing for the reports of its decisions, the compensation of the judges and other officers and the practice and costs on appeals from its judgments;" eliminating the exception prohibiting said court from enforcing any short or hour list.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 18, entitled:

An Act allowing Appeals from Orders of Court Discharging Motions and Rules to Set Aside Extra-Territorial Service in Equity Cases.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 37, entitled:

An Act to amend section one of an act approved the seventeenth day of April, one thousand eight hundred and seventy-six, (P. L. 29), entitled "An act relating to appeals in cases of summary convictions," as amended.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 46, entitled:

A Joint Resolution making an appropriation to the Auditor General to pay the balance of the claim of the architect employed by the Commission to erect an institution for inebriates under the provisions of the act approved the twenty-fifth day of July, one thousand nine hundred and thirteen, (P. L. 1306), entitled "An act to provide for the selection of a site and the erection of a State institution for the detention, care and treatment of inebriates or persons habitually addicted to the use of alcoholic drink or intoxicoating drugs, to be called the state Institution for Inebriates, and making an appropriation therefor;" said claim having been adjusted and approved by the Auditor General, State Treasurer and Attorney General.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 50, entitled:

An Act to define real estate brokers and real estate salesmen and providing for the licensing, regulation and supervision of resident and non-resident real estate brokers and real estate salesmen and their business through a bureau in the department of the Secretary of Insurance.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 52, entitled:

An Act making an appropriation to the Department of Highways to carry into effect the provisions of the act approved the eleventh day of July, one thousand nine hundred twenty-three, (P. L. 1070), entitled, "An act empowering the State Highway Department to rebuild certain intercounty bridges located on the routes of State Highways, which bridges cross rivers and have been heretofore destroyed by fire; and making an appropriation."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 54, entitled:

An Act validating certain proceedings of counties, cities, boroughs, townships, school districts and other incorporated districts or municipalities, had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four, (P. L. 65), entitled "An act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto; and validating bonds issued or authorized to be issued in pursuance to such proceedings.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 61, entitled:

An Act to amend route number one hundred and two of section six of an act, approved the thirty-first day of May, one thousand nine hundred and eleven (P. L. 468), entitled "An Act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of Commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance, and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work to be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance, and repair of township or county roads, and prescribing the contents of township, county, borough, or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 72, entitled:

An Act providing for the selection and the acquisition by purchase or by the exercise of the right of eminent domain of a tract of land and the erection thereon of buildings for the Eastern State Penitentiary, making an appropriation therefor, authorizing the removal thereto of the inmates of the said penitentiary and directing the sale of the site now occupied by the said penitentiary and the buildings and materials thereon.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

## BILL RECOMMITTED.

Mr. SCHANTZ: Mr. President, I move that Senate Bill No. 50, on third reading, entitled:

An Act to define real estate brokers and real estate salesmen and providing for the licensing, regulation and supervision of resident and non-resident real estate brokers and real estate salesmen and their business through a bureau in the department of the secretary of insurance.

Mr. DAIX. Mr. President, I second the motion.

The motion was agreed to.

## ADJOURNMENT.

Mrs. VARE. Mr. President, I move that the Senate do now adjourn until eleven o'clock to-morrow morning.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 10:54 o'clock P. M., until Tuesday morning, January 27, 1925, at 11:00 o'clock.

# HOUSE OF REPRESENTATIVES.

MONDAY, January 26, 1925.

The House met at 9:00 o'clock P. M.
The SPEAKER (Thomas Bluett) in the Chair.

## PRAYER.

The Chaplain, Rev. George P. Donehoo, offered the following prayer:

Almighty God, our Heavenly Father, Thou who art the source of all law and of all government, we pray Thee that Thy blessing may be upon the government of this Commonwealth, that it may especially be upon this House, upon these members of the Legislature. May they all,—may we all,—seek to do the thing which is truly wise and just. Keep us from all personal bitterness. Help us to fight as valiant soldiers for the things which we believe to be right; but help us to fight as men and to fight with the cheerfulness of the joyful soldiers of that which is right. We pray Thee our Father that Thou wouldst help us all as we strive to do the thing which is truly wise and just, to always remember that back of all such bodies as this, back of the Executive, back of everything, are the people, and that the people are the ones for whose happiness and the maintenance of whose liberties everything is done by us. Keep us therefore, we beseech Thee, sincere and honest in our hearts, unafraid of any man that walks this earth, fearing only Thee, so that we may, as we think and as we speak, have no man in our minds or in our hearts, but truth only. And we pray Thee that Thou wouldst especially bless every man and every woman here. God grant that we may never forget that every man and every woman in such a body as this, have individual trials and problems and sorrows and temptations and hopes and fears; and if we would have each other respect our opinions, let us respect the opinions of each other. Let us believe, as we do believe, that these men and women who gather here are sincere, honest Pennsylvanians, seeking to do the things to the best interests of this grand Commonwealth which we love. Keep us from bitterness and strife and bless us and keep us in Thy fear and in Thy fear only, for Christ's sake. Amen.

## JOURNAL APPROVED.

The SPEAKER. The Clerk will read the Journal of the proceedings of Tuesday, January 20, 1925.

The Clerk proceeded to read the Journal of the proceedings of Tuesday, January 20, 1925, when, on motion of Mr. Allman, the further reading was dispensed with and the Journal approved.

## PETITION

### PROTESTING AGAINST THE PROPOSED AMENDMENT TO THE FEDERAL CONSTITUTION REGULATING CHILD LABOR.

Mr. HAWS presented a petition from the State Council of Pennsylvania, Order of Independent Americans, of Philadelphia, Pa., protesting against the proposed amendment to the Constitution of the United States regulating the employment of persons under the age of eighteen years.

Referred to the Committee on Labor and Industry.

## COMMUNICATION FROM THE GOVERNOR.

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency, the Governor, which was read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 26, 1925.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: If it meets with the approval of the General Assembly. I would like to address the members in joint session on Tuesday, January twenty-seventh, nineteen hundred and twenty-five, at twelve o'clock noon.

If for any reason this cannot be conveniently arranged, I would be glad to address you at some other time.

GIFFORD PINCHOT.

Mr. ORR. Mr. Speaker, I move that the request of the Governor be granted.

Mr. HEFFRAN. Mr. Speaker, I second the motion.

The motion was agreed to.

## REPORT OF THE SAVING FUND SOCIETY OF GERMANTOWN, PA.

The SPEAKER laid before the House the seventieth annual statement of the Saving Fund Society of Germantown, Pa., for the year 1924.

(For report, see Appendix.)

## RESIGNATION OF ASSISTANT JOURNAL CLERK.

The SPEAKER laid before the House a communication, which was read by the Clerk as follows:

Thomas H. Garvin, Esq., Chief Clerk of the House of Representatives, Harrisburg, Pa.

Dear Sir; I hereby resign as assistant Journal Clerk.

(Signed) MARTIN R. WEITZEL,
Dormont, Pa.

## ELECTION OF ASSISTANT JOURNAL CLERK.

Mr. McCAIG offered the following resolution, which was twice read, considered and adopted:

Resolved: That Ray L. Epping, of 1681 New Haven Avenue, Dormont, Allegheny County, Pennsylvania, be elected as Assistant Journal Clerk of the House, vice Martin R. Weitzel, resigned.

## RESOLUTION RELATIVE TO RETIREMENT PRIVILEGES FOR DISABLED EMERGENCY OFFICERS.

Mr. HALL offered the following resolution, which was twice read, considered and adopted:

In the House of Representatives, January 26, 1925.

Resolved, (if the Senate concur) That the General Assembly of the Commonwealth of Pennsylvania does respectfully request Congress of the United States to adopt legislation which will provide for retirement privileges for disabled emergency officers of the army under the same conditions now provided by law for officers of the regular army in so far as regards physical disability in line of duty.

Resolved, That the Secretary of the Commonwealth forward a copy of this resolution to the President Pro Tempore of the Senate and the Speaker of the House of Representatives of the United States and a copy to each Member and Senator from Pennsylvania in Congress of the United States.

Ordered, That the Clerk present the same to the Senate for concurrence.

## RESOLUTION RELATIVE TO CHICAGO WATER SUPPLY.

Mr. SCHILLING. Mr. Speaker, I desire to offer a resolution at this time, and ask unanimous consent for its immediate consideration.

Mr. EDMONDS. Mr. Speaker, do I understand that unanimous consent was asked to have it read or considered?

I have no objection to the resolution being read, but there may be some objection to having it considered at this time.

The SPEAKER. The Clerk will read the resolution for the information of the House.

The Clerk read the resolution as follows:

In the House of Representatives, January 26, 1925.

Whereas, the city of Chicago is now diverting colossal quantities of water out of Lake Michigan into the Chicago Drainage Canal for sanitation and power purposes, which diversion has already caused great injury to commerce on the Great Lakes, and

Whereas, The said city of Chicago is now seeking permission through the provisions of a bill now pending in the Congress of the United States, to increase the diversion of water from said lake to ten thousand cubic feet per second for the alleged purpose of protecting its water supply and disposing of is sewage, and

Whereas, The diversion of water in the quantities intended would result in a considerable additional lowering of the mean levels of the Great Lakes, to the great damage of the inner harbors and connecting channels and by reducing the carrying capacity of the lake fleet would make certain an enormous yearly loss to owners thereof, and

Whereas, The lowering of the levels of the Great Lakes and the changing conditions resulting therefrom would very seriously affect the fishing industries of the Commonweatlh, and

Whereas, This excessive drainage would be of water to and in which the Dominion of Canada has rights equal to those of the United States, and any attempt to increase the same is in violation of the Treaty Relations with the Dominion of Canada, therefore

Be it resolved, (if the Senate concur), That it is the opinion of the General Assembly of the Commonwealth of Pennsylvania, that any increase in the amount of water permitted to be drained from the Great Lakes would be against the interests of the people of the United States, would seriously affect the fishing industries of this Comomnwealth, would be unnecessary, and might have an unwanted affect upon our friendly relations with the people of the Dominion of Canada, and be it further

Resolved, That a copy of these resolutions be transmitted by the Secretary of the Commonwealth to each Member of the Senate and each Member of the House of Representatives in the Congress of the United States, and that they be urged to use their vote and influence against the passage of any legislation intended to permit such further damage.

Mr. SCHILLING. Mr. Speaker, the reason for asking unanimous consent for the resolution at this time is because the Supreme Court of the United States ruled against the Chicago Drainage Canal to use this water. They have now introduced an Act in Congress, I believe, known as the Madden Act, and the states of New York, Ohio, Michigan, Wisconsin, also Canada, have protested, and there will be a meeting before the committee on the 29th of this month. The chamber of commerce, as well as other people interested in it desire to attend this meeting and have this resolution pass the General Assembly of Pennsylvania so that they can appear before Congress and support their protest.

On the question,

Will the House adopt the resolution?

Mr. EDMONDS. Mr. Speaker, I move that the House adopt the resolution.

Mr. FRATT. Mr. Speaker, I second the motion.

The motion was agreed to and the resolution was adopted.

Ordered, that the Clerk present the same to the Senate for concurrence.

## BILLS INTRODUCED AND REFERRED

By Mr. EDE. HOUSE BILL No. 259.

An Act to amend section one of the act approved the thirty-first day of March, one thousand nine hundred and twenty-one, (P. L. 71), entitled "An act providing for the salaries of court criers and tipstaves of the several courts in counties of the fourth class."

Referred to the Committee on Counties and Townships.

By Mr. FRATT. HOUSE BILL No. 260.

An Act making an appropriation to the Montgomery Hospital, at Norristown, Montgomery County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FULLER. HOUSE BILL No. 261.

An Act making an appropriation to the Philadelphia Association for the Protection of Colored Women, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FRATT. HOUSE BILL No. 262.

An Act making an appropriation to the Trustees of the Norristown State Hospital, located at Norristown, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BIDELSPACHER. HOUSE BILL No. 263.

An Act to establish as a State Highway a certain section of public road in the Counties of Bradford, Lycoming and Sullivan.

Referred to the Committee on Public Roads.

By Mr. BIDELSPACHER. HOUSE BILL No. 264.

An Act requiring actions of trespass to be brought in the county where the action arose, and providing for service in any other county.

Referred to the Committee on Judiciary General.

By Mr. NICHOLSON. HOUSE BILL No. 265.

An Act to amend sections one hundred and one, five hundred and one, and five hundred and two of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three, (P. L. 359), entitled: "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto."

Referred to the Committee on Game.

## REPORTS FROM COMMITTEE.

Mr. McCAIG, from the Committee on Appropriations, reported as committed House Bill No. 53, entitled:

An Act to amend sections one, two and three of the act approved the twenty-second day of May, one thousand nine hundred and twenty-three, (P. L. 305), entitled "A supplement to the act approved the twenty-fifth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, one thousand two hundred and seventy) entitled 'An act providing for the erection of a dam at the outlet of Pymatuning Swamp, and the establishment of a reservoir to conserve the waters thereof; providing for the taking of land and materials necessary thereto; vesting certain powers and duties in the Water Supply Commission; and making an appropriation'; providing for the sale and leasing of property acquired under said act; and making an appropriation of the proceeds thereof;" vesting the power to sell and lease lands in the Department of Forests and Waters, and making an appropriation of the moneys realized to said Department.

Mr. McCAIG, from the Committee on Appropriations, reported as committed House Bill No. 54, entitled:

An Act transferring and reappropriating to the Department of Forests and Waters the unexpended balance of an appropriation heretofore made to the Water Supply Commis-

sion of the Commonwealth of Pennsylvania for the purpose of repairing the dyke along the Delaware River at the western end of the borough of Matamoras, in the county of Pike.

Mr. McCAIG, from the Committee on Appropriations, reported as committed House Bill No. 55, entitled:

An Act transferring and re-appropriating to the Department of Property and Supplies certain unexpended balances of appropriations heretofore made to the Meade Memorial Commission appointed to select a site and to provide for the erection and dedication of a statue or memorial of General George Gordon Meade.

Mr. McCAIG, from the Committee on Appropriations, reported as committed House Bill No. 60, entitled:

An Act transferring and re-appropriating to the Department of Forests and Waters certain unexpended balances of appropriations heretofore made to the Water Supply Commission for the purpose of making investigations, examinations and surveys and for preparing plans and estimates of costs with a view of controlling flood-waters of the rivers of the Commonwealth.

Mr. McCAIG, from the Committee on Appropriations, reported as committed House Bill No. 211, entitled:

An Act making an appropriation to the Department of Property and Supplies of five thousand one hundred sixty-six dollars and sixty-four cents ($5,166.64) for the completion of a monument to Robert Morris in the City of Philadelphia.

Mr. McCAIG, from the Committee on Appropriations, reported as committed, House Bill No. 56, entitled:

An Act transferring and re-appropriating to the Department of Property and Supplies certain unexpended balances of appropriations heretofore made to the Gettysburg Battlefield Memorial Commission for ordinary and necessary repairs to the Pennsylvania Memorial on the Battlefield of Gettysburg, for the necessary correction or insertion of names on the tablets of said memorial, for the expenses of the Commission necessarily and actually incurred in the performance of its duties, for the printing and publishing of the report of the Commission, and for the erection of bronze statues of Generals Crawford and Gibbon.

Mr. McCAIG, from the Committee on Appropriations, reported as committed, House Bill No. 57, entitled:

An Act transferring and re-appropriating to the Department of Property and Supplies certain unexpended balances of appropriations heretofore made to a commission created for the purpose of selecting a site and erecting a monument to the late Brigadier General of the United States Army, Galusha Pennypacker.

Mr. McCAIG, from the Committee on Appropriations, reported as committed, House Bill No. 58, entitled:

An Act transferring and re-appropriating to the Department of Welfare the unexpended balance of an appropriation heretofore made to the Board of Inspectors of the Western Penitentiary, for the erection, construction and equipment of the Western Penitentiary in Centre County.

Mr. McCAIG, from the Committee on Appropriations, reported as committed, House Bill No. 59, entitled:

An Act transferring and re-appropriating to the Department of Forests and Waters certain unexpended balances of appropriations heretofore made to the Water Supply Commission of the Commonwealth of Pennsylvania for the purpose of deepening, widening and improving French Creek in the County of Crawford.

## BILLS ON FIRST READING.

Mr. McCAIG asked and obtained unanimous consent to have House Bills Nos. 53, 54, 55, 56, 57, 58, 59, 60 and 211, read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 53, entitled:

An Act to amend sections one two and three of the act approved the twenty-second day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred five) entitled "A supplement to the act approved the twenty-fifth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand two hundred and seventy) entitled 'An Act providing for the erection of a dam at the outlet of Pymatuning Swamp and the establishment of a reservoir to conserve the waters thereof providing for the taking of land and materials necessary thereto vesting certain powers and duties in the Water Supply Commission and making an appropriation' providing for the sale and leasing of property acquired under said act and making an appropriation of the proceeds thereof" vesting the power to sell and lease lands in the Department of Forests and Waters and making an appropriation of the moneys realized to said Department

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 54, entitled:

An Act transferring and reappropriating to the Department of Forests and Waters the unexpended balance of an appropriations heretofore made to the Water Supply Commission of the Commonwealth of Pennsylvania for the purpose of repairing the dyke along the Delaware River at the western end of the borough of Matamoras in the county of Pike

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeable to order,

The House proceeded to the first reading and consideration of House Bill No. 55, entitled:

An Act transferring and re-appropriating to the Department of Property and Supplies certain unexpended balances of appropriations heretofore made to the Meade Memorial Commission appointed to select a site and to provide for the erection and dedication of a statue or memorial of General George Gordon Meade.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeable to order,

The House proceeded to the first reading and consideration of House Bill No. 56, entitled:

An Act transferring and re-appropriating to the Department of Property and Supplies certain unexpended balances of appropriations heretofore made to the Gettysburg Battlefield Memorial Commission for ordinary and necessary repairs to the Pennsylvania Memorial on the Battlefield of Gettysburg for the necessary correction or insertion of names on the tablets of said memorial for the expense of the Commission necessarily and actually incurred in the performance of its duties for the printing and publishing of the report of the Commission and for the erection of bronze statues of Generals Crawford and Gibbon.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeable to order,

The House proceeded to the first reading and consideration of House Bill No. 57, entitled:

An Act transferring and re-appropriating to the Department of Property and Supplies certain unexpended balances of appropriations heretofore made to a commission created for the purpose of selecting a site and erecting a monument to the late Brigadier General of the United States Army Galusha Pennypacker.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeable to order,
The House proceeded to the first reading and consideration of House Bill No. 58, entitled:

An Act transferring and re-appropriating to the Department of Welfare the unexpended balance of an appropriation heretofore made to the Board of Inspectors of the Western Penitentiary for the erection construction and equipment of the Western Penitentiary in Centre County.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeable to order,
The House proceeded to the first reading and consideration of House Bill No. 59, entitled:

An Act transferring and reappropriating to the Department of Forests and Waters certain unexpended balances of appropriations heretofore made to the Water Supply Commission of the Commonwealth of Pennsylvania for the purpose of deepening widening and improving French Creek in the County of Crawford.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeable to order,
The House proceeded to the first reading and consideration of House Bill No. 60, entitled:

An Act transferring and reappropriating to the Department of Forests and Waters certain unexpended balances of appropriations heretofore made to the Water Supply Commission for the purpose of making investigations examinations and surveys and for preparing plans and estimates of costs with a view of controlling flood-waters of the rivers of the Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeable to order,
The House proceeded to the first reading and consideration of House Bill No. 211, entitled:

An Act making an appropriation to the Department of Property and Supplies of Five thousand one hundred sixty-six dollars and sixty-four cents ($5,166.64) for the completion of a monument to Robert Morris in the City of Philadelphia.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

## LEAVES OF ABSENCE.

Mr. PERRY asked and obtained leave of absence for Mr. Lafferty, for the balance of the week.

Mr. READER asked and obtained leave of absence for Mr. Marshall, for the balance of the week.

Mr. SOWERS asked and obtained leave of absence for Mr. Canon, on account of illness.

Mr. STAVITSKI asked and obtained leave of absence for Mr. Schwartz, on account of illness.

Mr. DILSHEIMER asked and obtained leave of absence for himself, for February 2nd.

Mr. McKIM asked and obtained leave of absence for Mr. Goss, on account of illness.

The SPEAKER asked and obtained leave of absence for Mr. Hoover, for the week on account of illness.

## QUESTION OF PERSONAL PRIVILEGE.

Mr. STERLING. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. STERLING. Mr. Speaker, pursuant to your request, a committee composed of the Chairman of the respective committees of the House met last week to formulate a schedule or roster for the meeting of the committees during the session, and it is the report of that committee that I desire to present to you and to the members of the House at this time.

The committee bases its report upon the premises that for the time being this House will meet on Tuesdays between the hours of eleven and one in the morning, and five and six in the afternoon. In order to avoid overlapping and conflict in the meeting of the respective committees, and to permit the members of the various committees to find it possible to attend the meetings of all the committees, this schedule or roster was prepared.

In approaching the work the committee divided the various House committees into two groups, those that would of necessity meet once a week or more frequently, and those that would meet bi-weekly or less frequently. In working out this roster the committee considered only those committees that would meet once a week or more frequently. The committee made no attempt to fix a time for the meeting of the Committee on Appropriations for the obvious reason that that committee because of the volume of work that it has assigned to it must almost continuously meet.

Mr. Speaker and Members of the House, I want to submit to you at this time the roster as prepared:

Monday evening at eight o'clock, Committee on Game, Bidelspacher, Chairman.

On Monday evening immediately after adjournment, Banks and Banking, Baldi, Chairman; Judiciary Special, Sowers, Chairman.

Tuesday, eight thirty A. M., Committee on Agriculture, Haines, Chairman; Counties and Townships, Aston, Chairman.

Tuesday at nine A. M., Ways and Means, Sterling, Chairman.

Tuesday at ten A. M., Law and Order, Armstrong, Chairman.

Tuesday at two P. M., Judiciary General, McKim, Chairman; Municipal Corporations, Haas, Chairman.

Tuesday at three P. M., Public Health and Sanitation, Heffernan, Chairman; Public Roads, Hess, Chairman.

Tuesday at four P. M., Judiciary Local, Marshall, Chairman; Education, Miss Bentley, Chairman; Mines and Mining; Parkinson, Chairman.

Mr. Speaker, in the preparation of this roster it is contemplated that the Chairman of the various committees will make every possible effort to adhere to the schedule as set up. Of course, we all know that there must be a certain amount of elasticity in a schedule of this kind, particularly to afford time for committee meetings where public hearings may be involved, but it is the suggestion of the committee of chairmen that when any deviation from this schedule is necessary that the chairman of the committee who is obliged to step aside from this schedule confer with the chairmen of the other committees upon whose time he may encroach.

The SPEAKER. The Chair desires to thank this committee for the work it has done. It is the desire, I believe, of every member of the House, and particularly of every chairman of the different committees, to expedite the busi-

ness of the House and the session as much as possible. Consequently this roster has been gotten up so as to facilitate the meetings of the different committees in order that they will not conflict with one another. I think it might be a good idea if this roster were read by the Clerk. Therefore, I will ask the Clerk to read it, and ask the chairmen of the different committees to note down the times fixed for their meetings, and as far as possible try to carry these things out so that we can facilitate the business of the House. The Chair realizes, of course, that it will not always be possible to carry out this program. That will have to depend entirely upon the circumstances as they arise. I will ask the Clerk to read the roster as given to us by this Committee.

The Clerk read the roster as follows:

REPORT OF PHILIP STERLING, CHAIRMAN OF COMMITTEE OF HOUSE COMMITTEE CHAIRMEN.

Pursuant to call of the Speaker, meeting of the Chairmen of the several House Committees was held in the office of the Speaker on Tuesday, January 20th, 1925. Consideration was given to the arrangement of a roster or schedule for meetings of the various Committees during the 1925 Session. The Committees were first divided into two groups; First, Those Committees which will meet once or more frequently each week; Second, Those Committees meeting bi-weekly or less frequently. After due consideration of all factors, the Committee, with a view to avoid overlapping or conflict in Committee meetings, and to afford the members of the respective Committees opportunity to attend meeting of the Committees of which they have been assigned, the following Schedule has been prepared and is herewith submitted for consideration and adoption.

Monday evening, 8 o'clock, Committee on Game, Bidelspacher, Chairman.

Monday evening immediately after adjournment, Banks and Banking, Baldi, Chairman; Judiciary Special, Sowers, Chairman.

Tuesday, 8.30 A. M., Committee on Agriculture, Haines, Chairman; Counties and Townships, Aston, Chairman.

9 A. M., Ways and Means, Sterling, Chairman.

10 A. M., Law and Order, Armstrong, Chairman.

2 P. M., Judiciary General, McKim, Chairman; Municipal Corporations, Haas, Chairman.

3 P. M., Public Health and Sanitation, Heffernan, Chairman; Public Roads, Hess, Chairman.

5 P. M., Judiciary Local, Marshall, Chairman; Education, Miss Bentley, Chairman; Mines and Mining, Parkinson, Chairman.

The Schedule submitted is based upon House Sessions for the time being to be held on Tuesdays as follows:

Morning Session, 11 to 1.

Afternoon Session beginning at 5 o'clock.

It is hoped that the Chairmen of the respective Committees assigned in this Roster or Schedule will make every possible effort to adhere as closely to it as is practical. The work of the Committees will be thus regularly facilitated and the terests of members, in legislation, assigned to the Committees, will be best protected. While it is believed that this Roster will be a practical working Schedule, there may, of course, be times when on account of a sudden emergency, such as public hearings and the like, that some variance will be necessary and even some conflict or overlapping may occur. It is suggested that the Chairmen of the respective Committees assigned, make every possible effort to further co-operate with each other in the hope that the business of the House may be speedily and efficiently considered and concluded.

Respectfully submitted,

PHILIP STERLING.

## RECESS.

The SPEAKER declared a recess for fifteen minutes.

## AFTER RECESS.

The SPEAKER. The House will be in order.

## SENATE MESSAGE.

### RESOLUTION FOR CONCURRENCE.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 26, 1925.

Whereas, The Philadelphia Public Ledger, with subscriptions made by the people of Pennsylvania for that purpose, has purchased the original Charter of Liberties granted to the Province of Pennsylvania by William Penn; and

Whereas, The Philadelphia Ledger desires to transfer to its owners the people of Pennsylvania, through their representatives in Harrisburg, the Senate and House of Representatives and the Governor, this priceless document to be deposited in a proper receptacle among the archives of the State; therefore be it

Resolved, (if the House of Representatives concur), That a joint committee of seven Senators be appointed by the President Pro-tempore of the Senate, and ten Members of the House of Representatives appointed by the Speaker of the House, who together with the President Pro-tempore of the Senate and the Speaker of the House, shall constitute a committee to confer with the Governor, Chief Justice of the Supreme Court and the President Judge of the Superior Court, to arrange for a ceremonial at which the Charter of Liberties shall be received and properly and safely deposited in the Capitol Buildings in Harrisburg, there to remain as the property of the people for all time to come.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

On the question,

Will the House concur in the resolution of the Senate?

Mr. STERLING. Mr. Speaker, I move that the resolution be adopted.

Mr. STADTLANDER. Mr. Speaker, I second the motion.

The motion was agreed to and the resolution was adopted.

Ordered, that the Clerk inform the Senate accordingly.

## ADJOURNMENT.

Mr. HAAS. Mr. Speaker, I move that the House do now adjourn.

The motion was agreed to, and (at 9:50 o'clock P. M.) the House adjourned until Tuesday, January 27, 1925, at at 11:00 o'clock A. M.

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal

Session 1925 — 126th of the General Assembly

Vol 8. HARRISBURG, PA., TUESDAY, JANUARY 27, 1925. No. 5.

## SENATE

TUESDAY, January 27, 1925.

The Senate met at 11:00 o'clock A. M.

The PRESIDENT (Lieutenant-Governor David J. Davis) in the Chair.

### PRAYER.

The Chaplain, Rev. Edward S. Ninde, offered the following prayer:

Our Heavenly Father: We are very glad that in some measure we know Thee. Thou art not only our Creator, our King, our Lawgiver and Judge, but Thou art the Father in Heaven; and like as an earthly parent loves his children and cares for them day by day, so Thou, the Father of us all, dost provide for our every need. We fear Thee in holy reverence, but we are not afraid of Thee, and we dare look up into Thy face and call Thee, "Father." We love Thee and worship Thee, and we earnestly pray that our daily lives may be acceptable in Thy sight.

Bless the Senate in the business of this day, and may Thy will be done on Capitol Hill as it is done in Heaven!

We ask it in the name of our Lord Jesus Christ. Amen.

### JOURNAL APPROVED.

The PRESIDENT—A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. SCHANTZ, the further reading was dispensed with, and the Journal was approved.

### RESOLUTION RELATIVE TO STUDYING AND SIMPLIFYING PREVAILING METHOD OF PRINTING AND FILING BILLS AND RESOLUTIONS.

He also presented communication from the House of Representatives, informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, January 27, 1925.

Resolved, (if the House of Representatives concur), That a committee be appointed for the purpose of studying the prevailing method of printing and filing bills and resolutions before and after being acted upon by the Houses of the General Assembly, with the purpose of simplifying said method. Such committee shall consist of two members appointed by the President Pro Tempore of the Senate, and two members appointed by the Speaker of the House of Representatives. The Secretary of the Senate shall be a member of said committee ex-officio. Said committee shall submit recommendations for consideration by the General Assembly on or before March tenth, one thousand nine hundred and twenty-five.

### REPORTS FROM COMMITTEE.

Mr. DAVIS, from the Committee on Judiciary General, reported as committed, Senate Bill No. 110, entitled:

An Act to amend an act, approved the twenty-ninth day of June, one thousand nine hundred and twenty-three (P. L. 167), entitled "An act authorizing and empowering district attorneys of each county to organize themselves into a State association for the purpose of holding meetings, and providing for the payment of the expenses thereof, and of the district attorneys attending, by the several counties.

Mr. MILLER, from the Committee on Judiciary General, reported as amended, Senate Bill No. 47, entitled:

An Act regulating the sale of oysters at retail.

Mr. FREEMAN, from the Committee on Judiciary General, reported as committed, Senate Bill No. 85, entitled:

An Act for the promotion of the safety of the traveling public by authorizing counties and townships to purchase, or condemn by the right of eminent domain property and lands along highways so as to eliminate dangerous curves and widen narrow highways.

Also from the Committee on Judiciary General, reported as committed, Senate Bill No. 98, entitled:

An Act to further amend section one of the act approved the eighth day of June, one thousand nine hundred and fifteen, (P. L. 915), entitled "An act to fix the salaries of the deputies in the offices of the clerk of the courts, county controller, recorder of deeds, county treasurer, chief deputy sheriff, and chief clerk to the county commissioners, in counties of this Commonwealth having over two hundred and fifty thousand population and less than four hundred thousand population," as amended; by providing that the deputy prothonotary in counties of the third class shall receive the same salary paid other deputies in such county.

Mr. BROWN, from the Committee on Education, reported as committed, Senate Bill No. 133, entitled:

An Act to amend section one thousand and six of the act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," requiring the Superintendent of Public Instruction to send to every school director a copy of each new edition of the School Code.

Mr. KRAUSE, from the Committee on Judiciary General, reported as committed, Senate Bill No. 20, entitled:

An Act providing for the preparation or acquisition and preservation in the office of the county commissioners of each county, of the names and records of all soldiers, sailors, marines and war nurses who served in the military and naval forces of the United States during the World War.

Mr. KUNKLE, from the Committee on Judiciary General, reported as committed, Senate Bill No. 49, entitled:

An Act providing for the presentation of libels in divorce to the several courts of common pleas and the awarding of subpoenas thereon.

Mr. WEINGARTNER, from the Committee on Judiciary General, reported as committed, Senate Bill No. 99, entitled:

An Act to amend sections two and six of the act approved the fourteenth day of May, one thousand nine hundred and fifteen, (P. L. 483), entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass, except actions for libel and slander; prescribing the pleadings and procedure to be observed therein, and giving the courts power to enforce its provisions."

Mr. BALDWIN, from the Committee on Judiciary General, reported as committed, Senate Bill No. 126, entitled:

An Act authorizing the Department of Welfare to sell surplus products of prison industries outside of Pennsylvania.

Mr. SNYDER, from the Committee on Public Health and Sanitation, reported as amended, Senate Bill No. 96, entitled:

An Act to amend clause five of section three of the act approved the thirteenth day of May, one thousand nine hundred and nine, (P. L. 520), entitled "An act relating to food; defining food; providing for the protection of the public health, and the prevention of fraud and deception, by prohibiting the manufacturing or sale, the offering for sale or exposing for sale, or the having in possession with intent to sell of adulterated, misbranded, or deleterious foods; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof," as amended.

Mr. JOYCE, from the Committee on Judiciary General, reported as committed, Senate Bill No. 102, entitled:

An Act providing that in certain cases it shall not be a defence in an action against a corporation on a negotiable instrument issued or endorsed in its name to prove that it was issued or endorsed by an officer or officers thereof contrary to the by-laws of said corporation.

Mr. DAIX, from the Committee on Judiciary General, reported as committed, Senate Bill No. 109, entitled:

An Act validating certain proceedings and elections of counties, cities, boroughs, townships, school districts, and other incorporated districts or municipalities, had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four (P. L. 65), entitled, "An act to regulate the manner of increasing the indebedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto; and validating bonds issued or authorized to be issued in pursuance to such proceedings and elections.

Mr. MacDADE, from the Committee on Judiciary General, reported as committed, Senate Bill No. 94, entitled:

An Act to validate the obligations of school districts issued prior to January first one thousand nine hundred and twenty-four pursuant to section five hundred and eight of the act approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general, special or local or any parts thereof that are or may be inconsistent therewith", and its amendments, notwithstanding that said obligations were not issued under the seal of the district if any, were not properly attested by the president and secretary of the board of directors of such district and that the incurring of said indebtedness and the issuing of obligations therefor were not first authorized by not less than two-thirds of the members of the board of school directors and that no provision for the payment of the same from the current revenue of said district was made.

## BILLS INTRODUCED.

Mr. STITES read in his place and presented to the Chair Senate Bill No. 140, entitled:

An Act making an appropriation to the Eagleville Sanatorium for Consumptives, located at Eagleville, Montgomery County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. EYRE read in his place and presented to the Chair Senate Bill No. 141, entitled:

An Act authorizing the Department of Forests and Waters to acquire by purchase or condemnation certain property at Chadds Ford, Delaware Count for a public park; providing for the management of said park by said Department with the advice of a departmental advisory commission hereby created; and making an appropriation for the acquisition of said property.

Which was committed to the Committee on Appropriations.

Mr. LESLIE read in his place and presented to the Chair Senate Bill No. 142, entitled:

Making an appropriation to the South Side Hospital, Pittsburgh, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. MANSFIELD read in his place and presented to the Chair Senate Bill No. 143, entitled:

An Act to further amend section three of the act approved the nineteenth day of March, one thousand nine hundred and fifteen, (P. L. 5), entitled "A further supplement to an act entitled 'An act to establish a county court for the county of Allegheny, and prescribing its powers and duties; regulating the procedure therein, and providing for the expenses thereof,' approved the fifth day of May, one thousand nine hundred and eleven; constituting the said court the juvenile court of said county, and prescribing its organization, jurisdiction, and powers therein and otherwise," as amended, by employes of such juvenile court.

Which was committed to the Committee on Judiciary General.

Mr. STEELE read in his place and presented to the Chair Senate Bill No. 144, entitled:

An Act to amend section sixteen, as amended, of the act approved the tenth day of June, one thousand eight hundred and ninety-three, (P. L. 419), entitled "An act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in regard to such elections," by increasing the number of specimen ballots to be provided for each election district.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair Senate Bill No. 145, entitled:

An Act to amend section ten of the act approved the twelfth day of July, one thousand nine hundred and thirteen, (P. L. 719), entitled "An Act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors

of such political parties may express their choice of candidates for the Office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," as amended, by increasing the number of speciman ballots to be provided for each election district.

Which was committed to the Committee on Elections.

**Also read in his place and presented to the Chair Senate Bill No. 146, entitled:**

An Act to further amend section one of the act approved the first day of May, one thousand nine hundred and nine, (P. L. 344), entitled, "An Act to regulate the manufacture and sale of commercial fertilizers; prescribing penalties for its violation, and repealing an act, entitled, 'An act to regulate the manufacture and sale of commercial fertilizers; providing for its enforcement, and prescribing penalties for its violation,' approved the twenty-fifth day of March, Anno Domini, one thousand nine hundred and one," as amended; requiring all fertilizers offered for sale to be marked showing the kind of filler contained therein.

Which was committed to the Committee on Agriculture.

Also read in his place and presented to the Chair Senate Bill No. 147, entitled:

An Act to establish as a State Highway a certain section of public road in the counties of Northumberland and Schuylkill.

Which was committed to the Committee on Public Roads and Highways.

Mr. SPROWLS read in his place and presented to the Chair Senate Bill No. 148, entitled:

An Act constituting the board of trustees of Washington and Jefferson College a commission to provide a memorial to the memory of the late James A. Beaver.

Which was committed to the Committee on Appropriations.

Mr. DAIX read in his place and presented to the Chair Senate Bill No. 149, entitled:

An Act making an appropriation to the Pennsylvania Society to protect Children from Cruelty, located at 415 S. 15th St., Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. BALDWIN read in his place and presented to the Chair Senate Bill No. 150, entitled:

An Act making an appropriation to the Board of Trustees of Blossburg State Hospital, located at Blossburg, Tioga County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 151, entitled:

An Act making an appropriation to the Bethel Orphanage located at Osceola, Tioga County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 152, entitled:

An Act making an appropriation to the Trustees of the Blossburg State Hospital, at Blossburg, Tioga County, Pennsylvania.

Also read in his place and presented to the Chair Senate Bill No. 153, entitled:

An Act making an appropriation to the Good Samaritan Hospital, at Westfield, Tioga County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 154, entitled:

An Act making an appropriation to the Tabor Home for Children, Doylestown, Pennsylvania, (Bucks County).

Which was committed to the Committee on Appropriations.

## TIME OF NEXT MEETING.

Mr. DAVIS offered the following resolution, which was twice read, considered and agreed to:

In the Senate, January 27, 1925.

Resolved, (if the House of Representatives concur), That when the Legislature adjourns today it convene on Monday evening, February second, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

## RESOLUTION PROVIDING FOR APPOINTMENT OF COMMITTEE STUDY AND SIMPLIFY PREVAILING METHOD OF PRINTING AND FILING BILLS AND RESOLUTIONS.

Mr. MILLER offered the following resolution, which was twice read, as follows:

Resolved, (if the House of Representatives concur), That a committee be appointed for the purpose of studying the prevailing method of printing and filing bills and resolutions before and after being acted upon by the House of the General Assembly, with the purpose of simplifying said method. Such committee shall consist of two members appointed by the President Pro tempore of the Senate, and two members appointed by the Speaker of the House of Representatives. The Secretary of the Senate shall be a member of said committee ex officio. Said committee shall submit recommendations for consideration by the General Assembly on or before March tenth, one thousand nine hundred and twenty-five.

Mr. MILLER. Mr. President, I move that Rule 39, which requires concurrent resolutions to be referred to an appropriate committee be suspended and that the Senate do now proceed to the immediate consideration of the resolution just read.

Mr. DAIX. Mr. President, I second the motion.

The motion was agreed to.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

## RESOLUTION TO ADJOURN OUT OF RESPECT TO THE MEMORY OF DAVID H. LANE.

Mr. ARON offered the following resolution, which was twice read, considered and agreed to:

In the Senate, January 27, 1925.

Whereas, David H. Lane, the Sage of the Republican Organization and the nestor of his party in the city of Philadelphia, died on Saturday, January twenty-four, after a life that encompassed a period of more than four score years, and five, and

Whereas, During more than half a century as a member of the Republican City Committee, for many years it chairman, always a staunch Republican and a contributor to its successes, he was looked up to for the wisdom of his advice, and

Whereas, Although best known as a political seer, he had mastered the classics and was a Greek Scholar of preeminence, drawing from the wisdom of the ages the sagacity and shrewdness that made his counsel sought and valued, therefore be it

Resolved, That in the death of Mr. Lane, the city of Philadelphia has lost a citizen who was ever interested and concerned in its welfare, those who knew him best have lost a friend they loved and whose affection they cherished, the Republican Party has been deprived of the advice and counsel of one whose experience and wisdom added much to its strength and resulted often in its victories, and be it further

Resolved, That these resolutions be spread at length in the Legislative Journal and that when the Senate adjourn to-day, it adjourn in respect to the memory of David H. Lane, eminent citizen, wise political leader, faithful friend and dreamy philosopher.

## NOMINATIONS BY THE GOVERNOR.

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

### ALDERMAN.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 27, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Andrew B. King, of Bradford, to be Alderman in and for the First Ward of the City of Bradford, McKean County.

GIFFORD PINCHOT.

### NOTARIES PUBLIC.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 27, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration.

BLAIR COUNTY.

John H. Hemphill, Altoona, Feb. 7, 1925.

CUMBERLAND COUNTY.

D. E. Leckey, Newville, Jan. 29, 1925.

DAUPHIN COUNTY.

M. Rudy Alleman, Steelton, Jan. 19, 1925.

McKEAN COUNTY.

Harold B. Fox, Bradford, Jan. 4, 1925.

MONTGOMERY COUNTY.

Miss Esther Cloud, Norristown, Feb. 7, 1925.

PHILADELPHIA COUNTY.

Mortimer W. H. Cox, 1302 Commonwealth Bldg., Phila., Jan. 17, 1925.
Jos. J. Frederickson, 1431 S. 54th St., Phila., Jan. 4, 1925.
Miss Ada F. Heap, 4210 Osage Ave., Phila., Jan. 22, 1925.
Miss Margaret C. Malcomson, Darby P. O., Jan. 31, 1925.
Geo. Mecke, 2 W. Chelton Ave., Germantown, Phila., Jan. 29, 1925.

SUSQUEHANNA COUNTY.

E. E. Finn, Clifford, Feb. 5, 1925.

WESTMORELAND COUNTY.

Miss Marion L. Reamer, Monessen, Feb. 8, 1925.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 27, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation.

ALLEGHENY COUNTY.

Clifford E. Miller, 59 Knox Ave., Mt. Oliver Branch, Pittsburgh.
Chas. R. Trecaskis, 610 Fitzsimons Bldg., Pittsburgh.
Jack W. Walton, Homestead.

ARMSTRONG COUNTY.

Ira C. Anderson, Kittanning.

BERKS COUNTY.

L. H. Heist, Mount Penn.
Wendell L. Huntzinger, Hamburg.

BLAIR COUNTY.

Miss E. M. Gobrecht, Altoona.

BRADFORD COUNTY.

Mrs. Lillian M. Brown, Wyalusing.

CHESTER COUNTY.

Mrs. Mary E. Myers, Coatesville.

DELAWARE COUNTY.

Wm. E. Griffith, Glen Riddle.

ERIE COUNTY.

Miss Kathleen Delaney, Erie.

PHILADELPHIA COUNTY.

Harry E. Lickfield, 131 E. Lippincott St., Phila.
Lewis Tanner R. Moore, 5725 Wyalusing Ave., Phila.
H. LaBarre Potts, 346 N. 42nd St., Phila.
Miss Anna M. Weissbord, 6246 Delancy St., Phila.

TIOGA COUNTY.

Miss Helen A. Blair, Wellsboro.

GIFFORD PINCHOT.

## EXECUTIVE SESSION.

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38, which requires all nominations made by the Governor to be referred to committee, be dispensed with and the Senate do now resolve itself into Executive Session for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Quigley, |
| Baldwin, | DeWitt, | Kunkle, | Salus, |
| Barr, | Earnest, | Kutz, | Schantz, |
| Baumer, | Einstein, | Lanius, | Snyder, |
| Betts, | Eyre, | Leslie, | Sones, |
| Bonbrake, | Freeman, | MacDade, | Sprowls, |
| Brown, | Gelder, | Mansfield, | Steele, |
| Buckman, | Griswold, | Miller, | Stites, |
| Coyne, | Harris, | North, | Vare, |
| Culbertson, | Heaton, | Norton, | Weingartner, |
| Daix, | Homsher, | Painter, | |
| Davis, | Joyce, | Patton, | |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. PATTON. Mr. President, I move that the Executive Session do now rise.

Mr. DAIX. Mr. President, I second the motion.

The motion was agreed to.

## BILL ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 17, entitled:

An Act to amend paragraph one of section eight of an act approved the twenty-fourth day of June one thousand eight hundred and ninety-five (Pamphlet Laws two hundred and twelve) entitled "An Act to establish an intermediate court of appeal regulating its constitution officers jurisdiction powers practice and its relation to the Supreme Court and other courts providing for the reports of its decisions the compensation of the judges and other officers and the practice and costs on appeals from its judgments" eliminating the exception prohibiting said court from enforcing any short or hour list

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph one of section eight of an act approved the twenty-fourth day of June one thousand eight hundred and ninety-five (Pamphlet Laws two hundred and twelve) entitled "An act to establish an intermediate court of appeal regulating its constitution officers jurisdiction powers practice and its relation to the Supreme Court and other courts providing for the reports of its decisions the compensation of the judges and other officers and the practice and costs on appeals from its judgments" is hereby amended to read as follows

Section 8 The practice in the said Superior Court shall be governed by the rules which do now or may hereafter govern the practice in the Supreme court so far as the same may be applicable except (that no short list or hour list as provided by said rules shall be enforced and except also) that the Superior Court may in its discretion make such other or different rules as it may consider to be necessary or desirable upon any subject connected with its jurisdiction or its procedure

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 18, entitled:

An Act allowing Appeals from Orders of Court Discharging Motions and Rules to Set Aside Extra-Territorial Service in Equity Cases.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in all cases in equity now pending or which may hereafter be brought where an extra-territorial service has been made or attempted upon one or more defendents and the Court upon motion and rule to set aside the extra-territorial service has refused or shall refuse to set aside the same the party or parties whose motion and rule was discharged may appeal to the Supreme or to the Superior Court as in other cases This right to appeal shall be immediate without waiting for final judgment and may be exercised at any time before an answer to the merits has been filed Said appeal when perfected shall act as a supersedeas.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 37, entitled:

An Act to amend section one of an act approved the seventeenth day of April one thousand eight hundred and seventy-six (Pamphlet Laws twenty-nine) entitled "An act relating to appeals in cases of summary convictions" as amended

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of an act approved the seventeenth day of April one thousand eight hundred and seventy-six (Pamphlet Laws twenty-nine) entitled "An act relating to appeals in cases of summary convictions" which was amended by an act approved the eleventh day of July one thousand nine hundred and seventeen (Pamphlet Laws seven hundred and seventy-one) entitled "An act to amend an act approved the seventeenth day of April one thousand eight hundred seventy-six entitled 'An act relating to appeals in cases of summary convictions'" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in all cases of summary conviction in this Commonwealth before a magistrate or court not of record either party even though any fine imposed has already been paid may within five days after such conviction appeal to the court of quarter sessions of the county in which such magistrate shall reside or court not of record shall be held upon allowance of the said court of quarter sessions or any judge thereof upon cause shown and either party may also appeal from the judgment of a magistrate or a court not of record in a suit for a penalty to the court of common pleas of the county in which said judgment shall be rendered upon allowance of said court or any judge thereof upon cause shown Provided That pending the taking of an appeal by either party or the allowance or refusal thereof by the court or judge the fine or penalty and costs imposed by the magistrate or court not of record need not be paid if bail is entered with one or more sufficient sureties in double the amount of such fine or penalty and costs for the payment thereof on the refusal of such appeal or if allowed on the final disposal of such appeal If the defendant pays the fine or penalty and costs imposed and wishes to take an appeal under the provisions of this section he shall give bail in double the probable amount of costs that may accrue in the final disposition of the appeal

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 46, entitled:

A Joint Resolution making an appropriation to the Auditor General to pay the balance of the claim of the architect employed by the Commission to erect an institution for inebriates under the provisions of the act approved the twenty-fifth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand six) entitled "An act to provide for the selection of a site and the erection of a State institution for the detention care and treatment of inebriates or persons habitually addicted to the use of alcoholic drink or intoxicating drugs to be called the State Institution for Inebriates and making an appropriation therefor" said claim having been adjusted and approved by the Auditor General State Treasurer and Attorney General

Whereas By the provisions of an act approved the twenty-fifth day of July one thousand nine hundred and thirteen a Commission was created to acquire a site select an architect and to provide for the erection of an institution for inebriates and

Whereas Said Commission was duly appointed acquired a site and employed an architect by whom services were performed in the year one thousand nine hundred and fifteen but on account of the World War the said Commission deemed it inexpedient to proceed with the erection of said institution and

Whereas The site so acquired for an institution for inebriates was transferred by the provisions of the Administrative Code to the Board of Trustees of the New Cumberland Industrial Farm and

Whereas The Commission appointed for the State institution for inebriates in the year one thousand nine hundred and seventeen was not confirmed by the Senate and no subsequent appointments were made and therefore no legal commission existed thereafter to pay the debts incurred by said commission and bills outstanding and

Whereas By the Act approved the fourteenth day of June one thousand nine hundred and twenty-three (Appropriation Acts page thirty-one) ten thousand dollars ($10,000) was appropriated for the purpose of paying the outstanding bills of this Commission including the claim by the architect said act empowering the Auditor General the State Treasurer and the Attorney General to adjust and approve all such claims before any payment thereon was made and

Whereas Two claims were presented and payment thereof authorized out of said State appropriation as follows For the Secretary of the Commission five hundred dollars ($500.00) for the architect to the Commission seventeen thousand and seventy-eight dollars and eighty-nine cents ($17.078.89) and

Whereas There was paid from said appropriation of ten thousand dollars ($10,000) the claim of the Secretary of five hundred dollars ($500.00) and nine thousand five hundred dollars ($9,500) on the claim of the architect leaving a balance due to the architect as found by the Auditor General State Treasurer and Attorney General of seven thousand five hundred seventy-eight dollars and eighty-nine cents ($7,578.89) therefore

Section 1 Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That the sum of seven thousand five hundred seventy-eight dollars and eighty-nine cents ($7,578.89) is hereby specifically appropriated to the Auditor General for the payment of the balance of the claim of the architect employed by the Commission appointed to provide for the selection of a site and the erection of a State institution for inebriates under the provisions of the Act approved the twenty-fifth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand three hundred six) entitled "An act to provide for the selection of a site and the erection of a State institution for the detention care and treatment of inebriates or persons habitually addicted to the use of alcoholic drink or intoxicating drugs to be called the State Institution for Inebriates and making an appropriation therefor" said claim having been adjusted by the Auditor General State Treasurer and Attorney General on August twenty-ninth one thousand nine hundred and twenty-four and the amount found to be due having been fixed at seventeen thousand and seventy-eight dollars and eighty-nine cents ($17,078.89) of which amount nine thousand five hundred dollars ($9,500) has been heretofore paid by the Commonwealth in accordance with the provisions of the Act approved the fourteenth day of June one thousand nine hundred and twenty-three (Appropriation Acts page 31) entitled "A joint resolution making an appropriation to the Auditor General for the purpose of adjusting and paying certain outstanding bills contracted by the commission appointed under the provisions of the act approved the twenty-fifth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand three hundred and six) entitled 'An act to provide for the selection of a site and the erection of a State institution for the detention care and treatment of inebriates or persons habitually addicted to the use of alcoholic drink or intoxicating drugs to be called the State Institution for Inebriates and making an appropriation therefor.'"

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL OVER IN ORDER.

Mr. SCHANTZ. Mr. President, I ask that Senate Bill No. 50, on second reading, entitled:

An Act to define real estate brokers and real estate salesmen and providing for the licensing, regulation and supervision of resident and non-resident real estate brokers and real estate salesmen and their business through a bureau in the department of the secretary of insurance.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

## BILL ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 52, entitled:

An Act making an appropriation to the Department of Highways to carry into effect the provisions of the act approved the eleventh day of July one thousand nine hundred twenty-three (Pamphlet Laws one thousand and seventy) entitled "An act empowering the State Highway Department to rebuild certain intercounty bridges located on the routes of State Highways which bridges cross rivers and have been heretofore destroyed by fire and making an appropriation"

Section 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of sixty thousand dollars ($60,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Department of Highways in addition to any moneys now available under existing laws for the purpose of preparing plans and rebuilding county bridges across rivers under the provisions of the act approved the eleventh day of July one thousand nine hundred and twenty-three (Pamphlet Laws one thousand and seventy) entitled "An act empowering the State Highway Department to rebuild certain intercounty bridges located on the routes of State Highways which bridges cross rivers and have been heretofore destroyed by fire and making an appropriation"

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. SCHANTZ. Mr. President, I move that Senate Bill No. 52, the bill just read, be recommitted to the Committee on Appropriations.

Mr. DAIX. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 54, entitled:

An Act validating certain proceedings of counties cities boroughs townships school districts and other incorporated districts or municipalities had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) entitled "An act to regulate the manner increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance to such proceedings

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all proceeding heretofore had and held by any county city borough township school district or other municipality or incorporated district within this Commonwealth To increase its indebtedness under the method or procedure specified by the provisions of an Act of Assembly entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" approved the twentieth day of April one thousand eight hundred and seventy-four and the acts amendatory thereof and supplementary thereto be and the same are hereby ratified confirmed and made valid notwithstanding that the principal of the bonds securities and obligations issued in pursuance of said proceedings are reimbursable at a period exceeding thirty years from the date at which the same were authorized All of the bonds securities and obligations issued or to be issued in pursuance of such proceedings are hereby made valid and binding obligations of every such county city borough township school district or incorporated district Provided That all the other requirements of law concerning such procedure in the issue of bonds have been complied with And provided further That the provisions of this act shall not apply in any instance where the validity of such proceedings or of any issue of bonds or other securities based thereon has been already made the subject of litigation in any court of this Commonwealth

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 61, entitled:

An Act to amend route number one hundred and two of section six of an act approved the thirty-first day of May one thousand nine hundred and eleven (Pamphlet Laws four hundred and sixty-eight) entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of Commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway and procedure therein providing for work of improvement of State Highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State Highways and State-aid Highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State Highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of the act" as amended

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That route number one hundred and two of section six of an act approved the thirty-first day of May one thousand nine hundred and eleven (Pamphlet Laws four hundred sixty-eight) entitled "An Act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of Commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway and procedure therein providing for work of improvement of State Highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the

same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State Highways and State-aid highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State Highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of this act" which was amended by section one of an act approved the eleventh day of July one thousand nine hundred and twenty-three (Pamphlet Laws one thousand sixty-three) is hereby further amended to read as follows

Route One Hundred and Two From Coudersport to Wellsboro Commencing in Coudersport and running by way of Sweden Brookland West Pike and Galeton to a point on the dividing line between Potter and Tioga counties thence by way of Gaines Ansonia and Stokesdale into Wellsboro Tioga County

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 72, entitled:

An Act providing for the selection and the acquisition by purchase or by the exercise of the right of eminent domain of a tract of land and the erection thereon of buildings for the Eastern State Penitentiary making an appropriation therefor authorizing the removal thereto of the inmates of the said penitentiary and directing the sale of the site now occupied by the said penitentiary and the buildings and materials thereon

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That as soon as practicable after the approval of this act the Board of Trustees of the Eastern State Penitentiary with the approval of the Governor shall select a tract of land not less than one thousand five hundred (1,500) acres in the eastern part of the State suitable for the erection of buildings for the said Eastern State Penitentiary Such tract shall be selected with a view to the preservation of the health of the inmates of the said penitentiary as well as to afford ample acreage or arable land well supplied with good water and capable of being properly sewered and drained

Section 2 When the said Board of Trustees shall have selected a tract of land as herein before provided it shall endeavor to agree with the owners thereof upon a purchase price which the said Board with the approval of the Governor shall deem reasonable and the said Board is hereby authorized to acquire said tract or any part thereof for such price and upon such terms as the Board with the approval of the Governor shall deem reasonable The Attorney General shall approve the title of any tract or any part thereof purchased hereunder and all land purchased shall be conveyed to the Commonwealth in fee simple

Section 3 If it shall be found impossible for the said Board of Trustees and the owners of any part or parts of the tract of land selected hereunder to agree on the terms of the purchase thereof said Board of Trustees may enter upon take possession of and occupy such land and designate and mark the boundary lines thereof and thereupon the same shall become a part of the property of the Commonwealth for the use of the said Eastern Penitentiary

Section 4 The credit of the Commonwealth is hereby pledged and made security to the owner or owners of any property taken for the purpose hereinbefore provided for all damages which they may sustain on account of the taking of such property for said purposes

Section 5 The title to all real estate acquired by condemnation proceedings hereunder shall be vested in the Commonwealth in fee simple

Section 6 The powers of eminent domain conferred by this act may be exercised as to any land either vacant or occupied as may be required as aforesaid except the following Any burial ground or any land belonging to any incorporated institution of learning incorporated hospital association incorporated or unincorporated church or religious association which land is actually used or held for the purpose for which such burial ground institution of learning hospital association church or religious association was established

Section 7 When the said Board of Trustees shall have entered upon and occupied lands for the purposes hereinbefore provided the Attorney General or the owners of such premises or any one of such owners in behalf of all of them may present a petition to the Court of Common Pleas of the County in which said land is situated setting forth the facts giving a description of the premises taken by metes and bounds and the names of all the owners thereof whereupon the said Court shall appoint a jury of viewers consisting of three competent and disinterested residents of said County and shall fix a time for hearing when they shall view said premises Said time shall not be less than fifteen nor more than thirty days after their appointment of which time and place ten days' notice shall be given by the Petitioner to said viewers and other parties interested If on account of non-residence or for any other reason personal notice cannot be given notice shall be given of such view by registered letter or by advertisement or otherwise as the Court may direct

Section 8 At the same time and place fixed for said view the said viewers having first been duly sworn or affirmed to perform their duties with fidelity and according to law shall view and examine the premises so taken and after hearing such parties as may desire to be heard shall decide to make a true report to said court concerning the matters set forth in such petition and submitted to them and taking into consideration the quality and location of and the improvements upon the land so taken and occupied as aforesaid and taking into consideration the damages sustained and the benefits accruing shall estimate and determine what amount of damages if any have been sustained by the owners of such premises by reason of the taking of said land and to whom payable if they cannot ascertain the legal owners thereof Such hearing may be adjourned from time to time as such viewers may direct and the Attorney General and the parties interested shall have at least ten days' notice of the filing of such report If the actual owner of such premises or any part thereof by reason of non-residence or otherwise cannot be notified notice of the filing of such report shall be given as directed by the court

Section 9 If no exceptions are filed to or appeal taken from said report by any party interested within thirty days after the filing thereof the same shall be confirmed absolutely by the court and the amount awarded therein to any person shall be a valid debt and obligation of the Commonwealth and shall be payable out of any available funds appropriated for the purposes of the said penitentiary

Section 10 If exceptions to said report are filed by any interested party or if an appeal is taken the said exceptions or appeal shall be disposed of according to the rules of said court and the final judgment paid as hereinbefore provided The right to conduct said proceedings by appeal or otherwise down to the final judgment is granted to all parties in interest as fully as if the Commonwealth were not a party thereto

Section 11 All costs and witness fees in any such case shall be paid by the Commonwealth out of any available funds appropriated for the purposes of said penitentiary Provided That in cases where an appeal is taken by any property owner from the award made by any board of viewers and appellant does not recover a verdict for a greater amount than the viewers awarded the appellant shall pay all costs of such appeal and trial

Section 12 Upon the tract of land acquired by purchase or condemnation or partly by purchase or partly by condemnation as hereinbefore provided the said Board

of Trustees of the Eastern Penitentiary shall cause to be erected buildings for the purpose of said penitentiary of modern design plain and substantial and capable of extension as the needs of the institution may require The plans and specifications for the buildings to be erected as herein provided shall be prepared and adopted by the said Board of Trustees with the approval of the Governor After the adoption of plans and specifications as aforesaid no changes therein shall be made except upon the recommendation of said Board of Trustees with the approval of the Governor

Section 13 The construction of the buildings to be erected as hereinbefore provided shall be under the general supervision of the Department of Property and Supplies of the Commonwealth of Pennsylvania as provided by law and said Department is hereby authorized to appoint a Superintendent of Construction for the building of the said penitentiary who shall receive such compensation out of the appropriation made by this act as the said Board of Trustees of the Eastern Penitentiary shall determine with the approval of the Governor

Section 14 So far as practicable inmates of the Eastern Penitentiary shall be employed in the work of constructing the buildings of the said penitentiary For this purpose as many able-bodied male inmates of said penitentiary as said Board of Trustees may deem necessary and advisable shall be transferred from said Eastern State Penitentiary with the necessary guards and shall be housed in temporary quarters upon the tract acquired as hereinbefore provided and for this purpose the said Board of Trustees is hereby authorized to construct necessary temporary buildings and to pay for the same out of the appropriation made by this act

Section 15 All contracts for materials as well as contracts for such portions of the work of erecting said buildings as cannot be done by the inmates of the said Eastern State Penitentiary shall be made by the said Board of Trustees subject to approval by the Governor and the Attorney General Provided however that any contract involving an expenditure of more than five hundred dollars ($500) shall be made only after advertisement and competitive bidding

Section 16 Upon completion of the permanent buildings to be erected as hereinbefore provided the inmates of the said Eastern State Penitentiary shall be transferred to them and thereupon the said Board of Trustees shall solicit bids by advertisements to be given general newspaper publication throughout the Commonwealth for the purchase of the site now occupied by the said penitentiary and the buildings and materials thereon and it shall sell the same to the person or persons whose bid or bids shall be deemed most advantageous to the Commonwealth subject to the approval of the Governor and the purchase moneys therefor shall be paid by the purchaser or purchasers into the State Treasury

Section 17 For the acquisition of a tract of land either by purchase or condemnation as in this act provided including any and all expenses connected with such acquisition for the preparation of plans and specifications for permanent buildings for the erection of temporary quarters for inmates for traveling expenses of inmates and the traveling expenses and compensation of guards for materials required for the construction of permanent or temporary buildings for the payment of amounts due to contractors under contracts awarded under the provisions of this act for advertising and for any other expenses which may properly be incurred under the provisions of this act during the two fiscal years beginning June first one thousand nine hundred and twenty-five and ending May thirty-first one thousand nine hundred and twenty-seven the sum of two million three hundred thousand dollars ($2,300,000) is hereby specifically appropriated to the Board of Trustees of the Eastern State Penitentiary to be drawn from the State Treasury on the warrant of the Auditor General drawn upon the State Treasurer upon requisition of the Secretary of Welfare as provided by law

Section 18 Section two of the Act approved the fourteenth day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred and seventy-two) entitled "An act to provide for the modification of the plans of the new Western Penitentiary in Centre County so as to provide larger or additional buildings in order to accommodate the inmates of the Eastern Penitentiary as well as the Western Penitentiary for the consolidation of said institutions into one to be known as the State Penitentiary of Pennsylvania" is hereby repealed as are any other acts or parts of acts inconsistent herewith

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. SCHANTZ. Mr. President, I move that Senate Bill No. 72, the bill just read, be recommitted to the Committee on Appropriations.

Mr. DAIX. Mr. President, I second the motion.

The motion was agreed to.

## APPOINTMENTS TO COMMITTEES

The PRESIDENT. On behalf of the President Pro tempore the Chair announces the following additional appointments to committees:

Education: The Senator from Erie, Mr. Griswold.

Banks and Building and Loan Associations: The Senator from Allegheny, Mr. Mansfield.

## HOUSE MESSAGES.

### TIME OF NEXT MEETING.

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives, informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, January 27, 1925.

Resolved, (if the House of Representatives concur), That when the Legislature adjourns today it reconvene on Monday evening, February second, at nine o'clock.

## MOTION TO READ BILLS THE FIRST TIME.

Mr. LESLIE. Mr. President, I move that all bills reported from committees at to-day's session be read the first time.

Mr. SCHANTZ. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON FIRST READING.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 20, entitled:

An Act providing for the preparation or acquisition and preservation in the office of the county commissioners of each county, of the names and records of all soldiers,, sailors, marines and war nurses who served in the military and naval forces of the United States during the World War.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 47, entitled:

An Act regulating the sale of oysters at retail.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 49, entitled:

An Act providing for the presentation of libels in divorce to the several courts of common pleas and the awarding of subpoenas thereon.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 85, entitled:

An Act for the promotion of the safety of the traveling public by authorizing counties and townships to purchase, or condemn by the right of eminent domain property and lands along highways so as to eliminate dangerous curves and widen narrow highways.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 94, entitled:

An Act to validate the obligations of school districts issued prior to January first one thousand nine hundred and twenty-four pursuant to section five hundred and eight of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith", and its amendments, notwithstanding that said obligations were not issued under the seal of the district if any, were not properly attested by the president and secretary of the board of directors of such district and that the incurring of said indebtedness and the issuing of obligations therefor were not first authorized by less than two-thirds of the members of the board of school directors and that no provision for the payment of the same from the current revenue of said district was made.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 96, entitled:

An Act to amend clause five of section three of the act approved the thirteenth day of May, one thousand nine hundred and nine, (P. L. 520), entitled "An act relating to food, defining food, providing for the protection of the public health, and the prevention of fraud and deception, by prohibiting the manufacture or sale, the offering for sale or exposing for sale, or the having in possession with intent to sell, of adulterated, misbranded, or deleterious foods, prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof," as amended.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 98, entitled:

An Act to further amend section one of the act approved the eighth day of June, one thousand nine hundred and fifteen, (P. L. 915), entitled "An act to fix the salaries of the deputies in the offices of the clerk of the courts, county controller, recorder of deeds, county treasurer, chief deputy sheriff, and chief clerk to the county commissioners, in counties of this Commonwealth having over two hundred and fifty thousand population and less than four hundred thousand population," as amended; by providing that the deputy prothonotary in counties of the third class shall receive the same salary paid other deputies in such county.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 99, entitled:

An Act to amend sections two and six of the act approved the fourteenth day of May, one thousand nine hundred and fifteen, (P. L. 483), entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass, except actions for libel and slander; prescribing the pleadings and procedure to be observed therein, and giving the courts power to enforce its provisions."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 102, entitled:

An Act providing that in certain cases it shall not be a defence in an action against a corporation on a negotiable instrument issued or endorsed in its name to prove that it was issued or endorsed by an officer or officers thereof contrary to the by-laws of said corporation.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 109, entitled:

An Act validating certain proceedings and elections of counties, cities, boroughs, townships, school districts, and other incorporated districts or municipalities, had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four (P. L. 65), entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto; and validating bonds issued or authorized to be issued in pursuance to such proceedings and elections.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 110, entitled:

An Act to amend an act, approved the twenty-ninth day of June, one thousand nine hundred and twenty-three (Pamphlet Laws, nine hundred and sixty-seven), entitled "An act authorizing and empowering district attorneys of each county to organize themselves into a State association for the purpose of holding meetings, and providing for the payment of the expenses thereof, and of the district attorneys attending, by the several counties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 126, entitled:

An Act authorizing the Department of Welfare to sell surplus products of prison industries outside of Pennsylvania.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 133, entitled:

An Act to amend section one thousand and six of the act approved the eighteenth day of May, one thousand nine

hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," requiring the Superintendent of Public Instruction to send to every school director a copy of each new addition of the School Code.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

## RECESS.

Mr. LESLIE. Mr. President, I move that the Senate do now take a recess for five minutes.

Mr. SCHANTZ. Mr. President, I second the motion.

The motion was agreed to.

## AFTER RECESS.

The PRESIDENT. The time for recess having elapsed the Senate will be in order.

## SENATE PROCEEDS TO HOUSE TO LISTEN TO READING OF MESSAGE BY THE GOVERNOR PRESENTING THE BUDGET OF THE COMMONWEALTH.

The hour of 12:00 o'clock noon having arrived, Messrs. Wells, Wheeler and Irwin, a Committee from the House of Representatives, being introduced, informed the Senate that the House of Representatives was ready for the reception of the President and Members of the Senate for the purpose of listening to the reading by his Excellency, the Governor, of his message presenting the budget of the Commonwealth.

Whereupon,

The President and members of the Senate proceeded to the hall of the House of Representatives.

## SENATE RETURNS FROM HOUSE.

After some time, the President and Senators returned to the Senate Chamber.

## COMMITTEE ON ARRANGEMENTS FOR RECEPTION OF WILLIAM PENN CHARTER.

The PRESIDENT. On behalf of the President pro tempore the Chair announces the appointment of the following committee, to act with a like committee from the House, to make arrangements for the reception of the Charter of Liberties granted to the Province of Pennsylvania by William Penn: The Senator from Philadelphia, Mrs. Vare, the Senator from Delaware, Mr. MacDade, the Senator from Montgomery, Mr. Stites, the Senator from Potter, Mr. Baldwin, the Senator from Crawford, Mr. Weingartner, the Senator from Lycoming, Mr. Sones, and the Senator from Allegheny, Mr. Leslie.

## BUDGET BIENNIUM FOR 1925 TO 1927.

The Chair cleared his table and laid before the Senate the Budget of the Commonwealth of Pennsylvania for the biennium 1925 to 1927, submitted to the General Assembly by His Excellency, the Governor of the Commonwealth.

Mr. BUCKMAN. Mr. President, I move that the Budget as submitted by His Excellency, the Governor of the Commonwealth, to the General Assembly be printed in the Appendix of the Legislative Journal.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## RESOLUTION AUTHORIZING THE PRINTING OF 500 COPIES OF THE BUDGET.

Mr. STITES. I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. STITES offered the following resolution, which was twice read, considered and agreed to:

Resolved, That the Chief Clerk of the Senate be authorized to order for the use of the Senate Five Hundred (500) complete copies of the budget of the Commonwealth of Pennsylvania for the biennium 1925 to 1927 as submitted to the General Assembly by Governor Pinchot January 27th, 1925.

## REPORT FROM COMMITTEE.

Mr. SCHANTZ. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SCHANTZ, from the Committee on Appropriations, re-reported as committed, Senate Bill No. 1, entitled:

An Act authorizing the issue and sale of bonds to the amount of fifty millions of dollars by the Commonwealth of Pennsylvania; defining the powers and duties of the Governor, the Auditor General and the State Treasurer in relation thereto; making an appropriation of the proceeds of such bonds for the purpose of improving and rebuilding the highways of the Commonwealth; providing for the payment of the interest on, and the redemption of such bonds by the Board of Finance and Revenue, and for the sale and registration of said bonds; and making an appropriation to carry out the provisions of this act.

## ADJOURNMENT.

Mr. BUCKMAN. Mr. President, I move that the Senate do now adjourn until Monday evening, February 2nd, 1925, at nine o'clock out of respect to the memory of the late David H. Lane.

Mr. SALUS. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 1:35 P. M. until Monday evening, February 2nd, 1925, at nine o'clock.

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# HOUSE OF REPRESENTATIVES

TUESDAY, January 27, 1925.

The House met at 11:00 o'clock A. M.

The SPEAKER (Thomas Bluett) in the Chair.

## PRAYER.

The Chaplain, Rev. George P. Donehoo, offered the following prayer:

Our Heavenly Father, we pray Thee that Thy blessing may be upon us on this bright morning. Help us to enter upon the duties of this day with earnestness, fidelity and loyalty to Thee, seeking to do not only the things which are best for the people of this Commonwealth, but the things which are best for the advancement of Thy kingdom. Abide with us and guide us personally. Bless the Speaker and all the members of this House, we ask for Christ's sake. Amen.

## JOURNAL APPROVED.

The SPEAKER. The Clerk will read the Journal of yesterday's proceedings.

The Clerk proceeded to read the Journal of yesterday's proceedings, when, on motion of Mr. Anderson, the further reading was dispensed with and the Journal approved.

## BILLS INTRODUCED AND REFERRED

By Mr. EARLEY. HOUSE BILL No. 266.

An Act to amend section one of an act approved the seventeenth day of July, one thousand nine hundred and nineteen, (P. L. 1021), entitled "An act to exempt from taxation public property used for public purposes, actual places of religious worship, places of burial not used or held for private or corporate profit, and institutions of purely public charity, and repealing prior acts relating thereto," as amended; by extending the provisions thereof to property owned, occupied and used by any branch, post or camp of honorably discharged soldiers, sailors and marines, and discharging certain taxes.

Referred to the Committee on Military.

By Mr. PEELOR. HOUSE BILL No. 267.

An Act authorizing corporations to issue stock to employes of the corporation and of its subsidiaries at par value or at a price in excess of par value.

Referred to the Committee on Judiciary General.

By Mr. EARLEY. HOUSE BILL No. 268.

An Act to further amend an act, approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 894), entitled "An act to amend an act, approved the twenty-fifth day of June, one thousand nine hundred and thirteen, (P. L. 550), entitled 'An act authorizing the several counties, incorporated towns, and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans, and of the Army of the Philippines, and to each post of the American Veterans of Foreign Service, in the respective counties, boroughs, and towns, to aid in defraying the expenses of Memorial Day,' by authorizing appropriations to each post of the American Legion, Veterans of Foreign Wars, and to each Naval Association, and each post of the Grand Army of the Republic."

Referred to the Committee on Counties and Townships.

By Mr. NEELY. HOUSE BILL No. 269.

An Act to amend clause (d) of section fifty-nine of an act approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 447), entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians and trustees herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also, generally dealing with the jurisdiction, powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents;" providing for payments of property belonging to minors without appointment of guardian in estates of three hundred dollars or less.

Referred to the Committee on Judiciary General.

By. Mr. LAFFERTY. HOUSE BILL No. 270.

An Act making an appropriation to the Pennsylvania Home Teaching Society and Free Circulating Library for the Blind, at Philadelphia.

Referred to the Committee on Appropriations.

By Mr. FREDERICK A. BELL. HOUSE BILL No. 271.

An Act allowing a rebate and imposing a penalty in the collection of county taxes assessed in the cities of the third class in this Commonwealth.

Referred to the Committee on Judiciary Special.

By Mr. WHITEHOUSE. HOUSE BILL No. 272.

An Act making an appropriation to the Benevolent Association's Home for Children, Pottsville, Pennsylvania.

Referred to the Committee on Appropriations.

By. Mr. STARK. HOUSE BILL No. 273.

An Act to establish as a State Highway a certain section of public road in the County of Wyoming.

Referred to the Committee on Public Roads.

By Mr. STARK. HOUSE BILL No. 273.

An Act defining private waters, defining ownership of fish therein and regulating the taking of the same, and providing penalties.

Referred to the Committee on Fisheries.

By Mr. STARK. HOUSE BILL No. 275.

An Act to establish as a State Highway a certain section of public road in the County of Wyoming.

Referred to the Committee on Public Roads.

By Mr. STARK. HOUSE BILL No. 276.

An Act making an appropriation to the State Highway Department for the payment of rewards to townships of the second class.

Referred to the Committee on Appropriations.

By Mr. LAFFERTY. HOUSE BILL No. 277.

An Act making an appropriation to The Jefferson Medical College of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WHITEHOUSE. HOUSE BILL No. 278.

An Act making an appropriation to the Trustees of the Millikin Hospital, Pottsville, Pa.

Referred to the Committee on Appropriations.

By Mr. NEELY. HOUSE BILL No. 279.

An Act to fix the salaries of the judges of the courts of common pleas, and the judges of the orphans' court.

Referred to the Committee on Judiciary Special.

By Mr. LYNCH. HOUSE BILL No. 280.

An Act continuing the commission to make an investigation of the condition of disabled World War veterans of Pennsylvania; and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. WELLS. HOUSE BILL No. 281.

An Act consolidating into one special fund in the State Treasury all separate funds set apart in the State Treasury for the use of the Board of Fish Commissioners, formerly the Department of Fisheries, specifying the purposes for which the moneys in the said fund may be used and appropriating such moneys to the Board of Fish Commissioners for the purposes specified.

Referred to the Committee on Appropriations.

By Mr. LOTZ. HOUSE BILL No. 282.

An Act to establish as a State Highway a certain section of public road in the counties of Blair and Cambria.

Referred to the Committee on Public Roads.

By Mr. BAGSHAW. HOUSE BILL No. 283.

An Act to establish as a State Highway a certain section of public road in the county of Blair.

Referred to the Committee on Public Roads.

By Mr. SCHOENER. HOUSE BILL No. 284.

An Act to establish as a State Highway a certain section of public road in the counties of Lebanon and Berks.

Referred to the Committee on Public Roads.

By Mr. FOCKLER. HOUSE BILL No. 285.

An Act making an appropriation to the Conemaugh Valley Memorial Hospital, at Johnstown, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FOCKLER. HOUSE BILL No. 286.

An Act making an appropriation to the Mercy Hospital, of Johnstown, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FOCKLER. HOUSE BILL No. 287.

An Act making an appropriation to the Lee Homeopathic Hospital, of Johnstown, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. STOCK. HOUSE BILL No. 288.

An Act making an appropriation to the Annie M. Warner Hospital, Gettysburg, Adams County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. CHRISTIAN MILLER. HOUSE BILL No. 289.

A Supplement to an act approved the thirteenth day of July, one thousand nine hundred and twenty-three, (Appropriation Acts, page 245), entitled "An act making an appropriation to the State Hospital for Injured Persons of the Middle Coal Field."

Referred to the Committee on Appropriations.

By Mr. HARRY A. LITTLE. HOUSE BILL No. 290.

An Act making an appropriation to the Saint John's General Hospital, of Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. LEIDIGH. HOUSE BILL No. 291.

An Act making an appropriation to the Pottsville Hospital, Pottsville, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. EDE. HOUSE BILL No. 292.

A Supplement to an act, approved the twenty-third day of June, one thousand nine hundred eleven, (P. L. 1123), entitled, "An act establishing in each county a board of viewers; prescribing their duties; providing for their appointment as viewers, road juries, juries of view, and commissioners to view land; and providing for the charges upon the respective counties in the matter of salaries, costs, and expenses, hereof," as the same was amended and supplemented by subsequent acts, by providing for the compensation to be paid to the members of the board of viewers in counties of the third, fourth, fifth, sixth, seventh and eighth class.

Referred to the Committee on Counties and Townships.

By Mr. HOLMES. HOUSE BILL No. 293.

A Further Supplement to an act, approved the first day of April, one thousand eight hundred and sixty-three (P. L. 213), entitled, "An act to accept the grant of public lands by the United States to the several States for the endowment of agricultural colleges," and making an appropriation for carrying the same into effect.

Referred to the Committee on Appropriations.

By Mr. SCOTT. HOUSE BILL No. 294.

An Act making an appropriation to the Board of Trustees of Coaldale State Hospital.

Referred to the Committee on Appropriations.

By Mr. DRINKHOUSE. HOUSE BILL No. 295.

An Act making an appropriation to the Woman's Hospital of Philadelphia, two thousand one hundred and thirty-seven North College Avenue.

Referred to the Committee on Appropriations.

By Mr. EACHES. HOUSE BILL No. 296.

An Act making an appropriation to the Homeopathic Medical and Surgical Hospital of Reading, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MORRISON. HOUSE BILL No. 297.

An Act authorizing counties of the fourth class and cities of the third class to appropriate moneys to State park and State park and harbor commissions.

Referred to the Committee on Counties and Townships.

By Mr. HARRY A. LITTLE. HOUSE BILL No. 298.

An Act making an appropriation to the Home for Colored Children, Termon Avenue, Twenty-seventh Ward, Pittsburgh, Pennsylvania, or its successor.

Referred to the Committee on Appropriations.

By Mr. HARRY A. LITTLE. HOUSE BILL No. 299.

An Act to further amend section thirty-five of the Act approved the thirtieth day of June, one thousand nine hundred and nineteen (P. L. 678), entitled, "An Act relating to and regulating the use and operation of motor vehicles and vehicles propelled by or trailing after motor vehicles, requiring the registration of the same, and the licensing of all operators thereof; providing the fees therefor, and the disposition of such fees; prohibiting the unauthorized use of or tampering with motor vehicles; limiting and delning the powers of cities, boroughs, incorporated towns, townships and counties as to the regulation of the use and equipment of motor vehicles, and the taxing, registration or licensing thereof; imposing certain duties on the State Highway Com-

missioner and on proprietors of public garages; providing procedure and penalties for violations thereof, and the disposition of fines collected, and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle," providing for the disposition of fines, penalties, and forfeited bail.

Referred to the Committee on Judiciary General.

By Mr. PERRY. HOUSE BILL No. 300.

An Act making an appropriation to the Northeastern Hospital of Philadelphia, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HARRY A. LITTLE. HOUSE BILL No. 301.

An Act making an appropriation to the Curtis Home of Western Avenue, North Side, Pittsburgh, or its successor.

Referred to the Committee on Appropriations.

By Mrs. PITTS. HOUSE BILL No. 302.

An Act making an appropriation to the Polyclinic Hospital of the University of Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. EARLEY. HOUSE BILL No. 303.

An Act to amend sections two and nine, to repeal section ten, to amend section sixteen and section twenty-two as amended, sections twenty-three, thirty-one, section thirty-two as amended, section fifty-two, section fifty-four as amended, section fifty-seven as amended, and section sixty-five of an act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 869), entitled "An Act providing for the organization, government, discipline, maintenance, and regulation of the armed land forces of this Commonwealth."

Referred to the Committee on Military.

By Mr. EARLEY. HOUSE BILL No. 304.

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania, by adding thereto section seventeen.

Referred to the Committee on Military.

By Mr. HUBER. HOUSE BILL No. 305.

An Act providing for the appointment of trustees for a proposed State Home for Crippled Children; defining their duties and term of office and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. HUBER. HOUSE BILL No. 306.

An Act relating to fish and amending, revising, consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth.

Referred to the Comittee on Fisheries.

By Mr. MATHAY. HOUSE BILL No. 307.

An Act making an appropriation to the Medico-Chirurgical Hospital of the University of Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. DAVIES. HOUSE BILL No. 308.

An Act providing that territory annexed to any city of the second class shall constitute a part of the poor district of such city of the second class, or of the poor district of which said city is a part.

Referred to the Committee on Municipal Corporations.

By Mr. WILLISTON P. WOOD. HOUSE BILL No. 309.

An Act to repeal the Act approved the first day of May, one thousand nine hundred and thirteen (P. L. 155), entitled "An Act regulating the letting of certain contracts for the erection, construction, and alteration of public buildings," in so far as it relates to counties of the seventh class.

Referred to the Committee on Counties and Townships.

By Mr. BUSH. HOUSE BILL No. 310.

An Act making an appropriation to the Brownsville General Hospital, Brownsville, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MARCUS. HOUSE BILL No. 311.

An Act making an appropriation to the Montefiore Hospital Association, of Western Pennsylvania, Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WILLIAMS. HOUSE BILL No. 312.

An Act to establish as a State Highway a certain section of public road in the county of Tioga.

Referred to the Committee on Public Roads.

By Mr. GRIFFITH. HOUSE BILL No. 313.

An Act to amend sections three and nine of an act approved the fifteenth day of June, one thousand nine hundred and twenty-three, (P. L. 834), entitled "An act imposing a State tax, including an additional emergency State tax, on liquid fuels, including all liquids ordinarily, practically, and commercially usable in internal combustion engines for the generation of power, and all distillates of, and condensates from, petroleum, natural gas, coal, coal tar, and vegetable ferments so usable and sold in this Commonwealth, except for the purpose of resale; providing for the collection of such tax, and for the distribution and use of the revenues derived therefrom; providing for the filing of certificates and reports of the sale of such liquid fuels to dealers; and fixing penalties;" by increasing the rate of said tax and changing the manner of distribution and use of the revenue derived therefrom.

Referred to the Committee on Ways and Means.

By Mr. GRIFFITH. HOUSE BILL No. 314.

An Act to amend section one of an act approved the seventeenth day of July, one thousand nine hundred and nineteen, (P. L. 1021), entitled, "An act to exempt from taxation public property used for public purposes, actual places of religious worship, places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto," as amended.

Referred to the Committee on Judiciary General.

By Miss BENTLEY. HOUSE BILL No. 315.

An Act making an appropriation to the Titusville Hospital, at Titusville, Pennsylvania.

Referred to the Committee on Appropriations.

By Miss BENTLEY. HOUSE BILL No. 316.

An Act making an appropriation to the Meadville Children's Aid Society and Home for the Aged, Meadville, Crawford County, Pennsylvania.

Referred to the Committee on Appropriations.

By Miss BENTLEY. HOUSE BILL No. 317.

An Act making an appropriation to the Meadville City Hospital, Meadville, Pennsylvania.

Referred to the Committee on Appropriations.

By Miss BENTLEY. HOUSE BILL No. 318.

An Act making an appropriation to the Spencer Hospital, Meadville, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MARCUS. HOUSE BILL No. 319.

An Act authorizing cities of the second class to regulate by ordinance sales of merchandise at public auction and fix penalties for the violation of the provisions thereof.

Referred to the Committee on Judiciary General.

By Mr. MARCUS. HOUSE BILL No. 320.

An Act making an appropriation to the Dixmont Hospital of Dixmont, Allegheny County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BREWSTER. HOUSE BILL No. 321.

An Act to amend chapter fourteen of the Act approved the fourteenth day of July, one thousand nine hundred and seventeen (P. L. 840), entitled "An act concerning townships; and revising, amending and consolidating the law relating thereto," by adding article three thereto; providing for a system of sewers and drains in townships of the second class.

Referred to the Committee on Counties and Townships.

By Mr. HART. HOUSE BILL No. 322.

An Act making an appropriation to the Pennsylvania Museum and School of Industrial Art, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mrs. PITTS. HOUSE BILL No. 323.

An Act to amend section one of an act approved the twenty-sixth day of June, one thousand eight hundred and ninety-five (P. L. 316), entitled "An act relating to husband and wife who are the parents of minor children, enlarging and extending the power, control and authority of the mother over their minor children under certain circumstances," giving the mother under all circumstances the same and equal power and rights with the father.

Referred to the Committee on Judiciary Special.

By Mr. WEAMER. HOUSE BILL No. 324.

An Act to amend section thirty-two of the act approved the twenty-ninth day of April, one thousand eight hundred and forty-four, (P. L. 486), entitled "An act to reduce the state debt; and to incorporate the Pennsylvania canal and railroad company;" making females subject to the county tax on professions, trades and occupations.

Referred to the Committee on Judiciary General.

By Mr. HEFFRAN. HOUSE BILL No. 325.

An Act for the protection of persons working in the bituminous coal mines; requiring the examination and registration of minors working therein; providing for the appointment of Minors' Examining Boards; prescribing their powers and duties, and inflicting penalties for the violation of this act.

Referred to the Committee on Mines and Mining.

By Mr. EDMONDS. HOUSE BILL No. 326.

An Act to further amend section two of the act approved the twentieth day of June, one thousand nine hundred and nineteen, (P. L. 521), entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties, and citing certain acts for repeal."

Referred to the Committee on Judiciary General.

By Mr. WEAMER. HOUSE BILL No. 327.

An Act to amend part of section four hundred and twenty-one of an act approved the fourteenth day of July, one thousand nine hundred and seventeen (P. L. 840), entitled "An act concerning townships; and revising, amending and consolidating the law relating thereto," as amended; making females subject to the township tax on occupations in townships of the second class.

Referred to the Committee on Counties and Townships.

By Mr. LONG. HOUSE BILL No. 328.

An Act making an appropriation to the Coatesville Hospital, Coatesville, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WELTY. HOUSE BILL No. 329.

An Act to establish as a State Highway a certain section of public road in the county of Lehigh.

Referred to the Committee on Public Roads.

By Mr. HRICKO. HOUSE BILL No. 330.

An Act to estabilsh as a State Highway a certain section of public road in the counties of Lackawanna and Wayne.

Referred to the Committee on Public Roads.

By Mr. RHODES. HOUSE BILL No. 331.

An Act making an appropriation to the Monroe County Hospital, Stroudsburg, Monroe County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. RHODES. HOUSE BILL No. 332.

An Act to amend section seventeen of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-one, (P. L. 1081), entitled "An act providing for county poor districts in counties of the seventh class; providing for their management, direction, and control by the county commissioners; defining their powers and duties; imposing certain duties upon the the county treasurer and county controller or county auditors; abolishing the present poor districts, and transferring their property."

Referred to the Committee on Counties and Townships.

By Mr. HOLCOMBE. HOUSE BILL No. 333.

An Act to establish as a State Highway a certain section of public road in the counties of Sullivan and Bradford.

Referred to the Committee on Public Roads.

By Mr. BLAIR. HOUSE BILL No. 334.

An Act to amend section one hundred and ninety-six, as amended, of the act approved the fourteenth day of July, one thousand nine hundred and seventeen (P. L. 840), entitled "An Act concerning townships; and revising, amending and consolidating the law relating thereto."

Referred to the Committee on Counties and Townships.

By Mr. BLAIR. HOUSE BILL No. 335.

An Act to amend section twenty-five of an act approved the thirtieth day of June, one thousand nine hundred and nineteen (P. L. 678), entitled "An Act relating to and regulating the use and operation of motor vehicles and vehicles

propelled by, or trailing after motor vehicles; requiring the registration of the same, and the licensing of all operators thereof; providing the fees therefor, and the disposition of such fees; prohibiting the unauthorized use of, and tampering with motor vehicles; limiting and defining the powers of cities, boroughs, incorporated towns, townships and counties, as to the regulation of the use and equipment of motor vehicles, and the taxing, registration or licensing thereof; imposing certain duties on the State Highway Commissioner, and on proprietors of public garages; providing procedure and penalties for violations thereof, and the disposition of fines collected, and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle," as amended; by making it unlawful to park any motor vehicle within fifteen feet of any fire plug.

Referred to the Committee on Judiciary General.

By Mr. RHODES. HOUSE BILL No. 336.

An Act making a deficiency appropriation to the General Hospital, East Stroudsburg, Monroe County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. NORMAN WOOD. HOUSE BILL No. 337.

An Act to establish as a State Highway a certain section of public road in the counties of Lancaster and Chester.

Referred to the Committee on Public Roads.

By Mr. HEFFRAN. HOUSE BILL No. 338.

An Act to amend rule seventy-nine, section six of article eleven of an act approved the ninth day of June, one thousand nine hundred and eleven (P. L. 756) entitled, "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith."

Referred to the Committee on Mines and Mining.

By Mr. HEFFRAN. HOUSE BILL No. 339.

An Act to amend part of section six of an act, approved the thirty-first day of May, one thousand nine hundred and twenty-three, (P. L. 481), entitled "An act providing for the appointment of boards of examiners to examine applicants for certificates of qualification as mine foremen, assistant mine foremen, and fire bosses in the bituminous coal mines of this Commonwealth; prescribing the qualifications; defining the powers and duties, and fixing the compensation of such examiners, authorizing the Chief of the Department of Mines to determine the district in which boards of examiners shall hold examinations and to designate the boards before whom applicants in the various inspection dis tricts shall appear; providing for the issuance of certificates of qualification to successful applicants; fixing the fees to be paid by applicants, and providing for their disposition; forbidding the employment of unqualified persons as mine foremen, assistant mine foremen, and fire bosses; providing a penalty for forging or making false statements regarding certificates," by providing for a change in the qualifications of applicants for mine foremen's assistant mine foremen's and fire bosses' certificates.

Referred to the Committee on Mines and Mining.

By Mr. HEFFRAN. HOUSE BILL No. 340.

An Act to amend paragraph two, section nine, article four; paragraph three, section fourteen, article four and sections one and three of article ten, of an act, approved the ninth day of June, one thousand nine hundred and eleven, (P. L. 756), entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania, and for the protection and preservation of property connected therewith."

Referred to the Committee on Mines and Mining.

By Mr. HEFFRAN. HOUSE BILL No. 341.

An Act to amend section four of article eight, and rules nine, twelve, thirty, thirty-one and thirty-three of article twelve of an act approved the second day of June, one thousand eight hundred and ninety-one (P. L. 176), entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith."

Referred to the Committee on Mines and Mining.

By Mr. HEFFRAN. HOUSE BILL No. 342.

An Act to amend section five, of article two of an act approved the ninth day of June, one thousand nine hundred and eleven (P. L. 756), entitled, "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith."

Referred to the Committee on Mines and Mining.

By Mr. GILCHRIST. HOUSE BILL No. 343.

An Act making an appropriation to the Wayne County Memorial Hospital, at Honesdale, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. GREENSTEIN. HOUSE BILL No. 344.

An Act requiring the keeper, owner, proprietor or any person in charge of any storage or warehouse to keep a record of places to which certain goods are removed and to disclose the same to any-one claiming title thereto; and providing a penalty.

Referred to the Committee on Judiciary General.

By Mr. SOWERS. HOUSE BILL No. 345.

An Act to amend section one of an act approved the eleventh day of July, one thousand nine hundred and twenty-three (P. L. 1034), entitled, "An act concerning the domicile of a married woman," by extending the purposes of the act.

Referred to the Committee on Judiciary General.

By Mr. GEORGE A. SMITH. HOUSE BILL No. 346.

An Act making an appropriation to the Latrobe Hospital, Latrobe, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. GEORGE A. SMITH. HOUSE BILL No. 347.

An Act making an appropriation to the Westmoreland Hospital Association, of Greensburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FLYNN. HOUSE BILL No. 348.

An Act providing for the lapsing of unexpended or unencumbered balances of appropriations.

Referred to the Committee on Appropriations.

By Mr. SOWERS. HOUSE BILL No. 349.

An Act providing for the election of an additional judge of the court of common pleas number one and an additional judge of the court of common pleas number two of Philadelphia county.

Referred to the Committee on Judiciary Special.

By Miss THOMAS. HOUSE BILL No. 350.

An Act making an appropriation to the Chester County Hospital, West Chester, Pennsylvania.

Referred to the Committee on Appropriations.

By Miss THOMAS. HOUSE BILL No. 351.

An Act making an appropriation to the Homeopathic Hospital, West Chester, Chester County, Pennsylvania.

Referred to the Committee on Appropriations.

By Miss THOMAS. HOUSE BILL No. 352.

An Act making an appropriation to the Pennsylvania Epileptic Hospital and Colony Farm, Chester County, Pennsylvania.

Referred to the Committee on Appropriations.

By Miss THOMAS. HOUSE BILL No. 353.

An Act for the encouragement of Agriculture and the holding of Agricultural Exhibitions; prohibiting immoral shows and games of chance; providing State aid for certain Agricultural Associations, and regulating the payment thereof.

Referred to the Committee on Appropriations.

By Mr. LOCKHART. HOUSE BILL No. 354.

An Act making an appropriation to the Canonsburg General Hospital Association, at Canonsburg, Pennsylvania.

Referred to the Committee on Appropriations.

## REPORTS FROM COMMITTEES.

Mr. McBRIDE, from the Committee on Counties and Townships, reported as committed House Bill No. 250, entitled:

An Act concerning counties and county officers, and revising, amending, and consolidating the law relating thereto.

Mr. W. T. BELL, from the Committee on Counties and Townships, reported as committed House Bill No. 140, entitled:

An Act to amend the twelfth clause of section three hundred and eighty-one, chapter seven of an act approved the fourteenth day of July, one thousand nine hundred and seventeen, (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto."

Mr. NEELY, from the Committee on Counties and Townships, reported as committed House Bill No. 111, entitled:

An Act authorizing the discontinuance of Indices in Record Books, where counties have installed separate special Indices.

Mr. BIDELSPACHER, from the Committee on Counties and Townships, reported as committed House Bill No. 51, entitled:

An Act to amend section ten of an act approved the twenty-seventh day of June, one thousand eight hundred and ninety-five (P. L. 40), entitled "An act creating the office of county controller in counties of this Commonwealth containing one hundred and fifty thousand inhabitants and over, prescribing his duties, and abolishing the office of county auditor in said counties," by changing the amount at which contracts must be advertised.

## NOTIFICATION TO THE GOVERNOR.

Mr. GOODNOUGH offered the following resolution, which was twice read, considered and adopted:

Resolved, That the Chair appoints a Committee of three members of the House to meet with a similar committee on the part of the Senate to wait upon the Governor and inform him that the Senate and House will be prepared to meet him in Joint Session at twelve o'clock noon.

## APPOINTMENT OF COMMITTEE

The SPEAKER. The Chair appoints Messrs. Goodnough, Wright and Brewster as said Committee.

## NOTIFICATION TO THE SENATE.

Mr. WELLS offered the following resolution, which was twice read, considered and adopted.

Resolved, That a committee of three Members of this House be appointed to wait upon the Senate and inform that body that the House will be ready to receive them in Joint Session at 12 o'clock noon for the purpose of receiving the Message of the Governor.

## APPOINTMENT OF COMMITTEE

The SPEAKER. The Chair appoints Messrs. Wells, Wheeler and Irvin as such Committee.

## RESOLUTION TO ADJOURN IN MEMORY OF THE HONORABLE DAVID H. LANE.

Mr. SOWERS offered the following resolution, which was twice read, considered and adopted:

Resolved, that when the House adjourn today it do so out of respect to and in memory of the late Hon. David H. Lane of Philadelphia, an honest, frank, loyal, truthful, persistent, consistent, perserving man, citizen, soldier and statesman, who dedicated his life to the service of his city, State and nation, and who believed that the safety of a free people depended upon large representation and the creation and continuance of political parties as the peoples means to express their perferences and opinions and to bring about their enactment into law. And with the beginning of his very active and long life associated himself with others in the formation of the great and grand Republican Party and aided it with all his strength and wisdom in every contest from its start to the present time honestly believing in its principles as the best to guide his city, state and nation. And without ever faltering, loyally supported its duly and regularly selected candidates for office from Freemont for President to Coolidge, thereby justly earning for himself the name "Sage of Republican Stalwarts."

## RESIGNATION AS CLERK TO COMMITTEE.

The SPEAKER. The Chair presents the following resignation as Clerk to Committee which the Clerk will read:

Hon. Thomas Bluett,
Speaker of House, Harrisburg, Pennsylvania.

Resigning as Clerk of Committee.

FRANK R. HILL.

The SPEAKER. The resignation will be entered upon the Journal.

## APPOINTMENT OF CLERK TO COMMITTEE.

Mr. McCAIG offered the following resolution, which was twice read, considered and adopted:

Resolved, That J. Russell Milliken of Waynesburg, Greene County, Pennsylvania, be elected as Clerk to Committee of the House of Representatives, Session of one thousand nine hundred and twenty-five, vice Frank R. Hill, resigned.

## SENATE MESSAGE.

### RESOLUTION CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, January 26, 1925.

Whereas, the city of Chicago is now diverting colossal quantities of water out of Lake Michigan into the Chicago Drainage Canal for sanitation and power purposes, which diversion has already caused great injury to commerce on the Great Lakes, and

Whereas, the said city of Chicago is now seeking permission through the provisions of a bill now pending in the Congress of the United States, to increase the diversion of water from said lake to ten thousand cubic feet per second for the alleged purpose of protecting its water supply and disposing of its sewage, and

Whereas, The diversion of water in the quantities intended would result in a considerable additional lowering of the mean levels of the Great Lakes, to the great damage of the inner harbors and connecting channels and by reducing the carrying capacity of the lake fleet would make certain an enormous yearly loss of owners thereof, and

Whereas, The lowering of the levels of the Great Lakes and the changing conditions resulting therefrom would very seriously affect the fishing industries of the Commonweatlh, and

Whereas, This excessive drainage would be of water to and in which the Dominion of Canada has rights equal to those of the United States, and any attempt to increase the same is in violation of the Treaty Relations with the Dominion of Canada, therefore

Be it resolved, (if the Senate concur), That it is the opinion of the General Assembly of the Commonwealth of Pennsylvania that any increase in the amount of water permitted to be drained from the Great Lakes would be against the interests of the people of the United States, would seriously affect the fishing industries of this Commonwealth would b unnecessary, and might have an unwanted affect upon our friendly relations with the people of the Dominion of Canada, and be it further

Resolved, That a copy of these resolutions be transmitted by the Secretary of the Commonwealth to each Member of the Senate and each Member of the House of Representatives in the Congress of the United States, and that they be urged to use their vote and influence against the passage of any legislation intended to permit such further damage.

## SENATE MESSAGE.

### RESOLUTION CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, January 26, 1925.

Resolved, (if the Senate concur) That the General Assembly of the Commonwealth of Pennsylvania does respectfully request Congress of the United States to adopt legislation which will provide for retirement privileges for disabled emergency officers of the army under the same conditions now provided by law for officers of the regular army in so far as regards physical disability in line of duty.

Resolved, That the Secretary of the Commonwealth forward a copy of this resolution to the President Pro Tempore of the Senate and the Speaker of the House of Representatives of the United States and a copy to each Member and Senator from Pennsylvania in Congress of the United States.

## SENATE MESSAGE.

### TIME OF NEXT MEETING.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 27, 1925.

Resolved, (if the House of Representatives concur), That when the Legislature adiourns today it convene on Monday evening, February second, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## SENATE MESSAGE.

### APPOINTMENT OF COMMITTEE TO INVESTIGATE METHOD OF PRINTING AND FILING BILLS AND RESOLUTIONS.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 27, 1925.

Resolved, (if the House of Representatives concur), That a committee be appointed for the purpose of studying the prevailing method of printing and filing bills and resolutions before and after being acted upon by the Houses of the General Assembly, with the purpose of simplifying said method. Such committee shall consist of two members appointed by the President Pro Tempore of the Senate, and two members appointed by the Speaker of the House of Representatives. The Secretary of the Senate shall be a member of said committee ex-officio. Said committee shall submit recommendations for consideration by the General Assembly on or before March tenth, one thousand nine hundred and twenty-five.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## APPOINTMENT OF COMMITTEE ON RULES.

The SPEAKER. The Chair wishes to announce the appointment of the following Committee on Rules: Mr. Marcus, Chairman, Messrs. Perry, Flynn, Craig and Hall.

## RECESS.

The SPEAKER. If there is no objection, the House will take a recess until 11:50 A. M.

## AFTER RECESS.

The SPEAKER. The House will be in order.

Mr. WELLS. Mr. Speaker, your committee appointed to inform the Senate that the House is ready to receive them in joint session at 12:00 o'clock noon for the purpose of receiving a message from the Governor of the Commonwealth has transacted that business and we have here the Senate as a body ready to take their seats.

The SPEAKER. The committee is discharged with the thanks of the House. The president of the Senate is invited to preside over the Joint Session and the President Pro Tempore is invited to his place on the platform. The Senators will be seated.

## JOINT SESSION.

LIEUTENANT-GOVERNOR DAVID J. DAVIS presiding.

LIEUTENANT-GOVERNOR DAVIS. The Assembly will be in order.

Mr. GOODNOUGH. Mr. President, I have the honor to present to you His Excellency, the Governor of the Commonwealth, the Hon. Gifford Pinchot.

LIEUTENANT-GOVERNOR DAVIS. Members of the General Assembly, we have met here for the purpose of

listening to a message from His Excellency, the Governor. I take great pleasure at this time to present to you His Excellency, the Governor of the Commonwealth, Hon. Gifford Pinchot.

## ADDRESS OF GOVERNOR GIFFORD PINCHOT TO THE GENERAL ASSEMBLY OF PENNSYLVANIA.

GOVERNOR GIFFORD PINCHOT:

Ladies and Gentlemen of the General Assembly:

I have the honor to present to the General Assembly the second Budget in the history of this Commonwealth. This Budget is based on estimated revenues from tax laws now in effect, and it balances. In spite of collections of revenue in the present biennium falling millions below estimates, the Budget affords a complete balance between income and outgo in the coming two years.

The Budget does not include receipts in the coming two years from the emergency gasoline or the emergency profits taxes, both of which expire by limitation with this fiscal biennium.

It gives the items of the inherited debt and the details which prove that four-fifths of it had already been paid on November 1, 1924, and that the rest will be paid or contracted for by June 1st next. It shows that the State is already able to pay its current debts as they fall due. We are back on a substantial pay-as-you-go basis.

In a word, the State of Pennsylvania is once more solvent, and the mess brought upon this Commonwealth by the muddled practices of politicians has been cleaned up. This is the direct result of the reorganization and fiscal control established under the Administrative Code.

We have been so fortunate in the allotment of the money available for the present biennium, and the fiscal control has been so effective, that deficiency appropriations have practically disappeared. They have been reduced to a total of less than $200,000, or one-sixth of one percent of the total appropriations.

During the fiscal biennium the State will spend from the General Fund as estimated by the spending agencies a total of $136,380,026.75. Of this amount $28,377,277.49 will be on account of the old current debt of June 1 1923 and $108-002,749.26 will be from the appropriations made by the Legislature of 1923. The total estimated expenditures from all sources in this biennium will be $211,154,000.

It is worth noting that in the present Budget the estimates of current operating expenses for every Department responsible to the Governor under the General Fund except the new Department of Welfare are still below the appropriations for the same purpose made by the Legislatur of 1921.

The important increases recommended go direct to indemnities for tubercular cattle, to welfare institutions, and to subsidies for common schools. The latter call for $20,-000,000 more in the next two years then was appropriated for that purpose by the Legislature of 1921.

You will find in the Budget a statement of actual expenditures by this Commonwealth in the biennium before the present; a statement of actual and estimated expenditures in the present biennium, now more than three-fourths over; and a forecast of expenditures for the coming biennium, based on the allotment of revenues estimated to be produced by tax laws now in effect, not including the emergency taxes. The basis for comparison thus supplied covers six years or three fiscal bienniums.

You will also find comments after many of the items which contain information as to additional and future needs of the Commonwealth, and a ten years building program. This is a new feature in budgets, and I hope will be found of use.

The basis for the estimate of revenue adopted by the Administration, which estimate is different from that of the Auditor General, and the reasons for that difference, are given in detail.

### THE INHERITED DEBT.

In presenting the Budget to the Legislature two years ago, I estimated that the appropriation liability on June 1, 1923, would be $29,000,000. This current debt was made up: 1. Of deficiency appropriations needed to cover unauthorized expenditures for the two years ending June 1, 1923; 2. Of appropriations by the Legislature of 1921 or previous Legislatures still unpaid as of June 1, 1923. Now that all the figures are available, it appears that the appropriation liability thus estimated was actully not $29,000,000 but $30,573,746.35.

If we add to the total of all unpaid continuing appropriations on June 1, 1923, which was $25,250,065.87, $6,604,-361.76 of deficiency appropriations paid after June 1st out of the income of this biennium, we have a total actual current debt of $31,854,425.63 on June 1, 1923. Of this total, $1,280,679.28 is estimated to lapse, leaving a net actual current debt as of June 1, 1923, of $30,573,746.35.

Of this amount, $28,377,277.49 either has been or will be paid before June 1, 1925, and $2,196,468.86 will be under contract for payment shortly after that date. Thus the total appropriation liability which this Administration inherited, first estimated at $29,000,000 but actually more than a million and a half larger, will all be paid or contracted for within this biennium, and this in spite of the deficiency in revenue collection.

In wiping out this old debt of $30,573,746.35 we have paid off obligations due and unpaid for as long as fifteen years. This paid debt includes $6,872.28 due since 1909, $18,797.35 due since 1911, $59,236.44 due since 1913, $46,615.12 due since 1915, $548,567.59 due since 1917, and $3,383,066.25 due since 1919.

I have said that we are paying off this inherited debt at the rate of $40,000 every working day. Divide the $28,-377,277.49, actually paid or that will be paid before June 1st, by the 600 working days in the two years, and you have an actual payment on these old debts of $47,295.46 for every working day.

### DEFICIENCY APPROPRIATIONS.

The Legislature of 1921 passed deficiency bills totaling $7,071,188.77. The Legislature of 1923 passed deficiency bills totaling $5,812,547.14. The present Budget carries deficiencies to a total of but $177,163.19, or less than one-thirtieth of the deficiencies of two years ago. The total amount which was appropriated by the last Legislature, but is estimated to be unspent and to lapse as of June 1st, next, is $1,416,495.99. This is nearly eight times as much as all deficiencies in this Budget.

### ESTIMATES OF REVENUE.

In November, 1922, the Auditor General estimated the income in the General Fund for the present fiscal biennium at $112,000,000. In December, 1922, he estimated it at $115,-000,000 including the anthracite tax. In May, 1923, he estimated it at $119,000,000, exclusive of the anthracite tax then in litigation. In June, 1923, he estimated it at $124-000,000, including the anthracite tax. In eight months, the

Auditor General increased his estimate of receipts in the General Fund from $112,000,000 to $124,000,000, or a disparity in estimates of $12,000,000 within eight months.

On Novermber 26, 1924, four weeks after the last date set by law for the receipt of estimates, the Budget Officer received from the Auditor General his estimate of income for the present and for the succeeding fiscal bienniums. The Auditor General's estimates for receipts in the General Fund for the biennium 1925-27, exclusive of all gasoline and emergency profits tax, was $117,062,500. The same tax laws will produce on his own estimate in the present biennium $127,714,406. This is a net decrease for the coming two years of about $3,700,000.

In the face of our increasing prosperity this estimate of reduced revenue could not pass unquestioned. Moreover, for the last twenty years and more the receipts in the General Fund have uniformily increased from one biennium to the next. Accordingly, under the authority given me by law, I directed that an examination of these estimates be made. This inquiry was made by McGee & Co., Certified Public Accountants of Philadelphia.

The examination raised further questions concerning the Auditor General's estimates of revenue. For example, it showed that his estimates of receipts from interest on bank deposits of General Funds was $125,057.10 for the present fiscal biennium. But during the first eighteen months of this same biennium receipts from this source totaling $161,-262.39 had already been collected. In other words, the actual collections of eighteen months, within four days from the end of which the Auditor General's estimate was made, were $36,205.29 greater than his estimate for the twenty-four months of which the eighteen months are a part.

Again the Auditor General estimated that the General Fund would receive from the tax on building and loan stock for the present twenty-four months $83,739.84. But there was actually collected in the first eighteen months of that period $86,190.64.

In the same way the Auditor General's estimate ($112,-991.60) of what fines will bring in during the twenty-four months of this biennium is $38,412.75 less than was actually collected ($151,404.35) during the first eighteen months; while his estimate for receipts from fines in the twenty-four months of the coming biennium was $50,000 less than was actually collected in the first eighteen months of the present biennium.

Unfortunately the effect of inaccuracies such as these is strengthened, when the Auditor General estimates that the tax on insurance premiums, which he does not collect, will bring in about a million and a half less than the Department which does collect it says it will bring in.

Because the Auditor General denied to McGee & Co. the data he had used in making his estimates of receipts for the next biennium, they were forced to prepare their estimates on the basis of actual cash receipts for a period of years. Their report is printed in full in this Budget.

The result of this inquiry is to show beyond question that a safe and conservative estimate of all General Fund receipts (including the ordinary gasoline tax and certain deferred collections from the emergency taxes) in the next biennium will be $132,850,000, or $8,850,000 more than the $124,000,000 estimated from these sources by the Auditor General. This is about two-thirds of the increase the Auditor General himself made in his own estimates within eight months two years ago. I have, therefore, adopted the sum of $132,850,000 as a reasonable and conservative estimate of the normal revenues to be expected in the General Fund during the next two years on the basis of present tax laws, assuming that the emergency taxes will expire.

The receipts from the ordinary gasoline tax during the next biennium are estimated at $4,812,500. Since the Budget recommends that all receipts from this tax be transferred to the Motor Fund, $4,812,500 must be substracted from the amount of $132,850,000 estimated by McGee and Company as income available in the General Fund for the next biennium. This leaves $128,037,500 for General Fund uses. The Budget is made on this basis.

From this $128,000,000 we must still further deduct under-collections in this biennium of not quite $6,000,000 and continuing appropriations of about $2,000,000 leaving $12,-000,000 (exactly $120,211,998.45) available for appropriation by the Legislature of 1925 for the next biennium. The sums recommended in the Budget total $120,211.464.

## SPECIAL FUNDS.

No suggestion is here made for change in the provisions of existing laws relating to such special funds as those for fish and game propagation and for banking inspection. These self-sustaining activities not only relieve the general taxpayer but also supply a sound reason for the fees and licenses which sustain each fund. The Budget accounts in as great detail for expenditures from these funds as it does for expenditures from the General Fund.

## REVENUE COLLECTIONS.

The problem of financing the State has been complicated by the failure of the Auditor General to collect by several millions the amount he estimated would be produced by the emergency profits tax. On June 11, 1923, the Auditor General wrote me that he estimated the receipts from the emergency profits tax at $8,000,000 for one year, or $16,-000,000 for the biennium. This estimate, which was also given to the Chairman of the Committee on Ways and Means, appeared to be excessive.

Accordingly I asked the Secretary of the Commonwealth for his estimate, which was based on the examination of Federal income tax returns. Upon this basis he reported probable receipts of not over $10,000,000. That estimate was approved by the Auditor General in his letter of June 29, 1923, as "logical, comprehensive, and conservative." I was therefore justified in counting upon receipts of that amount.

In place of receipts of $16,000,000 according to the Auditor General's own estimate, or of $10,000,000 according to the later estimate approved by him, his estimate of November 26, 1924, shows a total of but $3,030,460,52 to be collected in the present biennium from the emergency profits tax, and $2,125,000.00 in the next biennium. Had the Auditor General collected the $10,000,000 of the estimate approved by him—to saying nothing of the $16,000,000 of his own estimate—the Commonwealth would have completed the present two years with a cash balance of $3,600,000.

## LAW ENFORCEMENT

An item of $500,000 for law enforcement is included in the estimate for the Department of Justice. The reasons for it will be described in a future message to the General Assembly.

## EDUCATION

In the last biennium there was paid out of the General Fund for educational purposes $42.346,288, or 41 percent of the General Fund of that biennium. In the present two years the State will spend from the General Fund for educational purposes $57,683,475, or 46.9 percent of the General

Fund of this biennium. The Budget recommends $65,640,-263, or 52.2 per cent of the General Fund for the next biennium. Including special funds and Federal aid, the amount recommended for the coming biennium is $67,582,-342, or six dollars for the education of our children where we spent one dollar twenty years ago. This is as it should be.

The normal school is the foundation of our public school system. Pennsylvania normal schools can supply only about half the new teachers needed each year to keep our schools going. They must have help.

For this biennium the appropriation for maintenance was the same as that of 1921-23. The present Budget adds a total of two and a half million dollars to normal school appropriations. Of this amount one-half million is for increased maintenance due to increased attendance, one-half million for necessary repairs and for equipment, and one and one-half million dollars for new construction.

## SCHOOL EMPLOYES RETIREMENT BOARD

This is a trust fund for the payment of pensions to teachers who have served the State for ten years or more and who are over 62 years of age. Half the cost is paid by the school teachers, one-quarter by the School Districts, and one-quarter by the State.

The total appropriation carried in the Budget for the School Employes Retirement Funds is $5,490,000. The amount recommended will, for the first time since the Funds were begun, meet in full the State's obligations to the teachers of Pennsylvania.

There is a special reason for appropriating the full amount recommended. The actuaries of the Funds have recommended that the percentage of the total pay rolls for past services to be paid into the Funds be reduced from 5.6% to 4% on the sole condition that the State hereafter shall make promptly all payments due. A bill to make this reduction possible will be presented. Its passage will save the State $1,025,000 in each biennium hereafter, and will save the school districts an equal amount.

## AGRICULTURE

The Budget carries a total of $2,933,563 for the coming biennium, or an increase of about $1,000,000, most of which goes to increase the amount available for paying indemnities on tubercular cattle. Pennsylvania ranks third among all the States in the value of her dairy products, sixth in the number of dairy cows, and only fourteenth in the number of cattle under supervision for the prevention and eradication of tuberculosis. If we allow this condition to continue we shall lose our market for dairy products to other States. New York, for example, is appropriating $4,000,000 in one year for this purpose. The longer this work is postponed the more it will cost.

## HIGHWAYS

At present the State's share of the gasoline taxes goes into the General Fund. It should, in my judgment, go to the Highway Department. The receipts from motor license fees are increasing rapidly. They should, in my judgment, carry the interest and sinking fund payments on highway bonds, since these are part of the legitimate expenses of maintaining the highways of the State. The Budget, accordingly, recommends that all gasoline tax receipts shall, after June 1st next, be paid into the motor license fund, and that all expenses of maintaining highways, inculding interest and sinking fund payments on highway bonds, shall be met from that fund in the next biennium.

Including the proceeds from the two highway bond issues and the ordinary gasoline tax, the Highway Department will have from all sources to spend in the construction and maintenance of highways in the Commonwealth during the next biennium an estimated amount of $100,066,025. Of this amount there will still be expended from the General Fund $2,406.961.

## WELFARE

The Budget recommends a total increase in appropriations from the General Fund for welfare institutions of $4,500,000. This is the largest increase for any purpose except for schools. In the last biennium, $19,700,518 was spent from the General Fund for Welfare purposes; $17,794,638 is being spent in the present biennium; and $22,269,100 is carried in the Budget for the next biennium. We are now spending from the State Treasury for welfare purposes three dollars for every dollar spent twenty years ago.

The Budget carries an increase of $280,000 for State-aided hospitals. I call special attention to the fact that instead of suffering from the reduction of appropriations necessarily made during the present biennium, these institutions are spending far more money and treating far more patients than ever before in the history of the State. To assert that they have decreased their service to the poor in these two years is a direct perversion of the facts.

The appropriations to these hospitals for this biennium were, for the first time, based on actual service rendered. They were made to individual institutions, some of which rendered service up to the full amount, and some did not. But there is no way for those which have a surplus to assist those which have not. As a result about $100,000 will remain unexpended. The Budget recommends a lump sum appropriation so that the whole amount intended for these institutions may actually be used by them.

The present Budget carries $4,275,000 for penal and correctional institutions, including $1,000,000 toward a new Eastern Penitentiary. It carries a total of $9,480,000 for State Hospitals and schools for mental defectives, an increase of not quite $2,000,000.

## ACKNOWLEDGMENT.

I desire to pay my grateful acknowledgment to the men and women, many thousands in number, who have contributed to the results here set forth, and especially to the executive officers in control who have cheerfully and unselfishly subordinated the immediate interests of their own particular work to the permanent advantage of the whole Commonwealth. In spite of reduced appropriations, they have rendered to the people of the State more varied and more useful service than was ever before given by their public servants in an equal time. Their record reflects high honor upon them.

## PAY AS YOU GO.

In conclusion it is no more than fair to say that the financial condition of the State is better than it has been for years. During the calendar year 1922 the bills on hand in the Treasury of this Commonwealth in excess of cash on hand, and due and unpaid for want of cash, averaged more than $13,000,000 at the end of each month. During the calendar year 1923 they averaged $6,100,000, or less than half. During the calendar year 1924 they averaged but $898,000, or about one-fifteenth of what they were when this Administration took office. The Commonwealth of Pennsylvania has reached a place where it can pay its obligations substantially on the nail.

GIFFORD PINCHOT.

LIEUTENANT-GOVERNOR DAVIS. The business for which the General Assembly met in joint session having been transacted, the joint session is adjourned. The Senators will retire to the Senate Chamber.

SPEAKER BLUETT IN THE CHAIR.

BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 53, as follows:

An Act to amend sections one two and three of the act approved the twenty-second day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred five) entitled "A supplement to the act approved the twenty-fifth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand two hundred and seventy) entitled 'An act providing for the erection of a dam at the outlet of Pymatuning Swamp and the establishment of a reservoir to conserve the waters thereof providing for the taking of land and materials necessary thereto vesting certain powers and duties in the Water Supply Commission and making an appropriation' providing for the sale and leasing of property acquired under said act and making an appropriation of the proceeds thereof" vesting the power to sell and lease lands in the Department of Forests and Waters and making an appropriation of the moneys realized to said Department

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-second day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred five) entitled "A supplement to the act approved the twenty-fifth day of July one thousand nine hundred and thirteen (Pamphlet Laws 1270) entitled 'An act providing for the erection of a dam at the outlet of Pymatuning Swamp and the establishment of a reservoir to conserve the waters thereof providing for the taking of land and materials necessary thereto vesting certain powers and duties in the Water Supply Commission and making an appropriation' providing for the sale and leasing of property acquired under said act and making an appropriation of the proceeds thereof" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the (Water Supply Commission of Pennsylvania) Department of Forests and Waters may in its discretion sell at public or private sale and convey title thereto in the name of the Commonwealth of Pennsylvania any land or buildings or both acquired by it in the name of this Commonwealth by the authority of the act to which this is a supplement and which are outside the basin of the Pymatuning Reservoir All deeds for such property shall be approved by the Attorney General and shall be executed in the name of the Commonwealth of Pennsylvania by the (Chairman and Secretary of the Water Supply Commission of Pennsylvania or their successors in authority) Secretary of Forests and Waters

Section 2 That section two of said act is hereby amended to read as follows

Section 2 That section two of said act is hereby amended of Forests and Waters may also on such terms and subject to such conditions as it deems most advantageous to the Commonwealth (a) cut timber on any of the lands so acquired and sell the same (b) sell any improvements on any of such lands (c) rent or lease any part or parts of said lands for farming or other purposes and (d) rent or lease any houses or buildings on said land for dwelling or other purposes.

Section 3 That section three of said act is hereby amended to read as follows

Section 3 All moneys derived from any of the sources authorized by this act are hereby permanently appropriated to the (Water Supply Commission) Department of Forests and Waters for use in the purchase of additional lands under the provisions of the act to which this is a supplement and for such other purposes in connection with the Pymatuning Reservoir project as the (commission) department deems expedient

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 54, as follows:

An Act transferring and reappropriating to the Department of Forests and Waters the unexpended balance of an appropriation heretofore made to the Water Supply Commission of the Commonwealth of Pennsylvania for the purpose of repairing the dyke along the Delaware River at the western end of the borough of Matamoras in the county of Pike

Whereas By the provisions of the act approved the fourteenth day of June one thousand nine hundred and twenty-three (Appropriation Acts page thirty-four) entitled "An act providing for the repair by the State Water Supply Commission of the Dyke along the Delaware River at Matamoras and making an appropriation" the sum of two thousand ($2,000) was appropriated to the Water Supply Commission of the Commonwealth for the purpose of repairing the dyke along the Delaware River at the western end of the borough of Matamoras in the county of Pike and

Whereas The Water Supply Commission of the Commonwealth was abolished by the provisions of "The Administrative Code" of one thousand nine hundred and twenty-three and its powers and duties transferred and vested in the Water and Power Resources Board a departmental administrative board in the Department of Forests and Waters therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two thousand dollars ($2.000) being the unexpended balance of the appropriation hereinbefore referred to is hereby transferred and reappropriated to the Department of Forests and Waters for the purpose of repairing the dyke along the Delaware River at the western end of the borough of Matamoras in the county of Pike

Section 2 Payments from said reappropriation shall be made by warrant of the Auditor General after requisition by the Secretary of Forests and Waters in the manner provided by law

Section 3 All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 55, as follows:

An Act transferring and re-appropriating to the Department of Property and Supplies certain unexpended balances of appropriations heretofore made to the Meade Memorial Commission appointed to select a site and to provide for the erection and dedication of a statue or memorial of General George Gordon Meade.

Whereas By the provisions of the act approved the eighteenth day of June one thousand nine hundred and fifteen (Appropriation Acts page two hundred and forty-nine) entitled "An act further supplementing an act approved the fourteenth day of June one thousand nine hundred eleven entitled 'An act providing for the erection by the Commonwealth of Pennsylvania of a statue in memory of General George Gordon Meade in the city of Washington and making an appropriation therefor' and

making a further appropriation" an appropriation of fifty thousand dollars was made to the commission appointed for the purpose of selecting a site and providing for the erection of a statue or memorial of General George Gordon Meade of which appropriation there remains an unexpended balance of thirty-nine thousand eight hundred twenty-five dollars and seventy-three cents ($39,825.73) available according to the terms of said act for the purpose of securing a site for said statue or memorial and for constructing the necessary foundation and pedestals and in securing appropriate tablets and designs therefor and for the eretcion and completion of said statue or memorial and

Whereas By the provisions of the Act approved the twenty-fifth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand two hundred and eleven) entitled "A further supplement to an act approved June fourteen one thousand nine hundred eleven (Pamphlet Laws nine hundred thirty-five) entitled 'An act providing for the erection by the Commonwealth of Pennsylvania of a statue in memory of General George Gordon Meade in the city of Washington and making an appropriation therefor'" an appropriation of seventy thousand dollars was made to the Meade Memorial Commission for the purpose of securing a site for the location of a statue or memorial of General George Gordon Meade and for the purpose of constructing the necessary foundation and pedestals and in securing appropriate tablets and designs therefor and for the erection and completion of said statue or memorial of which appropriation there remains an unexpended balance of thirteen thousand five hundred ninety-seven dollars and forty-nine cents ($13,597.49) and

Whereas By the provisions of the act approved the twenty-seventh day of May one thousand nine hundred and twenty-one (Appropriation Acts page two hundred seventy-five entitled "An act making a further appropriation to carry into effect the act approved the fourteenth day of June one thousand nine hundred and eleven (Pamphlet Laws nine hundred and thirty-five) entitled 'An act providing for the erection by the ommonwealth of Pennsylvania of a statue in memory of General George Gordon Meade in the City of Washington and making an appropriation therefor'" of fifty thousand dollars was made to the Meade Memorial Commission for the purpose of constructing the necessary foundation and pedestals and in securing appropriate tablets and designs therefor and for the erection completion and dedication of said statue or memorial and

Whereas the Meade Memorial Commission was abolished by the provisions of "The Administrative Code" of one thousand nine hundred and twenty-three which created in its stead the General George Gordon Meade Statue Commission as a departmental advisory board in the Department of Property and Supplies therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred three thousand four hundred twenty-three dollars and twenty-two cents ($103,423.22) being the unexpended balance in the appropriations made to the Meade Memorial Commissions by the acts hereinbefore referred to is hereby transferred and re-appropriated to the Department of Property and Supplies for the purpose of completing the erection and dedication of the statue or memorial of General George Gordon Meade and for the purpose of constructing the necessary foundation and pedestals and in securing appropriate tablets and designs therefor and for the completion of said statue or memorial

Section 2 Payments from said re-appropriation shall be made by warrant of the Uuditor General after requisition by the Secretary of Property and Supplies in the manner provided by law

Section 3 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 56, as follows:

An Act transferring and re-appropriating to the Department of Property and Supplies certain unexpended balances of appropriations heretofore made to the Gettysburg Battlefield Memorial Commission for ordinary and necessary repairs to the Pennsylvania Memorial on the Battlefield of Gettysburg for the necessary correction or insertion of names on the tablets of said memorial for the expense of the Commission necessarily and actually incurred in the performance of its duties for the printing and publishing of the report of the Commission and for the erection of bronze statues of Generals Crawford and Gibbon

Whereas By the provisions of the act approved the eighteenth day of June one thousand nine hundred and fifteen (Appropriation Acts page three hundred) entitled "An act making an appropriation to the Gettysburg Battlefield Memorial Commission for various purposes" and appropriation of four thousand dollars was made to the Gettysburg Battlefield Memorial Commission for the purpose of ordinary and necessary repairs to the Pennsylvania Memorial on the Battlefield of Gettysburg for the necessary correction or insertion of names on the tablets of said Memorial for the expenses of the Commission necessarily incurred in the performance of its duties and for printing and publishing the report of said Commission of which appropriation there remains an unexpended balance of ninety-eight dollars and twenty-eight cents ($98.28) and

Whereas By the provisions of the act approved the twenty-seventh day of May one thousand nine hundred and twenty-one (Appropriation Acts page two hundred seventy-eight) entitled "An act making a deficiency appropriation to the Gettysburg Memorial Commission to carry into effect the act approved the twenty-fifth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand two hundred and forty) entitled 'An act making an appropriation to the Gettysburg Battlefield Memorial Commission for various purposes' to be used for the erection of bronze statues of Generals Crawford and Gibbon and for repairs to the Pennsylvania memorial in accordance with the provisions of said act" an appropriation of twenty thousand dollars was made to the Gettysburg Battlefield Memorial Commission for the purpose of providing for the erection of bronze statues of Generals Crawford and Gibbon and for repairs to the Pennsylvania memorial on the Battlefield of Gettysburg of which appropriation there remains an unexpended balance of five thousand seven hundred thirteen dollars and forty-seven cents ($5,713.47) and

Whereas The Gettysburg Battlefield Memorial Commission was abolished by the provisions of "The Administrative Code" of one thousand nine hundred and twenty-three which created in its stead the Gettysburg Battlefield Memorial Commission as a departmental advisory board in the Department of Property and Supplies therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pnnsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five thousand eight hundred eleven dollars and seventy-five cents ($5,811.75) being the unexpended balances in the appropriations heretofore referred to is hereby transferred and reappropriated to the Department of Property and Supplies for the following purposes to wit

Ninety-eight dollars and twenty-eight cents ($98.28) of said appropriation for the purpose of paying for ordinary and necessary repairs to the Pennsylvania memorial on the Battlefield of Gettysburg for the necessary correction or insertion of names on the tablets of said memorial for the expenses of the Department necessarily and actually incurred in the performance of its duties in connection therewith and for the printing and publication of the report of said Commission and

Five thousand seven hundred thirteen dollars and forty-seven cents ($5.713.47) thereof for the purpose of erecting or completing the erection of bronze statues of Generals Crawford and Gibbon and for repairs to the Pennsylvania memorial on the Battlefield of Gettysburg

Section 2 Payments from said re-appropriation shall be made by warrant of the Auditor General after requisition by the Secretary of Property and Supplies in the manner provided by law

Section 3 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 57, as follows:

An Act transferring and re-appropriating to the Department of Property and Supplies certain unexpended balances of appropriations heretofore made to a commission created for the purpose of selecting a site and erecting a monument to the late Brigadier General of the United States Army Galusha Pennypacker

Whereas By the provisions of the act approved the eighteenth day of July one thousand nine hundred and nineteen (Appropriation Acts page two hundred and twenty-six) entitled "An act providing for the erection of a monument upon the Parkway in the city of Philadelphia or elsewhere in the State of Pennsylvania in commemoration of the military service of General Galusha Pennypacker and making appropriation therefor" an appropriation of fifteen thousand dollars was made to a commission for the purpose of erecting upon the Parkway in the City of Philadelphia or elsewhere a suitable monument or memorial to commemorate the distinguished military services of General Galusha Pennypacker in behalf of the Union and

Whereas By the provisions of the act approved the twenty-seventh day of May one thousand nine hundred and twenty-one (Appropriation Acts page two hundred and seventy-seven) entitled "An act providing for the reappropriation of the unexpended balance for the erection of a monument upon the Parkway in the city of Philadelphia or elsewhere in the State of Pennsylvania in commemoration of the military service of General Galusha Pennypacker and making an additional appropriation for the same purpose" an additional appropriation of thirty thousand dollars was made for the same purposes and the unexpended balance of the appropriation made by said act of July eighteenth one thousand nine hundred and nineteen was re-appropriated and

Whereas The said commission created by said act of July eighteenth one thousand nine hundred and nineteen was abolished by "The Administrative Code" of one thousand nine hundred and twenty-three and the General Galusha Pennypacker Monument Commission was created as a departmental advisory board in the Department of Property and Supplies therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of forty thousand dollars ($40,000) being the unexpended balance in the appropriations heretofore referred to is hereby transferred and re-appropriated to the Department of Property and Supplies for the erection or completing the erection upon the Parkway in the city of Philadelphia or elsewhere in the State of Pennsylvania a suitable monument or memorial to commemorate the distinguished military services of General Galusha Pennypacker in behalf of the Union

Section 2 Payment from said re-appropriation shall be made by warrant of the Auditor General after requisition by the Secretary of Property and Supplies in the manner provided by law

Section 3 All acts and parts of acts inconsistent with this act are hereby repealed

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 58, as follows:

An Act transferring and re-appropriating to the Department of Welfare the unexpended balance of an appropriation heretofore made to the Board of Inspectors of the Western Penitentiary for the erection construction and equipment of the Western Penitentiary in Centre County

Whereas By the provisions of an act approved the twenty-seventh day of May one thousand nine hundred and twenty-one (Appropriation Acts page one hundred forty) entitled "A supplement to an act entitled 'An act providing for the selection and purchase or the appropriation from the State Forest Reserves of a tract of land and the erection thereon of buildings for the Western Penitentiary making an appropriation therefor authorizing the removal thereto of the inmates of the said penitentiary and directing the sale of the site now occupied by the said penitentiary and the buildings and materials thereon' approved the thirtieth day of March Anno Domini one thousand nine hundred and eleven making an additional appropriation for erection construction and equipment" an appropriation of three hundred thousand dollars ($300,000) was made to the Board of Inspectors of the Western Penitentiary for the purpose of continuing the erection construction and equipment of the Western Penitentiary in Centre County and

Whereas The Board of Inspectors of the Western Penitentiary was abolished by the provisions of "The Administrative Code" of one thousand nine hundred and twenty-three which created in its stead a Board of Trustees of the Western Penitentiary as a departmental administrative board in the Department of Welfare therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two hundred twenty-seven thousand seven hundred twenty-six dollars ($227,726) being the unexpended balance of the appropriation made by said Act of May twenty-seventh one thousand nine hundred and twenty-one is hereby transferred and re-appropriated to the Department of Welfare for the purpose of having the Board of Trustees of the Western Penitentiary continue the erection construction and equipment of said Western Penitentiary in Centre County in accordance with the provisions of the act approved the thirtieth day of March one thousand nine hundred and eleven (Pamphlet Laws thirty-two) entitled "An act providing for the selection and purchase or the appropriation from the State forest reserves of a tract of land and the erection thereon of buildings for the Western Penitentiary making an appropriation therefor authorizing the removal thereto of the inmates of the said penitentiary and directing the sale of the site now occupied by the said penitentiary and the buildings and materials thereon"

Section 2 Payment from said re-appropriation shall be made by warrant of the Auditor General after requisition by the Secretary of Welfare in the manner provided by law

Section 3 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 59, as follows:

An Act transferring and reappropriating to the Department of Forests and Waters certain unexpended balances of appropriations heretofore made to the Water Supply Commission of the Commonwealth of Pennsylvania for the purpose of deepening widening and improving French Creek in the County of Crawford

Whereas By the provisions of the act approved the twenty-fifth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand one hundred and ninety-one) entitled "An act providing for the deepening widening and improvement of French Creek in Crawford County vesting certain powers in the Water Supply Commission including the taking of land and materials by eminent domain and making an appropriation" an appropriation of twenty-five thousand ($25,000) dollars was made to the Water Supply Commission of the Commonwealth for the purpose of deepening widening and improving French Creek in the city of Meadville and in the town-

ships of Hayfield Vernon West Mead Union and East Fairfield Crawford County in such manner as to prevent if possible said creek from overflowing its banks and

Whereas By the provisions of the act approved the eighteenth day of July one thousand nine hundred and nineteen (Appropriation Acts page two hundred and forty-seven) entitled "An act making an appropriation to the Water Supply Commission for the purpose of continuing the work of deepening widening and improving French Creek in Crawford County commenced under the provisions of the act approved the twenty-fifth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand one hundred and ninety-one) entitled 'An act providing for the deepening widening and improvement of French Creek in Crawford County vesting certain powers in the Water Supply Commisison including the taking of land and materials by eminent domain and making an appropriation'" an additional amount of twenty-five thousand ($25,000) dollars was appropriated to the Water Supply Commission of the Commonwealth for the same purposes and

Whereas By the provisions of the act approved the twenty-seventh day of May one thousand nine hundred and twenty-one (Appropriations Acts page three hundred) entitled "An act to appropriate and to reappropriate to the Water Supply Commission moneys for the purpose of continuing the work of deepening widening and improving French Creek in Crawford County commenced under the provisions of the act approved the twenty-fifth day of July one thousand nine hundred seventeen (Pamphlet Laws one thousand one hundred ninety-one) entitled 'An act providing for the deepening and widening and improvement of French Creek in Crawford County vesting certain powers in the Water Supply Commission including the taking of land and materials by eminent domain and making an appropriation" the unexpended balances of the appropriations hereinbefore referred to were reappropriated to the Water Supply Commission of the Commonwealth for the same purposes and

Whereas It is specified in the various appropriation acts above mentioned that the payment of moneys shall be on order of the chairman of the Commission countersigned by the Secretary and accompanied by itemized and verified vouchers and upon warrant of the Auditor General and

Whereas The Water Supply Commission of the Commonwealth of Pennsylvania was abolished by "The Administrative Code" of one thousand nine hundred and twenty-three and its powers and duties transferred to and vested in the Water and Power Resources Board a departmental administrative board in the Department of Forests and Waters therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of forty-nine thousand four hundred twenty-two dollars and eighty-nine cents ($49,422.89) being the unexpended balances of the appropriations hereinbefore referred to is hereby transferred and reappropriated to the Department of Forests and Waters for the purpose of deepening widening and improving French Creek in the city of Meadville and in the townships of Hayfield Vernon West Mead Union and East Fairfield Crawford county in accordance with the provisions of the act approved the twenty-fifth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand one hundred ninety-one) entitled "An act providing for the deepening widening and improvement of French Creek in Crawford County vesting certain powers in the Water Supply Commission including the taking of land and materials by eminent domain and making an appropriation"

Section 2 The foregoing reappropriation is made upon the condition that an amount equal to the unexpended balance remaining from the appropriation of twenty-five thousand ($25,000) dollars made under the provisions of the said act approved the twenty-fifth day of July one thousand nine hundred and seventeen is made available by citizens and corporations the city of Meadville and the county of Crawford to aid in deepening widening and improving said French Creek

Section 3 Payment of moneys out of the reappropriation hereinbefore made shall be by warrant of the Auditor General after requisition by the Secretary of Forests and Waters in the manner provided by law

Section 4 All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 60, as follows:

An Act transferring and reappropriating to the Department of Forests and Waters certain unexpended balances of appropriations heretofore made to the Water and Supply Commission for the purpose of making investigations examinations and surveys and for preparing plans and estimates of costs with a view of controlling flood-waters of the rivers of the Commonwealth

Whereas By the provisions of the act approved the twenty-fifth day of July one thousand nine hundred and seventeen (Appropriation Acts page two hundred) entitled "An act making an appropriation to the Water Supply Commission of Pennsylvania for the purpose of cooperating with the Government of the United States in making investigations examinations and surveys and in preparing plans and estimates of cost with a view of devising and carrying into effect plans for controlling the flood-waters of this Commonwealth" an appropriation of fifteen thousand dollars ($15,000) was made to the Water Supply Commission of the Commonwealth of Pennsylvania for the purpose of cooperating with the United States Government in making examinations investigations and surveys on rivers and tributaries and for preparing plans and estimates of cost with a view to devising and carrying into effect plans for controlling the flood waters of such rivers and

Whereas By the provisions of the act approved the eighteenth day of July one thousand nine hundred and nineteen (Appropriation Acts Page two hundred and forty-six) entitled "An act making an appropriation to the Water Supply Commission of Pennsylvania or the Department of Conservation for the purpose of cooperating with the Government of the United States in making investigations examinations and surveys and in preparing plans and estimates of cost with a view of devising and carrying into effect plans for controlling the flood waters of rivers and their tributaries being either in whole or in part within this Commonwealth" an additional appropriation of ten thousand dollars ($10,000) was made to the Water Supply Commission for the purpose of cooperating with the United States Government in making examinations investigations and surveys on rivers and their tributaries with a view to devising and carrying into effect plans for controlling the flood waters of rivers and

Whereas By the provisions of the act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws seven hundred seventy-six) entitled "An act to amend section one of an act approved the eighteenth day of July one thousand nine hundred and nineteen (Appropriation Acts two hundred and forty-six) entitled 'An act making an appropriation to the Water Supply Commission of Pennsylvania or the Department of Conservation for the purpose of cooperating with the Goverment of the United States in making investigations examinations and surveys and in preparing plans and estimates of cost with a view of devising and carry into effect plans for controlling the flood waters of rivers and their tributaries being either in whole or in part within this Commonwealth' saving said appropriation from lapsing" the further sum of ten thousand dollars ($10,000) was appropriated and the sum of fifteen thousand dollars appropriated by the said act approved the twenty-fifth day of July one thousand nine hundred and seventeen was reappropriated to the Water Supply Commission for the same purposes and

Whereas The Water Supply Commission of the Commonwealth of Pennsylvania was abolished by the provisions of "The Administrative Code" of one thousand nine hundred and twenty-three therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the

same That the sum of twenty-five thousand dollars ($25,000) being the unexpended balance of appropriations hereinbefore referred to is hereby transferred and rappropriated to the Department of Forests and Waters for the purpose of cooperating with the Government of the United States in making examinations investigations and surveys on rivers of this Commonwealth or on tributaries of such rivers whether the same be wholly within or partly within and partly without or wholly without this Commonwealth and for preparing plans and estimates of cost with a view to devising and carrying into effect plans for controlling the flood-waters of such rivers for the purpose of such cooperation the Department of Forests and Waters is hereby authorized on behalf of the Commonwealth of Pennsylvania to enter into such contracts arrangements or agreements with the Secretary of War or other proper officer bureau department or agency of the Government of the United States as to the Department of Forests and Waters may seem proper Provided however That the amount of money agreed to be expended in such cooperative work on behalf of the Commonwealth shall not exceed the amount so to be expended by the Government of the United States

Section 2 All moneys expended out of the reappropriation herein made shall be paid by warrant of the Auditor-General after requisition by the Secretary of Forests and Waters in the manner provided by law

Section 3 All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 211, as follows:

An Act making an appropriation to the Department of Property and Supplies of Five thousand one hundred sixty-six dollars and sixty-four cents ($5,166.64) for the completion of a monument to Robert Morris in the City of Philadelphia

Whereas by the provisions of the Act approved the fourteenth day of June one thousand nine hundred and eleven (Pamphelt Laws nine thirty-seven) entitled "An act making an appropriation of twenty-one thousand dollars for the erection of a monument to Robert Morris in the City of Philadelphia and empowering the appointment of a Commission to select a site and to build such monument and providing for the expense of the said Commission and dedication of monument" an appropriation of twenty-one thousand dollars or so much thereof as might be necessary was made for the purpose of building a monument in the City of Philadelphia to Robert Morris in commemoration of his services to the United States during the Revolutionary War and

Whereas said Robert Morris Commission was abolished by the passage of the "Administrative Code" of nineteen hundred and twenty-three (Pamphlet Laws four ninety-eight) and said Act of Assembly was thereby repealed and

Whereas the balance remaining in the appropriation provided by said Act of Assembly lapsed by virtue of the repeal of the said Act of Assembly and there remained unpaid contracts entered into by said Commission for work in connection with the erection and completion of said monument

Therefore Section one Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of $5,166.64 is hereby appropriated to the Department of Property and Supplies for the purpose of meeting all appropriate demands by contractors and upon others made on account of work performed or materials furnished in connection with the building erection and completion of said Robert Morris monument

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That payments from said appropriation shall be made by warrant of the Auditor General after requisition of the Department of Property and Supplies in the manner provided by law

Section 2 All act and parts of act inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## ADJOURNMENT.

Mr. B. P. EVANS. Mr. Speaker, I move that this House do now adjourn in memory of the late Hon. David H. Lane, until Monday, February 2, 1925, at 9:00 o'clock P. M.

The motion was agreed to, and (at 1:00 o'clock P. M.) the House adjourned until Monday, February 2, 1925, at 9:00 o'clock P. M.

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal

Session 1925 — 126th of the General Assembly

Vol 8. HARRISBURG, PA., MONDAY, FEBRUARY 2, 1925. No. 6.

## SENATE.

MONDAY, February 2, 1925.

The Senate met at 9 o'clock P. M.

The PRESIDENT (Lieutenant-Governor David J. Davis) in the Chair.

### PRAYER.

The Chaplain, Rev. Edward S. Ninde, offered the following prayer:

Our Heavenly Father: We come to Thee because we are needy and Thou alone canst supply our needs. We are weak but Thou art mighty; we are foolish but Thou art wise; we are ignorant but Thou knowest all things; we are sinful but Thou art holy; we are children but Thou art the Ancient of Days. Fill our emptiness, O God; make rich our poverty. From the unwanting fulness of Thy bounty do for us far more exceedingly than we can either ask or think.

Let Thy divine blessing rest upon these Senators as they enter on the duties of this new week, and guide them in all their work.

These things we ask in the name of our Lord and Savior Jesus Christ. Amen.

### JOURNAL APPROVED.

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BUCKMAN, the further reading was dispensed with, and the Journal was approved.

### LEAVES OF ABSENCE.

Mr. EARNEST asked and obtained leave of absence for the Senator from Lebanon, Mr. Freeman, for this week on account of illness.

Mr. MANSFIELD asked and obtained leave of absence for the Senator from Allegheny, Mr. Harris.

Mr. SNYDER asked and obtained leave of absence for the Senator from Venango, Mr. Phipps, for this week.

Mr. SONES asked and obtained leave of absence for the Senator from Monroe, Mr. Huffman, for the week.

Mr. HOMSHER asked and obtained leave of absence for the Senator from Potter, Mr. Baldwin, for this week.

### PETITION.

PROTESTING AGAINST FAVORABLE ACTION UPON PROPOSED AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES RELATING TO CHILD LABOR.

Mr. PATTON presented petition of the Philadelphia Chamber of Commerce protesting against proposed amendment to the Constitution of the United States giving power to Congress to regulate and prohibit the labor of all those under 18 years of age.

Which was referred to the Committee on Judiciary General.

### BILLS INTRODUCED.

Mr. DAVIS read in his place and presented to the Chair Senate Bill No. 155, entitled:

An Act to establish as a State Highway a certain section of public road in the county of Lackawanna.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 156, entitled:

An Act to establish as a State Highway a certain section of public road in the counties of Lackawanna and Susquehanna.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 157, entitled:

An Act to establish as a State Highway a certain section of public road in the county of Lackawanna.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 158, entitled:

An Act to establish as a State Highway a certain section of public road in the county of Lackawanna.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 159, entitled:

An Act to establish as a State Highway a certain section of public road in the counties of Lackawanna and Wyoming.

Which was committed to the Committee on Public Roads and Highways.

Mr. MILLER read in his place and presented to the Chair Senate Bill No. 160, entitled:

An Act authorizing local boards of health of cities of the third-class, boroughs and first-class townships of the Commonwealth to organize county health associations; providing for the representation of such county associations in a State Association to be formed by representatives from such county health associations; and providing for the payment of the expenses of county and State associations.

Which was committed to the Committee on Public Health and Sanitation.

Also read in his place and presented to the Chair Senate Bill No. 161, entitled:

An Act to amend section twenty-one of an act approved the seventh day of June, Anno Domini, one thousand nine hundred and fifteen (Pamphlet Laws, nine hundred), entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths, and burial removal permits; requiring returns to the Central Bureau of Vital Statistics, as required to be established by the State Department of Health; and, in order to secure prompt and faithful registration of births, marriages, deaths and diseases of practitioners of medicine and surgery, of midwives, nurses and undertakers and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births, deaths, marriages, and diseases throughout the State, as provided in section ten of an act entitled 'An act creating the Department of Health and defining its powers and duties', approved the twenty-seventh day of April, one thousand nine hundred and five, and providing penalties for violations of this act," by requiring that fees received by the State Registrar for certified copies of the record of any birth, death, or marriage shall be turned over to the State Treasurer and specifically appropriated to the Department of Health.

Which was committed to the Committee on Public Health and Sanitation.

Also read in his place and presented to the Chair Senate Bill No. 162, entitled:

An Act for the protection of the public health, prescribing sanitary regulations and standards for tenement, lodging and boarding houses in cities of the second and third classes, boroughs, towns and townships; vesting jurisdiction for the enforcement of the same in the Department of Health of Pennsylvania and in Boards of Health of municipalities; providing penal and injunction proceedings for the enforcement of this act, and repealing acts inconsistent herewith.

Which was committed to the Committee on Public Health and Sanitation.

Mr. GRISWOLD read in his place and presented to the Chair Senate Bill No. 163, entitled:

An Act establishing certain public roads as a State Highway and providing for their construction and maintenance at the expense of the Commonwealth.

Which was committed to the Committee on Public Roads and Highways.

Mr. HOMSHER read in his place and presented to the Chair Senate Bill No. 164, entitled:

An Act to repeal the act approved the twenty-fifth day of May, one thousand nine hundred and twenty-one, (P. L. 1131), entitled "An act to regulate the practice of the profession of engineering and of land surveying; creating a State Board for the Registration of Professional Engineers and Land Surveyors; defining its powers and duties; imposing certain duties upon the Commonwealth and political subdivisions thereof in connection with public work; and providing penalties."

Which was committed to the Committee on Judiciary General.

Mr JOYCE read in his place and presented to the Chair Senate Bill No. 165, entitled:

An Act authorizing counties to engage in health work and to appropriate monies for such purposes.

Which was committed to the Committee on Public Health and Sanitation.

Mr SALUS read in his place and presented to the Chair Senate Bill No. 166, entitled:

An Act defining the rights of motor vehicle storage men with respect to leased motor vehicles.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 167, entitled:

An Act creating a presumption with regard to vehicles bearing the name or license number of its owner.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 168, entitled:

An Act giving garage keepers and automobile repairmen a lien on certain motor vehicles.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 169, entitled:

An Act authorizing the entry of sheriffs, constables and others by force or otherwise into places or buildings where goods and chattels formerly levied upon are contained, for the purpose of sale and providing penalties for interference.

Which was committed to the Committee on Judiciary General.

Mrs. VARE read in her place and presented to the Chair Senate Bill No. 170, entitled:

An Act making an appropriation to carry into effect the provisions of an act, approved the ninth day of July, one thousand nine hundred and nineteen (Pamphlet Laws eight hundred and fourteen), entitled "An Act providing for the erection and construction by the Commonwealth of Pennsylvania and the State of New Jersey of a bridge over the Delaware River, connecting the City of Philadelphia and the City of Camden, and the approaches thereto; providing for a joint commission for that purpose, and defining its powers and duties, providing for an independent commission in this Commonwealth in relation thereto, and defining its powers and duties; providing for the payment of a part of the cost thereof by the City of Philadelphia; and providing for the acquiring, taking, and condemnaton of the real estate for the site and approaches thereof; providing for the turning over of said bridge upon its completion; and making an appropriation for the purposes of this act," and its amendments.

Which was committed to the Committee on Appropriations.

Mr. KUTZ read in his place and presented to the Chair Senate Bill No. 171, entitled:

An Act fixing the compensation of tipstaves of the several courts in counties of the fourth class.

Which was committed to the Committee on New Counties and County Seats.

Also read in his place and presented to the Chair Senate Bill No. 172, entitled:

An Act to further amend section one of the act approved the fourteenth day of May, one thousand nine hundred and fifteen, (P. L. 483), entitled "An Act relating to practice in the courts of common pleas in actions of assumpsit and trespass, except actions for libel and slander; prescribing the

pleadings and procedure to be observed therein, and giving the courts power to enforce its provisions;" by providing that the same shall not apply to cases appealed from subordinate courts.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 173, entitled:

An Act to establish as a State Highway a certain section of public road in the county of Lehigh.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 174, entitled:

An Act to establish as a State Highway a certain section of public road in the county of Lehigh.

Which was committed to the Committee on Public Roads and Highways.

Mr. KUNKLE read in his place and presented to the Chair Senate Bill No. 175, entitled:

An Act relating to township roads, prescribing the time within which approved township roads must be physically opened, invalidating proceedings for opening of roads unopened within the prescribed time, and providing for the reversion of any land proposed to be taken therefor.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 176, entitled:

An Act making an appropriation to the Latrobe Hospital, Latrobe, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 177, entitled:

An Act making an appropriation to the Home for the Aged of Westmoreland County, located at Greensburg, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 178, entitled:

An Act making an appropriation to the Citizens General Hospital of New Kensington, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. CULBERTSON read in his place and presented to the Chair Senate Bill No. 179, entitled:

An Act establishing as a State Highway a certain section of public road in the county of Perry.

Which was committed to the Committee on Public Roads and Highways.

Mr. EINSTEIN read in his place and presented to the Chair Senate Bill No. 180, entitled:

An Act making an appropriation to the Christian Home for Women, at Fourteen Hundred and twenty-three Liverpool Street, North Side, City of Pittsburgh, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. MANSFIELD read in his place and presented to the Chair Senate Bill No. 181, entitled:

An Act making an appropriation to the Home for the Aged and Infirm Colored Women of Pittsburgh, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. MacDADE read in his place and presented to the Chair Senate Bill No. 182, entitled:

An Act establishing certain public roads as State Highways and providing for their construction and maintenance at the expense of the Commonwealth.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 183, entitled:

An Act to establish as a State Highway a certain section of public road in the County of Delaware.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 184, entitled:

An Act making an appropriation to the Chester Day Nursery and Children's Home, at Chester, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. STITES read in his place and presented to the Chair Senate Bill No. 185, entitled:

An Act making an appropriation to the School of Horticulture for Women, at Ambler, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. PATTON read in his place and presented to the Chair Senate Bill No. 186, entitled:

An Act making an appropriation to the trustees of the University of Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 187, entitled:

An Act making an appropriation to the Rush Hospital for Consumption and Allied Diseases of Philadelphia.

Which was committed to the Committee on Appropriations.

Mr. WOODWARD read in his place and presented to the Chair Senate Bill No 188, entitled:

A Joint Resolution disapproving the proposed amendment to the Constitution of the United States relative to child labor.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 189, entitled:

A Joint Resolution proposing an amendment to section twelve of article three of the Constitution of Pennsylvania.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 190, entitled:

An Act regulating the selection, drawing, summoning, and serving of all jurors in the several courts in all counties except those of the first and second class; abolishing the office of jury commissioner; abrogating the duties of sheriff in connection with jurors; vesting in the judges of the common pleas the exclusive function of selection, drawing, and regulation, with power to provide, at the cost of the county, the necessary clerical assistance and materials and equipment.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 191, entitled:

A Supplement to a Joint Resolution approved the fourteenth day of June, one thousand nine hundred and twenty-three, (P. L. 750), entitled "A joint resolution constituting a commission to examine the tax laws of the Commonwealth, and of other States and countries, and to prepare and submit bills to carry into effect its recommendations; prescribing the powers and duties of said commissions; and making an appropriation," continuing said commission for a further period of two years; providing for a report and making an appropriation.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 192, entitled:

An Act making an appropriation to the Children's Aid Society of Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. McNICHOL read in his place and presented to the Chair Senate Bill No. 193, entitled:

An Act making an appropriation to the Wills Eye Hospital of Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 194, entitled:

An Act making an appropriation to the Hospital of the Hahnemann Medical College and Hospital of Philadelphia.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 195, entitled:

An Act making an appropriation to the Philadelphia Orthopaedic Hospital and Infirmary for Nervous Diseases, of Philadelphia.

Which was committed to the Committee on Appropriations.

Mr. STEELE read in his place and presented to the Chair Senate Bill No. 196, entitled:

An Act ratifying and confirming the action of the Department of Welfare in classifying the Wernersville State Hospital as a hospital for the care and treatment of the indigent insane.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 197, entitled:

An Act to establish as a State Highway a certain section of public road in the county of Union.

Which was committed to the Committee on Public Roads and Highways.

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 198, entitled:

An Act to amend section two of the Act approved the eighth day of May one thousand nine hundred and nineteen (P. L. 148), entitled "An Act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll bridges over the Delaware River" as amended.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 199, entitled:

An Act making it unlawful to drive over certain interstate bridges with loads of excessive weight, and inflicting penalties.

Which was committed to the Committee on Public Roads and Highways.

Mr. BARR read in his place and presented to the Chair Senate Bill No. 200, entitled:

An Act to amend section fourteen of the act, approved the eighteenth day of July, one thousand nine hundred and seventeen, (P. L. 1043), entitled "An Act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties; by providing for the payment of a State annuity to employes who separated from school service prior to the establishment of the Retirement System.

Which was committed to the Committee on Education.

Also read in his place and presented to the Chair Senate Bill No. 201, entitled:

An Act making owners of motor vehicles liable for negligent operation of the same when such vehicles are operated with their permission.

Which was committed to the Committee on Judiciary General.

Mr. MacDADE read in his place and presented to the Chair Senate Bill No. 202, entitled:

An Act in relation to the procedure in certain classes of cases in which there is raised a question as to the jurisdiction of a court of first instance over the defendant or the cause of action for which suit is brought and authorizing appeals from the preliminary decision of such questions.

Which was committed to the Committee on Judiciary General.

Mr. LESLIE (by request of Mr. Eyre) read in his place and presented to the Chair Senate Bill No. 203, entitled:

An Act to further amend a part of section two of the act approved the twenty-ninth day of April, one thousand eight hundred and seventy-four (P. L. 73), entitled "An act to provide for the incorporation and regulation of certain corporations"; providing for the incorporation of associations for the purpose of encouraging and promoting improvement in the breeding, preservation, exhibiting and protection of all domestic animals and by collecting and deseminating facts and information relative thereto, to members and the public.

Which was committed to the Committee on Corporations.

Mr. QUIGLEY read in his place and presented to the Chair Senate Bill No. 204, entitled:

An Act making an appropriation to the Lock Haven Hospital, Lock Haven, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 205, entitled:

An Act making an appropriation to the Renovo Hospital, Renovo, Pennsylvania.

Which was committed to the Committee on Appropriations.

## BILL RECOMMITTED.

Mr. BUCKMAN. Mr. President, I move that Senate Bill No. 1, on third reading, entitled:

An Act authorizing the issue and sale of bonds to the amount of fifty millions of dollars by the Commonwealth of Pennsylvania; defining the powers and duties of the Governor, the Auditor General and the State Treasurer in relation thereto; making an appropriation of the proceeds of such bonds for the purpose of improving and rebuilding the highways of the Commonwealth; providing for the payment of the interest on, and the redemption of such bonds by the Board of Finance and Revenue, and for the sale and registration of said bonds; and making an appropriation to carry out the provisions of this act.

be recommitted to the Committee on Public Roads and Highways.

Mr. LESLIE. Mr. President, I second the motion.

On the question.

Will the Senate agree to the motion?

Mr. BUCKMAN: Mr. President, the bill now under consideration, Senate Bill No. 1, is the enabling act with reference the issuing of bonds by the Commonwealth in the sum of $50,000,000 for the purpose of road building and road improvement in the State. The bill was introduced and referred to the Committee on Public Roads and Highways, immediately reported from that Committee and then recommitted to the Committee on Appropriations. Last week it was reported from the Committee on Appropriations as committed. Since that time, however, the Governor has sent his budget message to the General Assembly, and in that message are certain suggestions relative to the transfer of the gasoline tax to the motor fund, and provisions with reference to the providing for a sinking fund and the payment of interest on these $50,000,000 of bonds.

It has also been called to my attention by a number of the senators that this bill differs very materially from the bill that was passed two years ago by the General Assembly and declared unconstitutional by the Supreme Court in that the bill then passed provided that the State Treasurer and the Auditor General, in conjunction with the Governor, had certain rights and functions in reference to the issuing of these bonds.

It has been suggested by a number of senators at the present session and since last week that this bill be recommitted to the Committee on Public Roads and Highways for the purpose of considering these amendments.

Not for the purpose of delaying this most important piece of legislation but in order to comply with the wishes of a very large number of the senators, I have consented to make this motion, that the bill be recommitted to the Committee on Public Roads and Highways for the purpose of considering amendments.

And the question recurring,

Will the Senate agree to the motion?

It was agreed to.

## BILL ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 17, entitled:

An Act to amend paragraph one of section eight of an act approved the twenty-fourth day of June, one thousand eight hundred and ninety-five (P. L. 212), entitled "An act to establish an intermediate court of appeal; regulating its constitution, officers, jurisdiction, powers, practice, and its relation to the Supreme Court and other courts; providing for the reports of its decisions, the compensation of the judges and other officers and the practice and costs on appeals from its judgments;" eliminating the exception prohibiting said court from enforcing any short or hour list.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Kutz, | Quigley, |
| Barr, | DeWitt, | Lanius, | Salus, |
| Baumer, | Earnest, | Leslie, | Snyder, |
| Betts, | Einstein, | MacDade, | Sones, |
| Bonbrake, | Gelder, | Mansfield, | Sprowls, |
| Brown, | Griswold, | McNichol, | Steele, |
| Buckman, | Heaton, | Miller, | Stitès, |
| Coyne, | Homsher, | North, | Vare, |
| Culbertson, | Joyce, | Norton, | Weingartner, |
| Daix, | Krause, | Painter, | Woodward, |
| Davis, | Kunkle, | Patton, | |

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative,

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL RECOMMITTED.

Mr. SONES. Mr. President, I move that Senate Bill No. 18, on third reading, entitled:

An Act allowing appeals from orders of court discharging Motions and Rules to set aside Extra-Territorial Service in equity cases.

be recommitted to the Committee on Judiciary General for a hearing.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 37, entitled:

An Act to amend section one of an act approved the seventeenth day of April one thousand eight hundred and seventy-six (P. L. 29) entitled "An Act relating to appeals in cases of summary convictions" as amended

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Kutz, | Quigley, |
| Barr, | DeWitt, | Lanius, | Salus, |
| Baumer, | Earnest, | Leslie, | Snyder, |
| Betts, | Einstein, | MacDade, | Sones, |
| Bonbrake, | Gelder, | Mansfield, | Sprowls, |
| Brown, | Griswold, | McNichol, | Steele, |
| Buckman, | Heaton, | Miller, | Stites, |
| Coyne, | Homsher, | North, | Vare, |
| Culbertson, | Joyce, | Norton, | Weingartner, |
| Daix, | Krause, | Painter, | Woodward, |
| Davis, | Kunkle, | Patton. | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 46, entitled:

A Joint Resolution making an appropriation to the Auditor General to pay the balance of the claim of the architect employed by the Commission to erect an institution for inebriates under the provisions of the act approved the twenty-fifth day of July, one thousand nine hundred and thirteen, (P. L. 1306), entitled "An act to provide for the selection of a site and the erection of a State institution for the detention, care and treatment of inebriates or persons habitually addicted to the use of alcoholic drink or intoxicating drugs, to be called the State Institution for Inebriates, and making an appropriation therefor;" said claim having been adjusted and approved by the Auditor General, State Treasurer and Attorney General.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Kutz, | Quigley, |
| Barr, | DeWitt, | Lanius, | Salus, |
| Baumer, | Earnest, | Leslie, | Snyder, |
| Betts, | Einstein, | MacDade, | Sones, |
| Bonbrake, | Gelder, | Mansfield, | Sprowls, |
| Brown, | Griswold, | McNichol, | Steele, |
| Buckman, | Heaton, | Miller, | Stites, |
| Coyne, | Homsher, | North, | Vare, |
| Culbertson, | Joyce, | Norton, | Weingartner, |
| Daix, | Krause, | Painter, | Woodward, |
| Davis, | Kunkle, | Patton, | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 54, entitled:

An Act validating certain proceedings of counties, cities, boroughs, townships, school districts and other incorporated districts or municipalities, had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four, (P. L. 65), entitled "An Act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto; and validating bonds issued or authorized to be issued in pursuance to such proceedings.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. CULBERTSON. Mr. President, I ask unanimous consent to amend title, page 1, line 7, by inserting after the word "manner" the word "of"; also section 1, page 2, line 8, by striking out "therof" and inserting in lieu thereof the word "thereof".

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILL ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 61, entitled:

An Act to amend route number one hundred and two of section six of an act approved the thirty-first day of May one thousand nine hundred and eleven (P. L. 468), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of Commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance, and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part, requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or tollroads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and state-aid highways; providing method of application for state aid in the improvement, maintenance, and repair of township or county roads, and prescribing the contents of township, county, borough, or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by the State, county, township, borough, or incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act: and providing for the repeal of certain acts relating to Highway Department and improvement

of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Kutz, | Quigley, |
| Barr, | DeWitt, | Lanius, | Salus, |
| Baumer, | Earnest, | Leslie, | Snyder, |
| Betts, | Einstein, | MacDade, | Sones, |
| Bonbrake, | Gelder, | Mansfield, | Sprowls, |
| Brown, | Griswold, | McNichol, | Steele, |
| Buckman, | Heaton, | Miller, | Stites, |
| Coyne, | Homsher, | North, | Vare, |
| Culbertson, | Joyce, | Norton, | Weingartner, |
| Daix, | Krause, | Painter, | Woodward, |
| Davis, | Kunkle, | Patton, | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring Bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 20, entitled:

An Act providing for the preparation or acquisition and preservation in the office of the county commissioners of each county of the names and records of all soldiers sailors marines and war nurses who served in the military and naval forces of the United States during the World War.

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the county commissioners of each county shall prepare as soon as practicable a complete record of the soldiers sailors marines and war nurses resident within their respective counties who served in the army navy and other military organizations of the United States during the World War

On the question,

Will the Senate agree to the section?

Mr. MacDADE. Mr. President, I move to amend section 1, page 1, line 8, by striking out "Military" and inserting in lieu thereof the word "military".

Mr. NORTON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The second, third and fourth sections of the bill were read as follows and agreed to:

Section 2 Said record shall be preserved permanently in the office of the county commissioners and shall show the name residence date of enrollment rank promotions date of death or discharge place of burial and shall also contain the record of all deaths and places of burial since the date of discharge which have heretofore or may hereafter occur

Section 3 If in any county a record as herein required shall have been compiled by any individual organization or camp or post of veterans the county commissioners are authorized to acquire a copy thereof by purchase or otherwise instead of preparing the record herein provided

Section 4 Any soldier sailor marine or war nurse who by a change of residence may at any time be located in a county other than the one in which he or she was resident when enrolled in the military or naval forces of the United States may by application to the county commissioners have his or her name entered on the record of the county where then resident

The title of the bill was read as follows and agreed to.

An Act providing for the preparation or acquisition and preservation in the office of the county commissioners of each county, of the names and records of all soldiers, sailors, marines and war nurses who served in the military and naval forces of the United States during the World War.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 47, as follows:

An Act regulating the sale of oysters at retail

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be unlawful for any person copartnership association or corporation or his her or its servants agents or employers to sell oysters at retail in any manner whatsoever except by numerical count Provided however that this act shall not apply to oysters sold at retail when in unopened sealed original containers in which they are shipped in interstate commerce

Section 2 Any person copartnership association or corporation violating any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than twenty-five ($25) dollars nor more than one hundred ($100) dollars or in the case of individuals to undergo an imprisonment of not less than thirty (30) days nor more than sixty (60) days or both

Section 3 The Department of Agriculture shall be charged with the enforcement of this act

Section 4 All fines imposed and recovered for the violation of any of the provisions of this act shall be paid to the Department of Agriculture or its agent and when so collected and paid shall thereafter be by the Department of Agriculture paid into the State Treasury for the use of the Commonwealth

Section 5 All acts and parts of acts inconsistent with this act are hereby repealed

Section 6 This act shall take effect and be in force sixty days after the date of its approval

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 49, entitled:

An Act providing for the presentation of libels in divorce to the several courts of common pleas and the awarding of subpoenas thereon

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General

Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act any libel in divorce may be presented to the court of common pleas when in session or in vacation to a judge thereof at chambers and a subpoena may be awarded thereon returnable at the option of the court or judge awarding the same either to the next or a subsequent term or to such next or subsequent monthly or intermediate return day as shall have been or may be established for such court of common pleas either by statute or rule of court or both provided however that the time to which such subpoena is made returnable shall not be less than thirty days after the award thereof

Section 2 Any alias or pluries subpoena or order for publication may likewise be made returnable at the option of the court or judge awarding the same either to the next or a subsequent term or to such next or subsequent monthly or intermediate return day as shall have been or may be established for such court of common pleas either by statute or rule of court or both provided however that the time to which such subpoena or order of publication is made returnable shall not be less than thirty days after the award of such alias or pluries subpoena or order of publication and provided that every order of publication shall provide for notice by publication at least once a week for three successive weeks as now required by law

Section 3 All acts and parts of act inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILLS RECOMMITTED.

Mr. BUCKMAN. Mr. President, I move that Senate Bill No. 50, on second reading, entitled:

An Act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and non-resident real estate brokers and real estate salesmen and their business through a bureau in the department of the secretary of insurance.

be recommitted to the Committee on Judiciary General.

Mr. SALUS. Mr. President. I second the motion.

The motion was agreed to.

Mr. DAVIS. Mr. President, with the consent of the sponser of the bill, the senator from Erie, Mr. Griswold, I move that Senate Bill No. 85, on second reading, entitled:

An act for the promotion of the safety of the traveling public by authorizing counties and townships to purchase or condemn by the right of eminent domain property and lands along highways so as to eliminate dangerous curves and widen narrow highways

be recommitted to the committee on New Counties and County Seats.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensd with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 94, entitled:

An Act to validate the obligations of school districts issued prior to January first one thousand nine hundred and twenty-four pursuant to section five hundred and eight of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" and its amendments notwithstanding that said obligations were not issued under the seal of the district if any were not properly attested by the president and secretary of the board of directors of such district and that the incurring of said indebtedness and the issuing of obligations therefor were not first authorized by not less than two-thirds of the members of the board of school directors and that no provision for the payment of the same from the current revenue of said district was made

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever prior to January first one thousand nine hundred and twenty-four pursuant to section five hundred and eight of the act approved the eighteenth day of May A. D. one thousand nine hundred and eleven (Pamphlet Laws page three hundred and nine) entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" and its amendments any school district of this Commonwealth shall have incurred a temporary debt or borrowed money such indebtedness is hereby declared to have been validly incurred and such money lawfully borrowed and the certificates of indebtedness or obligations issued therefor to be binding obligations upon such school dstrict notwithstanding that said certificates of indebtedness or obligations were not issued under the seal of the district if any were not properly attested by the president and secretary of the board of directors of such district and that it does not appear from the minutes of such board of school directors or otherwise that the incurring of the said debt and the authority to execute the said certificates of indebtedness or other obligations had received the vote of not less than two-thirds of the members of such board of school directors and that such school district had not provided for the payment of the same from its current revenue Provided however that it appears from the report of the auditors of such school district or otherwise that the proceeds of the sale or discount of the said certificates of indebtedness or obligations so issued were received by the said school district or credited to its account And Provided further that such certificates of indebtedness or obligations were signed bv at least two officers of such board of school directors and that the indebtedness of such school district including such debt or money borrowed did not constitute two per centum of the total valuation of the taxable property of such school district for school purposes therein And Provided further that in all other respects the provisions of section five hundred and eight of the said act of Mav eighteenth one thousand nine hundred and eleven and of the amendments thereto were complied with

On the question,

Will the Senate agree to the section?

Mr. BUCKMAN. Mr. President, I move to amend section 1, page 3, line 22, by striking out the word "provision" and inserting in lieu thereof the word "provisions."

Mr. SALUS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The title of the bill was read as follows and agreed to.

An Act to validate the obligation of school districts issued prior to January first one thousand nine hundred and twenty-four pursuant to section five hundred and eight of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hun-

dred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof, providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith," and its amendments, notwithstanding that said obligations were not issued under the seal of the district if any were not properly attested by the president and secretary of the board of directors of such district and that the incurring of said indebtedness and the issuing of obligations therefor were not first authorized by not less than two-thirds of the members of the board of school directors and that no provision for the payment of the same from the current revenue of said district was made.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 96, entitled:

An Act to amend clause five of section three of the act approved the thirteenth day of May one thousand nine hundred and nine (Pamphlet Laws five hundred and twenty) entitled "An act relating to food defining food providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale the offering for sale or exposing for sale or the having in possession with intent to sell adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof" as amended

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause five of section three of the act approved the thirteenth day of May one thousand nine hundred and nine (Pamphlet Laws five hundred and twenty) entitled "An act relating to food defining food providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale the offering for sale or exposing for sale or the having in possession with intent to sell of adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commmissioner in reference thereto and providing penalties for the violation thereof" as amended by the act approved the twenty-sixth day of April one thousand nine hundred twenty-three (Pamphlet Laws eighty-eight) entitled "An act to amend clause five of section three of an act entitled 'An act relating to food defining food providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale the offering for sale or exposing for sale or the having in possession with intent to sell of adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof approved the thirteenth day of May Anno Domini one thousand nine hundred and nine (Pamphlet Laws five hundred and twenty)" is hereby further amended to read as follows

Fifth If it contains any added sulphurous acid sulphur dioxide or sulphites benzoate acid or benzoates except as hereafter provided or if it contains any added boric acid or borates salicylic acid or salicylates formaldehyde hydrofluoric acid or fluorides fluoborates fluosilicates or other fluorine compounds dulcin glucin saccharin alum compounds of copper betanapthol hydronapthol abrastol asaprol pyroligneous acid or other added ingredients deleterious to health or if in the case of confectionery it contains any of the substances mentioned in this paragraph or any mineral substances or injurious color or flavor alcoholic liquor or any other ingredient not herein mentioned deleterious to health Providing That this act shall not be construed to prohibit the use of harmless colors of any kind in confectionery when used for coloring and not for any fraudulent purpose and provided further That nothing in this act shall be construed to prohibit the use of common salt sugar pure corn syrup pure glucose wine vinegar cider vinegar malt vinegar sugar vinegar glucose vinegar distilled vinegar spices or their essential oils alcohol (except in confectionery) edible oils edible fats wood smoke applied directly as generated or proper refrigeration And provided further That in the manufacture of confectionery the use of alcohol shall be permitted as it may be found in customary alcholic tinctures or extracts used for flavoring purposes only and as a solvent for glazes and that oil of sweet birch or methyl-salicylic ester may be used as a substitute for oil of wintergreen as a flavor And provided further That in the preparation of dried fruits and molasses sulphur dioxide either free or in simple combination may be used in such quantities as will not render said dried fruits or molasses deleterious to health and that sodium benzoates may be used in the preparation of those articles of food in which it has heretofore been generally used in qualities not exceeding one-tenth (1-10) of one per centum or benzoic acid equivalent thereto (And provided further That when any quantity of sodium benzoate is used in any article of food or any quantity of sulphur dioxide is used in the preparation of dried fruits or molasses the fact that sodium benzoates or sulphur dioxide has been used has been used in the preparation thereof shall be plainly stated on each package of such food)

On the question,

Will the Senate agree to the section?

Mr. EARNEST. Mr. President, I move to amend section 1, page 3, line 20, by striking out "alcholic" and inserting in lieu thereof the word "alcoholic"; also page 4, line 1, by striking out the word "qualities" and inserting in lieu thereof the word "quantities"; also lines 3 and 8 by striking out the parenthesis ( ) and inserting in lieu thereof brackets

Mr. BUCKMAN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendments?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The title of the bill was read as follows:

An Act to amend clause five of section two of the act approved the thirteenth day of May, one thousand nine hundred and nine, (P. L. 520), entitled "An act relating to food, defining food; providing for the protection of the public health, and the prevention of fraud and deception, by prohibiting the manufacture or sale, the offering for sale or exposing for sale, or the having in possession with intent to sell, of adulterated, misbranded, or deleterious foods; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof," as amended.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to the considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 98, as follows:

An Act to further amend section one of the act approved the eighth day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred and fifteen) entitled "An act to fix the salaries of the deputies in the offices of the clerk of the courts county controller recorder of deeds county treasurer chief deputy sheriff and chief clerk to the county commissioners in counties of this Commonwealth having over two hundred and fifty thousand population and less than four hundred thousand population" as amended by providing that the deputy

prothonotary in counties of the third class shall receive the same salary paid other deputies in such county

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the eighth day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred and fifteen) entitled "An Act to fix the salaries of the deputies in the offices of the clerk of the courts county controller recorder of deeds county treasurer chief deputy sheriff and chief clerk to the county commissioners in counties of this Commonwealth having over two hundred and fifty thousand population and less than four hundred thousand population" which was amended by an act approved the second day of June one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and ninety-three) entitled "An Act to amend section one of the act approved the eighth day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred and fifteen) entitled 'An Act to fix the salaries of the deputies in the offices of the clerk of the courts county controller recorder of deeds county treasurer chief deputy sheriff and chief clerk to the county commissioners in counties of this Commonwealth having over two hundred and fifty thousand population and less than four hundred thousand population, by changing the manner of fixing salaries and prescribing the minimum thereof and making the act apply to counties of the third class" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act in counties of the third class the salaries of the deputy clerk of the courts deputy prothonotary deputy county controller deputy recorder of deeds deputy county treasurer chief deputy sheriff and chief clerk to the county commissioners shall be fixed by the salary board of said counties the minimum salary in no case to be less than three thousand dollars ($3.000.00) per annum each payable in monthly instalments by the treasurer of such county according to existing laws

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 99, as follows:

An Act to amend sections two and six of the act approved the fourteenth day of May one thousand nine hundred and fifteen (Pamphlet Laws four hundred and eighty-three) entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass except actions for libel and slander prescribing the pleadings and procedure to be observed therein and giving the courts power to enforce its provisions

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of the act approved the fourteenth day of May one thousand nine hundred and fifteen (Pamphlet Laws four hundred and eighty-three) entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass except actions for libel and slander prescribing the pleadings and procedure to be observed therein and giving the courts power to enforce its provisions" is hereby amended to read as follows

THE PLEADINGS GENERALLY

Section 2 The pleadings shall consist of the plaintiff's statement of claim the defendant's affidavit of defense and where a set-off or counter-claim or new matter is pleaded the plaintiff's reply thereto When the affidavit of defense or where a set-off or counter-claim or new matter is pleaded the plaintiff's reply thereto is filed the pleadings shall be closed and the case shall be deemed to be at issue and no replication or formal joinder of issue shall be required

Section 2 That section six of said act is hereby amended to read as follows

Section 6 Every allegation of fact in the plaintiff's statement of claim or in the defendant's set-off or counter-claim or new matter if not denied specially or by necessary implication in the affidavit of defense or plaintiff's reply as the case may be or if no affidavit of defense or plaintiff's reply be filed shall be taken to be admitted except as against an infant a person of unsound mind or one sued in a representative capacity as provided in section seven and except as provided in section thirteen

And said bill having been read at length the third time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 102, as follows:

An Act providing that in certain cases it shall not be a defence in an action against a corporation on a negotiable instrument issued or endorsed in its name to prove that it was issued or endorsed by an officer or officers thereof contrary to the by-laws of said corporation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in any action against a corporation upon a negotiable instrument issued or endorsed in its name it shall not be a defence that such negotiable instrument was issued or endorsed by an officer or officers thereof contrary to the by-laws of said corporation unless the party suing thereon knew or had notice of the provisions of such by-laws at the time the instrument was negotiated to such party notwithstanding that the party suing knew or had notice of the provisions of such by-laws at the time the instrument was negotiated to him if he derived his title through a former holder who had no such knowledge and was not himself a party to any fraud or illegality affecting the instrument it shall not be a defence by any corporation in the chain of title prior to such former holder that the instrument was issued or endorsed by an officer or officers thereof contrary to its by-laws

Section 2 This Act shall not apply to any negotiable instrument issued or endorsed in the name of a corporation prior to approval hereof

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 109, entitled:

An Act validating certain proceedings and elections of counties cities boroughs townships school districts and other incorporated districts or municipalities had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provde for the redemption of the same and to impose penalties for the illegal increase thereof" and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance to such proceedings and elections.

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all proceedings and elections heretofore had and held by any county city borough township school district or other

municipality or incorporated district within this Commonwealth to increase its indebtedness under the method or procedure specified by the provisions of an act of Assembly approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) entitled "An Act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" and the acts amendatory thereof and supplementary thereto where the majorty of votes cast at such election was in favor of the increase of indebtedness be and the same are hereby ratified confirmed and made valid notwithstanding the ordinance enacted by the authorities of such county city borough township school district or other municipality or incorporated district signifying their desire to increase the indebtedness of such county city borough township school district or other municipality or incorporated district and providing for an election for that purpose provided for the submission of several distinct questions and appropriated and applied certain specific amounts for distinct purposes of the proposed increase and was defective and invalid and notwithstanding any defect or informality in the manner of holding or giving notice of such election All of the bonds securities and obligations issued or to be issued in pursuance of every such electon are hereby made valid binding obligations of every such county city borough township school district or other municipality or incorporated district Provided That all the other requirements of law concerning such procedure election and issue of bonds have been complied with And provided further That the provisions of this act shall not apply in any instance where the validity of such election or of any issue of bonds or other security based thereon has been made the subject of litigation in any court of the Commonwealth prior to the approval of this act

On the question,

Will the Senate agree to the section?

Mr. BUCKMAN. Mr. President, I move to amend section one, page two, line 22, by inserting after the word "invalid" the following: "and at the election held in pursuance thereof, such several distinct questions or purposes and application of certain specific sums were submitted to the electors and voted upon as one question".

Mr. SALUS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The title of the bill was read as follows and agreed to:

An Act validating certain proceedings and elections of counties, cities, boroughs, townships, school districts, and other incorporated districts or municipalities, had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four (P. L. 65), entitled, "An act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof;" and the amendments and supplements thereto; and validating bonds issued or authorized to be issued in pursuance to such proceedings and elections.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 110, entitled:

An Act to amend an act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred and sixty-seven) entitled "An act authorizing and empowering district attorneys of each county to organize themselves into a State association for the purpose of holding meetings and providing for the payment of the expenses thereof and of the district attorneys attending by the several counties

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of an act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred and sixty-seven) entitled "An act authorizing and empowering district attorneys of each county to organize themselves into a State association for the purpose of holding meetings and providing for the payment of the expenses thereof and of the district attorneys attending by the several counties is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the district attorneys of the several counties of the Commonwealth are hereby authorized to organize themselves into a State association with the authority to hold meetings at such times and places within the Commonwealth as they may designate not to exceed two meetings in each year for the purpose of discussing the various questions arising in the discharge of their duties and for the purpose of providing for the uniform and economical method of administering the affairs of their respective offices

That section two of said act is hereby amended to read as follows

Section 2 The actual expenses of the district attorneys attending such meetings of said State association including traveling expenses and hotel bills actually paid by them shall be paid by the various counties out of the county funds by orders drawn on the county treasury The time spent in attending such meetings shall not be more than two days at any one meeting exclusive of the time employed in traveling thereto and therefrom

On the question,

Will the Senate agree to the section?

Mr. BUCKMAN. Mr. President, I move to amend section 1, page 1, line 7, by inserting after the word "empowering" the word "the"; also page 2, line 11, by striking out "meeiting" and inserting in lieu thereof the word "meeting"; line 14, by striking out the word "the" preceding the word "uniform" and inserting in lieu thereof "a".

Mr. SALUS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The title of the bill was read as follows:

An Act to amend an act approved the twenty-ninth day of June, one thousand nine hundred and twenty-three (Pamphlet Laws, nine hundred and sixty-seven), entitled, "An act authorizing and empowering attorneys of each county to organize themselves into a State Association for the purpose of holding meetings, and providing for the payment of the expenses thereof and of the district attorneys attending, by the several counties.

Mr. BUCKMAN. Mr. President, I move to amend the title line 4, by inserting after the word "empowering" the word "the"

Mr. SALUS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 126, as follows:

An Act authorizing the Department of Welfare to sell surplus products of prison industries outside of Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Welfare is hereby authorized and empowered to sell to any govermental agency outside of Pennsylvania any supplies printing or materials manufactured or prepared in the industries established by the Department in the Eastern State Penitentiary the Western State Penitentiary the Pennsylvania Industrial Reformatory at Huntingdon or any other correctional institutions in which the Department has established industries if such supplies printing or materials are not desired by this Commonwealth or any county city borough or township thereof or any State institution or any educational or charitable institution receiving aid from the Commonwealth

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. DAIX. Mr. President, I move that Senate Bill No. 126, the bill just read be recommitted to the Committee on Judiciary General.

Mr. GRISWOLD. Mr. President, I second the motion.

The motion was agreed to.

## BILL ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 133, as follows:

An Act to amend section one thousand and six of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" requiring the Superintendent of Public Instruction to send to every school director a copy of each new edition of the School Code

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand and six of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby amended to read as follows

Section 1006 He shall whenever required give advice explanations construction or information to the district officers and to citizens relative to the school laws the duties of school officers the rights and duties of parents guardians pupils and officers the management of the schools and all other questions and matters calculated to promote the cause of education He shall send to each member of every board of school directors in the State a bound copy of each new edition of the School Code as soon as possible after the same shall have been published

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## REPORT FROM COMMITTEE.

Mr. STEELE. Mr. President, I ask unanimous consent to make report from Committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. STEELE, from the Committee on Appropriations reported as committed, Senate Bill No. 52, entitled:

An Act making an appropriation to the Department of Highways to carry into effect the provisions of the act approved the eleventh day of July, one thousand nine hundred twenty-three, (P. L. 1070), entitled, "An act empowering the State Highway Department to rebuild certain intercounty bridges located on the routes of State Highways, which bridges cross rivers and have been heretofore destroyed by fire; and making an appropriation."

## REPORT OF THE COMMISSION APPOINTED TO STUDY AND REVISE THE STATUTES OF PENNSYLVANIA RELATING TO CHILDREN.

The Chair cleared his table and laid before the Senate Report of the Commission appointed to Study and Revise the Statutes of Pennsylvania Relating to Children, with appendices containing the results of the study of the practice of adoption in Pennsylvania.

(For report see Appendix)

## BILL RE-REFERRED.

The PRESIDENT. The Committee on Municipal Affairs request that Senate Bill No. 89, entitled:

An Act to further amend section one of the act approved the twentieth day of June, one thousand nine hundred and one, (P. L. 578), entitled "An Act relating to the collection of city, school and poor taxes, in the several cities of the third class in this Commonwealth, and providing that the city treasurer of each of said cities, by virture of office, shall be the collector of the said several taxes; prescribing his duties and fixing his compensation," by providing that city treasurers shall not be collectors of school taxes in school districts of the second class.

which was referred to that committee, be referred to the Committee on Education. If there are no objections the bill will be referred to the Committee on Education. The Chair hears no objection.

## NOMINATIONS BY THE GOVERNOR.

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

### ALDERMAN.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 2, 1925.

To the Honorable, The Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Carl G. Phillips, of Butler. to be Alderman in and for the Fifth Ward of the City of Butler, Butler County.

GIFFORD PINCHOT.

MEMBERS BOARD OF TRUSTEES OF MOTHERS' ASSISTANCE FUND.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 2, 1925.

To the Honorable, The Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Mrs. Ann Graham H. Law, of Bloomsburg, to be a Member of the Board of Trustees of the Mothers' Assistance Fund for Columbia County.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 2, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Mrs. Laura L. Eicholtz, of Zelienople, to a member of the Board of Trustees of the Mothers' Assistance Fund for Butler County.

GIFFORD PINCHOT.

NOTARIES PUBLIC.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 2, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

ALLEGHENY COUNTY.

F. L. Barnhart, 2214 Oliver Bldg, Pittsburgh, February 19, 1925.
Geo. L. Bearer, 704 Maryland Ave., Pittsburgh, February 19, 1925.
S. K. Bennett, 314 City-Co. Bldg., Pittsburgh, February 13, 1925.
Miss Alma Boyer, 1411 Carson St., Pittsburgh, February 19, 1925.
F. M. Bowie, 5560 Avondale St., Pittsburgh, February 14, 1925.
Miss L. J. Brown, 6116 Howe St., Pittsburgh, February 19, 1925.
Frank Bumer, 1019 Bessemer Bldg., Pittsburgh, February 12, 1925.
W. F. Craig, Swissvale, February 19, 1925.
Harry H. Dalton, 816 5th Ave., Pittsburgh, January 25, 1925.
Miss Alice B. Dice, 715 Park Bldg., Pittsburgh, February 19, 1925.
Mrs. Jessie P. Eckler, McKeesport, February 19, 1925.
F. D. Evans, Room 1923 Farmers Bank Bldg., Pittsburgh, February 19, 1925.
H. B. Evans, 1440 Orchlel St., N. S. Pittsburgh, February 19, 1925.
R. M. Evans, 2606 Neeld Ave., Pittsburgh, February 19, 1925.
Austin L. George, 357 Fifth Ave., Pittsburgh, February 19, 1925.
Miss Margaret Greeley, Gen. Forbes Hotel, Pittsburgh, February 9, 1925.
Wm. G. Horne, 6500 Hamilton St., Pittsburgh, February 19, 1925.
Lawrence R. Hugo, McKeesport, February 19, 1925.
Miss Emma A. Huhn, 1125 Hays Ave., Pittsburgh, February 19, 1925.
Howard A. Humes, Aspinwall, Pittsburgh, February 14, 1925.
Leo A. Ivory, Wilkinsburg, February 19, 1925.
Frank F. Ley, 922 E. Ohio St., Pittsburgh, February 19, 1925.
John E. Loibl, 444 Diamond St., Pittsburgh, February 14, 1925.
Arthur R. May, McKeesport, February 14, 1925.
T. J. McGovern, Mt. Oliver Br., Pittsburgh, February 14, 1925.
Robert H. Miller, Dormont, February 14, 1925.
Miss Clara Mohlman, Versailles, February 19, 1925.
C. F. Morlock, McKeesport, February 19, 1925.
Miss Cora J. Naugle, 915 Park Bldg., Pittsburgh, February 19, 1925.
Miss M. L. Newell, 223 Fourth Ave., Pittsburgh, February 19, 1925.
W. Scott Newcomer, 2107 Perrysville Ave., Pittsburgh, February 19, 1925.
John N. Piatt, 220 Frick Bldg., Pittsburgh, February 19, 1925.
A. W. Remensnyder, 1203 Union Bank Bldg., Pittsburgh, February 14, 1925.
Frederick A. Rohrmann, Jr., Jeannette, February 19, 1925.
Carlo Rossi, 1202 Beaver St., Pittsburgh, February 19, 1925.
Fred A. Sacher, Carrick, February 19, 1925.
Albert G. Schaub, West View, February 19, 1925.
Jesse K. Seright, 920 Bessemer Bldg., Pittsburgh, February 19, 1925.
Miss Julia V. Shay, 214 S. St. Clair St., Pittsburgh, February 19, 1925.
F. W. Siebert, 5104 Penn Ave., Pittsburgh, February 19, 1925.
Miss Ivy M. Sloan, P. O. Box 1150, Pittsburgh, February 19, 1925.
D. J. Walter, Carnegie, Feb. 19, 1925.
Louis Wechsler, 345 4th Ave., Pittsburgh, Feb. 14, 1925.
Geo. B. Whitfield, Braddock, Feb. 19, 1925.
Anthony Will, Etna, February 19, 1925.
Harry M. Willis, 1002 Bessemer Bldg., Pittsburgh, Feb. 10, 1925.
William Frederick Woestehoff, 5432 Kipling Road, Pittsburgh, Feb. 19, 1925.
Haven W. Wolf, Wilkinsburg, Feb. 19, 1925.
C. E. Wolford, Wilkinsburg, Feb. 17, 1925.
Charles H. Wood, 242 Meridan St., Pittsburgh, Feb. 19, 1925.
Miss Mabel Worthington, 1904 Union Bank Bldg., Pittsburgh, Feb. 19, 1925.

ARMSTRONG COUNTY.

Frank Hamilton McNutt, Ford City, Feb. 9, 1925.

BEDFORD COUNTY.

Mrs. Lillian R. Feight, Bedford, Feb. 19, 1925.

BERKS COUNTY.

Miss Marie G. Dunn, Reading, Feb. 19, 1925.
Miss Grace H. Hahn, Reading, Feb. 19, 1925.
Aaron S. Hornberger, Mohnton, Feb. 14, 1925.
Mrs. Bessie L. Roth, Reading, Feb. 14, 1925.
George D. Snyder, Reading, Feb. 18, 1925.
C. W. Yarnell, Reading, Feb. 19, 1925.

BLAIR COUNTY.

Mrs. Elizabeth Giacchelli, Altoona, Feb. 14, 1925.
Miss Margaret M. Hartsock, Hollidaysburg, Feb. 13, 1925.
Miss Mary G. Kilday, Altoona, Feb. 19, 1925.
Miss Mary E. Patton, Hollidaysburg, Feb. 19, 1925.

BUTLER COUNTY.

Ross R. Brown, Mars, Feb. 19, 1925.
William A. Cowen, Butler, Feb. 18, 1925.
Andrew W. Patterson, Butler, Feb. 19, 1925.
S. D. Webber, Butler, Feb. 19, 1925.

CAMBRIA COUNTY.

Thomas W. Bender, Lilly, Feb. 18, 1925.

CENTRE COUNTY.

Miss Elizabeth C. Barnhart, Bellefonte, Feb. 19, 1925.

CHESTER COUNTY.

John H. Voohees, Kenneth Square, Feb. 10, 1925.

CLARION COUNTY.

Miss Helen McGranahan, New Bethlehem, Feb. 19, 1925.

CLEARFIELD COUNTY.

John W. Marshall, DuBois, Feb. 19, 1925.

CLINTON COUNTY.

G. S. Boone, Loganton, Jan. 25, 1925.

COLUMBIA COUNTY.

S. F. Peacock, Bloomsburg, Feb. 14, 1925.

CRAWFORD COUNTY.

J. H. Edwards, Titusville, Feb. 16, 1925.

CUMBERLAND COUNTY.

William Emenheiser, Enola, Feb. 19, 1925.

DAUPHIN COUNTY.

M. H. Dean, Harrisburg, Feb. 19, 1925.
C. Sylvester Jackson, Harrisburg, Feb. 19, 1925.

DELAWARE COUNTY.

John C. Boyle, Chester, Feb. 14, 1925.
Mrs. Margaret B. Henderson, Media, Feb. 19, 1925.

ERIE COUNTY.

Miss Catherine C. Peterson, Erie, Feb. 19, 1925.
Harry R. W. Swenson, Erie, Feb. 19, 1925.

FAYETTE COUNTY.

Edmund Martin, Perryopolis, Jan. 28, 1925.
J. B. McPherson, Uniontown, Feb. 19, 1925.

FOREST COUNTY.

M. A. Carringer, Tionesta, Feb. 19, 1925.

FRANKLIN COUNTY.

Miss Harriett A. Rhea, Mercersburg, Feb. 19, 1925.

HUNTINGDON COUNTY.

B. F. Isenberg, Huntingdon, Feb. 19, 1925.

INDIANA COUNTY.

D. C. Lefever, Commodore, Feb. 14, 1925.

JEFFERSON COUNTY.

I. L. Rogan, Brookville, Feb. 19, 1925.

LACKAWANNA COUNTY.

Miss Minnie Davis, Scranton, Feb. 19, 1925.
John Greiner, Jr., Scranton, Feb. 19, 1925.
William P. Huester, Scranton, Feb. 19, 1925.
Jas. J. Moffat, Scranton, Jan. 29, 1925.

LANCASTER COUNTY.

Wien A. Ensminger, Manheim, Feb. 19, 1925.
Paul Keller, Manheim, Feb. 19, 1925.
Miss Nellie C. Shay, Lancaster, Feb. 11, 1925.
George F. Weidler, Akron, Feb. 19, 1925.

LAWRENCE COUNTY.

James A. Chambers, New Castle, Feb. 19, 1925.

LEBANON COUNTY.

John A. Brandt, Fredericksburg, Feb. 19, 1925.

LEHIGH COUNTY.

Miss Flossie C. Arnold, Allentown, Feb. 14, 1925.
Arthur W. Durner, Allentown, Feb. 19, 1925.
F. C. Miller, Allentown, Feb. 13, 1925.

LUZERNE COUNTY.

Stanley E. Christman, Ashley, Feb. 19, 1925.
P. L. Drum, Wilkes-Barre, Feb. 14, 1925.
Miss Jane M. Gorman, Hazleton, Feb. 11, 1925.
R. H. MacLean, Wilkes-Barre, Feb. 19, 1925.
C. J. Mahler, Pittston, Feb. 19, 1925.
Fred A. Rendle, Pittston, Feb. 7, 1925.
Pasco Schiavo, Hazleton, Feb. 19, 1925.
Miss Clare Warg, Hazleton, Feb. 16, 1925.

LYCOMING COUNTY.

Mrs. Beryl J. Pennington, Williamsport, Feb. 19, 1925.

McKEAN COUNTY.

Miss Katherine Burke, Bradford, Feb. 19, 1925.
Carmelo Giancitti, Bradford, Feb. 14, 1925.
Moses Sullivan, Bradford, Feb. 18, 1925.

MERCER COUNTY.

John L. Beck, Greenville, Feb. 19, 1925.
L. D. Lininger, Sharon, Feb. 19, 1925.

MONROE COUNTY.

Harold C. Edwards, Stroudsburg, Feb. 19, 1925.

MONTGOMERY COUNTY.

Miss Emma C. Beyer, Norristown, Feb. 19, 1925.
Geo. K. Brecht, Norristown, Feb. 12, 1925.
Ralph E. Frey, Ambler, Feb. 19, 1925.
Charles W. Hunsberger, Green Lane, Feb. 11, 1925.
M. LeRoy Moyer, Souderton, Feb. 19, 1925.

NORTHAMPTON COUNTY.

Charles A. Daniel, Windgap, Feb. 19, 1925.
William A. Kitto, Pen Argyl, Feb. 19, 1925.
Howard H. Laubach, Northampton, Feb. 19, 1925.
Charles W. K. Shafer, Nazareth, Feb. 19, 1925.

NORTHUMBERLAND COUNTY.

I. A. DeWitt, Sunbury, Feb. 19, 1925.
H. Herbert Harris, Milton, Feb. 19, 1925.

PHILADELPHIA COUNTY.

Miss N. S. Aiken, 415 Chestnut St., Phila., Feb. 19, 1925.
John Armstrong, Jr., 23 S. 23rd St., Phila., Feb. 19, 1925.
William S. Armstrong, 6709 Torresdale Ave., Phila., Feb. 19, 1925.
Miss Mary J. Bardens, 268 S. 2nd St., Phila., Jan. 31, 1925.
Benjamin Barron, 2222 Packard Bldg., Phila., Feb. 19, 1925.
Eugene L. V. Beatty, 440 S. 43rd St., Phila., Feb. 19, 1925.
Harry Beck, 1918 N. 17th St., Phila., Feb. 19, 1925.
Michael Bednarek, 2607 E. Allegh. Ave., Phila., Feb. 19, 1925.
Miss Helen Biester, 1841 S. Cecil St., Phila., Feb. 19, 1925.
Miss Elizabeth E. Britton, 150 Sumac St., Phila., Feb. 19, 1925.
Henry Burton, 2128 Tasker St., Phila., Feb. 19, 1925.
Benj. F. Calverly, Jr., 6100 Ridge Ave., Phila., Feb. 19, 1925.
Arthur A. Chalker, Narberth, Feb. 19, 1925.
J. Everett Charnley, 324 N. 20th St., Phila., Feb. 14, 1925.
Albert P. Chute, 1533 N. 33d St., Phila., Feb. 19, 1925.
T. Justus Conley, 2060 Bridge St., Phila., Feb. 19, 1925.
Miss Elizabeth M. Crelier, 1308 S. 16th St., Phila., Feb. 19, 1925.
Charles H. Dalrymple, 5003 N. Mervine St., Phila., Feb. 9, 1925.
Rocco DeGregorio, 1439 E. Passyunk Ave., Phila., Feb. 19, 1925.
William R. Dungan, 1616 Wakeling St., Phila., Feb. 13, 1925.
Miss Ethel Marie Fields, Fernwood P. O., Phila., Feb. 19, 1925.
Bernard L. Frankel, 6800 Lawton Ave., Phila., Feb. 15, 1925.
H. Edward Fry, 2202 N. 15th St., Phila., Feb. 14, 1925.
Miss Josephine M. Gimborn, 1438 N. Lawrence St., Phila., Feb. 19, 1925.
Samuel A. Green, 6101 Carpenter St., Phila., Feb. 19, 1925.
Harrison R. Grossman, 4023 Girard Ave., Phila., Feb. 19, 1925.
Edward J. Grubb, 6319 Shelborne St., Phila., Feb. 19, 1925.

Charles Gruber, Jr., 2239 N. Hancock St., Phila., Feb. 19, 1925.
Frederick F. Hallowell, 1308 S. 16th St., Phila., Feb. 7, 1925.
Theodore Hrycey, 329 S. 4th St., Phila., Feb. 19, 1925.
Joseph M. Jennings, 8612 Germantown Ave., Phila., Feb. 19, 1925.
George Keehfuss, 1311 N. 29th St., Phila., Feb. 19, 1925.
George H. Kohler, 2249 N. 29th St., Phila., Feb. 19, 1925.
Louis Kolsky, 9th & Walnut Sts., Phila., Feb. 19, 1925.
William F. Lahner, 5710 Master St., Phila., Feb. 19, 1925.
Joseph Larkin, Jr., Upper Darby, Phila., Feb. 19, 1925.
Merle W. Lefever, 317 S. 46th St., Phila., Feb. 19, 1925.
Chas. D. Lehmann, 5807 N. 6th St., Philadelphia, Feb. 19, 1925.
Robert T. Lovine, 1700 Summer St., Philadelphia, Feb. 19, 1925.
Mitchell J. Lichow, Lichow Bldg., Philadelphia, Feb. 19, 1925.
Archibald J. Lougherty, 105 Maplewood Ave., Philadelphia, Feb. 14, 1925.
Miss Regina M. Loughery, 2558 N. 17th St., Philadelphia, Feb. 14, 1925.
Harry A. Mankin, Upper Darby, Feb. 16, 1925.
Michael G. Marian, 401 Fairmount Ave., Philadelphia, Feb. 19, 1925.
Isadore Martin, 6 N. 42nd St., Philadelphia, Feb. 19, 1925.
William McLaughlin, 1540 Widener Bldg., Philadelphia, Feb. 19, 1925.
Edward F. McPeak, 2024 Frankford Ave., Philadelphia, Feb. 19, 1925.
Howard F. Meixner, 3100 N. 22nd St., Philadelphia, Feb. 19, 1925.
Joseph Melgin, Broad St. & S. Penn Sq., Philadelphia, Feb. 14, 1925.
Charles F. Meyers, 522 Ritner St., Philadelphia, Feb. 19, 1925.
T. G. Mitchell, 6322 Germantown Ave., Philadelphia, Feb. 15, 1925.
Royal F. Morris, 3455 "G" St., Philadelphia, Feb. 19, 1925.
Miss Mary Murin, 849 E. Allegheny Ave., Philadelphia, Feb. 19, 1925.
Philip Neff, 713 Lincoln Bldg., Philadelphia, Feb. 19, 1925.
Mrs. Frances C. Nichols, 17 N. Ruby St., Phialdelphia, Feb. 19, 1925.
J. Allison Parker, 512 Lincoln Bldg., Philadelphia, Feb. 19, 1925.
John A. Barry, 717 Packard Bldg., Philadelphia, Feb. 19, 1925.
Chas. F. Phillips, 126 S. 16th St., Philadelphia, Feb. 10, 1925.
C. Roy Phillips, 126 S. 16th St., Philadelphia, Feb. 10, 1925.
John Richardson, 115 Walnut St., Philadelphia, Feb. 19, 1925.
John Roseman, 2025 S. 5th St., Philadelphia, Feb. 19, 1925.
Nathan E. Rowland, 3225 Rhawn St., Philadelphia, Feb. 19, 1925.
Jay D. Roy, Valley Rd. & Crescent Ave., Philadelphia, Feb. 19, 1925.
Charles E. Seese, Cor. 27th St. & Alleg. Ave., Philadelphia, Feb. 19, 1925.
Clinton M. Smith, Somerton, Philadelphia, Feb. 11, 1925.
Miss Lillian S. Smith, 228 N. 52nd St., Philadelphia, Feb. 19, 1925.
James F. Smyth, 2435 Kensington Ave., Philadelphia, Feb. 19, 1925.
Franklin H. Spitzer, 1500 W. Venango St., Philadelphia, Feb. 19, 1925.
Hugo V. Spitzer, 2330 N. 29th St., Philadelphia, Feb. 19, 1925.
N. H. Springer, 422 Ryers Ave., Philadelphia, Feb. 14, 1925.
John C. Steinbrunn, 1251 N. 10th St., Philadelphia, Feb. 19, 1925.
William A. Stewart, 125 E. Upsal St., Philadelphia, Feb. 19, 1925.
Miss Bertha A. Taggart, 3733 Lancaster Ave., Philadelphia, Feb. 19, 1925.
Philoty A. Tenaglia, 2762 N. 24th St., Philadelphia, Feb. 13, 1925.
Raymond A. Thistle, 606 W. Erie Ave., Philadelphia, Feb. 15, 1925.
Pasquale Del Vecchio, 1505 S. Broad St., Philadelphia, Feb. 19, 1925.
Annibale Vernacchio, 727 S. 7th St., Philadelphia, Feb. 19, 1925.
Edwin M. Waller, 1204 Arrott St., Philadelphia, Feb. 9, 1925.
Alvin M. Weaver, 5545 Webster St., Philadelphia, Feb, 19, 1925.
Harry C. Weller, 4940 N. Broad St., Philadelphia, Feb. 19, 1925.
Harrison M. Willis, 625 Aronimink Place, Philadelphia, Feb. 19, 1925.

PIKE COUNTY.

J. Henry Ludwig, Milford, Feb. 18, 1925.

SCHUYLKILL COUNTY.

K. W. Bressler, Schuylkill Haven, Feb. 19, 1925.

SOMERSET COUNTY.

Robert Elwood Craver, Somerset, Feb. 19, 1925.
John K. Hartman, Windber, Feb. 13, 1925.
J. C. Schmucker, Boswell, Feb. 19, 1925.

SUSQUEHANNA COUNTY.

Miss Rebecca T. Ludlow, Forest City, Feb. 19, 1925.
Eliphalet J. Wells, Forest City, Feb. 19, 1925.

TIOGA COUNTY.

Frank S. Hughes, Blossburg, Feb. 19, 1925.

UNION COUNTY.

Allen Kaufman, West Milton, Feb. 19, 1925.

VENANGO COUNTY.

Blaine G. Harrington, Franklin, Feb. 19, 1925.

WASHINGTON COUNTY.

Miss M. C. Davies, McDonald, Feb. 13, 1925.
C. S. Emme, Muse, Jan. 31, 1925.
Wm. I. McKenna, Roscoe, Feb. 19, 1925.
Miss Susan B. Hurst, Washington, Feb. 19, 1925.

WESTMORELAND COUNTY.

Charles D. Beacom, New Kensington, Feb. 19, 1925.
H. E. Behrhorst, Ligonier, Feb. 16, 1925.
S. Brauchler, Latrobe, Feb. 14, 1925.
Harry A. Greek, Greensburg, Feb. 19, 1925.
N. B. Grove, Monessen, Feb. 19, 1925.
A. Albert Lauffer, Jeannette, Feb. 19, 1925.
F. J. Meybin, Monessen, Feb. 19, 1925.
Miss Jennie H. Murphy, Greensburg, Feb. 19, 1925.
Howard H. Whitehead, Greensburg, Feb. 19, 1925.
W. E. Wilson, Larimer, Feb. 19, 1925.

YORK COUNTY.

Walter Brillhart, York, Feb. 19, 1925.
J. W. Brooks, Fawn Grove, Feb. 4, 1925.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 2, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

ALLEGHENY COUNTY.

Joseph L. Cannon, 338 Lafayette Ave., Pittsburgh, Feb. 19, 1925.
William L. Church, Union Trust Bldg., Pittsburgh, Feb. 1, 1925.
Edward E. Duff, City-County Bldg., Pittsburgh, Feb. 19, 1925.
John M. Kelly, 3515 Beechwood Blvd., Pittsburgh, Feb. 19, 1925.

W. C. McClure, Carrick, Pittsburgh, Feb. 4, 1925.
Miss Edna B. McFrederick, Ben Avon, Pittsburgh, Feb. 19, 1925.
Mrs. Estelle C. Miller, 610 Bessemer Bldg., Pittsburgh, Feb. 5, 1925.

BUTLER COUNTY.

Abraham L. Findley, Butler, Feb. 14, 1925.

CHESTER COUNTY.

Frank E. Bader, Phoenixville, Jan. 22, 1925.

CLEARFIELD COUNTY.

Nace H. Drum, DuBois, Jan. 24, 1925.

COLUMBIA COUNTY.

Chas. B. Lutz, Bloomsburg, Feb. 19, 1925.

DELAWARE COUNTY.

Harry P. Albertson, Darby, Feb. 19, 1925.

ERIE COUNTY.

W. R. Bushnell, Erie, Feb. 19, 1925.

INDIANA COUNTY.

Harry J. Kalbach, Blairsville, Feb. 14, 1925.

LACKAWANNA COUNTY.

Matteo Gerod, Scranton, Feb. 13, 1925.
James J. O'Malley, Scranton, Jan. 21, 1925.

LANCASTER COUNTY.

I. Z. Buckwalter, Lancaster, Feb. 14, 1925.
Henry G. Carpenter, Mount Joy, Feb. 19, 1925.

LEBANON COUNTY.

E. E. Meyer, Fredericksburg, Feb. 19, 1925.

LEHIGH COUNTY.

William S. Mitman, Bethlehem, Feb. 19, 1925.

LUZERNE COUNTY.

William F. Gilroy, Pittston, Feb. 19, 1925.

PHILADELPHIA COUNTY.

Alfred J. Bickel, 428 Samsom St., Phila., Jan. 30, 1925.
Charles Brooks, 3657 N. 21st St., Phila., Feb. 19, 1925.
Granville L. Detwiler, 1726 N. 8th St., Phila., Feb. 16, 1925.
Morris Elfont, 2412 S. 8th St., Phila., Jan. 24, 1925.
Israel Kohn, 1512 S. 5th St., Phila., Feb. 19, 1925.

WASHINGTON COUNTY.

Thomas I. Shearin, Denbo, Feb. 13, 1925.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 2, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation:

ALLEGHENY COUNTY.

Menelas M. Cacaris, P. O. Box 399, Pittsburgh.
Miss Katherine M. Erb, 315, Grace St., Pittsburgh.
M. L. Gardner, 1414 Frick Bldg., Box 62, Pittsburgh.
J. Edw. Garlitz, City-County Bldg., Pittsburgh.
H. E. Houser, McKeesport.
Joseph C. Krall, Carnegie.
David L. Mitchell, 805 Standard Life Bldg., Pittsburgh.
Emile A. Rank, Jr., Sturgeon.
Harry J. Saltzer, Duquesne.
John D. Scott, 1012 Cheslett St., Pittsburgh.
William C. Shaffer, Swissvale.

BUCKS COUNTY.

Samuel B. Stilwell, Doylestown.

DAUPHIN COUNTY.

Roger S. Care, Harrisburg.
Robert R. Shaffner, Progress.

DELAWARE COUNTY.

Norman W. Chain, Drexel Hill.
G. W. Dieter, Upper Darby, Philadelphia.
Bernard C. Jackson, Ardmore.

ELK COUNTY.

J. Chas. Fodge, St. Marys.

ERIE COUNTY.

Ira A. Mullen, Erie.

FAYETTE COUNTY.

Harry D. Huhn, Masontown.

INDIANA COUNTY.

Miss Nell M. Hosack, Blairsville.
Beryl L. Scanor, Indiana.

PHILADELPHIA COUNTY.

John Ballantyne, 6335 Chew St., Philadelphia.
Mrs. Nan J. Delany, 6617 Wayne Ave., Philadelphia.
Ralph B. Gallant, 2356 E. Clearfield St., Philadelphia.
L. V. Hofmann, 5226 N. Front St., Philadelphia.
Samuel J. Samans, 1315 Walnut St., Philadelphia.

WESTMORELAND COUNTY.

John W. Krawl, Yukon.

WASHINGTON COUNTY.

E. L. Bemis, West Middletown.

GIFFORD PINCHOT.

MEMBER WASHINGTON PARK COMMISSION.
JUSTICE OF THE PEACE.

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, February 2, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor to nominate for the advice and consent of the Senate, the following:

Colonel Henry D. Paxson, of Philadelphia, to be a Member of the Washington Crossing Park Commission.

Lewis Dieffenbach, of New Albany, to be Justice of the Peace in and for the Borough of New Albany, Bradford County.

J. Drew Fague, of Montoursville, to be Justice of the Peace, in and for the township of Mill Creek, Lycoming County.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, February 2, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Harry H. Swartz, of Thomasville, to be Justice of the Peace in and for the Township of Paradise, York County.

GIFFORD PINCHOT.

EXECUTIVE SESSION.

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38, which requires all nominations made by the Governor to be referred to committee, be dispensed

with and the Senate do now resolve itself into Executive Session for the purpose of acting upon the foregoing nominations,

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Kutz, | Quigley, |
| Barr, | DeWitt, | Lanius, | Salus, |
| Baumer, | Earnest, | Leslie, | Snyder, |
| Betts, | Einstein, | MacDade, | Sones, |
| Bonbrake, | Gelder, | Mansfield, | Sprowls, |
| Brown, | Griswold, | McNichol, | Steele, |
| Buckman, | Heaton, | Miller, | Stites, |
| Coyne, | Homsher, | North, | Vare, |
| Culbertson, | Joyce, | Norton, | Weingartner, |
| Daix, | Krause, | Painter, | Woodward, |
| Davis, | Kunkle, | Patton, | |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. BUCKMAN. Mr. President, I move that the Executive Session do now rise.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## ADJOURNMENT.

Mrs. VARE. Mr. President, I move that the Senate do now adjourn until eleven o'clock to-morrow morning.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 10:20 o'clock P. M., until Tuesday morning, February 3, 1925, at 11 o'clock.

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# HOUSE OF REPRESENTATIVES.

MONDAY, February 2, 1925.

The House met at 9:00 o'clock P. M.

The SPEAKER (Thomas Bluett) in the Chair.

## PRAYER.

The Chaplain, Rev. George P. Donehoo, offered the following prayer:

Our fathers' God, Thou who didst sustain and direct and govern them in the days when they were building this Commonwealth, we beseech Thee that Thou wouldst guide and direct us as we carry on the work which they have given to us to do. To this end, bless the Speaker and the members of this Legislature; keep us and all those who are seeking the welfare of this State in Thy fear, and give us wisdom, and give us power to do Thy will; for Christ's sake. Amen.

## JOURNAL APPROVED.

The SPEAKER. The Clerk will read the Journal of the proceedings of Tuesday, January 27, 1925.

The Clerk proceeded to read the Journal of the proceedings of Tuesday, January 27, 1925, when, on motion of Mr. Armstrong, the further reading was dispensed with and the Journal approved.

## BILLS INTRODUCED AND REFERRED

By Mr. FRED W. PATTERSON. HOUSE BILL No. 355.

An Act to amend section eight hundred forty-six of the act approved the fourteenth day of July, one thousand nine hundred and seventeen (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law elating thereto;" requiring persons causing damage to township roads by use of certain devices on the wheels of vehicles to repair such damages, and providing penalties for refusal.

Referred to the Committee on Counties and Townships.

By Mr. McKIM. HOUSE BILL No. 356.

An Act to validate charters of corporations of the first class heretofore granted, the petitions for which were not accompanied by the certificate required by the act approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 246), entitled "An act to provide for the registration and protection of names, titles, or designations of associations, societies, orders, foundations, federations, organizations, and corporations of the first class," and validating acts of such corporations.

Referred to the Committee on Judicary General.

By Mr. McKIM. HOUSE BILL No. 357.

An act making a deficiency appropriation to the Western Pennsylvania School for the Deaf.

Referred to the Committee on Appropriations.

By Mr. McKIM. HOUSE BILL No. 358.

An Act making an appropriation to the Western Pennsylvania School for the Deaf.

Referred to the Committee on Appropriations.

By Mr. McKIM. HOUSE BILL No. 359.

An Act making an appropriation to the Children's Home Society of Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. McBRIDE. HOUSE BILL No. 360

An Act to amend section eight of the act approved the sixteenth day of May, one thousand nine hundred and twenty-one (P. L. 559), entitled "An act for the better protection of fish; requiring citizens of the United States residing within this Commonwealth to procure a license from the county treasurer to fish or angle in the waters of this Commonwealth, or in the waters bounding or adjacent thereto, and regulating the issuance of such license; providing penalties for the violation of this act, and the manner of proceeding to enforce compliance therewith; and providing for the disposition of the penalties recovered and license fees received."

Referred to the Committee on Judiciary General.

By Mr. McBRIDE. HOUSE BILL No. 361.

An Act to amend section three of an act, approved the eleventh day of May, one thousand nine hundred and twenty-one (P. L. 522), entitled "An act relating to dogs and the protection of livestock and poultry from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show and breeding purposes; prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners; providing for the assessment

of damages done to livestock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damage by the Commonwealth; imposing powers and duties upon certain State, county, city, borough, town and township officers and employes; directing the payment of all moneys collected into the State treasury; and making an appropriation therefor; and providing penalties."

Referred to the Committee on Agriculture.

By Mr. McBRIDE. HOUSE BILL No. 362.

An Act to amend section one of an act approved the second day of April, one thousand nine hundred and nineteen (P. L. 33), entitled "An act providing for the appointment of assistant district attorneys in the several counties of this Commonwealth having a population of over one million and less than one million five hundred thousand inhabitants, prescribing the powers and duties, and fixing their salaries," extending the provisions of said act to counties of the second class and increasing the number and salaries of the assistant district attorneys thereof.

Referred to the Committee on Judiciary General.

By Mr. McBRIDE. HOUSE BILL No. 363.

An Act to amend section one of the act approved the eleventh day of June, one thousand nine hundred and fifteen (P. L. 938), entitled "An Act to regulate and establish the fees to be charged and collected by the several clerks of the courts of oyer and terminer, general jail delivery, and quarter sessions of the peace, in counties of this Commonwealth having a population of over eight hundred thousand and less than one million five hundred thousand inhabitants, as computed by the last preceding United States census," by fixing fee for certifying certain conviction to Secretary of Highways.

Referred to the Committee on Judiciary General.

By Mr. McBRIDE. HOUSE BILL No. 364.

An Act to amend section one and section two as amended of an act approved the fifth day of May, one thousand nine hundred and eleven, (P. L. 198), entitled "An Act to establish a county court for the County of Allegheny, and prescribing its powers and duties; regulating the procedure therein and providing for the expenses thereof;" by fixing the number of judges of said court.

Referred to the Committee on Judiciary General.

By Mr. McBRIDE. HOUSE BILL No. 365.

An Act to amend section forty-two of the act approved the fifteenth day of April, one thousand eight hundred and thirty-four, (P. L. 537) entitled, "An Act relating to counties and townships and county and township officers," by making county treasurers agents of the Commonwealth in collecting and transmitting money for the Commonwealth and providing their compensation for such services.

Referred to the Committee on Judiciary General.

By Mr. CRAIG. HOUSE BILL No. 366.

An Act amending clause forty-six of section three of Article five of an act approved the twenty-seventh day of June, one thousand nine hundred and thirteen, (P. L. 568), entitled "An Act providing for the incorporation, regulation, and government of cities of the third class; regulating nomination and election of municipal officers therein; and repealing, consolidating and extending existing laws in relation thereto." as amended, so as to provide that the cities of said class shall have the right to exercise the powers and authority of local self-government in all municipal affairs.

Referred to the Committee on Municipal Corporations.

By Mr. CROSS. HOUSE BILL No. 367.

An Act to establish as a State Highway a certain section of public road in the county of Butler.

Referred to the Committee on Public Roads.

By Mr. BARTLEY. HOUSE BILL No. 368.

An Act authorizing the department of Highways to correct errors made in allocating to the County of Butler its proportion of appropriations made by the General Assembly in one thousand nine hundred and seventeen, one thousand nine hundred and nineteen and one thousand nine hundred and twenty-one for State-aid road construction purposes; and making an appropriation therefor.

Referred to the Committee on Appropriations.

By Mr. WILLIAMS. HOUSE BILL No. 369.

An Act to amend section two of the act approved the ninth day of March, one thousand eight hundred and forty-seven (P. L. 278), entitled "An act in relation to the sales of unseated lands in the several counties of this Commonwealth."

Referred to the Committee on Judiciary General.

By Mr. H. A. MILLER. HOUSE BILL No. 370.

An Act to regulate and standardize the manufacture and sale of clinical thermometers and to provide a penalty.

Referred to the Committee on Public Health and Sanitation.

By Mr. CRITCHFIELD. HOUSE BILL No. 371.

An Act making an appropriation to the Lock Haven Hospital, Lock Haven, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. RHODES. HOUSE BILL No. 372.

An Act reappropriating to the Department of Public Instruction a part of the unused balance of an appropriation to said department for the liquidation of the indebtedness of the normal schools contained in the act approved the twenty-seventh day of May, one thousand nine hundred and twenty-one, (Appropriation Acts, page 33) entitled "An act to provide for the ordinary expenses of the Executive, Judicial, and Legislative Departments of the Commonwealth, interest on the public debt, and the support of the public schools, for the two fiscal years beginning June first, one thousand nine hundred and twenty-one; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and twenty-one" as amended.

Referred to the Committee on Appropriations.

By Mr. FOCKLER. HOUSE BILL No. 373.

An Act making an appropriation to the Conemaugh Valley Memorial Hospital, at Johnstown, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. GREENSTEIN. HOUSE BILL No. 374.

An Act requiring the keeper, owner, proprietor or any person in charge of any storage house, warehouse, second hand store or junk shop to notify any-one making claim to title in certain goods held in storage of an intention to remove, sell or dispose of the same; and providing a penalty.

Referred to the Committee on Judiciary General.

By Mr. CRITCHFIELD. HOUSE BILL No. 375.

An Act making an appropriation to the Renovo Hospital, Renovo, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. EDMONDS. HOUSE BILL No. 376.

An Act making an appropriation to the Board of Commissioners of Navigation for the River Delaware and its navigable tributaries.

Referred to the Committee on Appropriations.

By Mr. EDMONDS. HOUSE BILL No. 377.

An Act making an appropriation to the Board of Commissioners of Navigation for the River Delaware.

Referred to the Committee on Appropriations.

By Mr. GOODNOUGH. HOUSE BILL No. 378.

An Act to amend section three, five and nine of the act approved the seventeenth day of May, one thousand nine hundred and seventeen, (P. L. 224), entitled "An act preventing the manufacture, sale, or transportation within the Commonwealth of adulterated or misbranded Paris greens, lead arsenates, lime-sulphur compounds, and other insecticides and fungicides, and regulating traffic therein; providing for inspection of such materials, and imposing penalties;" making it unnecessary for the Secretary of Agriculture to hear pearsons whose samples of insecticides and fungicides have been found to be adulterated or misbranded; requiring persons manufacturing or importing insecticides or fungicides into this State to register the same with the Secretary of Agriculture; making it unlawful to sell any insecticides or fungicide not registered; and fixing a minimum fine for the violation of this act.

Referred to the Committee on Agriculture.

By Mr. GOODNOUGH. HOUSE BILL No. 379.

An Act making an appropriation to pay for the treatment of the indigent sick or injured in medical and surgical hospitals not owned by the Commonwealth for the two years ending the thirty-first day of May, one thousand nine hundred and twenty-seven.

Referred to the Committee on Appropriations.

By Mr. GOODNOUGH. HOUSE BILL No. 380.

An Act to prevent deception in and to regulate the sale of paint, putty, naval stores (turpentine and rosin), or any substitutes therefor, providing penalties for the violation thereof, providing for the enforcement of this act, and repealing an act approved the first day of June, one thousand nine hundred and fifteen, entitled "An act to prevent deception in the sale of paint, putty turpentine or any substitutes therefor and providing penalties for the violation thereof."

Referred to the Committee on Agriculture.

By Mr. WM. T. BELL. HOUSE BILL No. 381.

An Act making an appropriation to the Pittsburgh Home for Babies, Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BREWSTER. HOUSE BILL No. 382.

An Act authorizing departmental administrative boards and commissions under certain restrictions to sell surplus products of the soil, meats, live stock, timber or other materials raised or grown upon or taken from property of the Commonwealth administered by such boards or commissions and to expend the proceeds of such sales for the maintenance of the properties under their control.

Referred to the Committee on Agriculture.

By Mr. MARCUS. HOUSE BILL No. 383.

An Act fixing the salaries of the fire marshals and the deputies and assistant fire marshals; providing for their office, office supplies and clerical assistance, and providing for the appointment and compensation of a solicitor in counties wherein the office of fire marshall has been established under existing laws.

Referred to the Committee on Judiciary Special.

By Mr. MARCUS. HOUSE BILL No. 384.

An Act regulating the conduct of policemen and firemen at elections, and in relation thereto in cities of the second and third class, and providing penalties.

Referred to the Committee on Elections.

By Mr. ANDERSON. HOUSE BILL No. 385.

An Act making an appropriation to the Greenville Hospital, Greenville, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MOORE. HOUSE BILL No. 386.

An Act constituting the board of trustees of Washington and Jefferson college a commission to provide a memorial to the memory of the late James A. Beaver.

Referred to the Committee on Appropriations.

By Miss MARTHA G. THOMAS. HOUSE BILL No. 387.

An Act making an appropriation to carry into effect the provisions of an act approved the tenth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred ninety-three) entitled "An act providing for assistance to certain mothers; providing for the appointment of boards of trustees for the several counties of the Commonwealth, and for the appointment of a State Supervisor and assistants, and fixing the salaries of such State Supervisor and assistants; defining the powers and duties of boards of trustees, including the power of appointing assistants and investigators, and the distribution of funds at their disposal; providing for the apportionment of the State appropriation among the several counties, and requiring counties coming under the provisions of the act to appropriate certain moneys; and providing penalties" as amended.

Referred to the Committee on Appropriations.

By Miss MARTHA G. THOMAS. HOUSE BILL No. 388.

An Act making an appropriation to pay for the deficiency in the care, treatment, removal and maintenance of the indigent insane, for the two years ending May thirty-first, one thousand nine hundred and twenty-five.

Referred to the Committee on Appropriations.

By Miss MARTHA G. THOMAS. HOUSE BILL No. 389.

An Act making an appropriation to pay for the care, treatment, removal and maintenance of the indigent insane for two years ending the thirty-first day of May, one thousand nine hundred and twenty-seven.

Referred to the Committee on Appropriations.

By Mr. SHAFFER. HOUSE BILL No. 390.

An Act to amend section two of an act approved the seventeenth day of April, one thousand eight hundred and sixty-six (P. L. 110), entitled "An act relating to poor houses and lands."

Referred to the Committee on Judiciary Special.

By Mr. HARER. HOUSE BILL No. 391.

An Act to amend section nine of an act approved the thirtieth day of March, one thousand nine hundred and seventeen (P. L. 21), entitled "An act defining optometry; and relating to the right to practice optometry in the Commonwealth of Pennsylvania, and making certain exceptions; and providing a Board of Optometrical Education, Examination, and licensure, and means and methods whereby the right to practice optometry may be obtained; and providing for the means to carry out the provisions of this act; and providing for revocation or suspension of licenses given by said board, and providing penalties for violations thereof; and repealing all acts or parts of acts inconsistent therewith." as amended; eliminating the provisions prohibiting the establishment of temporary offices by optometrists.

Referred to the Committee on Public Health and Sanitation.

By Mr. McCAIG. HOUSE BILL No. 392.

An Act to provide for the ordinary expenses of the executive, judicial and legislative departments of the Commonwealth, interest on the public debt, and the support of the public schools, for the two fiscal years beginning June first one thousand nine hundred and twenty-five; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and twenty-five.

Referred to the Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 393.

A Supplement to an act, entitled "An act to provide for the ordinary expenses of the Executive, Judicial, and Legislative Departments of the Commonwealth, interest on the public debt, and the support of the public schools, for the two fiscal years beginning June first, one thousand nine hundred and twenty-three; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and twenty-three," as approved the thirtieth day of June, Anno Domini one thousand nine hundred and twenty-three; providing for deficiencies in certain appropriations made to the Executive, and Judicial Department by the act to which this is a supplement, and for other minor expenses, incurred or to be incurred to May thirty-first, one thousand nine hundred and twenty-five by certain of the Executive and Judicial Departments, not provided for by said act.

Referred to the Committee on Appropriations.

By Mr. HAWS. HOUSE BILL No. 394.

An Act to amend section seven of an act approved the eighth day of June, one thousand nine hundred and seven, (P. L. 496), entitled, "An Act to establish a Board of Commissioners of Navigation for the river Delaware and its navigable tributaries; regulating their jurisdiction over ships, vessels, and boats, and wharves, piers, bulkheads, docks, slips, and basins; and exempting cities of the first class from certain of its provisions; and making an appropriation therefor," by providing the requirement for a permit for the construction extension or alteration of any bridge wholly within the State.

Referred to the Committee on Municipal Corporations.

By Mr. NEELY. HOUSE BILL No. 395.

An Act making an appropriation to the Sewickley Valley Hospital Association, Incorporated, of Allegheny County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. NEELY. HOUSE BILL No. 396.

An Act making an appropriation to the Suburban General Hospital, of Bellevue, Allegheny County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. ADAM. HOUSE BILL No. 397.

An Act making an appropriation to the Rush Hospital for Consumption and Allied Diseases of Philadelphia.

Referred to the Committee on Appropriations.

By Mr. STERLING. HOUSE BILL No. 398.

An Act to provide for the positions of Principal Deputy Prothonotary and Second Deputy Prothonotary in counties of the first class prescribing their powers and duties and fixing their salaries.

Referred to the Committee on Judiciary Special.

By Mr. WILLIAMS. HOUSE BILL No. 399.

An Act making an appropriation to the Good Samaritan Hospital at Westfield, Tioga County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WILLIAMS. HOUSE BILL No. 400.

An Act making an appropriation to the Bethel Orphanage, located at Osceola, Tioga County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WILLIAMS. HOUSE BILL No. 401.

An Act making a deficiency appropriation to the Board of Trustees of Blossburg State Hospital, located at Blossburg, Tioga County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WILLIAMS. HOUSE BILL No. 402.

An Act making an appropriation to the Trustees of the Blossburg State Hospital, at Blossburg, Tioga County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. DIEHM. HOUSE BILL No. 403.

An Act establishing as a State highway a certain section of public road in the counties of Lancaster and Berks.

Referred to the Committee on Public Roads.

By Mr. DEIBLER. HOUSE BILL No. 404.

An Act making an appropriation to the Westmoreland Hospital Association, of Greensburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HAINES. HOUSE BILL No. 405.

An Act to amend Sections five hundred and nine, five hundred and eleven, five hundred and twelve, seven hundred and nine, and seven hundred and twenty, and repeal Section five hundred and ten of an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine), entitled "An Act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto."

Referred to the Committee on Game.

By Mr. McKIM. HOUSE BILL No. 406.

An Act making a deficiency appropriation to the Board of Trustees of Western State Penitentiary.

Referred to the Committee on Appropriations.

By Mr. DRINKHOUSE. HOUSE BILL No. 407.

An Act making an appropriation to the Berean Manual Training and Industrial School.

Referred to the Committee on Appropriations.

By Mr. DRINKHOUSE. HOUSE BILL No. 408.

An Act making an appropriation to the Women's College of Philadelphia, Pennsylvania, for hospital maintenance.

Referred to the Committee on Appropriations.

By Mr. GOODNOUGH. HOUSE BILL No. 409.

An Act providing for the payment of advances against appropriations for the maintenance of certain State-owned institutions.

Referred to the Committee on Appropriations.

By Mr. STERLING. HOUSE BILL No. 410.

An Act to assist in ascertaining the mental condition of persons indicted for criminal offense where the existence of insanity in the defendant is claimed by way of immunity from pleading to the indictment, or is to be claimed as a

defense at the trial; providing for the filing of such clams of immunity and for notification by the defendant to the judge of the trial court of the intention to make such defense; providing for the appointment by the judge of the trial court of one or more disinterested qualified physicians to testify as experts, and for the allowance of fees to such experts at the expense of the county; authorizing the judge to require the preparation by each of such experts who has examined or observed the defendant as to his mental condition of a written report based upon such examination or observations, providing for the filing of such report, and allowing the same, with the permission of the judge, to be read by the witness at the hearing or trial, and providing for the examination of expert witnesses upon their reports.

Referred to the Committee on Judiciary General.

By Mr. STERLING. HOUSE BILL No. 411.

An Act further to amend the sixty-third section, as amended, of an act approved the thirteenth day of June, one thousand eight hundred and thirty-six (P. L. 589), entitled "An act relatnig to lunatics and habitual drunkards," so as to provide for the summoning at the discretion of the Court of expert witness by the Court to testify at the trial by a jury of an issue awarded, if a jury trial shall be demanded, or in the investigation by the Court where a jury trial shall not be demanded, to determine the soundness of mind of any person found a lunatic, and of any alleged lunatic, confined, detained, or under any restraint as such, in any county of this Commonwealth; and for the payment of the fees of such witnesses, and for authorizing the preparation and reading at the trial or investigation by the Court, as the case may be, with permission of the Court, of written reports of such witnesses.

Referred to the Committee on Judiciary General.

## REPORTS FROM COMMITTEES.

Mr. FRED W. PATTERSON, from the Committee on Municipal Corporations, reported as committed, House Bill No. 193, entitled:

An Act to validate acts done by corporations before the recording of their charters.

Mr. HORN, from the Committee on Municipal Corporations, reported as committed, House Bill No. 194, entitled:

An Act to further amend section three of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four (P. L. 65), entitled "An act to regulate the manner of increasing the indebtednes of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," as amended; by providing that the vote shall be counted by the Court of Quarter Sessions.

Mr. HAWS, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 144, entitled:

An Act to amend section two of the act approved the twenty-fourth day of May, one thousand nine hundred and seventeen, (P. L. 297), entitled "An Act authorizing the establishment of contagious disease hospitals in the several counties of the Commonwealth, to be constructed and maintained out of county funds," by removing the restrictions as to location.

Mr. CRAIG, from the Committee on Municipal Corporations reported as committed, House Bill No. 45, entitled:

An Act to amend section fifty-seven of the act approved the twenty-third day of May, one thousand eight hundred and seventy-four, (P. L. 230), entitled "An act dividing the cities of this state into three classes; regulating the passage of ordinances; providing for contracts for supplies and work for said cities; authorizing the increase of indebtedness, and the creation of a sinking fund to redeem the same; defining and punishing certain offences in all of said cities, and providing for the incorporation and government of cities of the third class," providing for the acceptance of said act by certain cities of the third class; providing for the election of certain city officers, and members of city council in such cities; and fixing the time when the terms of members of councils and certain city officers then in office shall cease and be terminated.

## LEAVES OF ABSENCE.

Mr. PEELOR asked and obtained leave of absence for Mr. Griffith.

Mr. PERRY asked and obtained leave of absence for Mr. Lafferty for the balance of the week on account of illness.

Mr. COLVILLE asked and obtained leave of absence for Mr. McLaughlin.

Mr. FLYNN asked and obtained leave of absence for Mr. Rhodes for the balance of the week.

## REPORT OF THE DELAWARE RIVER BRIDGE COMMISSION.

The SPEAKER laid before the House the report of the Delaware River Bridge Commission.

(For report, see Appendix.)

## REPORT OF COMMISSION TO STUDY AND REVISE THE LAWS OF PENNSYLVANIA PERTAINING TO CHILDREN.

The SPEAKER laid before the House the report of the Commisison to Study and Revise the Laws of Pennsylvania Pertaining to Children.

(For report, see Appendix.)

## REPORT OF THE PHILADELPHIA SAVING FUND SOCIETY.

The SPEAKER laid before the House the report of the Philadelphia Saving Fund Society for 1924.

(For report, see Appendix.)

## APPOINTMENT OF COMMITTEE FOR RECEPTION OF CHARTER OF LIBERTIES.

The SPEAKER. As provided by Senate resolution concurred in by the House, the Chair announces the appointment of the following Committee on the part of the House, to act with the Senate Committee to make arrangements for the reception of the Charter of Liberties to the Province of Pennsylvania by William Penn: Mr. Edmonds, Philadelphia, Mrs. Pitts, Philadelphia, Mr. Marshall, Beaver, Mr. Alexander, Delaware, Mr. Sarig, Berks, Mr. Diehm, Lancaster, Mr. McKim, Allegheny, Mr. Goodnough, Cameron, Mr. Hall, Dauphin and Mr. Long, Chester.

## ANNOUNCEMENT BY THE SPEAKER.

The SPEAKER. The Chair desires to announce that immediately upon the close of this session he would like to meet the members of this Charter Committee in his office for just a few minutes.

## QUESTION OF PERSONAL PRIVILEGE.

Mr. EDMONDS. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. EDMONDS. Mr. Speaker and members of the House, at the Legislative Session of 1923, by a joint resolution approved June 14, there was authorized the appointment of the Pennsylvania Tax Commission, which was directed to submit it's report to the General Assembly by the first of

February, 1925. A printed copy of that report has been placed on the desk of each of the members of the House, and also of each of the members of the Senate tonight. The official copy, Mr. Speaker, over the signatures of the members of the commission, will be delivered to you next Monday night, but it is now in Pittsburgh, awaiting the signatures of the Pittsburgh members of the Commission.

May I say that the edition of this report is five thousand copies, of which four hundred are ready for distribution tonight. If any of the members of the House desire to have this report mailed to their constituents and will give the names and addresses to those to whom they desire them sent, either to Mr. Lick, Secretary of the Commission, or Mr. Wheeler, the gentleman from Forest County, or myself, we will be glad to see that the copies are sent in accordance with the desires of the members.

## BILLS RECOMMITTED.

Mr. McCAIG. Mr. Speaker, I move that House Bill No. 53, File Folio No. 1, entitled:

An Act to amend sections one two and three of the act approved the twenty-second day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred five) entitled "A supplement to the act approved the twenty-fifth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand two hundred and seventy) entitled 'An Act providing for the erection of a dam at the outlet of Pymatuning Swamp and the establishment of a reservoir to conserve the waters thereof providing for the taking of land and materials necessary thereto vesting certain powers and duties in the Water Supply Commission and making an appropriation' providing for the sale and leasing of property acquired under said act and making an appropriation of the proceeds thereof" vesting the power to sell and lease lands in the Department of Forests and Waters and making an appropriation of the moneys realized to said Department

be recommitted to the Committee on Appropriations for further consideration.

Mr. LUDLOW. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. McCAIG. Mr. Speaker, I move that House Bill No. 54, File Folio No. 5, entitled:

An Act transferring and reappropriating to the Department of Forests and Waters the unexpended balance of an appropriation heretofore made to the Water Supply Commission of the Commonwealth of Pennsylvania for the purpose of repairing the dyke along the Delaware River at the western end of the borough of Matamoras, in the county of Pike.

be recommitted to the Committee on Appropriations for further consideration.

Mr. LUDLOW. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. McCAIG. Mr. Speaker, I move that House Bill No. 55, File Folio No. 9, entitled:

An Act transferring and re-appropriating to the Department of Property and Supplies certain unexpended balances of appropriations heretofore made to the Meade Memorial Commission appointed to select a site and to provide for the erection and dedication of a statue or memorial of General George Gordon Meade.

be recommitted to the Committee on Appropriations for further consideration.

Mr. LUDLOW. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. McCAIG. Mr. Speaker, I move that House Bill No. 56, File Folio No. 13, entitled:

An Act transferring and re-appropriating to the Department of Property and Supplies certain unexpended balances of appropriations heretofore made to the Gettysburg Battlefield Memorial Commission for ordinary and necessary repairs to the Pennsylvania Memorial on the Battlefield of Gettysburg, for the necessary correction or insertion of names on the tablets of said memorial, for the expenses of the Commission necessarily and actually incurred in the performance of its duties, for the printing and publishing of the report of the Commission, and for the erection of bronze statues of Generals Crawford and Gibbon.

be recommitted to the Committee on Appropriations for further consideration.

Mr. LUDLOW. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. McCAIG. Mr. Speaker, I move that House Bill No. 57, File Folio No. 17, entitled:

An Act transferring and re-appropriating to the Department of Property and Supplies certain unexpended balances of appropriations heretofore made to a commission created for the purpose of selecting a site and erecting a monument to the late Brigadier General of the United States Army, Galusha Pennypacker

be recommitted to the Committee on Appropriations for further consideration.

Mr. LUDLOW. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. McCAIG. Mr. Speaker, I move that House Bill No. 58, File Folio No. 21, entitled:

An Act transferring and re-appropriating to the Department of Welfare the unexpended balance of an appropriation heretofore made to the Board of Inspectors of the Western Penitentiary, for the erection, construction and equipment of the Western Penitentiary in Centre County.

be recommitted to the Committee on Appropriations for further consideration.

Mr. LUDLOW. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. McCAIG. Mr. Speaker, I move that House Bill No. 59, File Folio No. 25, entitled,

An Act transferring and re-appropriating to the Department of Forests and Waters certain unexpended balances of appropriations heretofore made to the Water Supply Commission of the Commonwealth of Pennsylvania for the purpose of deepening, widening and improving French Creek in the County of Crawford.

be recommitted to the Committee on Appropriations for further consideration.

Mr. LUDLOW. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. McCAIG. Mr. Speaker, I move that House Bill No. 60, File Folio No. 31, entitled,

An Act transferring and re-appropriating to the Department of Forests and Waters certain unexpended balances of appropriations heretofore made to the Water Supply Commission for the purpose of making investigations, examinations and surveys and for preparing plans and estimates of costs with a view of controlling flood-waters of the rivers of the Commonwealth.

be recommitted to the Committee on Appropriations for further consideration.

Mr. LUDLOW. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. McCAIG. Mr. Speaker, I move that House Bill No. No. 211, File Folio No. 37, entitled:

An Act making an appropriation to the Department of Property and Supplies of five thousand one hundred sixty-

six dollars and sixty-four cents ($5,166.64) for the completion of a monument to Robert Morris in the City of Philadelphia.

be recommitted to the Committee on Appropriations for further consideration.

Mr. LUDLOW. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON FIRST READING.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 140, entitled:

An Act to amend the twelfth clause of section three hundred and eighty-one, chapter seven, of an act approved the fourteenth day of July, one thousand nine hundred and seventeen, (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 111, entitled:

An Act authorizing the discontinuance of Indices in Record Books where counties have installed separate special Indices.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 51, entitled:

An Act to amend section ten of an act approved the twenty-seventh day of June, one thousand eigth hundred and ninety-five (P. L. 403), entitled "An act creating the office of county controller in counties of this Commonwealth containing one hundred and fifty thousand inhabitants and over, prescribing his duties, and abolishing the office of county auditor in said counties," by changing the amount at which contracts must be advertised.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 250, entitled:

An Act concering counties and county officers and revising amending and consolidating the law realting thereto.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

## ADJOURNMENT.

Mr. FLYNN. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 11:00 o'clock.

The motion was agreed to, and (at 9:25 o'clock P. M.) the House adjourned until tomorrow morning at 11:00 o'clock.

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal

Session 1925 — 126th of the General Assembly

Vol. 8. HARRISBURG, PA., TUESDAY, FEBRUARY 3, 1925. No. 7.

## SENATE

TUESDAY, February 3, 1925.

The Senate met at 11 o'clock A. M.

The PRESIDENT PRO TEMPORE, (Mr. John G. Homsher), in the Chair.

### PRAYER.

The Chaplain, Rev. S. Ninde, offered the following prayer:

Almighty God we thank Thee for the refreshing sleep of the past night and for this new day of life. It is Thy gift and we praise Thee for it. We ofttimes marvel that while so many of our fellowmen all about us are taken away, we are spared. Surely it must be because our life-work is not yet done, and Thou hast further use for us here on earth. Help us to live earnestly and faithfully all through this day, that we may be well-pleasing in Thy sight. Bless the Senators who are present, and especially remember those who are absent on account of illhealth, and graciously restore to them their accustomed strength. Bless our State and our Country and the whole world.

For Jesus' sake. Amen.

### JOURNAL APPROVED.

The PRESIDENT—A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mrs. VARE, the further reading was dispensed with, and the Journal was approved.

### PETITION.

#### FAVORING PROPER FREE TRANSPORTATION FOR SCHOOL CHILDREN.

Mr. WEINGARTNER presented petition of Lawrence County School Directors favoring proper free transportation for school children.

Which was referred to the Committee on Education.

### REPORTS FROM COMMITTEES.

Mr. DAVIS, from the Committee on Judiciary General, reported as committed, Senate Bill No. 164, entitled:

An act to repeal the act approved the twenty-fifth day of May, one thousand nine hundred and twenty-one, (P. L. 1131) entitled "An act to regulate the practice of the profession of engineering and of land surveying; creating a State Board for the Registration of Professional Engineers and Land Surveyors; defining its powers and duties; imposing certain duties upon the Commonwealth and political subdivisions thereof in connection with public work, and providing penalties."

Mr. SCHANTZ, from the Committee on Appropriations, reported as amended, Senate Bill No. 132, entitled:

An Act providing for a revised edition of the Borough Code, and the printing thereof.

Mr. GELDER, from the Committee on Education, reported as committed, Senate Bill No. 200, entitled:

An Act to amend section fourteen of the act approved the eighteenth day of July, one thousand nine hundred and seventeen, (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by providing for the payment of a State annuity to employes who separated from school service prior to the establishment of the Retirement System.

Mr. ARON, from the Committee on Judiciary General, reported as committed, Senate Bill No. 202, entitled:

An Act in relation to the procedure in certain classes of cases in which there is raised a question as to the jurisdiction of a Court of First Instance over the defendant or the cause of action for which suit is brought and authorizing appeals from the preliminary decision of such questions.

Mr. KUTZ, from the Committee on Judiciary General, reported as committed, Senate Bill No. 172, entitled:

An act to further amend section one of the act approved the fourteenth day of May, one thousand nine hundred and fifteen, (P. L. 483), entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass, except actions for libel and slander; prescribing the pleadings and procedure to be observed therein, and giving the courts power to enforce its provisions;" by providing that the same shall not apply to cases appealed from subordinate courts.

Mr. CULBERTSON, from the Committee on Judiciary General, reported as committed, Senate Bill No. 36, entitled:

An Act authorizing the employment of stenographers by the district attorneys of certain counties.

Mr. SNYDER, from the Committee on Education, reported as amended, Senate Bill No. 86, entitled:

An Act to amend section five hundred and sixty-one of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and re-

pealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by changing the penalty to be added to delinquent school taxes and providing for rebates, in second class districts.

Mr. BUCKMAN, from the Committee on Judiciary General, reported as committed, Senate Bill No. 169, entitled:

An Act authorizing the entry of sheriffs, constables and others by force or otherwise into places or buildings where goods and chattels formerly levied upon are contained, for the purpose of sale and providing penalties for interference.

Mr. KUNKLE, from the Committee on Judiciary General, reported as committed, Senate Bill No. 196, entitled:

An Act ratifying and confirming the action of the Department of Welfare in classifying the Wernersville State Hospital as a hospital for the care and treatment of the indigent insane.

Mr. BARR, from the Committee on Judiciary General, reported as amended, Senate Bill No. 19, entitled:

An Act making incurable insanity a cause for divorce and providing procedure in such cases.

Also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 143, entitled:

An Act to further amend section three of the act approved the nineteenth day of March, one thousand nine hundred and fifteen, (P. L. 5), entitled "A further supplement to an act entitled 'An act to establish a county court for the county of Allegheny, and prescribing its powers and duties; regulating the procedure therein, and providing for the expenses thereof,' approved the fifth day of May, one thousand nine hundred and eleven; constituting the said court the juvenile court of said county, and prescribing its organization, jurisdiction, and powers therein and otherwise," as amended, by employes of such juvenile court.

Mr. BONBRAKE, from the Committee on Judiciary General, reported as committed, Senate Bill No. 130, entitled:

An Act to regulate and standardize the manufacture and sale of clinical thermometers and to provide a penalty.

Also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 189, entitled:

A Joint resolution proposing an amendment to section twelve of article three of the Constitution of Pennsylvania.

## BILLS INTRODUCED.

Mr. ARON read in his place and presented to the Chair Senate Bill No. 206, entitled:

An Act to amend an act entitled, "An act relating to the acquisition of land for park purposes by any city in this Commonwealth in sections not entirely built up; limiting time for condemnation by councils, or condemnation or purchase by park commissioners, after same has been placed on city plan for park purposes by ordinance of councils or action of park commissioners; and providing for removal from city plan upon failure to condemn or purchase within time specified herein," approved May 3, 1923.

Which was committed to the Committee on Municipal Affairs.

Mr. STITES read in his place and presented to the Chair Senate Bill No. 207, entitled:

An Act to consolidate, revise and amend the laws of this Commonwealth relating to penal proceedings and pleadings and imposing certain costs therein upon the Commonwealth of Pennsylvania and the various counties thereof.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 208, entitled:

An Act to consolidate, revise and amend the penal laws of this Commonwealth.

Which was committed to the Committee on Judiciary General.

Mr. NORTON read in his place and presented to the Chair Senate Bill No. 209, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania, by adding thereto section seventeen.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 210, entitled:

An Act to establish as a State Highway a certain section of public road in the county of Berks.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 211, entitled:

An Act to establish as a State Highway a certain section of public road in the county of Berks.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 212, entitled:

An Act to establish as a State Highway a certain section of public road in the counties of Chester and Berks.

Which was committed to the Committee on Public Roads and Highways.

Mr. SCHANTZ read in his place and presented to the Chair Senate Bill No. 213, entitled:

An Act to establish as a state highway a certain section of public road in the county of Carbon.

Which was committed to the Committee on Public Roads and Highways.

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 214, entitled:

An Act making an appropriation to the Grand View Hospital, located near Sellersville, Bucks County, Penna.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 215, entitled:

An Act to repeal section fifteen of the act approved the fourteenth day of February, one thousand seven hundred and thirty (1 Smith Laws, page 181), entitled "An act for the relief of insolvent debtors within the province of Pennsylvania."

Which was committed to the Committee on Judiciary General.

Mr. WOODWARD read in his place and presented to the Chair Senate Bill No. 216, entitled:

A Joint Resolution ratifying the proposed amendment to the constitution of the United States regulating the labor of persons under eighteen years of age.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 217, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania, by adding thereto section sixteen.

Which was committed to the Committee on Forestry.

Mr. SONES read in his place and presented to the Chair Senate Bill No. 218, entitled:

An Act making an appropriation to the Williamsport Training Home for Girls, at Williamsport, Lycoming County, Penna.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 219, entitled:

An Act making an appropriation to the Williamsport Hospital, of the City of Williamsport, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 220, entitled:

An Act making an appropriation to the Florence Crittendon Mission of the City of Williamsport, Lycoming County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 221, entitled:

An Act making an appropriation to the home for the Friendless, of the City of Williamsport, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 222, entitled:

An Act making an appropriation to the Berwick Hospital, Berwick, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 223, entitled:

An Act making an appropriation to the Bloomsburg Hospital, Bloomsburg, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. STEELE read in his place and presented to the Chair Senate Bill No. 224, entitled:

An Act authorizing the issue and sale of bonds to the amount of twenty-five millions of dollars by the Commonwealth of Pennsylvania; defining the powers and duties of the Governor, the Auditor General and the State Treasurer in relation thereto; making an appropriation of the proceeds of such bonds for the purpose of acquiring land in the State for forest purposes, providing for the payment of the interest on and the redemption of such bonds by the Board of Finance and Revenue, and for the sale and registration of said bonds; and making an appropriation to carry out the provisions of this act.

Which was committed to the Committee on Forestry.

Mr. BARR read in his place and presented to the Chair Senate Bill No. 225, entitled:

An Act to amend section one of an act approved the nineteenth day of February, one thousand eight hundred and seventy-three (P. L. 36), entitled "An act to authorize the governor to appoint additional notaries public" by making certain provisions relating to applications for such office.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 226, entitled:

An Act imposing an annual voting tax for school purposes; providing for the collection, and the exoneration of taxables from the payment thereof; imposing certain duties on collectors of school taxes and county commissioners and providing penalties.

Which was committed to the Committee on Education.

Mr. SALUS read in his place and presented to the Chair Senate Bill No. 227, entitled:

An Act to further amend part of section four and part of section nine of an act, approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 711), entitled "An act establishing a court for the county of Philadelphia; prescribing its jurisdiction and powers, providing for the service of its writs, process or warrants by the proper officers of the county or city of Philadelphia; regulating the procedure therein, and appeals therefrom; and providing for the expenses thereof," by conferring certain powers upon the president judge which were heretofore conferred upon the board of judges of the municipal court.

Which was committed to the Committee on Judiciary General.

Mr. NORTON read in his place and presented to the Chair Senate Bill No. 228, entitled:

An Act making an appropriation to the Beulah Anchorage, of Reading, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 229, entitled:

An Act to amend an act, approved the twenty-first day of April, one thousand nine hundred and twenty-one (P. L. 268) entitled "An act relating to police pension funds in cities of the third class and directing such cities to appropriate certain moneys thereto."

Which was committed to the Committee on Municipal Affairs.

## REPORT OF SECRETARY OF INTERNAL AFFAIRS.

Mr. LESLIE presented the Report of Internal Affairs for the period beginning November 30, 1922, and ending May 31, 1924.

Mr. LESLIE. Mr. President, I move that the Report be printed in the Appendix of the Legislative Journal.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

## BILL ON FINAL PASSAGE.

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 54, as follows:

An Act validating certain proceedings of counties cities boroughs townships school districts and other incorporated districts or municipalities had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for

the illegal increase thereof" and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance to such proceedings

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all proceedings heretofore had and held by any county city borough township school district or other municipality or incorporated district within this Commonwealth To increase its indebtedness under the method or procedure specified by the provisions of an Act of Assembly entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" approved the twentieth day of April one thousand eight hundred and seventy-four and the acts amendatory thereof and supplementary thereto be and the same are hereby ratified confirmed and made valid notwithstanding that the principal of the bonds securities and obligations issued in pursuance of said proceedings are reimbursable at a period exceeding thirty years from the date at which the same were authorized All of the bonds securities and obligations issued or to be issued in pursuance of such proceedings are hereby made valid and binding obligations of every such county city borough township school district or incorporated district Provided That all the other requirements of law concerning such procedure in the issue of bonds have been complied with And provided further That the provisions of this act shall not apply in any instance where the validity of such proceedings or of any issue of bonds or other securities based thereon has been already made the subject of litigation in any court of this Commonwealth

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | DeWitt, | Leslie, | Schantz, |
| Barr, | Earnest, | MacDade, | Snyder, |
| Baumer, | Einstein, | Mansfield, | Sones, |
| Betts, | Gelder, | McNichol, | Sprowls, |
| Bonbrake, | Griswold, | Miller, | Steele, |
| Brown, | Heaton, | North, | Stites, |
| Buckman, | Joyce, | Norton, | Vare, |
| Coyne, | Krause, | Painter, | Weingartner, |
| Culbertson, | Kunkle, | Patton, | Woodward, |
| Daix, | Kutz, | Quigley, | Homsher, |
| Davis, | Lanius, | Salus, | Pres. Pro Tem. |
| Derrick, | | | |

NAYS—0.

A majority of the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 20, as follows:

An Act providing for the preparation or acquisition and preservation in the office of the county commissioners of each county of the names and records of all soldiers sailors marines and war nurses who served in the military and naval forces of the United States during the World War

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the county commissioners of each county shall prepare as soon as practicable a complete record of the soldiers sailors marines and war nurses resident within their respective counties who served in the army navy and other military organizations of the United States during the World War

Section 2 Said record shall be preserved permanently in the office of the county commissioners and shall show the name residence date of enrollment rank promotions date of death or discharge place of burial and shall also contain the record of all deaths and places of burial since the date of discharge which have heretofore or may hereafter occur

Section 3 If in any county a record as herein required shall have been compiled by any individual organization or camp or post of veterans the county commissioners are authorized to acquire a copy thereof by purchase or otherwise instead of preparing the record herein provided

Section 4 Any soldier sailor marine or war nurse who by a change of residence may at any time be located in a county other than the one in which he or she was resident when enrolled in the military or naval forces of the United States may by application to the county commissioners have his or her name entered on the record of the county where then resident

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | DeWitt, | Leslie, | Schantz, |
| Barr, | Earnest, | MacDade, | Snyder, |
| Baumer, | Einstein, | Mansfield, | Sones, |
| Betts, | Gelder, | McNichol, | Sprowls, |
| Bonbrake, | Griswold, | Miller, | Steele, |
| Brown, | Heaton, | North, | Stites, |
| Buckman, | Joyce, | Norton, | Vare, |
| Coyne, | Krause, | Painter, | Weingartner, |
| Culbertson, | Kunkle, | Patton, | Woodward, |
| Daix, | Kutz, | Quigley, | Homsher, |
| Davis, | Lanius, | Salus, | Pres. Pro Tem. |
| Derrick, | | | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 47, entitled:

An Act regulating the sale of oysters at retail.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. SCHANTZ. Mr. President, I ask unanimous consent to amend Section 1, page 1, line 6, by striking out the word "employers" and inserting in lieu thereof the word "employees".

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 49, entitled:

An Act providing for the presentation of libels in divorce to the several courts of common pleas and the awarding of subpoenas thereon.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | DeWitt, | Leslie, | Schantz, |
| Barr, | Earnest, | MacDade, | Snyder, |
| Baumer, | Einstein, | Mansfield, | Sones, |
| Betts, | Gelder, | McNichol, | Sprowls, |
| Bonbrake, | Griswold, | Miller, | Steele, |
| Brown, | Heaton, | North, | Stites, |
| Buckman, | Joyce, | Norton, | Vare, |
| Coyne, | Krause, | Painter, | Weingartner, |
| Culbertson, | Kunkle, | Patton, | Woodward, |
| Daix, | Kutz, | Quigley, | Homsher, |
| Davis, | Lanius, | Salus, | Pres. Pro Tem. |
| Derrick, | | | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 52, entitled:

An Act making an appropriation to the Department of Highways to carry into effect the provisions of the act approved the eleventh day of July one thousand nine hundred twenty-three (Pamphlet Laws one thousand and seventy) entitled "An act empowering the State Highway Department to rebuild certain intercounty bridges located on the routes of State Highways which bridges cross rivers and have been heretofore destroyed by fire and making an appropriation"

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | DeWitt, | Leslie, | Schantz, |
| Barr, | Earnest, | MacDade, | Snyder, |
| Baumer, | Einstein, | Mansfield, | Sones, |
| Betts, | Gelder, | McNichol, | Sprowls, |
| Bonbrake, | Griswold, | Miller, | Steele, |
| Brown, | Heaton, | North, | Stites, |
| Buckman, | Joyce, | Norton, | Vare, |
| Coyne, | Krause, | Painter, | Weingartner, |
| Culbertson, | Kunkle, | Patton, | Woodward, |
| Daix, | Kutz, | Quigley, | Homsher, |
| Davis, | Lanius, | Salus, | Pres. Pro Tem. |
| Derrick, | | | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 94, as follows:

An Act to validate the obligations of school districts issued prior to January first one thousand nine hundred and twenty-four pursuant to section five hundred and eight of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the volation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" and its amendments notwithstanding that said obligations were not issued under the seal of the district if any were not properly attested by the president and secretary of the board of directors of such district and that the incurring of said indebtedness and the issuing of obligations therefor were not first authorized by not less than two-thirds of the members of the board of school directors and that no provision for the payment of the same from the current revenue of said district was made

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever prior to January first one thousand nine hundred and twenty-four pursuant to section five hundred and eight of the act approved the eighteenth day of May A D one thousand nine hundred and eleven (Pamphlet Laws page three hundred and nine) entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" and its amendments any school district of this Commonwealth shall have incurred a temporary debt or borrowed money such indebtedness is hereby declared to have been validly incurred and such money lawfully borrowed and the certificates of indebtedness or obligations issued therefor to be binding obligations upon such school district notwithstanding that said certificates of indebtedness or obligations were not issued under the seal of the district if any were not properly attested by the president and secretary of the board of directors of such district and that it does not appear from the minutes of such board of school directors or otherwise that the incurring of the said debt and the authority to execute the said certificates of indebtedness or other obligations had received the vote of not less than two-thirds of the members of such board of school directors and that such school district had not provided for the payment of the same from its current revenue Provided however that it appears from the report of the auditors of such school district or otherwise that the proceeds of the sale or discount of the said certificates of indebtedness or obligations so issued were received by the said school district or credited to its account And Provided further that such certificates of indebtedness or obligations were signed by at least two officers of such board of school directors and that the indebtedness of such school district including such debt or money borrowed did not constitute two per centum of the total valuation of the taxable property of such school district for school purposes therein And Provided further that in all other respects the provisions of section five hundred and eight of the said act of May eighteenth one thousand nine hundred and eleven and of the amendments thereto were complied with

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | DeWitt, | Leslie, | Schantz, |
| Barr, | Earnest, | MacDade, | Snyder, |
| Baumer, | Einstein, | Mansfield, | Sones, |
| Betts, | Gelder, | McNichol, | Sprowls, |
| Bonbrake, | Griswold, | Miller, | Steele, |
| Brown, | Heaton, | North, | Stites, |
| Buckman, | Joyce, | Norton, | Vare, |
| Coyne, | Krause, | Painter, | Weingartner, |
| Culbertson, | Kunkle, | Patton, | Woodward, |
| Daix, | Kutz, | Quigley, | Homsher, |
| Davis, | Lanius, | Salus, | Pres. Pro Tem. |
| Derrick, | | | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL OVER IN ORDER.

Mr. DAIX. Mr. President, I ask that Senate Bill No. 96, on third reading entitled:

An Act to amend clause five of section two of the act approved the thirteenth day of May, one thousand nine hundred and nine, (P. L. 520), entitled "An act relating to food, defining food; providing for the protection of the public health, and the prevention of fraud and deception, by prohibiting the manufacture or sale, the offering for sale or exposing for sale, or the having in possession with intent to sell, of adulterated, misbranded, or deleterious foods; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof," as amended.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 98, entitled:

An Act to further amend section one of the act approved the eighth day of June, one thousand nine hundred and fifteen, (P. L. 915), entitled "An act to fix the salaries of the deputies in the offices of the clerk of the courts, county controller, recorder of deeds, county treasurer, chief deputy sheriff, and chief clerk to the county commissioners, in counties of this Commonwealth having over two hundred and fifty thousand population and less than four hundred thousand population," as amended; by providing that the deputy prothonotary in counties of the third class shall receive the same salary paid other deputies in such county.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | DeWitt, | Leslie, | Schantz, |
| Barr, | Earnest, | MacDade, | Snyder, |
| Baumer, | Einstein, | Mansfield, | Sones, |
| Betts, | Gelder, | McNichol, | Sprowls, |
| Bonbrake, | Griswold, | Miller, | Steele, |
| Brown, | Heaton, | North, | Stites, |
| Buckman, | Joyce, | Norton, | Vare, |
| Coyne, | Krause, | Painter, | Weingartner, |
| Culbertson, | Kunkle, | Patton, | Woodward, |
| Daix, | Kutz, | Quigley, | Homsher, |
| Davis, | Lanius, | Salus, | Pres. Pro Tem. |
| Derrick, | | | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 99, entitled:

An Act to amend sections two and six of the act approved the fourteenth day of May, one thousand nine hundred and fifteen, (Pamphlet Laws 483), entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass, except actions for libel and slander; prescribing the pleadings and procedure to be observed therein, and giving the courts power to enforce its provisions."

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | DeWitt, | Leslie, | Schantz, |
| Barr, | Earnest, | MacDade, | Snyder, |
| Baumer, | Einstein, | Mansfield, | Sones, |
| Betts, | Gelder, | McNichol, | Sprowls, |
| Bonbrake, | Griswold, | Miller, | Steele, |
| Brown, | Heaton, | North, | Stites, |
| Buckman, | Joyce, | Norton, | Vare, |
| Coyne, | Krause, | Painter, | Weingartner |
| Culbertson, | Kunkle, | Patton, | Woodward, |
| Daix, | Kutz, | Quigley, | Homsher, |
| Davis, | Lanius, | Salus, | Pres. Pro Tem. |
| Derrick, | | | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

## BILL RECOMMITTED.

Mr. SONES. Mr. President, I move that Senate Bill No. 102, on third reading, entitled:

An Act providing that in certain cases it shall not be a defence in an action against a corporation on a negotiable instrument issued or endorsed in its name to prove that it was issued or endorsed by an officer or officers thereof contrary to the by-laws of said corporation.

be recommitted to the Committee on Judiciary General.

Mr. DeWITT. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 109, as follows:

An Act validating certain proceedings and elections of counties cities boroughs townships school districts and other incorporated districts or municipalities had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance to such proceedings and elections

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General

Assembly met and it is hereby enacted by the authority of the same That all proceedings and elections heretofore had and held by any county city borough township school district or other municipality or incorporated district within this Commonwealth to increase its indebtedness under the method or procedure specified by the provisions of an act of Assembly approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) entitled "An Act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" and the acts amendatory thereof and supplementary thereto where the majority of votes cast at such election was in favor of the increase of indebtedness be and the same are hereby ratified confirmed and made valid notwithstanding the ordinance enacted by the authorities of such county city borough township school district or other municipality or incorporated district signifying their desire to increase the indebtedness of such county city borough township school district or other municipality or incorporated district and providing for an election for that purpose provided for the submission of several distinct questions and appropriated and applied certain specific amounts for distinct purposes of the proposed increase and was defective and invalid and at the election held in pursuance thereof such several distinct questions or purposes and application of certain specific sums were submitted to the electors and voted upon as one question and notwithstanding any defect or informality in the manner of holding or giving notice of such election All of the bonds securities and obligations issued or to be issued in pursuance of every such election are hereby made valid binding obligations of every such county city borough township school district or other municipality or incorporated district Provided That all the other requirements of law concerning such procedure election and issue of bonds have been complied with And provided further That the provisions of this act shall not apply in any instance where the validity of such election or of any issue of bonds or other security based thereon has been made the subject of litigation in any court of the Commonwealth prior to the approval of this act

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | DeWitt, | Leslie, | Schantz, |
| Barr, | Earnest, | MacDade, | Snyder, |
| Baumer, | Einstein, | Mansfield, | Sones, |
| Betts, | Gelder, | M. Nichol, | Sprowls, |
| Bonbrake, | Griswold, | Miller, | Steele, |
| Brown, | Heaton, | North, | Stites, |
| Buckman, | Joyce, | Norton, | Vare, |
| Coyne, | Krause, | Painter, | Weingartner, |
| Culbertson, | Kunkle, | Patton, | Woodward, |
| Daix, | Kutz, | Quigley, | Homsher, |
| Davis, | Lanius, | Salus, | Pres. Pro Tem. |
| Derrick, | | | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 110, as follows:

An Act to amend an act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred and sixty-seven) entitled "An act authorizing and empowering the district attorneys of each county to organize themselves into a State association for the purpose of holding meetings and providing for the payment of the expenses thereof and of the district attorneys attending by the several counties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of an act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred and sixty-seven) entitled "An act authorizing and empowering the district attorneys of each county to organize themselves into a State association for the purpose of holding meetings and providing for the payment of the expenses thereof and of the district attorneys attending by the several counties is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the district attorneys of the several counties of the Commonwealth are hereby authorized to organize themselves into a State association with the authority to hold meetings at such times and places within the Commonwealth as they may designate not to exceed two meetings in each year for the purpose of discussing the various questions arising in the discharge of their duties and for the purpose of providing for a uniform and economical method of administering the affairs of their respective offices

That section two of said act is hereby amended to read as follows

Section 2 The actual expenses of the district attorneys attending such meetings of said State association including traveling expenses and hotel bills actually paid by them shall be paid by the various counties out of the county funds by orders drawn on the county treasury The time spent in attending such meetings shall not be more than two days at any one meeting exclusive of the time employed in traveling thereto and therefrom

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—28.

| | | | |
|---|---|---|---|
| Aron, | DeWitt, | MacDade, | Sones, |
| Barr, | Earnest, | Miller, | Steele, |
| Brown, | Einstein, | North, | Stites, |
| Buckman, | Gelder, | Patton, | Vare, |
| Coyne, | Griswold, | Salus, | Woodward, |
| Culbertson, | Joyce, | Schantz, | Homsher, |
| Daix, | Leslie, | Snyder, | Pres. Pro Tem. |
| Davis, | | | |

NAYS—12.

| | | | |
|---|---|---|---|
| Baumer, | Krause, | Lanius, | Painter, |
| Betts, | Kunkle, | Mansfield, | Sprowls, |
| Derrick, | Kutz, | Norton, | Weingartner, |

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 133, entitled:

An Act to amend section one thousand six of the act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that

are or may be inconsistent therewith," requiring the Superintendent of Public Instruction to send to every school director a copy of each new edition of the School code.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | DeWitt, | Leslie, | Schantz, |
| Barr, | Earnest, | MacDade, | Snyder, |
| Baumer, | Einstein, | Mansfield, | Sones, |
| Betts, | Gelder, | McNichol, | Sprowls, |
| Bonbrake, | Griswold, | Miller, | Steele, |
| Brown, | Heaton, | North, | Stites, |
| Buckman, | Joyce, | Norton, | Vare, |
| Coyne, | Krause, | Painter, | Weingartner, |
| Culbertson, | Kunkle, | Patton, | Woodward, |
| Daix, | Kutz, | Quigley, | Homsher, |
| Davis, | Lanius, | Salus, | Pres. Pro Tem. |
| Derrick, | | | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## REPORT OF REGISTRATION COMMISSION FOR CITY OF PHILADELPHIA.

The Chair cleared his table and laid before the Senate the Nineteenth Annual Report of the Registration Commission for the City of Philadelphia for the year ending December 31st, 1924.

(For report see Appendix.)

## REPORT OF DELAWARE RIVER BRIDGE JOINT COMMISSION.

He also laid before the Senate the Report of the Delaware River Bridge Joint Commission of Pennsylvania and New Jersey for the year 1924.

(For report see Appendix.)

## COMMUNICATIONS FROM THE GOVERNOR.

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

### NOTARIES PUBLIC.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 3, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the service and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

ALLEGHENY COUNTY.

Jas. A. Gribbin, 3621 Butler St., Pittsburgh, February 5, 1925.

Henry C. Schwartz, Millvale, February 11, 1925.

CHESTER COUNTY.

Samuel A. Black, Downingtown, January 31, 1925.

CRAWFORD COUNTY.

William A. Clark, Conneaut Lake, February 19, 1925.

ERIE COUNTY.

Miss B. M. Hartman, Erie, February 19, 1925.
Spencer A. Sisson, Erie, February 19, 1925.

HUNTINGDON COUNTY.

D. G. Welch, Mt. Union, February 19, 1925.

MONTGOMERY COUNTY.

Miss Marie H. Devanney, Narberth, February 7, 1925.

PHILADELPHIA COUNTY.

Walter W. Hess, 4914 Cedar Ave., Philadelphia, February 19, 1925.

Miss Florence G. Rickett, 849 S. 57th St., Philadelphia, February 7, 1925.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, February 3, 1925.

To the Honorable, the Senate of the Comomnwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation:

BERKS COUNTY.

Clarence A. Conrad, Reading.

ERIE COUNTY.

James L. Meldon, Erie.

LANCASTER COUNTY.

Frank S. Deen, Lancaster.

LUZERNE COUNTY.

Miss Sara Maxwell, Plymouth, Pennsylvania.

PHILADELPHIA COUNTY.

Charles E. Deiser, 6124 Nassau Road, Philadelphia.
Miss Mary T. Hambrose, 1204 Packard Bldg., Philadelphia.
Miss Clara A. Ivory, 5000 Woodland Ave., Philadelphia.
Clarence E. Kimball, Oakmont, Pennsylvania.
George Kinkaid, 1701 Pine St., Philadelphia.
Miss Anna M. Last, 1204 Packard Bldg., Philadelphia.
Anthony J. Pflugfelder, 1430 N. Philip St., Philadelphia.

GIFFORD PINCHOT.

## EXECUTIVE SESSION.

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38, which requires all nominations made by the Governor to be referred to committee, be dispensed with and the Senate do now resolve itself into Executive Session for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | DeWitt, | Leslie, | Schantz, |
| Barr, | Earnest, | MacDade, | Snyder, |
| Baumer, | Einstein, | Mansfield, | Sones, |
| Betts, | Gelder, | McNichol, | Sprowls, |
| Bonbrake, | Griswold, | Miller, | Steele, |
| Brown, | Heaton, | North, | Stites, |
| Buckman, | Joyce, | Norton, | Vare, |
| Coyne, | Krause, | Painter, | Weingartner, |
| Culbertson, | Kunkle, | Patton, | Woodward, |
| Daix, | Kutz, | Quigley, | Homsher, |
| Davis, | Lanius, | Salus, | Pres. Pro Tem. |
| Derrick, | | | |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. BUCKMAN. Mr. President, I move that the Executive Session do now rise.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## RECESS.

Mr. BUCKMAN. Mr. President, I move that the Senate do now take a recess until 12:30 o'clock this afternoon.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## AFTER RECESS.

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

## COMMUNICATION FROM THE GOVERNOR.

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

APPROVAL OF RESOLUTION FOR APPOINTMENT OF COMMITTEE ON ARRANGEMENTS FOR RECEPTION OF WILLIAM PENN'S CHARTER OF LIBERTIES.

RESOLUTION FOR APPOINTMENT OF COMMITTEE TO STUDY METHOD OF PRINTING AND FILING BILLS AND RESOLUTION.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 3, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

I have the honor to inform you that I have this day approved and signed the following:

Resolution of the Senate and House of Representatives providing for the appointment of a committee of the House and Senate to confer with the Governor, the Chief Justice of the Supreme Court, and the President Judge of the Superior Court, to arrange for a ceremonial at which William Penn's Charter of Liberties shall be received on behalf of the Commonwealth.

Also: Resolution of the Senate and House of Representatives providing for the appointment of a committee for the purpose of studying the method of printing and filing bills and resolutions before and after action thereon of the General Assembly.

GIFFORD PINCHOT.

## REPORT FROM COMMITTEE.

Mr. NORTON. Mr. President, I ask unanimous consent to make report from Committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. NORTON, from the Committee on Insurance, reported as amended, Senate Bill No. 32, entitled:

An Act to amend section six hundred and three of an act, approved the seventeenth day of May, nineteen hundred and twenty-one (Pamphlet Laws, six hundred and eighty-two), entitled "An Act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," as amended, providing for the investment of the surplus of domestic stock causalty insurance companies.

## RECESS.

Mr. DAIX. Mr. President, I move that the Senate do now take a recess until 4:30 o'clock this afternoon.

Mr. JOYCE. Mr. President, I second the motion.

The motion was agreed to.

## AFTER RECESS.

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

## NOMINATIONS BY THE GOVERNOR.

The Chair cleared his table and laid before the Senate communication in writing from His Excellency, the Governor of the Commonwealth, which read as follows:

MEMBER BOARD OF TRUSTEES MOTHERS' ASSISTANCE FUNDS.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 3, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Mrs. Augusta K. Dixon, of Butler, as a member of the Board of Trustees of the Mothers' Assistance Fund for Butler County.

GIFFORD PINCHOT.

## EXECUTIVE SESSION.

By unamimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38, which requires reports of committees on nominations made by the Governor to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at to-day's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | DeWitt, | Leslie, | Schantz, |
| Barr, | Earnest, | MacDade, | Snyder, |
| Baumer, | Einstein, | Mansfield, | Sones, |
| Betts, | Gelder, | McNichol, | Sprowls, |
| Bonbrake, | Griswold, | Miller, | Steele, |
| Brown, | Heaton, | North, | Stites, |
| Buckman, | Joyce, | Norton, | Vare, |
| Coyne, | Krause, | Painter, | Weingartner, |
| Culbertson, | Kunkle, | Patton, | Woodward, |
| Daix, | Kutz, | Quigley, | Homsher, |
| Davis, | Lanius, | Salus, | Pres. Pro Tem. |
| Derrick, | | | |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. BUCKMAN. Mr. President, I move that the Executive Session do now rise.

Mr. DAIX. Mr. President, I second the motion.

The motion was agreed to.

## NOMINATION BY THE GOVERNOR.

The Chair cleared his table and laid before the Senate communication in writing from His Excellency, the Governor of the Commonweatlh, which was read as follows, and referred to the Committee on Finance:

### WORKMAN'S COMPENSATION REFEREE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 3, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Charles P. Pearson, of Pittsburgh, to be a Workman's Compensation Referee, term to compute from December 1, 1923, until the third Tuesday of January, 1927.

GIFFORD PINCHOT.

## REPORT OF COMMISSIONERS APPOINTED UNDER ACT APPROVED MAY 24, 1923, TO NEGOTIATE COMPACT RELATING TO FLOW OF DELAWARE RIVER.

He also laid before the Senate communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Judiciary General:

Governor's Office, Harrisburg, January 31, 1925.

The President of the Senate of the Commonwealth of Pennsylvania.

Sir: I transmit herewith a copy of the report to me of the Commissioners appointed under the Act approved May 24, 1923, to negotiate with the duly authorized agents of the States of New York and New Jersey a compact for the regularization of the flow of the Delaware River, the conservation of the water resources of the Delaware Basin, the apportionment thereof for domestic and municipal supply, and the utilization thereof for power and other beneficial uses. Attached to the report is a certified copy of the compact negotiated under this statute which was signed by the Commissioners of the three States on January 24, 1925. The triplicate original has been deposited in the office of the Secretary of the Commonwealth.

I recommend the ratification of the compact by legislative act.

Upon such ratification and receipt of information of like action by the States of New York and New Jersey, a certified copy of the compact will be submitted to Congress for its consent, as required by Article I, Section 10, of the Constitution of the United States.

Respectfully,

GIFFORD PINCHOT.

(For report see Appendix.)

## QUESTION OF PERSONAL PRIVILEGE.

Mr. SNYDER. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Blair, Mr. Snyder, will state his question of personal privilege.

Mr. SNYDER. Mr. President, today I voted for Senate Bill No. 110 under a misapprehension, and desire to have my vote recorded as voting "No".

The PRESIDENT. Is there objection? The Chair hears none, and the vote will be so recorded.

## REPORTS FROM COMMITTEES.

Mr. BUCKMAN. Mr. President, I ask unanimous consent to make report from Committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN, from the Committee on Public Roads and Highways, re-reported as amended, Senate Bill No. 1, entitled:

An Act authorizing the issue and sale of bonds to the amount of fifty millions of dollars by the Commonwealth of Pennsylvania defining the powers and duties of the Governor the Auditor General and the State Treasurer in relation thereto making an appropriation of the proceeds of such bonds for the purpose of improving and rebuilding the highways of the Commonwealth providing for the payment of the interest on and the redemption of such bonds by the Board of Finance and Revenue and for the sale and registration of said bonds and making an appropriation to carry out the provisions of this act

Mr. SNYDER. Mr. President, I ask unanimous consent to make report from Committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SNYDER, from the Committee on Public Health and Sanitation, reported as amended, Senate Bill No. 48, entitled:

An Act relating to fruit syrups: and prohibiting the manufacture, sale, offering for sale, exposing for sale, or having in possession with intent to sell, of any adulterated or misbranded fruit syrups; and providing penalties for the violation thereof, and providing for the enforcement thereof.

Mr. MILLER. Mr. President, I ask unanimous consent to make report from Committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MILLER, from the Committee on Public Health and Sanitation, reported as amended, Senate Bill No. 15, entitled:

An Act for the protection of the public health by regulating the serving of milk for drinking purposes, to patrons of hotels, restaurants, lunch rooms, fountains and dining cars; and the sale of milk at retail; and providing penalties.

## BILLS INTRODUCED.

Mr. BUCKMAN. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 230, entitled:

An Act to ratify and adopt a compact negotiated by Commissioners designated by the Governor under a law of the Commonwealth of Pennsylvania with Commissioners duly authorized thereto by the States of New York and New Jersey, for the regularization of the flow of the Delaware River, the conservation of the water resources of the Delaware Basin, the apportionment thereof among the said States for domestic and municipal supply, and the utilization thereof for power and other beneficial uses.

Which was committed to the Committee on Judiciary General.

Mr. DAIX. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. DAIX read in his place and presented to the Chair Senate Bill No. 231, entitled:

An Act making an appropriation to the American Hospital for Diseases of the Stomach, of Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. GELDER. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. GELDER read in his place and presented to the Chair Senate Bill No. 232, entitled:

An Act validating ordinances and proceedings by councils in boroughs for the paving and curbing of public highways, and validating municipal liens therefor, when they have not been filed in time.

Which was committed to the Committee on Judiciary General.

## BILL ON THIRD READING.

Mr. DAIX. Mr. President, I move that the Senate do now proceed to the consideration of Senate Bill No. 96, on third reading, entitled:

An Act to amend clause five of section three of the act approved the thirteenth day of May one thousand nine hundred and nine (Pamphlet Laws five hundred and twenty) entitled "An act relating to food defining food providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale the offering for sale or exposing for sale or the having in possession with intent to sell of adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof" as amended

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 96, entitled:

An Act to amend clause five of section three of the act approved the thirteenth day of May one thousand nine hundred and nine (Pamphlet Laws five hundred and twenty) entitled "An act relating to food defining food providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale the offering for sale or exposing for sale or the having in possession with intent to sell of adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof" as amended

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

## BILL RECOMMITTED.

Mr. DAIX. Mr. President, I move that the bill be recommitted to the Committee on Public Health and Sanitation.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

## MOTION TO READ BILLS THE FIRST TIME.

Mr. BUCKMAN. Mr. President, I move that all bills reported from committees at to-day's session be read the first time.

Mr. SONES. Mr. President I second the motion.

The motion was agreed to.

## BILLS ON FIRST READING.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 15, entitled:

An Act for the protection of the public health by regulating the service of milk for drinking purposes, to patrons of hotels, restaurants lunch rooms, fountains and drinking cars; and the sale of milk at retail; and providing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 19, entitled:

An Act making incurable insanity a cause for divorce and providing procedure in such cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 36, entitled:

An Act authorizing the employment of stenographers by the district attorneys of certain counties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 48, entitled:

An Act relating to fruit syrups; and prohibiting the manufacture, sale, offering for sale, exposing for sale, or having in possession with intent to sell, of any adulterated or misbranded fruit syrups; and providing penalties for the violation thereof, and providing for the enforcement thereof.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 86, entitled:

An Act to amend section five hundred and sixty-one of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by changing the penalty to be added to delinquent school taxes and providing for rebates, in second class districts.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 130, entitled:

An Act to regulate and standardize the manufacture and sale of clinical thermometers and to provide a penalty.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 132, entitled:

An Act providing for a revised edition of the Borough Code, and the printing thereof.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 143, entitled:

An Act to further amend section three of the act approved the nineteenth day of March, one thousand nine hundred and fifteen (P. L. 5), entitled "A further supplement to an act entitled 'An act to establish a county court for the county of Allegheny, and prescribing its powers and duties; regulating the procedure therein, and providing for the expenses thereof,' approved the fifth day of May, one thousand nine hundred and eleven; constituting the said court the juvenile court of said county, and prescribing its organization, jurisdiction, and powers therein and otherwise," as amended, by requiring the salary board to fix the salaries of all employes of such juvenile court.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 164, entitled:

An Act to repeal the act approved the twenty-fifth day of May, one thousand nine hundred and twenty-one, (P. L. 1131), entitled "An act to regulate the practice of the profession of engineering and of land surveying; creating a State Board for the Registration of Professional Engineers and Land Surveyors; defining its powers and duties; imposing certain duties upon the Commonwealth and political subdivisions thereof in connection with public work, and providing penalties."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 169, entitled:

An Act authorizing the entry of sheriffs, constables and others by force or otherwise into places or buildings where goods and chattels formerly levied upon are contained, for the purpose of sale and providing penalties for interference.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 172, entitled:

An Act to further amend section one of the act approved the fourteenth day of May, one thousand nine hundred and fifteen, (P. L. 483), entitled "An Act relating to practice in the courts of common pleas in actions of assumpsit and trespass, except actions for libel and slander; prescribing the pleadings and procedure to be observed therein, and giving the courts power to enforce it provisions;" by providing that the same shall not apply to cases appealed from subordinate courts.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 189, entitled:

A joint resolution proposing an amendment to section twelve of article three of the Constitution of Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 196, entitled:

An Act ratifying and confirming the action of the Department of Welfare in classifying the Wernersville State Hospital as a hospital for the care and treatment of the indigent insane.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 200, entitled:

An Act to amend section fourteen of the act, approved the eighteenth day of July, one thousand nine hundred and seventeen, (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by providing for the payment of a State annuity to employes who separated from school service prior to the establishment of the Retirement System.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

## ADJOURNMENT.

Mr. BUCKMAN. Mr. President, I move that the Senate do now adjourn until 10:30 o'clock to-morrow morning.

Mr. SCHANTZ. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:12 o'clock P. M., until to-morrow morning, February 4th, 1925, at 10:30 o'clock. A. M.

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# HOUSE OF REPRESENTATIVES

TUESDAY, February 3, 1925.

The House met at 11:00 o'clock A. M.

The SPEAKER, (Thomas Bluett), in the Chair.

## PRAYER.

The Chaplain, Rev. George P. Donehoo, offered the following prayer:

Almighty God, our Heavenly Father, we look up to Thee this beautiful winter morning blessing Thee because this world in which we live is a world of law and order; that springtime and summer, harvest and winter never fail. Bring us into the domain of the order and law of Thy government of this world. Bless the Speaker and members of this house; help us all to seek to do Thy will and to carry out Thy law in this Commonwealth for Christ's sake. Amen.

## JOURNAL APPROVED.

The SPEAKER. The Clerk will read the Journal of yesterday's proceedings.

The Clerk proceeded to read the Journal of yesterday's proceedings when on motion of Mr. Aston, the further reading of the Journal was dispensed with and the Journal approved.

## PETITION.

PROTESTING AGAINST THE PROPOSED AMENDMENT TO THE FEDERAL CONSTITUTION REGULATING CHILD LABOR.

The SPEAKER presented a petition from the Philadelphia Board of Trade protesting against the proposed amendment to the Constitution of the United States regulating the employment of persons under the age of eighteen years.

Referred to the Committee on Constitutional Reform.

## BILLS INTRODUCED AND REFERRED

By Mr. WHITEHOUSE. HOUSE BILL No. 412.

An Act to amend article five of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws;" requiring fire insurance companies, associations and exchanges to notify policy holders suffering loss or damage to file proof of loss.

Referred to the Committee on Insurance.

By Mr. FRYE. HOUSE BILL No. 413.

An Act to establish as a State Highway a certain section of public road in the counties of York, Adams and Cumberland.

Referred to the Committee on Public Roads.

By Mr. FRYE. HOUSE BILL No. 414.

An Act to establish as a State Highway a certain section of public road in the county of York.

Referred to the Committee on Public Roads.

By Mr. FRYE. HOUSE BILL No. 415.

An Act to establish as a State Highway a certain section of public road in the county of York.

Referred to the Committee on Public Roads.

By Mr. FRYE. HOUSE BILL No. 416.

An Act to establish as a State Highway a certain section of public road in the county of York.

Referred to the Committee on Public Roads.

By Mr. FRYE. HOUSE BILL No. 417.

An Act to establish as a State Highway a certain section of public road in the county of York.

Referred to the Committee on Public Roads.

By Mr. FRYE. HOUSE BILL No. 418.

An Act authorizing and providing for the acquiring by agreement and operating by boroughs of water systems owned by corporations furnishing water within the acquiring borough and in adjacent townships or nearby boroughs; authorizing the placing of liens upon and the issuing of obligations secured by the property acquired, for the payment thereof, and providing that the obligations shall be exempt from taxation for any purpose.

Referred to the Committee on Counties and Townships.

By Mr. TURNER. HOUSE BILL No. 419.

An Act to amend sections three and four of the act approved the twenty-sixth day of June, one thousand nine hundred and nineteen (P. L. 640), entitled "An act to discontinue the State quarantine; abolishing all offices and places connected therewith, including the State Quarantine Board, the Quarantine Physician, and the Health Officer for the Port of Philadelphia; providing for the possession, control, and custody of certain books, records, paraphernalia, and property; authorizing the leasing or sale of the real estate or personal property connected with the Marcus Hook Station to the United States Government; and repealing certain acts".

Referred to the Committee on Public Health and Sanitation.

By Mr. READER. HOUSE BILL No. 420.

An Act making an appropriation to the Providence Hospital of Beaver Falls, Beaver County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WITKIN. HOUSE BILL No. 421.

An Act making it unlawful to bribe or attempt to bribe any professional baseball player, boxer or wrestler, and for such player, boxer or wrestler to accept, agree to accept, or solicit bribes.

Referred to the Committee on Judiciary General.

By Mr. CROSS. HOUSE BILL No. 422.

An Act making an appropriation to the Butler County Memorial Hospital, Butler, Butler County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. STAVITSKI. HOUSE BILL No. 432.

An Act to require building and loan associations incorporated under the laws of this Commonwealth to have a solicitor and providing penalties.

Referred to the Committee on Banks and Banking.

By Mr. WEAMER. HOUSE BILL No. 424.

An Act to amend section twenty-one of the act approved the fifteenth day of April, one thousand eight hundred and thirty-four (P. L. 509), entitled "An act relating to county rates and levies, and township rates and levies;" by making more specific the powers of tax collectors.

Referred to the Committee on Counties and Townships.

By Mr. WEAMER. HOUSE BILL No. 425.

An Act to amend section five of the act approved the twenty-fifth day of June, one thousand eight hundred and eighty-five (P. L. 187), entitled "An act regulating the collection of taxes in the several boroughs and townships of this Commonwealth;" by making more specific the powers of tax collectors.

Referred to the Committee on Counties and Townships.

By Mr. WEAMER. HOUSE BILL No. 426.

An Act to amend section five of the act approved the twentieth day of June, one thousand nine hundred and one (P. L. 578), entitled "An act relating to the collection of city, school and poor taxes in the several cities of the third class in this Commonwealth, and providing that the city treasurer of each of said cities, by virtue of his office, shall be the collector of the said several taxes; prescribing his duties and fixing his compensation;" by making more specific the powers of tax collectors.

Referred to the Committee on Municipal Corporations.

By Mr. PEELOR. HOUSE BILL No. 427.

An act to amend section sixteen, clause (b), of the act approved the seventh day of June, one thousand nine hundred and seventeen, (P. L. 403), entitled "An act relating to the form, execution, revocation, and interpretation of wills; to nuncupative wills; to the appointment of testamentary guardians; to spend-thrift trusts; to forfeiture of devise or legacy in case of murder of testator; to elections

to take under or aginst wills, and to the recording and registering of such elections and of decrees relative thereto, and to the fees therefor."

Referred to the Committee on Judiciary General.

By Mr. GELNETT. HOUSE BILL No. 428.

An Act providing that all county and township bridges on state highway routes shall be taken over by the Commonwealth of Pennsylvania; providing for the assumption of contracts by the Commonwealth.

Referred to the Committee on Counties and Townships.

By Mr. GELNETT. HOUSE BILL No. 429.

An Act to establish as a State Highway a certain section of public road in the County of Perry.

Referred to the Committee on Public Roads.

By Mr. NEELY. HOUSE BILL No. 430.

An Act authorizing the register of wills and ex-officio clerk of the orphans' courts, with the consent of the judges of the separate orphans' court, in counties of the second class of this Commonwealth, to fix and determine the salaries of assistant clerks in said court.

Referred to the Committee on Counties and Townships.

By Mr. NEELY. HOUSE BILL No. 431.

An Act to amend the act approved the fourteenth day of June, one thousand nine hundred and twenty-three, (P. L. 802), entitled, "An act relating to mattresses, pillows, bolsters, feather beds, comfortables, cushions, and upholstered furniture; regulating the making, remaking renovating, sterlizing, desinfecting, sale, leasing, delivering and consigning thereof, and the possession thereof with intent to sell, lease, deliver or consign.

Referred to the Committee on Public Health and Sanitation.

By Mr. NEELY. HOUSE BILL No. 432.

An Act to amend clause (c) of section eight of the act approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 363), entitled "An act relating to the organization, jurisdiction, and procedure of the orphans' court; the powers and duties of the judges thereof; and appeals therefrom;" authorizing separate orphans' courts to establish a bill of costs for issuing marriage licenses.

Referred to the Committee on Judiciary General.

By Mr. GOSS. HOUSE BILL No. 433.

An Act making an appropriation to the Colored Women's Relief Association of Western Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. READER. HOUSE BILL No. 434.

An Act fixing the salary of jury commissioners in counties of the fifth class.

Referred to the Committee on Counties and Townships.

By Mr. FRED W. PATTERSON. HOUSE BILL No. 435.

An Act to amend section one of an act approved the twenty-sixth day of April, one thousand nine hundred and twenty-one (P. L. 306), entitled "An act requiring the display of the flag of the United States at entertainments, public gatherings and public meetings," by requiring the display of the flag of the United States at the head of all public parades.

Referred to the Committee on Military.

By Mr. HALL. HOUSE BILL No. 436.

An Act providing for the compensation of county solicitors.

Referred to the Committee on Judiciary General.

By Mr. LABAR. HOUSE BILL No. 437.

An Act to establish as a State Highway a certain section of public road in the counties of Monroe, Pike and Wayne.

Referred to the Committee on Public Roads.

By Mr. CONNER. HOUSE BILL No. 438.

An Act making an appropriation to the Baby Welfare Association of Philadelphia, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HIMES. HOUSE BILL No. 439.

An Act to establish as a State Highway a certain section of public road in the county of Armstrong.

Referred to the Committee on Public Roads.

By Mr. IRVIN. HOUSE BILL No. 440.

An Act to establish as a State Highway a certain section of public road in the county of Jefferson.

Referred to the Committee on Public Roads.

By Mr. ADAM. HOUSE BILL No. 441.

An Act making an appropriation to the Pennsylvania Working Home for Blind Men, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. LONG. HOUSE BILL No. 442.

An Act authorizing boards of trustees of certain state-owned institutions to treat non-indigent patients on a pay basis, and to employ moneys received under the provisions of this act for the maintenance of their institutions, subject to audit by the Auditor General.

Referred to the Committee on Judiciary Special.

By Mr. GOODNOUGH. HOUSE BILL No. 443.

An Act providing that the cost of moving the household effects and families of certain State employes from one place of residence to another place of residence shall under certain circumstances be deemed expenses actually incurred in the performance of the public duties of such employes.

Referred to the Committee on Accounts.

By Mr. McKIM. HOUSE BILL No. 444.

An Act regulating the selection and qualifications of jurors for service in the several courts, civil and criminal, of counties of the second class, creating a Board of Judges from the Court of Common Pleas of said counties for this purpose, prescribing the powers and duties of said Board, imposing the expense of maintaining and operating said Board upon said counties, requiring the County Commissioners of said counties to provide suitable office quarters, equipment and supplies for said Board, authorizing the employment of necessary clerks, assistants and other employes, abolishing the existing office of jury commissioner in said counties, requiring other County Officers and Boards to furnish information to said Board, requiring taxables to furnish information in respect to their qualifications under oath, and prescribing punishments for violation of the provisions hereof.

Referred to the Committee on Judiciary Special.

By Mr. DERBY. HOUSE BILL No. 445.

An Act to amend sections five hundred thirty-seven, five

hundred thirty-nine, five hundred forty-one, five hundred forty-two, five hundred forty-three and five hundred fifty-seven of the act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended; providing for the collection of per capita school taxes from male residents.

Referred to the Committee on Education.

By Mr. MARSHALL. HOUSE BILL No. 446.

An act to amend section one of an act approved the fifth day of May, one thousand nine hundred and twenty-one, (P. L. 379), entitled "An Act to amend an act, approved the nineteenth day of June, one thousand nine hundred and eleven (P. L. 1059), entitled 'An Act extending the powers of judges of courts of quarter sessions and of oyer and terminer, in relation to releasing prisoners in jails and workhouses on parole,' by extending said act to include houses of correction, conferring similar powers on other courts of record, and providing that the power of parole shall extend for a period not to exceed the maximum sentence as provided by law," as amended; conferring power to parole upon the several judges instead of the courts, and eliminating the petition and hearing in such cases.

Referred to the Committee on Judiciary General.

By Miss BENTLEY. HOUSE BILL No. 447.

An Act making an appropriation to the Auditor General to carry into effect the provisions of the act, approved the thirty-first day of May, one thousand nine hundred and twenty-three, (P. L. 487), entitled, "An Act to provide for the payment of moneys by the Commonwealth to counties and townships the tax funds of which are diminished by the acquisition of lands and property by the Commonwealth for the conservation of water and to prevent flood conditions, and making an appropriation."

Referred to the Committee on Appropriations.

By Miss BENTLEY. HOUSE BILL No. 448.

An Act making an appropriation to the Superintendent of Public Instruction to carry into effect the provisions of the act, approved the twentieth day of May, one thousand nine hundred and twenty-one (P. L. 1034), entitled "An Act to provide for the payment of moneys to school districts the taxes of which are reduced by the acquisition of lands and property by the Commonwealth for the conservation of water and amking an appropriation."

Referred to the Committee on Appropriations.

By Miss BENTLEY. HOUSE BILL No. 449.

An Act authorizing the Department of Public Instruction annually to fix the fees to be charged for the several professional examining boards within the said Department and prescribing the basis upon which such fees shall be fixed.

Referred to the Committee on Education.

By Miss BENTLEY. HOUSE BILL No. 450.

An Act requiring all professional examining boards within the Department of Public Instruction to pay into the general fund of the State Treasury all fees received by them and all unexpended balances of moneys accrued from fees heretofore received abolishing all special funds in the State Treasury for any such boards, and transferring to the general fund of the State Treasury any unexpended balances in any such funds.

Referred to the Committee on Education.

By Mr. PRYOR. HOUSE BILL No. 451.

An Act empowering the Department of Highways to acquire and maintain certain toll-bridges within the Commonwealth; and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. MARSHALL. HOUSE BILL No. 452.

An Act to further amend section six of an act approved the nineteenth day of June, one thousand nine hundred and eleven, (P. L. 1055), entitled, "An act authorizing the release on probation of certain convicts, instead of imposing sentences; the appointment of probation and parole officers, and the payment of their salaries and expenses; regulating the manner of sentencing convicts in certain cases, and providing for their release on parole; their conviction of crime during parole, and their rearrest and reconviction for breach of parole; and extending the powers and duties of boards of prison inspectors of penitentiaries."

Referred to the Committee on Judiciary General.

By Mr. WRIGHT. HOUSE BILL No. 453.

An Act authorizing the Department of Property and Supplies under certain conditions to exchange unserviceable personal property of this Commonwealth for or on account of the purchase price of new personal property required by the Commonwealth.

Referred to the Committee on Accounts.

By Mr. IRVIN. HOUSE BILL No. 454.

An Act to amend part of section one hundred one of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three, (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto;" removing from skunks the protection afforded them as fur-bearing animals.

Referred to the Committee on Game.

By Mr. MARSHALL. HOUSE BILL No. 455.

An act to further amend section six hundred seventeen of the act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended.

Referred to the Committee on Judiciary General.

By Mr. BRAY. HOUSE BILL No. 456.

An Act to amend section two of the act approved the twenty-ninth day of June one thousand nine hundred and twenty-three, (P. L. 944), entitled "An act relating to salaries, compensation, bonds, offices, and supplies of certain county officers, their deputies and clerks, in counties of the sixth class."

Referred to the Committee on Counties and Townships.

By Mr. MOORE. HOUSE BILL No. 457.

An Act to provide for the conduct of business in Orphans' Courts in cases of vacancies in the office of orphans' court judge.

Referred to the Committee on Judiciary General.

By Mr. DONNELL. HOUSE BILL No. 458.

An Act making an appropriation to the Grand View Institution for the Care and Treatment of Poor Consumptives, Oil City, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HUBER. HOUSE BILL No. 459.

An Act to repeal the act approved the eleventh day of May, one thousand nine hundred twenty-one, (Pamphlet Laws 479), entitled "An act imposing a state tax on anthracite coal; providing for the assessment and collection thereof; and providing penalties for the violation of this act."

Referred to the Committee on Mines and Mining.

By Mr. GOSS. HOUSE BILL No. 460.

An Act making a deficiency appropriation to the Pittsburgh Hospital Association, of Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. GOEHRING. HOUSE BILL No. 461.

An Act making an appropriation to the Pittsburgh Newsboys' Home, of Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. GOSS. HOUSE BILL No. 462.

An Act making an appropriation to the Pittsburgh Hospital Association of Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. GOEHRING. HOUSE BILL No. 463.

An Act to further amend section six as amended, to amend sections seven, eight, ten and fourteen, to further amend sections fifteen and sixteen as amended, to amend section seventeen, and to further amend section eighteen as amended, of the act approved the twenty-fourth day of July, one thousand nine hundred and thirteen, (P. L. 977), entitled "An act to provide for the personal registration of electors, and their enrollment as members of political parties, in cities of the first and second classes of this Commonwealth; to make such registration a condition of the right to vote in such cities, and their said enrollment as members of a political party a condition of the right to vote at primaries in said cities; and providing for the payment of witness fees for persons summoned before the commissioners; to provide penalties for violations of its provisions; and to repeal acts inconsistent herewith;" providing that persons properly registered in cities of the second class need not re-register unless they move out of the election district, or fail to vote at a primary or general election; and requiring voters to prove the payment of taxes before receiving ballot on election day.

Referred to the Committee on Elections.

By Mr. ARMSTRONG. HOUSE BILL No. 464.

An Act to establish as a State Highway a certain section of public road in the counties of Armstrong and Jefferson.

Referred to the Committee on Public Roads.

By Mr. HESS. HOUSE BILL No. 465.

An Act to further amend section twelve of an act approved the thirtieth day of June, one thousand nine hundred and nineteen, (P. L. 678), entitled, "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by, or trailing after, motor vehicles; requiring the registration of the same, and the licensing of all operators thereof; providing the fees therefor, and the disposition of such fees; prohibiting the unauthorized use of, and tampering with, motor vehicles; limiting and defining the powers of cities, boroughs, incorporated towns, townships, and counties as to the regulation of the use and equipment of motor vehicles, and the taxing, registration, or licensing thereof; imposing certain duties on the State Highway Commissioner, and on proprietors of public garages; providing procedure and penalties for violations thereof, and the disposition of fines collected, and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle;" making an appropriation of a part of the moneys derived from registrations and license fees to pay township rewards.

Referred to the Committee on Appropriations.

By Mr. STRAYER. HOUSE BILL No. 466.

An Act making an appropriation to the Memorial Hospital, at Mount Pleasant, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. SCHILLING. HOUSE BILL No. 467.

An Act authorizing the mayors of all cities to appoint a committee to investigate certain applications for license to peddle in such cities.

Referred to the Committee on Municipal Corporations.

By Mr. MEMOLO. HOUSE BILL No. 468.

An Act to establish as a State Highway a certain section of public road in the county of Lackawanna.

Referred to the Committee on Public Roads.

By Mr. BLAIR. HOUSE BILL No. 469.

An Act to amend Route Eighty-five of Section six of an act approved the thirty-first day of May, one thousand nine hundred and eleven, (P. L. 468), entitled, "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of Commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance, and repair of said State Highway solely at the expense of the Commonwealth, and relieving several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State highway, and procedure therein; providing for work of improvement of State highways to be done by contract, except where the State highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance, and repair of township or county roads, and prescribing the contents of township, county, borough, or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act."

Referred to the Committee on Public Roads.

By Mr. IRVIN. HOUSE BILL No. 470.

An Act to amend section one thousand and nine of the act approved the third day of June one thousand nine hundred and fifteen, (P. L. 797), entitled "An act to establish a Bureau of Forest Protection with the Department of Fores-

try; designating the officers who shall constitute the Bureau, their duties and salaries; prescribing penalties for the violation thereof; and repealing all laws, general, special, or local, or any parts thereof, that may be inconsistent with or supplied by this act," said section having been added to Article X of said act by the act approved April twenty-sixth, one thousand nine hundred and twenty-three, (Pamphlet Laws ninety) entitled "An act to amend Article X of the act approved the third day of June, one thousand nine hundred and fifteen (Pamphlet Laws seven hundred and ninety-seven), entitled 'An act to establish a Bureau of Forest Protection with the Department of Forestry; designating the officers who shall constitute the Bureau, their duties and salaries; prescribing penalties for the violation thereof; and repealing all laws, general, special, or local, or any parts thereof, that may be inconsistent with or supplied by this act;' adding thereto a section, to be section one thousand nine, providing a penalty for interfering with notices posted by the Department."

Referred to the Committee on Forestry.

By Mr. BLAIR. HOUSE BILL No. 471.

An Act providing for the quarantine and control of the European Corn Borer; imposing certain powers and duties on the Department of Agriculture; providing penalties.

Referred to the Committee on Agriculture.

By Mr. LOCKHART. HOUSE BILL No. 472.

An act to amend section three hundred eighty-six, clause four, of the act approved the fourteenth day of July, one thousand nine hundred seventeen (Pamphlet Laws, eight hundred forty), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto," as amended.

Referred to the Committee on Counties and Townships.

By Mr. STAUDENMEIER. HOUSE BILL No. 473.

An Act to establish as a State Highway a certain section of public road in the counties of Northumberland and Schuylkill.

Referred to the Committee on Public Roads.

By Mr. MUNLEY. HOUSE BILL No. 474.

An Act making an appropriation to the Mid-Valley Hospital Association, at Blakely, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. STAUDENMEIER. HOUSE BILL No. 475.

An Act to amend section one of an act approved the nineteenth day of June, one thousand nine hundred and thirteen, (P. L. 528), entitled "An act fixing the penalty for murder of the first degree; regulating the procedure incident to the infliction thereof; prescribing and providing for a place and manner of inflicting said penalty on the ground of the new Western Penitentiary of this Commonwealth, in Centre County; making an appropriation therefor; repealing inconsistent legislation; and providing that neither this act nor said repeal shall apply to any case in which it shall appear that said crime was committed prior to the date of the approval of this act," by providing that the death penalty shall not be imposed upon persons under sixteen years of age.

Referred to the Committee on Judiciary General.

By Mr. MUNLEY. HOUSE BILL No. 476.

An Act making an appropriation to the Mid-Valley Hospital Association, at Blakely, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MUNLEY. HOUSE BILL No. 477.

An Act to further amend section two of the act approved the fifth day of March, one thousand nine hundred and six (P. L. 63), entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth, to make such registration a condition of the right to vote in such cities, and to provide penalties for violation of its provisions;" by changing the compensation of registrars.

Referred to the Committee on Elections.

By Mr. McBRIDE. HOUSE BILL No. 478.

An Act making an appropriation to the Homestead Hospital, Homestead, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. LOCKHART. HOUSE BILL No. 479.

An Act to amend sections four and five, as amended, of an act approved the eighth day of July, one thousand nine hundred and nineteen (P. L. 770), entitled "An act creating a Division of Township Highways in the State Highway Department; conferring powers and imposing duties upon officers of the State Highway Department; requiring certain duties of clerks of the Courts of Quarter Sessions; and providing penalties;" by limiting the power of the State Highway Department.

Referred to the Committee on Public Roads.

By Mr. TALBOT. HOUSE BILL No. 480.

An Act making an appropriation to the Taylor Hospital, Ridley Park, Delaware County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. IRVIN. HOUSE BILL No. 481.

An Act authorizing the Governor of the Commonwealth of Pennsylvania, through proclamation to close any county or counties, or any section of any county of Pennsylvania to hunting or fishing, or to close any stream or parts of any stream to fishing, or to forbid the use of smoking material or other use of fire in or near woodlands when such action is necessary to conserve either the health or welfare of our people of our natural resources; and repealing existing laws.

Referred to the Committee on Game.

By Mr. SCOTT. HOUSE BILL No. 482.

An Act making a deficiency appropriation to the Board of Trustees of Coaldale State Hospital.

Referred to the Committee on Appropriations.

By Mr. MUNLEY. HOUSE BILL No. 483.

An Act to establish as a State Highway a certain section of public road in the county of Lackawanna.

Referred to the Committee on Public Roads.

By Mr. HESS. HOUSE BILL No. 484.

An Act to amend section seven of the act approved the first day of May, one thousand nine hundred and nine, (P. L. 344), entitled "An act to regulate the manufacture and sale of commercial fertilizers; prescribing penalties for its violation, and repealing an act, entitled 'An act to regulate the manufacture and sale of commercial fertilizers; providing for its enforcement, and prescribing penalties for its violation,' approved the twenty-fifth day of March, Anno Domini one thousand nine hundred and one;" further defining commercial fertilizers.

Referred to the Committee on Manufactures.

By Mr. LOCKHART. HOUSE BILL No. 485.

An Act to amend section six of an act approved the thirty-first day of May, one thousand nine hundred and eleven, (P. L. 468), entitled "An Act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, su-

perintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department and fixing salaries of Commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance, and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, and in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein, providing for work of improvement of State highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State, providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance, and repair of township or county roads, and prescribing the contents of township, county, borough, or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated town with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways. and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs, providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," by extending the act so as to include all bridges having a span not exceeding three hundred feet in length forming part of said highways.

Referred to the Committee on Public Roads.

By Mr. FLINCHBAUGH. HOUSE BILL No. 486.

An Act to establish as a State highway a certain section of public road in the county of York.

Referred to the Committee on Public Roads.

By Mr. MARCUS. HOUSE BILL No. 487.

An Act to repeal the act approved the seventeenth day of July, one thousand nine hundred and nineteen, (P. L. 1035), entitled "An Act fixing the salary of the county engineer in counties containing a population of more than eight hundred thousand and less than one million four hundred thousand."

Referred to the Committee on Counties and Townships.

By Mr. HEFFERNAN. HOUSE BILL No. 488.

An Act making an appropriation to the Home for Veterans of the Grand Army of the Republic and Wives, Philadelphia.

Referred to the Committee on Appropriations.

By Mr. MARCUS. HOUSE BILL No. 489.

An Act for the protection of the public from exorbitant charges for rooms in hotels, inns, boarding houses and other places conducted for the accommodation of the public.

Referred to the Committee on Judiciary Special.

By Mr. MATHAY. HOUSE BILL No. 490.

An Act to validate acts done and contracts, conveyances, transfers and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the Courts of Common Pleas granting a charter where the applicants for incorporation had failed to register its proposed name as required by law, and to validate charters of corporations of the first class granted since the sixteenth day of May, one thousand nine hundred and twenty-three, where there was a failure to register the name or title of the proposed corporation at the time of filing its application for charter as required by law; providing for the subsequent filing of such registration, and providing for the amendment of names or titles of such corporations in certain cases.

Referred to the Committee on Corporations.

By Mr. FLINCHBAUGH. HOUSE BILL No. 491.

An Act to establish as a State Highway a certain section of public road in the county of York.

Referred to the Committee on Public Roads.

By Mr. ADAM. HOUSE BILL No. 492.

An Act making an appropriation to the Rush Hospital for Consumption and Allied Diseases of Philadelphia.

Referred to the Committee on Appropriations.

By Mr. MARCUS. HOUSE BILL No. 493.

An Act providing for the levy of a poll tax in counties of the second, third, fourth, fifth, sixth, seventh and eighth class and in boroughs, towns and townships and abolishing therein taxes on salaries and emoluments of office, offices and posts of profit, professions, trades and occupations.

Referred to the Committee on Elections.

By Mr. MARCUS. HOUSE BILL No. 494.

An Act making an appropriation to the United Baking Company of Pittsburgh, Pennsylvania, for the purpose of refunding moneys erroneously paid into the State Treasury as taxes under the Mercantile License Act.

Referred to the Committee on Appropriations.

By Miss THOMAS. HOUSE BILL No. 495.

An Act to amend the supplement to an act, approved the twenty-first day of May, one thousand eight hundred eighty-nine (Pamphlet Laws, two hundred fifty-eight), entitled "A supplement to an act' to provide for the care and treatment of the indigent insane of the several counties of the Commonwealth in State hospital for the insane,' approved the thirteenth day of June, Anno Domini one thousand eight hundred and eighty-three," as amended, by fixing the maximum amount for maintenance weekly per capita.

Referred to the Committee on Appropriations.

By Mr. VOLTZ. HOUSE BILL No. 496.

An Act to further amend section one hundred and to amend sections one hundred and one and one hundred and two of the act approved the thirty-first day of March, one thousand eight hundred and sixty, (P. L. 382), entitled "An act to Consolidate, Revise and Amend the Penal Laws of this Commonwealth;" by increasing the penalty in all cases of robbery.

Referred to the Committee on Judiciary Special.

By Mr. VOLTZ. HOUSE BILL No. 497.

An Act to amend section one of the act approved the twenty-fifth day of June, one thousand eight hundred and ninety-five, (P. L. 290), entitled "An act for the protection of railroad travelers, defining the crime of train robbery, and punishing the same," by lengthening term of imprisonment.

Referred to the Committee on Judiciary Special.

By Mr. VOLTZ. HOUSE BILL No. 498.

An Act prohibiting the having, carrying and sale of certain firearms without a license; providing for the issuing of licenses therefor, and providing penalties.

Referred to the Committee on Judiciary Special.

By Mr. VOLTZ. HOUSE BILL No. 499.

An Act to amend section one of the act approved the eighth day of May, one thousand eight hundred and seventy-six, (P. L. 139), entitled "A further supplement to an act to consolidate, revise and amend the penal laws of this Commonwealth, approved March thirty-first, eighteen hundred and sixty, defining and providing for the punishment of the offence of unlawfully obtaining the key or means used to open any bank, vault, safe or other depository," by lengthening the term of imprisonment.

Referred to the Committee on Judiciary Special.

By Mr. WELLS. HOUSE BILL No. 500.

An Act to establish as a State Highway a certain section of public road in the county of Potter.

Referred to the Committee on Public Roads.

By Mr. VOLTZ. HOUSE BILL No. 501.

An Act making it unlawful to give gratuitous fees or "tips."

Referred to the Committee on Judiciary Special.

By Mr. GUERIN. HOUSE BILL No. 502.

An Act to provide for the settlement, registrations, transfer and assurance of titles to land lying in the several counties of the Commonwealth of Pennsylvania, and to establish a court of land registration for said purpose.

Referred to the Committee on Judiciary General.

By Mr. MATHAY. HOUSE BILL No. 503.

An Act to further amend section twelve of an act approved the thirteenth day of June, one thousand nine hundred and nineteen (P. L. 678), entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by or trailing after, motor vehicles; requiring the registration of the same, and the licensing of all operators thereof; providing the fees therefor, and the disposition of such fees; prohibiting the unauthorized use of, and tampering with, motor vehicles; limiting and defining the powers of cities, boroughs, incorporated towns, townships and counties, as to the regulation of the use and equipment of motor vehicles and the taxing, registration or licensing thereof; imposing certain duties on the State Highway Commisisoner, and on proprietors of public garages; providing procedure and penalties for violations thereof, and the disposition of fines collected, and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle," as amended, by providing that fifty per centum of the moneys derived from registration, and license fees, except registration fees for motor omnibuses operating entirely within such counties, and from fines and penalties collected under the provisions thereof and from forfeited bail and other miscellaneous receipts shall be credited and paid to the respective counties in which they shall originate, to be used only for the purpose of the construction, reconstruction, maintenance and repair of roads and highways and for the payment of interest on county or city bonds issued for road purposes; and that the entire amount of the registration fees for motor omnibusses operating wholly within such counties shall be credited and paid to said counties for such purposes.

Referred to the Committee on Public Roads.

## SENATE MESSAGE.

### SENATE BILLS FOR CONCURRENCE.

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 17. (HOUSE BILL No. 504.)

An Act to amend paragraph one of section eight of an act approved the twenty-fourth day of June one thousand eight hundred and ninety-five (P. L. 212), entitled "An act to establish an intermediate court of appeal regulating its constitution officers jurisdiction powers practice and its relation to the Supreme Court and other courts providing for the reports of its decisions the compensation of the judges and other officers and the practice and costs on appeals from its judgments" eliminating the exception prohibiting said court from enforcing any short or hour list,

Referred to the Committee on Judiciary General.

SENATE BILL No. 37. (HOUSE BILL No. 505.)

An Act to amend section one of an act approved the seventeenth day of April one thousand eight hundred and seventy-six (P. L. 29), entitled "An act relating to appeals in cases of summary convictions" as amended.

Referred to the Committee on Judiciary General.

SENATE BILL No. 46. (HOUSE BILL No. 506.)

An act making an appropriation to the Auditor General to pay the balance of the claim of the architect employed by the Commission to erect an institution for inebriates under the provisions of the act approved the twenty-fifth day of July one thousand nine hundred and thirteen (P. L. 1306), entitled "An act to provide for the selection of a site and the erection of a State institution for the detention care and treatment of inebriates or persons habitually addicted to the use of alcoholic drink or intoxicating drugs to be called the State Institution for Inebriates and making an appropriation therefor" said claim having been adjusted and approved by the Auditor General State Treasurer and Attorney General.

Referred to the Committee on Appropriations.

SENATE BILL No. 61. (HOUSE BILL No. 507.)

An Act to amend route number one hundred and two of section six of an act approved the thirty-first day of May one thousand nine hundred and eleven (P. L. 468), entitled "An Act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of Commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligations and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway and procedure therein providing for work of improvement of State Highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts

by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State Highways and State-aid Highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State Highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of the act" as amended.

Referred to the Committee on Public Roads.

## REPORTS FROM COMMITTEES.

Mr. TALBOT, from the Committee on Counties and Townships, reported as amended, House Bill No. 187, entitled:

An Act to amend section eleven of an act approved the eleventh day of May, one thousand nine hundred and twenty-one, (P. L. 522), entitled, "An act relating to dogs, and the protection of livestock and poultry from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show and breeding purposes; prescribing certain privileges for hunting dogs, and dogs owned or issued by the Board of Game Commissioners; providing for the assessment of damages done to live stock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes; directing the payment of all moneys collected into the State Treasury; and making an appropriation thereof; and providing penalties;" fixing the fee of the county treasurer for issuing kennel licenses.

Mr. STAVITSKI, from the Committee on Counties and and Townships, reported as committed, House Bill No. 99, entitled:

An Act validating proceedings and ordinances of borough councils providing for joint grading, paving, curbing and draining of public highways by the borough and county, borough and State, or the borough, county and State; and validating municipal liens therefor.

Mr. BLAIR, from the Committee on Counties and Townships, reported as committed, House Bill No. 297, entitled:

An Act authorizing counties of the fourth class and cities of the third class to appropriate moneys to State park and State park and harbor commissions.

Mr. BLAIR, from the Committee on Counties and Townships, reported as amended, House Bill No. 167, entitled:

An Act authorizing the employment of stenographers by the district attorneys of certain counties.

Mr. NEELY, from the Committee on Counties and Townships, reported as committed, House Bill No. 170, entitled:

An Act providing for and regulating the validation of certain borough ordinances.

Mr. FRANK D. EVANS, from the Committee on Banks and Banking, reported as committed, House Bill No. 106, entitled:

An Act to amend section one of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-one, (P. L. 1071), entitled "An act requiring banks, banking corporations, copartnerships, or associations, cooperative banking associations, trust, safe deposit, real estate, mortgage, title insurance, guaranty, surety, and indemnity companies, savings institutions, savings banks, provident institutions. building and loan associations, lodges and societies, to file of record names of persons authorized to make entries on records of mortgages; imposing certain duties on recorders of deeds; and declaring certain entries void," by extending its provisions to all corporations, copartnerships and associations.

Mr. WELTY, from the Committee on Judiciary Special, reported as amended, House Bill No. 27, entitled:

An Act to validate certain municipal assessments, municipal claims, and municipal liens in the several boroughs of the Commonwealth; providing for the filing of claims therefor, and the proceedings for the collection of such assessments and claims.

Mr. HIMES, from the Committee on Counties and Townships, reported as committed, House Bill No. 334, entitled:

An Act to amend section one hundred and ninety-six, as amended, of the act, approved the fourteenth day of July, one thousand nine hundred and seventeen (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto."

## ANNOUNCEMENT BY THE SPEAKER.

The SPEAKER. The Speaker desires to state that he has been informed by the Resident Clerk that there are a number of bills in that office awaiting the chairmen of the various committees, and wishes that the chairmen of the committees would get their bills that have been assigned to the respective committees so they may get to work as soon as possible.

## RESOLUTION.

### REQUESTING INFORMATION FROM EXECUTIVE BOARD.

Mr. ALEXANDER offered a resolution, which was twice read as follows:

In the House of Representatives, February 3, 1925.

Whereas, By the provisions of the Administrative Code the Executive Board was empowered to "standardize all titles, salaries and wages of persons employed by the administrative departments, boards and commissions, except the Department of the Auditor General, the Treasury Department and the Department of Internal Affairs," and also to "establish different standards for different kinds, grades and classes of similar work or service;" and

Whereas, The Administrative Code abolished all statutory offices, positions and salaries, except the salaries of heads of the several administrative departments; and

Whereas, The Governor, in his message to the General Assembly made the following statement:

"One of the most important and valuable achievements of the Executive Board was the reclassification of the positions and salaries of all State employes. When this administration came into office many employees were notoriously overpaid, and many were underpaid, while of two employees performing precisely the same work one was sometimes paid twice as much as the other.

As a result of the classification, and of better methods of administration in the various departments, the salary roll of the Harrisburg appointive departments paid from the General Fund has been reduced by about $1,750,000 for this as compared with the previous biennium, while in spite of this reduction in cost, the amount and quality of work done have both increased;" and

Whereas, It has been stated by reliable authority that the salary list of persons in the employ of the Commonwealth, other than in the elected departments, has been increased during the last fiscal biennium four million five hundred thousand dollars, therefore be it

Resolved, That the House of Representatives of the Commonwealth respectfully request the Governor of the Commonwealth to furnish it with a copy of the minutes of the Executive Board and any other data, schedules, and classifications prepared for and adopted by the Executive Board which will enable the House of Representatives to ascertain what effect said actions and rulings of the Executive Board have had upon the salary list of the Commonwealth.

On the question,

Will the House adopt the resolution?

Mr. ALEXANDER. Mr. Speaker and members of the House, as that resolution states, and as many of you know who were in the last session that under the so-called reorganization Code, sometimes known as the Administrative Code, all statutory offices and salaries were abolished and we were told at that thime that upon the passage of this Code that in two years hence, in which we are at the present time, that these different departments, offices and salaries would be classified and would be given to the Legislature for the purpose of re-enacting. As far as I understand, except from the message from His Excellency, the Governor, no one has seen any reclassification. It is the duty, as you all know, of the Auditor General to check up the salaries of all the different offices in the Commonwealth or, in fact, it was before the Administrative Code went into effect. The duty of the Auditor General and of the State Treasurer was to take checks and balances—the only checks and balances we had,—to check these different salaries and see that there was no mistake being made and that the salaries were according to the Acts of Assembly, and according to the Acts passed by this Legislature. Of course, after the Acts of Assembly or statutes had been abolished there was nothing left to check by until the reclassification was made and therefore we had been coming to the financial stand, as we call it in some gambling games, of going wild or going blind. Now, if there is a classification, before we come to examine this budget, which I have been endeavoring to study, it seems to me that we should know what that classification is and what the requirements of the next biennium are. I went first to the Auditor General, expecting to find the re-classification there. I was informed, however, by the Auditor General that there was no report of the Executive Board of any reclassification or any classification. I was also informed by the State Treasurer that he has no classifications. Now, it seems to me that we should stop going blind and especially when you are appropriating a sum amounting to $238,000,000, and we should know something at least of what is going on by this Executive Board and this one-man power. Somebody ought to know something besides the one man.

That is the purpose of this resolution, and I move its adoption.

## POINT OF ORDER.

Mr. EDMONDS. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state his point of order.

Mr. EDMONDS. I desire to inquire as to whether under the rule of the House the resolution does not lie over for one day and be printed?

The SPEAKER. This comes under Rule 66, and being a resolution requiring information from a department head, it takes precedence immediately and can be acted upon at once, without lying over for printing.

Mr. LUDLOW. Mr. Speaker, do I understand the Speaker to rule that the Governor is the head of a department under Rule 66?

The SPEAKER. Yes, sir.

On the question,

Will the House agree to the resolution?

Mr. EDMONDS. Mr. Speaker and members of the House, I have a great deal of sympathy with the resolutions requesting information and personally I should be very glad to have a resolution requesting proper information of the Governor passed. That resolution, as the gentleman from Delaware has introduced it, has a lot of "whereas" clauses to it. I do not always understand those "whereas" clauses as well as I do the purport of a resolution itself. It seems to me that if he would strike out those "whereas" clauses and simply request the information that that would be a resolution that we could afford to vote for. As I understand the situation, the financial problem of this Commonwealth is probably the most serious problem that will be before us. We will need information on that and we ought to get information on the subject. The question itself as to the financial condition of the State is, I think, made very clear by a reference to the first chart that was attached to the Governor's budget. I have also, like the gentleman from Delaware, been studying this budget, and I notice that it directs attention in Table No. 1, to the fact that on November 30, 1921, there were about $13,000,000 of bills presented to the Commonwealth which it should have paid, and it had a cash balance of $4,000,000 to pay them, and that that condition continued through 1922 and largely through 1923, with the amount of the bills exceeding the amount of cash by many millions; that when we get down to 1924, there is pretty near a balance on the subject, so that by the end of 1924, the bills were $4,700,000 with a $3,900,000 cash balance. That I think, must mean to any student of finances that the financial condition of the State today is very much better than it was two or three years ago, and for the improvement in the financial condition due credit must be given to the Governor. I am not particularly interested as to whom the credit is due. That can be determined in proper course of time. In my opinion it would be just as safe not to attempt to apportion the credit. I have no doubt the Auditor General himself deserves some credit for bringing about this situation, and I have no doubt, also, that the Governor deserves some credit for bringing about the present financial condition. I have a feeling in my mind that the gentleman from Delaware, Mr. Alexander, deserves some of the credit, because I do not know anyone who has argued more strenuously in favor of economy than he has, and I think we ought to notify the people of the State that on an examination of that record, it shows clearly that the financial condition of the State is very much better than it was some years ago. Now that being so we have a right to be gratified at the outcome of it. Personally I would like to see a request for information from the executives that have brought about this situation, but I would like to see the request for information without the "whereas" clauses which recite a great many things about the history of Pennsylvania that may or may not be correct. That is why I personally would like to see the resolution lie over for printing; and my feeling is that the point suggested by the gentleman from Montgomery, that the Governor does not rank as the head of a department, has a certain amount of appropriateness at the present time.

Mr. ALEXANDER. I am somewhat surprised at my friend from Philadelphia. He has generally been one of the first to ask for information. In answer to the request for information, he has gone into quite a deep discussion as to the financial situation of the State. I have not said anything against the financial condition of the State, in fact, I don't know anything; I have not had any information on the subject, and that is what I am after, so that I may be able to have the same information, perhaps, that he has had from private sources. I have not been in as close touch with some of the people who can give this information in a private or in a closed closet, perhaps, manner. I have not been in close touch with these people. However, that is of a public nature, and not a private nature, and I do not want to get into any discussion on this subject, because there is

nothing to discuss. Now, the gentleman from Philadelphia refers to the gentleman from Montgomery, asking if the Governor was a department head. If you will notice this resolution asks for a report from the Executive Board, of which the Governor is one. So it is not from the Governor but it is from the executive head of the Executive Board which is a department under the Administrative Code. I do not see as far as the "whereases" are concerned that there should be any objection. Always, in asking for something, as the gentleman from Philadelphia knows, you must set out some reason why you ask for that information. The reasons are stated by the "whereas" clauses, to wit, that under the Administrative Code there are certain duties for the Executive Board to perform. I want to find out if they have performed them and if they have, what that performance has been. They have not reported to the fiscal officers whose duty it is to know what that classification is. For some reason or other, his Excellency the Governor stated in his message that that classification has been made and I think that is the reason why we, at least, who are passing on these appropriations, and giving to these different departments the great sums they are asking for, should know, and not play this game blind through all this session. That is the reason I am asking at this time, so that we will have this information. It is for no purpose of casting any reflections on anybody. Nobody need be afraid of that. Asking for information is the only way for us poor people, who don't know anything, to learn. That is the reason I am asking these questions and that is the reason I have put in this resolution.

Mr. EDMONDS. Mr. Speaker, may I interrogate the gentleman from Delaware?

The SPEAKER. Will the gentleman from Delaware permit himself to be interrogated?

Mr. ALEXANDER. Mr. Speaker, I will.

Mr. EDMONDS. Will the gentleman from Delaware be satisfied with that resolution without the "whereas" clauses?

Mr. ALEXANDER. I do not see why the "Whereas" clauses should be cut out, for I want to give the reason for asking the information.

Mr. EDMONDS. The "whereas" causes recite certain questions of fact and a lot of problems requiring an expression of the particular point of view. Now, if the "whereas" clauses are omitted you have a proper call for information there and personally I would be very glad to vote for the resolution.

Mr. ALEXANDER. I insist on it as it stands.

Mr. EDMONDS. You want the "whereas" clauses in?

Mr. ALEXANDER. Yes, sir.

On the question recurring,

Will the House adopt the resolution?

The yeas and nays were required by Mr. Edmonds and Mr. Ludlow.

Mr. EDMONDS. Mr. Speaker, I ask for a verification of the roll.

The roll was verified as follows:

YEAS—124.

| | | | |
|---|---|---|---|
| Adam, | Flynn, | Marcus, | Rieder, |
| Alexander, | Fockler, | Martz, | Royle, |
| Allman, | Fratt, | Mathay, | Sarig, |
| Bagshaw, | Frye, | McBride, | Sautter, |
| Baldi, | Fuller, | McCaig, | Schilling, |
| Behney, | Goehring, | McCann, | Schwartz, |
| Bell, W. T. | Greeby, | McClure, J. H., | Scott, |
| Bidelspacher, | Greenstein, | McDermott, | Smith, H. J., |
| Blumberg, | Grimes, | McGowan, | Soffel, |
| Bray, | Guerin, | McKim, | Sowers, |
| Bromley, | Haas, | Memolo, | Stadtlander, |
| Brown, E., | Haines, | Metzger, | Staudenmeier, |
| Brown, E. P., | Hall, | Metzinger, | Stavitski, |
| Burke, | Hart, | Millar, | Sterling, |
| Canon, | Haws, | Miller, C., | Storb, |
| Colville, | Heffernan, | Miller, H. A., | Storer, |
| Conner, | Hess, | Muldowney, | Talbot, |
| Craig, | Holtzman, | Munley, | Turner, |
| Davies, | Horn, | Myers, | Voltz, |
| Davis, | Hricko, | Neely, | Washington, |
| Dengler, | Huber, | Nicholson, | Watson, |
| Derby, | Leidich, | Nolte, | Weamer, |
| Diehm, | Little, H. A., | Orr, | Wells, |
| Dietz, | Little, J. T., | Parkinson, | Welty, |
| Drumbor, | Lockhart, | Patterson, B.H., | Wettach, |
| Duddy, | Lotz, | Patterson, F.W., | Whitehouse, |
| Eaches, | Lucas, | Patterson, M., | Wilson, |
| Earley, | Lukehart, | Pennock, | Witherspoon, |
| Ede, | Lynch, | Perry, | Witkin, |
| Emhardt, | Malie, | Posey, | Bluett, |
| Evans, B. P., | Mangan, | Powell, | Speaker. |
| Flinchbaugh, | | | |

NAYS—65.

| | | | |
|---|---|---|---|
| Anderson, | Edmonds, | Long, | Shambach, |
| Armstrong, | Evans, F. D., | Ludlow, | Smith, G. A., |
| Aston, | Gelnett, | MacMillan, | Speer, |
| Bartley, | Gilchrist, | Marshall, | Spencer, |
| Bell, F. A. | Goodnough, | McClure, J. F., | Stark, |
| Bentley. | Harding, | Moffatt, | Stock, |
| Bickett, | Harer, | Moore, | Strayer, |
| Blair, | Heffran, | Morrison, | Thomas, L. D., |
| Brewster, | Himes, | North, | Thomas, M. G., |
| Brown, T. J., | Holcombe, | Peelor, | Toepfer, |
| Bush, | Holmes, | Phillips, | Towner, |
| Calhoun, | Howe, | Prosser, | Wheeler, |
| Critchfield, | Irvin, | Pryor, | Williams, |
| Cross, | Jones, | Raymond, | Wood, N., |
| DeFrehn, | Kelly, | Reader, | Wood, W. P., |
| Deibler, | Labar, | Shaffer, | Wright, |
| Donnell, | Lauver, | | |

So the question was determined in the affirmative and the resolution was adopted.

## REPORT OF SECRETARY OF INTERNAL AFFAIRS TO BE MADE PART OF THE JOURNAL.

Mr. BLUMBERG. Mr. Speaker, I move that the report of the Secretary of Internal Affairs, submitted to the Governor of the Commonwealth and the members of the General Assembly in accordance with the Acts of Assembly, be made a part of the Journal of the House.

Mr. WITKIN. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

## POINT OF ORDER.

Mr. LUDLOW. Mr. Speaker, I rise to point of order.

The SPEAKER. The gentleman will state his point of order.

Mr. LUDLOW. My point of order is whether under rule 66 that is the kind of resolution which should lie over for printing for the next succeeding day. I have no objection to the resolution, Sir, but I believe that the rule had better be complied with as far as possible.

Mr. BLUMBERG. Mr. Speaker, that is a motion and not a resolution, and therefore, the remarks of the gentleman from Montgomery apparently would not apply.

The SPEAKER. The gentlemen from Philadelphia is correct, it is a motion.

On the question recurring,

Will the House agree to the motion?

It was agreed to.

## REPORT OF THE SECRETARY OF INTERNAL AFFAIRS COMMUNICATION

Department of Internal Affairs,
Harrisburg, October 1, 1924.

To His Excellency, Gifford Pinchot, Governor of the Commonwealth of Pennsylvania, and Members of the General Assembly:

Complying with the requirements of the Constitution and Acts of Assembly, I have the honor to present herewith the general report of this Department for the period beginning November 30, 1922, and ending May 31, 1924.

Very respectfully,
JAMES F. WOODWARD,
Secretary of Internal Affairs.

## ORGANIZATION OF THE DEPARTMENT.

Department of Internal Affairs at the present time operates through the following Bureaus:

1. Land Office Bureau
2. Bureau of Statistics and Information, which consists of the following divisions:
   (a) Industrial Statistics
   (b) Public Utilities Statistics
   (c) Tax and Assessment Statistics
3. Bureau of Municipalities
4. Bureau of Standards
5. Bureau of Publications

This Report will be short. The last Report made to the Governor and the Members of the Legislature covered the period beginning May 6, 1919, and ending November 30, 1922. This consisted of multigraphed copies and has not to this time been printed for general distribution. That Report was full of zeal and outlined ambitious plans for the future of the Department. But since that time there has 'come a frost, a killing frost' that has 'nipped its root' and left the Department in a condition very unsatisfactory to me.

The present Report embraces a period beginning November 30, 1922, and ending May 31, 1924. The Administration Code provides that "the head of each administrative department and each independent administrative board and commission shall, not later than October first of each even numbered year report in writing to the Governor concerning the condition, management and financial transactions of the Department, board or commission. Such reports shall, except where impracticable, be for the two-year period ending May thirty-first of the year in which they are made." As my last Report ended November 30, 1922, it would be impracticable to begin this Report with June 1, 1922, as it would result in a duplication of many items contained in the last Report.

## THIS DEPARTMENT'S ANOMALOUS POSITION.

I believe that the time has arrived when the status of the Department of Internal Affairs in its relations to the Governors of the State should be frankly considered and discussed. In my treatment of the subject I shall endeavor to be dispassionate and respectful, but I hope forceful.

That a conflict has always existed becomes more and more apparent and that the Department has been almost completely at the mercy of the Governors cannot be denied. This presents an unfortunate situation. One governor may generously co-operate for the up-building of the Department, while his successor in office may completely reverse that policy and studiously undo all that has been previously accomplished. The past twenty years have witnessed several notable instances of this "up" and "down" policy of which the Department has been the victim, and the procedure has certainly not been to the advantage of it or of the public service.

The Constitution of 1873, the present fundamental law of the State, established the position of the Secretary of Internal Affairs in the structure of the state government. It made him one of the five elective executive officers and defined with clarity of language what his powers and duties should be.

Article IV, Section 19:

"The Secretary of Internal Affairs shall exercise all powers and perform all the duties of the Surveyor General, subject to such changes as shall be made by law. His Department shall embrace a Bureau of Industrial Statistics and he shall discharge such duties relating to corporations, to the charitable institutions, the agricultural, mining, mineral, timber and other material or business interests of the State as may be prescribed by law, he shall annually and at such other times as may be required by law make report to the General Assembly."

Article XVII, Section 11:

"The existing powers and duties of the Auditor General in regard to railroads, canals and other transportation companies, except as to their accounts, are hereby transferred to the Secretary of Internal Affairs, who shall have a general supervision over them, subject to such regulations and alterations as shall be provided by law; and in addition to the annual reports now required to be made, said Secretary may require special reports at any time upon any subject relating to the business of said companies from any officer or officers thereof."

Article XVII, Section 12:

"The General Assembly shall enforce by appropriate legislation the provisions of this article."

The convention that framed the Constitution of 1873 was opposed to the concentration of all the powers of the State government in the Governor. And every consideration of respect for constitutional government demands that the work of that convention, composed of delegates duly elected by the people, and presumably expressing the will of the people, should not be nullified by combined executive and legislative action.

That convention thought that it was creating a high and dignified office with important and responsible duties attached and scarcely imagined that in time it might ever be possible, by combined executive and legislative usurpation, to reduce it to the status of a bureau chief.

What are the plain letter and spirit of the above cited Articles of the Constitution? The Secretary of Internal Affairs shall:

(1) Exercise all powers and perform all the duties of the Surveyor General.

(2) Maintain a Bureau of Industrial Statistics.

(3) Discharge such duties relating to corporations, to the charitable institutions, the agricultural, mining, timber and other material or business interests of the state as may be prescribed by law.

(4) Annually report and at such other times as may be required by law, to the General Assembly.

(5) Exercise a general supervision over railroads, canals and other transportation companies.

(6) Receive annual reports from the above named companies and call for special reports at any time upon any subject relating to the business of said companies.

There point the accusing fingers of the Constitution! There are the duties and services which the Constitution says the Secretary of Internal Affairs shall perform; which he is elected to perform and for the performance of which he should be responsible to the people.

Search the Constitution for a word or even a hint that the Governor or any Department, Board or Commission under him is authorized to perform any duties pertaining to the subjects enumerated in those Articles.

Furthermore, Article XVII, makes it the unequivocal duty of the General Assembly to enforce those provisions by appropriate legislation.

## HOW HAVE THE MANDATES OF THE CONSTITUTION BEEN COMPLIED WITH?

By the Act of July 7, 1897, a Bureau of Mines was created in the Department of Internal Affairs. It is said that Governor Hastings, who was largely interested in the mining of bituminous coal, withheld his approval of the Act until it was amended giving to him the privilege of appointing the Chief of the Bureau.

By Act of April 14, 1903, the Act establishing the Bureau of Mines in the Department of Internal Affairs was repealed and a Department of Mines created under the Governor.

By Act of March 13, 1895, a Department of Agricuture was established under the Governor.

By Act of February 25, 1901, a Department of Forestry was created under the Governor.

By Act of May 31, 1907, a Railroad Commission was created under the Governor.

If the direction "he shall discharge such duties relating to corporations, to the charitable institutions, the agricultural, mining, mineral, timber and other material and business interests of the state as may be prescribed by law" were to have no controlling effect; if they are to be deemed mere useless verbiage, then, indeed they might better have been omitted entirely. The simple statement "he shall perform such duties as shall be assigned to him by law" would have been adequate.

While many will doubtless disagree with the interpretation of the letter of the Constitution for which I contend, the spirit of it cannot be denied. The spirit of it is indubitable that the framers of the Constitution intended that the General Assembly should impose upon the Secretary of Internal Affairs all, or at least some, important duties relating to the subjects particularly enumerated.

The policy of concentration of power in the Governors won long ago. The power of Governors over legislation and appropriations rendered Secretaries of Internal Affairs helpless and impotent. In the last sixteen years two Governors have endeavored to abolish the Department by amending the Constitution. Both efforts failed, perhaps because of a lingering sense that over-weaning power in a Governor generally becomes a grave menace and so long as the Department of Internal Affairs exists, it offers to the General Assembly opportunity for a distribution of power and responsibility.

## REASONABLE DEMANDS.

When I was elected to the office of Secretary of Internal Affairs the complications of the state government were not a mystery to me. I had previously served twelve years in the Legislature, and during eight of those years as Chairman of the Appropriations Committee of the House of Representatives. I realize, therefore, that the Department was in very low condition. Immediately after my election in November, 1918, although under the law I did not take office until May, 1919, I went to work to see what could be done toward bettering the situation. My legislative experience had given me a full realization of the fact that the work of the state was constantly expanding. That this growth was being met by the creation of new departments and bureaus under the Governor. I desired to have a part in this service, so I appealed to Governor-elect William C. Sproul. He received my overtures most graciously and expressed his willingness to co-operate with me in an effort to enhance the usefulness of the Department. His concessions were large and generous, even to the extent of surrendering privileges and powers of patronage already possessed by him and acquiescing in the placing of newly created important agencies in the Department. I worked strenuously during the entire Session of the Legislature of 1919 in harmony with Governor Sproul and the results were very gratifying.

The Bureau of Industrial Statistics which had been taken from the Department by a former Governor, regardless of the Constitutional mandate that it should be in the Department of Internal Affairs, was restored with enlarged possibilities for service.

The Bureau of Municipalities transferred from the Department of Labor and Industry.

The newly created Bureau of Topographic and Geological Survey was placed in the Department.

Several other less important duties were also assigned by the Legislature to the Secretary of Internal Affairs.

The task of organization and re-organization set for me was a large one fully occupied my time and energies during the next four years. I will not repeat here the details of accomplishments, the plans for future improvements, etc. They are all contained in my last report which was exhibited in multigraph form to His Excellency, Governor Pinchot, and the General Assembly at the opening of the Session of 1923.

The result of four years' zealous labor was a thoroughly organized and efficient Department, with a loyal, faithful, and capable corps of chiefs of Bureaus and employes, all earnestly striving to do their parts honestly and intelligently. Hundreds of letters from teachers, leaders in business and finance, experts in economics and in social movements; resolutions by Chamber of Commerce, civic bodies and officers of municipalities, acknowledging their appreciation of services rendered, were received. All of which was very gratifying.

In 1922 I was renominated without opposition and elected in November of the same year by a large majority. That this was a popular endorsement of all that had been done, I confidently believed.

Ever since I have occupied the office of Secretary of Internal Affairs, I have insistently demanded that this Department be enabled to perform the duties contemplated by the Constitution. I shall persist in the demands so long as I remain Secretary. I cannot but believe that all fairminded persons must agree that my demands are reasonable and just.

## BUDGETS AND APPROPRIATIONS.

With the incoming of the administration of Governor Gifford Pinchot, the Budget system was inaugurated. Several months before the convening of the Lgislature most comprehensive questionnaires covering the expenditures for the biennium, 1921-1923, were submitted to the several Departments, accompanied by requests for a scaling down of estimates for the next biennium, 1923-1925. Later a demand was more explicitly given that there should be a reduction in estimates of at least twenty-five per cent. from the appropriations of 1921-1923.

I was in complete accord with the Governor's program of economy and requested an interview that I might personally discuss the needs of the Department. The preceding Legis-

lature had granted lump sum appropriations arbitrarily arrived at, to three Bureaus—Statistics and Information, Municipalities and Topographic and Geological Survey, as the first two were to be reorganized and the latter wholly organized, and it was suggested that by the time of the meeting of the next Legislature, experience would show their actual needs and then positions and salaries could be fixed by statute, the general policy followed by the state for many years.

Governor Sproul was chary about approving lump sum appropriations and held them down, as he claimed his long experience in the Senate had convinced him that the system led to wasteful and extravagant expenditures.

My experience was that the grants to the above-named Bureaus had not been liberal, and I wished to demonstrate to the Governor the difficulty I would have in cutting them the required twenty-five per cent.

Governor Pinchot and I met by appointment and I endeavored to the utmost to impress him from my viewpoint, that as I had been engaged during my entire tenure of office in a task of reorganization and upbuilding that a fairly liberal appropriation to the Department would be necessary if the efficiency I had succeeded in establishing should be maintained. I recognized, however, that he was very busy and in the brief time he was able to give me no satisfactory conclusions were arrived at. I hoped, however, that later further opportunity for discussion of the subject might be had I never had subsequently any opportunity to present the financial requirements of the Department except by the inarticulate figures contained in the questionnaire.

I made up my requests for the Budget for 1923-1925 conservatively and carefully with regard to rendering good service, and based upon the experience of the past. The amount asked was $729,960, as compared with $651,600 for 1921-1923. The increases were chiefly for the Bureau of Statistics and Information, and Topographic and Geological Survey. The latter Bureau was by this time completely organized and the advice given to me by Dr. George H. Ashley, State Geologist, was that more money was needed to keep his corps of experts fully employed, and the more money available, a greater ultimate economy and benefit would result to the state. Owing to the industrial activity and demand for geologists by large corporations, he was experiencing difficulty in securing and retaining competent assistants at the salaries he was able to offer and pay.

Upon demand of the Governor to revise my estimates downward to the limit, I did so with little regard to the necessities of the Department. I reduced the total of $729,960 by $153,500, leaving a total of $576,460, which amount included $100,000 for the Bureau of Topograpic and Geological Survey subsequently transferred by the Legislature, at the instance of the Governor, from this Department to the Department of Forests and Waters. The total amount requested by me for the remainder of my Department was, therefore, $576,460, less this $100,000, or $476,460. The Legislature granted the Department $478,100. This sum the Governor, in his final action upon the General Appropriation Bill, cut to $265,000, and as $4,700 had already been expended by me upon the Bureau of Topographic and Geological Survey, there remained for the conduct of the Department during the biennium of 1923-1925 the sum of $260,300. The following table shows these facts in parellel columns as well as my requests for the 1925-1927 period.

| | Approved 1921-23 | *Request 1923-25 | Passed by Legislature 1923-25 | Approved by Governor 1923-25 | Request 1925-27 |
|---|---|---|---|---|---|
| Secretary | 16,000 | 16,000 | 16,000 | 16,000 | 16,000 |
| Deputy | 10,000 | 10,000 | 10,000 | 10,000 | 10,000 |
| Chief Bureau Standards | 8,000 | 8,000 | 8,000 | 8,000 | 8,000 |
| Chief Draftsman | 5,000 | 5,000 | 5,000 | 5,000 | 5,000 |
| Bureau of Municipalities | 68,000 | 60,000 | 60,000 | 40,000 | 57,600 |
| Statistics and Information | 144,500 | 162,560 | 144,500 | 50,000 | 144,120 |
| Clerks and Employes | 138,600 | 136,600 | 136,600 | 81,000 | 136,600 |
| Warrantee Maps | 12,000 | 18,000 | 12,000 | 10,000 | 18,000 |
| Copying Surveys and Records | 30,000 | 35,800 | 28,000 | 10,000 | 34,000 |
| Equipment Bureau Standards | 1,500 | 1,500 | 500 | 500 | 500 |
| Investigation Vacant Land | 3,000 | 1,500 | 800 | 800 | 800 |
| Tax Statistics | 12,000 | 12,000 | 12,000 | 9,000 | 12,000 |
| Contingent | 53,000 | 60,000 | 40,000 | 20,000 | 48,260 |
| Boundary Line Inspection | ..... | 3,000 | ..... | ..... | ..... |
| | 501,600 | 529,960 | 473,400 | 260,300 | 490,880 |
| Topographic and Geol. Survey | 150,000 | 200,000 | 4,700 | 4,700 | ..... |
| Totals | 651,600 | 729,960 | 478,100 | 265,000 | 490,880 |

*Upon the insistent request of the Governor for a reduction of 25% in the estimates, I reduced my request for 1923-25 by $153,500.

Expressed in percentages (the Bureau of Topographic and Geological Survey out of all calculations) the reductions by the Governor were:

Of appropriations for 1921-1923 ..... 48+%
Of final request for 1923-1925 ..... 45+%
Of grant by Legislature ..... 45+%

Governor Pinchot approved the General Appropriation Bill on the 30th of June, 1923. As soon as I learned of the drastic treatment the Department had received, I determined that there should not be any deficit at the end of the binennium regardless of the results to the organization and service. Accordingly on the 15th of July, 1923, I dismissed forty-six employes, which constitute 44% of the entire force. Salaries reduced: The Director of the Bureau of Municipalities, Director of the Bureau of Statistics and Information, Division Chief of Industrial Statistics, Division Chief of Public Utilities and Division Chief of Public Information voluntarily took reductions in salaries in amounts ranging from three hundred to six hundred dollars per annum. Since then four others have been let go, while six places were vacated by death and resignations which have not been filled because of lack of money. The Department's working force is therefore, less than 50% of what it was before July 15, 1923, and a still further curtailment will doubtless be necessary before the end of this biennium if a deficit is to be avoided.

The situation I have described presented many perplexing problems for solution. The Budget presented by the Governor to the Legislature at the beginning of the Session made the allowances or recommendations to all the Departments in "lump sums." My experience as Chairman of the Appropriations Committee of the House of Representatives had largely prejudiced me against this system. It has always seemed to me that the people have a right to know how the

money appropriated to a Department is to be expended and that the requirements of a Department should be presented to the Committee on Appropriations with sufficient definiteness to permit the Committee to intellignetly designate the amount of money to be expended upon any form of service.

I, therefore, submitted my requests to the Appropriations Committee in itemized form, as shown in the preceding table, and in that form it was passed by the Legislature. In reducing the appropriations the Governor approved or cut the several items. In doing this the importance of the service as represented by the items or the necesary organization required to perform the service of a Bureau seem, in the light of the results, not to have been considered. This may be best illustrated in the case of the Bureau of Statistics and Information. This is the largest organized unit in the Department and rendered a service of incalculable value to the industrial, commercial, labor and other social and economic interests of the State. Its supreme importance is recognized by the Constitution when it commands "His Department shall contain a Bureau of Industrial Statistics" and requires the Secretary to annually make report of its operations (not to the Governor) but to the General Assembly. This Bureau must send out annually blank forms of reports to thirty thousand corporations, firms and individuals; see that these forms are properly returned with the required information; keep its lists up-to-date by purging them of those who have gone out of business, and by adding all new enterprises; correct, edit, compile and tabulte these returns, with the vast amount of correspondence necessary in such a task, and perpare the manuscript and read the proofs for a volume comprising approximately a thousand pages. In addition to this annual volume, it is provided by Act of Assembly that an Industrial Directory shall be compiled and published every three years. The Fourth Industrial Directory containing fourteen hundred pages was issued in the present year.

It should be apparent that to properly execute such a large volume of work, a sufficient organization of expert statisticians, editors, collectors of statistics, stenographers, accountants, clerks, and machine operators is absolutely necessary. In the preceding biennium $144,493, had been expended and was inadequate to obtain the best results. For this Bureau the Legislature appropriated $144,500, for the two year period 1923-1925. The Governor reduced this sum to $50,000, or a cut of 65 per cent. To do the work of the Bureau with such an insignificant fund was utterly impossible, and I was forced to almost completely abandon several other important lines of work in the Department and use the employes in this Bureau.

The Governor is in no sense responsible under the Constitution and Acts of Assembly for the manner in which the duties of the Bureau of Statistics, and for that matter other duties imposed upon the Secretary of Internal Affairs, are performed. The Secretary alone is accountable to the people who elected him. It is for them to judge whether his services should be commended or condemned.

It would be futile for me to pretend that the work of the Department in the present biennium has given me any real satisfaction. The organization has been reduced to a mere skeleton of its former state. The employes have worked loyally and assiduously, but baffled constantly by the consciousness that they could accomplish but a small part of the service which the public expects and the law requires of the Department.

Governor Pinchot at the beginning of his administration announced his beilef in the necessity for a program of drastic retrenchment in the State's expenditures, because of alleged unfavorable financial conditions. With such a policy I have no quarrel, for I believe that public business should at all times be conducted economically and efficiently. But it does seem to me that this Department was called upon to bear far more than its share in the economy program, and that it has been crippled and disorganized to a much greater extent than any other. I hope as the State's financial condition has greatly improved, that the Department will be dealt with more liberally in the next biennium, so that it may be able to perform completly and satisfactorily the functions imposed upon the Secretary of Internal Affairs by the Constitution and Acts of Assembly.

APPROPRIATIONS DEPARTMENT OF INTERNAL AFFAIRS FOR TWO YEARS, 1923-1925

| | |
|---|---|
| Salary of Secretary of Internal Affairs | $16,000.00 |
| Salary of Deputy Secretary of Internal Affairs | 10,000.00 |
| Salary of Chief, Bureau of Standards | 8,000.00 |
| Salary of Chief Draftsman and Surveyor | 5,000.00 |
| For the payment of the salaries of the officials, clerks and employes in the Bureau of Municipalities | 40,000.00 |
| For the payment of the salaries of a State Geoligist, and such assistant geologists, mineralogists, chemists, engineers, draftsment, etc., as may be necessary, (traveling and all other contingent and incidental expenses) of the Bureau of Topographic and Geological Survey for the period from June first to June fifteenth, 1923 | 4,700.00 |
| For the payment of the salaries of other officials, clerks and employes, not otherwise provided for, in the Executive Bureau, the Land Office, and the Bureau of Standards | 81,000.00 |
| For the payment of salaries of officials, clerks, and employes of the Bureau of Statistics and Information | 50,000.00 |
| For the payment of expenses of additional equipment and of maintenance of equipment for the Bureau of Standards | 500.00 |
| For the payment of services rendered and expenses incurred in the collection of tax statistics and for the compilation of the same (paid to the County Commissioners) | 9,000.00 |
| For the payment of skilled draftsmen, surveyors and other assistants necessary to the proper continuation of the warrantee map work | 10,000.00 |
| For services and other expenses incident to the investigating and surveying of vacant and unappropriated land | 800.00 |
| For the payment of the incidental and traveling expenses of the Secretary and all other officers and employees of the Department; for the payment of all postage, contingent and incidental expenses of the Department of Internal Affairs, with its several Bureaus, except the Bureau of Topographic and Geological Survey | 20,000.00 |
| For the employent of darftsmen in copying the surveys or other ancient papers important to be preserved in the Land Office Bureau | 10,000.00 |
| Total | $265,000.00 |

EXPENDITURES DEPARTMENT OF INTERNAL AFFAIRS FOR TWO YEARS, 1923-1925.

| | Year ending May 31, 1924 | Year ending May 31, 1925 (Estimated) |
|---|---|---|
| Salaries and wages | $137,319 | $108,620 |
| Supplies | 1,465 | 958 |
| Postage, telephone and express | 1,587 | 1,276 |
| Traveling expenses | 4,308 | 2,500 |
| Newspaper advertising and notices | 59 | 60 |
| Contracted repairs | 987 | 400 |
| Equipment | 99 | 2,300 |
| Rents | 170 | 150 |
| Other items | 54 | 34 |
| Totals | $146,048 | $116,298 |
| Total expenditures for two years | | $262,346 |
| Appropriations | | 265,000 |
| Surplus | | $2,654 |

FINANCIAL STATEMENT LAW OFFICE BUREAU. AMOUNT PAID INTO THE STATE TREASURY.

| | Dec. 1, 1922 to May 31, 1923 | June 1, 1923 to May 31, 1924 |
|---|---|---|
| Fees for copied records (Gen. Fd.) | $522.75 | $1,155.00 |
| Warrant and patent fees for land (General Fund) | 225.00 | 380.00 |
| Purchase money and interest for land (School Fund) | 1,200.40 | 85,963.18 |
| Total | $1,948.15 | $87,498.18 |

(The Land Office Bureau is the only Division of the Department of Internal Affairs which is revenue producing.)

APPENDIX.

Consisting of the operations of the several Bureaus of the Department of Internal Affairs December 1, 1922 to June 1, 1924.

Honorable James F. Woodward, Secretary of Internal Affairs, Harrisburg Pa.

Dear Sir: I have the honor to hand you herewith the report of the activities of the Land Office Bureau of the Department of Internal Affairs from December 1, 1922 to June 1, 1923, and from June 1, 1923, to June 1, 1924.

Respectfully submitted,
JOHN H. CAMPBELL,
Chief Draftsman.

Harrisburg, Pennsylvania,
September 3, 1924.

SEARCH WORK.

From December 1, 1922 to June 1, 1924.

A large amount of search work for data relating to historical, genealogical, land titles and other subjects has been made by Messrs. George F. Ross and James C. Kirk, the regular Search Clerks of this Bureau, who, at times, are assisted by other competent employees therein. That the extent of this work may be understood and appreciated it need only be said that searches are required on every application for certified copies of applications, warrants, surveys, patents, connected drafts and miscellaneous papers, including drafts of old roads, maps of towns, proprietary manors, etc. In many instances these searches require considerable time to complete, owing to insufficient information from persons requesting such certified copies or other data, which necessitates considerable correspondence. Requests for information for records of early land grants and for family history purposes are received by this Department from the descendants of those who formerly resided in Pennsylvania. These requests come from all parts of the United States.

CURRENT WORK.

From December 1, 1922 to June 1, 1923.

During this period the following certified copies were issued: 16 warrants, 124 surveys, 97 patents, 25 connected drafts, containing 238 tracts, 61 miscellaneous documents, a total of 323. This work is given precedence over all other work coming into the Land Office. It required 168 searches for the original papers.

From June 1, 1923 to June 1, 1924.

During this year there were copied and certified 116 warrants, 294 surveys, 247 patents, 27 connected drafts, containing 489 tracts, and 67 miscellaneous documents, totaling 751 copies. In addition to the searches made to secure the originals of the above copies, 105 searches were made on request of varous persons for which a small fee was charged.

SERVICE TO OTHER DEPARTMENTS.

Work done for other departments for which no fees were received:

For the Game Commisison, one connected draft containing fifty-one tracts.

Also, in the year ending June 1, 1923, at the request of Mr. Seth E. Gordon, Secretary of the Game Commission, Secretary Woodward assigned Mr. W. A. Moore, Surveyor of the Department of Internal Affairs, to make a survey and map of Game Refuge No. 33, in Rush, Worth and Taylor townships, Centre county. Mr. Moore began this survey on the twenty-eighth day of April and completed it on June fourteenth. The map was completed July second. This survey comprised the relocating and marking of the lines of twenty-three tracts of land, which contained over eight thousand acres.

In the year ending June 1, 1924, at the request of Mr. Seth E. Gordon, Secretary of the Game Commission, Secretary Woodward assigned Mr. Moore to make a survey of Kelly Game Refuge in Shippen township, Cameron county. Mr. Moore began this survey on the twenty-sixth day of April and completed it June fourteenth, 1924. The map of the Kelly Game Refuge was completed June 30, 1924. On July first Mr. Moore began a survey of some changes to be made in the Refuge and relocated the Game preserve on said Refuge, completing this work on July 19, 1924. This survey comprised the relocating and marking of the lines of eleven tracts of land, containing over ten thousand acres.

COPYING WORK

OLD WARRANTS From December 1, 1922 to June 1, 1923

During this period there were 3,594 old warrants, more or less torn and broken, carefully copied, compared and certified, in pursuance of an Act of Assembly, and bound in substantial books, each volume containing four hundred and eighty warrants.

From June 1, 1923 to June 1, 1924

The copying force was reduced in numbers from eight

persons to three, and they were obliged to do their own comparing, as well as to assist with pressing current work. Nevertheless there were two thousand, seven hundred and ninety-one copies made, compared, signed, certified and bound in substantial books, each volume containing four hundred and eighty warrants.

WARRANTEE MAPS Authorized by Act of June 13, 1907 Pamphlet Laws Page 621

In pursuance of the above-mentioned Act of Assembly, at the closing of the Report of the Secretary of Internal Affairs for the four years of 1919, 1920, 1921 and 1922, inclusive, eighty- three townships were completed, traced and blueprinted. Hereafter, in referring to these warrantee maps the terms "Skeletons" and "Completed" will be used. The former refers to the preliminary or pencil draft, and the latter to to the finished tracing giving courses, distances, corners, streams, name of warrantee, area, name of the tract, date of survey, date of patent, pantee and where recorded, compared and corrected ready for the blueprinting and further disposition.

December 1, 1922 to June 1, 1923

During this period skeletons of eleven townships of Elk, Westmoreland and Pike counties were constructed ready for tracing. The area of same is approximately six hundred and twenty square miles.

Thirteen townships of Washington, Cameron and Potter counties were completed. The area of these townships is five hundred and seventy-five square miles.

June 1, 1923 to June 1, 1924

During this year skeleton maps of thirteen townships of Elk and Westmoreland counties were constructed, covering eight hundred and forty square miles; and twenty-nine townships of Cameron, Potter, Washington, Huntingdon, Fulton and Pike counties were completed, covering an area of one thousand, two hundred and forty-two square miles.

The total for both periods of skeletons and the completed maps was 3,277 square miles.

APPLICATIONS FOR PATENTS

During the six months from December 1, 1922, to June 1, 1923, fifteen applications for patents for tracts of land upon which warrants were issued prior to 1868 were filed in the Department, and thirteen original patents were prepared and issued, and two applications are still pending.

During the year from June 1, 1923 to June 1, 1924, twenty-two applications for patents on old warrants were filed, on nineteen of which patents were issued and three are pending.

APPLICATIONS FOR VACANT LAND

From December 1, 1922, to June 1, 1923, ten applications for vacant land were received, two of which were for vacant islands and are still pending.

From June 1, 1923 to June 1, 1924, eight applications for vacant land were filed in the Department, two of which were refused, three patented to the applicants, and three pending.

On several of these applications for vacant land warrants and patents were issued to the Department of Forests and Waters, under authority of the Act of May 3, 1909. On all applications the work involved in the drafting, investigating the question of vacancy and reporting on the same required considerable care and time. Copies of all the papers referring to each case were indexed and filed in the Department of Internal Affairs with the applications, where they can be consulted by any one wishing to do so, and certified copies can be obtained upon application on the payment of the required fees.

WARRANT REGISTER.

The Warrant Registers do not contain records of patents and to supply all such omissions Mr. John C. Gates, now deceased, was assigned to this work, with instructions to correct any errors that might be found. Until his death, on July 29, 1923, he had made searches covering 7,500 entries. From that date until June 1, 1924, Mr. W. G. Davis performed these duties. Mr. Davis has been a competent and faithful successor to Mr. Gates. He has made 7,000 similar entries upon these Registers. The two clerks together made 14,500 entries therein. The time employed on this part of the Land Office Bureau work has been well spent, as the regular search work for many years to come will be facilitated, by these new data entered upon the Registers, and by the elimination of all errors found therein.

WORK DONE UNDER ACT OF ASSEMBLY

Approved April 14, 1919.

In pursuance of the provisions of the Act of April 14, 1919, which made the Secretary of Internal Affairs of Pennsylvania custodian of all deeds, contracts, maps, surveys, policies of title insurance, abstracts of titles, and other documents or instruments relating to real estate owned or hereafter to be acquired by the Commonwealth, there were nine deeds and sixty other instruments relating thereto entered in the registers heretofore prepared for such purposes. This number covered a period of from December 1, 1922 to June 1, 1923, and the papers were filed in fireproof cases, arranged alphabetically to facilitate searches, examinations and inspections, as directed by said Act of Assembly.

From June 1, 1923 to June 1, 1924, there were ninety-three deeds and ninety-seven other pepers relating thereto entered in the said Registers and filed.

The total number of said deeds and other pepers relating thereto registered and filed from the date of said Act to June 1, 1924, was 1,700 deeds and 14,837 other papers.

September 30, 1924.

Honorable James F. Woodward, Secretary of Internal Affairs, Harrisburg, Pennsylvania.

Dear Mr. Secretary:

I have the honor to transmit herewith a brief report of the activities of the Bureau of Statistics and Information for the period from December 1st, 1922, to June 1st, 1924.

Respectfully submitted,
M. HOKE GOTTSCHALL,
Director, Bureau of
Statistics and information.

IN GENERAL

The substantial progress made by the Bureau of Statistics and Information during the 1921-1923 biennium could not be maintained the present biennium because of lack of appropriation and the necessity of making a drastic reduction in the number of employees of the Bureau. The division of waterways was discontinued entirely and every Division in the Bureau has suffered from the lack of sufficient employees to conduct its business in the efficient manner which characterized the two years previous.

## PUBLICATIONS

The constitutional mandate that the Secretary of Internal Affairs "shall make annual report to the General Assembly" on the work of this Bureau, has not been complied with because of, first, delays in the Department of Printing in the delivery of the 1921 Report on Productive Industries and, second, insistence that copy for the 1922 Report on Productive Industries would have to be approved by the Governor before publication would be authorized. This approval was refused.

Despite the fact that the Report on Productive Industries for the year 1921 was made ready for printing before the end of 1922 and formally requisitioned for early in 1923, the 5,000 copies of this issue of 988 pages were not delivered until the middle of March, 1924. The same unsatisfactory treatment was given the Fourth Industrial Directory, copy for which was prepared the last biennium and the requisition for printing of which was dated October 13th, 1922. Delivery of the five thousand copies of this book containing 1400 pages, was not made until early in April, 1924. The copy for the 1923 Report of Productive Industries is well under way. A combination report for the years 1922 and 1923 will be offered for printing just as soon as prepared. Unfortunately, the reduced force of employees in the Bureau will not permit this work to proceed as rapidly as heretofore.

The distribution of the 1921 Report on Productive Industries and of the Fourth Industrial Directory has brought many letters of commendation on these publications. No other State holds as high place as Pennsylvania in supplying information such as they contain. Thousands of requests were on file for these books and in addition to their circulation in Pennsylvania, copies were sent to every American Consulate throughout the world in the belief that Pennsylvania's export business would receive an impetus thereby. The general tone of acknowledgments received is that such will be the effect.

## INDUSTRIAL DIVISION

The adoption of your policy that the activities of the Industrial Division should cover all phases of productive industry in Pennsylvania and all employees thus engaged, and that reports should be required from all concerns doing business in excess of $500 a year, has resulted in the mailing annually of blanks to approximately 30,000 concerns in the Commonwealth. These forms went forward promptly the first of January, 1923, for reporting the business of 1922. A better record than ever before was made in the promptness with which returns were received and through the help of field men calling upon delinquents, the survey for the entire State for 1922 was finished in the early fall of 1923.

Sixty days after the close of the year the story of industry for the year preceding was made public for certain counties and cities through the medium of business men's organizations who look to the Bureau to supply such information to them annually. Eighteen public meetings were held under the auspices of such organizations throughout the State in the year 1923, when the industrial showing of their respective communities the year preceding was disclosed. It is the practice of the Bureau to release information on counties and cities just as soon as complete figures are tabulated.

The magnitude of detail work necessary before such totals can be made public is very great, indeed. Our files contain the names of all concerns in triplicate and corresponding checks for completeness and correctness must constantly be made. Every report must be edited and coded. The Hollerith tabulating system is used in the transfer of the information the reports contain to proper industrial classification. The fact that upwards of 600 lines of industry are checked, that the data gathered cover invested capital, employees, payrolls, volume, value and nature of product, as well as exports; that these data are segregated so as to show the actual industrial conditions in each of the sixty-seven counties and approximately ninety cities of the Commonwealth; that separate data are compiled for 205 trades and occupations embraced by such a wide variety of industrial activity and are likewise segregated by counties and cities—will illustrate the busy routine of the Industrial Division.

When the appropriation of the Bureau was so drastically cut, an immediate slowing-up resulted. It has been impossible for the Bureau during the last year to comply with requests which are being made constantly by various communities for up-to-date industrial information. There being no funds available for field work, the very unsatisfactory system of correspondence alone must be depended upon for gathering delinquent reports which causes great delay. It can readily be seen that it has been impossible for this Division to function in a satisfactory manner. Unless statistics can be supplied promptly and immediate benefit be had from their interpretation, the value of such work is greatly lessened. Inevitably, still greater delay in the routine conduct of the Industrial Division will ensue until an adequate appropriation is furnished.

It will not be possible for the complete story of productive industry in Pennsylvania in 1923 to be made public until after the year 1924 has ended—the poorest showing which this division has made during your term as Secretary of Internal Affairs.

## DIVISION OF PUBLIC UTILITIES

The collection of annual reports from railroads, street railways, telegraph, telephone and canal companies has been a feature of the Department of Internal Affairs since its creation. By the specific requirements of the Constitution these reports are collected and by Act of Assembly a fine of $5,000 is provided for failure to report. A duplication in collection of such reports by any other state agency is superfluous. While it may be posibly a matter of convenience for its own use, such collection by any other department of the state government cannot and does not meet the constitutional purpose of providing information to the public.

The fact that the Secretary of Internal Affairs is the constitutional officer, elected by popular vote to represent the people in respect of public utilities, has never been lost sight of during your administration in the work of this Division. The value of these official records is hard to over-estimate. Certified copies of reports are called for very frequently in the conduct of cases before the courts and hundreds of individual requests are made from time to time for information on the operation of these public utilities in the Commonwealth. There is no other office in the state government where such information is collected for the use of the public.

In order to reduce the cost of the preparation of forms for the making of these annual reports, it has been the practice in recent years to purchase forms from the Interstate Commerce Commission, especially adapted for state purposes for railroads and street railway lines. The work which was started in 1922 in the Division intended to provide useful public information upon the production, distribution and sale of electricity, water and gas in Pennsylvania, has been con-

tinued and has met with wide public favor. Such information, likewise, is not furnished by any other state agency. The data thus gathered are given wide publicity when released to the newspapers as soon as the annual surveys are completed.

The tabulation of complete figures for the year 1922 was finished and the results thereof made public during the latter part of 1923. The progress of the work during this year on bringing down the totals for the year 1923 has been very much retarded because of the lack of office help. As in the Industrial Division, much embarrassment has been caused by our failure to respond to requests for information which cannot be supplied solely because we do not have enough employees to do the work expeditiously.

## DIVISION OF TAXES AND ASSESSMENTS

As the only agency in the state government directed by law to gather information on the assessment and taxation of real estate in Pennsylvania, the work of the Division of Taxes and Assessments is becoming more and more important on account of the constant demand for information upon these questions. During the last session of the General Assembly, in their quest for data upon tax burdens of the people of the Commonwealth, this Division was besieged by the members thereof, for official figures on the assessment and taxation of real estate. These were supplied in a great variety of tabular data, requiring much research and clerical assistance.

It should be remembered that the form in which these tax data are gathered by the Department, is prescribed by Acts of Assembly as well as in the manner of the collection of the information. For more than forty years these figures have been gathered and the files of the Department are regarded as a veritable mine of information to the student of tax questions. Civic organizations, newspapers and investigators make continuous requests for tax information. Various organizations have sent men to copy our records and the use of the figures in national publications is common. I have before me now two reports of the National Industrial Conference Board. One of them, Research Report No. 55, at pages 50 and 58, produces figures supplied by the Division of Taxes and Assessments in this Bureau. Another, Research Report No. 64, furnishes similar data at pages 10, 22, 63, 64 and 92. These are handed you herewith. Letters are on file from the National Industrial Conference Board setting forth the distinction attaching to Pennsylvania for gathering information of this kind and in acknowledgment of unusual courtesies by the Bureau and Division employees.

This Division is very much restricted in its operation on account of the lack of appropriation to the Bureau. Your attention is respectfully called to the fact that a first-hand study of practices in the various counties as to the assessment of real estate and the collection of taxes has never been made but should be made under the auspices of this Division. When the practices are understood, suitable forms should be provided for gathering information which is not now supplied. At the present time clerks in the Division are making a study of the receipt of taxes in every tax district of the Commonwealth so as to be able to show what percentage of the tax burden on real estate in 1924 is borne separately by first class cities, second class cities, third class cities, boroughs, first class townships and second class townships. If the Division had sufficient clerical help to discect the reports filed, it could be of vastly more benefit to the members of the Legislature and to the people in general. As in the other Divisions, lack of office help has prevented the compilation of returns as promptly as desired.

I would strongly urge that the Division be given additional appropriation in order that it may undertake a much-needed study of taxation and assessment practices in the various counties of the Commonwealth.

September 30, 1924.

Honorable James F. Woodward, Secretary of Internal Affairs, Harrisburg, Pa.

Dear Mr. Secretary: I am submitting herewith report of the Bureau of Municipalities from December 1, 1922, to June 1, 1924.

Yours respectfully,

J. HERMAN KNISLEY,

Director, Bureau of Municipalities.

## BUREAU OF MUNICIPALITIES

Attention should be called to the great handicap under which the work of the Bureau has been carried on since the last biennial appropriation. As in the other bureaus of the Department, it has been compelled to curtail and eliminate much of its work because of the lack of appropriation. The general work of the bureau has been carried on as formerly and every effort has been made to render efficient service. During the period of this report information and assistance, in the nature of reports and advice, have been rendered to 1,371 municipal officials and others in the thirty-nine third class cities, 926 boroughs and 57 first class townships of the Commonwealth.

Cooperating with the Legislative Reference Bureau a Supplement to the "Third Class City Law" and the "Borough Law" has been prepared and sent out to thousands of the officials of the cities of the third class and boroughs, giving all the new legislation enacted and amendments made to the Third Class City Law and the Borough Law since their publication. This is found to be of inestimable value to the municipal official as he in this manner is enabled to note any changes in the law.

## MUNICIPAL STATISTICS

Data have been gathered annually covering all the important activities of the thirty-nine cities of the third class covering the following subjects: Principal sources of revenue from taxation. This subject is shown by two methods: First, a graphic chart showing the changes in the assessed valuation, mileage and tax levy annually from 1917 to 1924 by a percentage of increase or decrease over 1917, which was the pre-War basis. This graphic chart is supplemented by a list showing in detail the subjects of taxation in the various cities and the proportion of tax raised from various subjects of assessment, giving each city an opportunity to compare their method of apportioning the burden of taxation with the customs of the other municipalities. These tables have not only been in demand from officials but have been furnished civic bodies and others interested in municipal government and have been widely published through the medium of the public press and magazines dealing with municipal problems. The indebtedness of these municipalities and the method of financing the retirement of this indebtedness is shown and has occasioned a change of method in a number of instances. The details of the activities and costs of fire and police have been arranged on charts enabling the interested officials to analyze the various methods used and the results obtained throughout the state. The manner of handling garbage disposal, street lighting, sewers, park and playground activi-

ties and street paving has been arranged in comparative charts and these charts have been used for the purposes above mentioned. A list of the names and salaries of the principal officials is on file and information concerning their duties enables executives to compare the duties and salaries as maintained in those cities. On account of the reduced appropriation we have been unable to secure detailed data as formerly in the boroughs.

## CITY PLANNING AND ZONING

Cooperating with the Pennsylvania State Association of City Planning Commissions, bulletins relating to city planning and zoning have been issued. The following is a list of the bulletins and miscellaneous papers prepared and their related subjects:

City and Regional Planning under Pennsylvania Law.

City Planning in the Municipalities of Pennsylvania.

The Planting of Street Trees.

Pennsylvania makes City Planning a State Activity.

Paper on Zoning (read by B. A. Haldeman at a Third Class City Convention, York.)

The Control of Street Extensions and Property Subdivisions by City Planning Commissions in Cities of the Third Class.

City Planning and How the Bureau of Municipalities can Cooperate.

Suggestion for the Organization and Procedure of City Planning Commissions in Cities of the Third Class.

A Suggested Policy for the Pennsylvania Department of Internal Affairs in Conducting State-wide City Planning under the Act of Assembly approved April 4, 1919.

The Making, Legal Establishment and Protection of the City Plan in Pennsylvania Municipalities.

Benefits and Advantages to be Derived from the Regulation of the Location, Size and Use of Buildings as Contemplated by Zoning under the Police Power.

Extension Work in Landscape Architecture by the Commonwealth of Pennsylvania (for Landscape Architects.)

Comparative Park Statistics for 1921, Pennsylvania Cities of the Third Class.

The Establishment, &c., of Shade Tree Commissions in Boroughs of Pennsylvania.

City Planning and Zoning. (Paper read by B. A. Haldeman at Third Class City Convention, Williamsport).

Bulletin CPC1.

Bulletin CPC2.

Bulletin CPC3, Suggestions for Procedure in Zoning Cities of the Third Class in Pennsylvania under the Act approved April 5, 1923.

An Approach to Zoning. (Memorandum of Address to the Lions' Club, Johnstown.)

Bulletin CPC-4.

Bulletin CPC-5, City Planning Progress in Cities of the Third Class.

Bulletin CPC-6, Pennsylvania City Planning Legislation of 1923.

Bulletin CPC-7, The Bethlehem Convention.

Bulletin CPC-8, The attitude of the Pensylvania Press toward City Planning and City Planning Commissions.

Bulletin CPC-9, The control of Land Subdivision.

The engineering and other services of the bureau have frequently been requested by most of the departments of the State government. This service has been cheerfully given as the bureau is always anxious to cooperate when requested.

## BUDGET AND ACCOUNTING.

The assistance formerly extended to the cities and boroughs in the installation of new accounting methods and budget systems has of necessity been withdrawn on account of insufficient funds.

It is gratifying to note, however, that the cities of Washington Chester and Lancaster have adopted the systems stablished by the bureau.

The time has arrived when the Commonwealth should take some definite steps to require a uniform system of accounting and budgets in the cities and larger boroughs, and the approval of the proceedings under which bonds and other forms of indebtedness are issued.

This is in accord with methods now in use in many of the states.

The lax method of issuing bonds is one of the weakest links in the government of our municipalities.

Within the year the bureau, through the advertisement of a pending ordinance in one of the cities of the third class, was able to suggest an infinitely better plan at a cost of over twenty-five thousand dollars less than the method proposed.

This is only one of many similar instances.

Proper legislative action should be taken to correct this evil, thereby saving thousands of dollars annually to the taxpayers.

## PARKS AND PLAYGROUNDS

Recreation has come to be regarded as much of a municipal function as most of the many other activities of government. Wonderful strides have been made in this direction but unfortunately we have been compelled on account of lack of appropriations to reduce the force engaged in the preparation of park and playground plans. We have now a number of projects awaiting the services of the bureau and have on hand upwards of twenty active projects to which we are giving our attention.

Harrisburg, Pa., September 15, 1924.

Honorable James F. Woodward,
Secretary of Internal Affairs,
Harrisburg, Pennsylvania.

Dear Sir: I have the honor to submit to you a report covering the work of the Bureau of Standards and the City and County Inspectors of Weights and Measures for the past two years ending May 31, 1924.

Respectfully yours,
WILLIAM B. McGRADY,
Director, Bureau of Standards.

Since the middle of July, 1923, the Bureau of Standards has been relegated practically to the condition it occupied in the year 1919, by reason of the reduction in appropriation. Ten Deputy Inspectors of Weights and Measures were dismissed and the State work of supervising local Inspectors of Weights and Measures, thereby correlating the two systems, had to be abandoned. The large number of inspections shown by this report by State Deputy Inspectors must be understood, therefore, to have been made before July, 1923. Beginning with the year 1919 several Acts of Assembly were passed which imposed large additional duties upon the Bureau, which are performed at the office. Chief among these were the Babcock glassware test Act and the Act requiring the approval by the Bureau of all weighing and measuring devices offered for sale in the state, and the assigning of serial numbers to the designs upon approval.

The small force now available is wholly inadequate for the proper performance of this office work. We have worked hard, however, and have been successful generally in sustaining the Bureau's reputation for promptness of service. The following is a brief summary of the work of the Bureau, and of the local Inspectors, who are required by law to report monthly to the Bureau.

OFFICE WORK

The Bureau tested 446 test weights, comprising almost all of the different units of the Avoirdupois, Troy, Apothecaries and Metric systems. The list is too long to set out in detail. Also, there were tested 33 test liquid measures, 4 test dry measures, 10 test linear measures and one milk scale.

57,050 Babcock milk and cream test bottles and pipettes were received from manufacturers, tested, marked with the letters S. G. P. (Standard Glassware Pennsylvania) and reshipped to their proper destinations. They were as follows:

| | | |
|---|---|---|
| 43,780 | 8% | milk test bottles |
| 7,217 | 50% | cream test bottles |
| 6,053 | 17.6 | C.C. pipettes |
| 57,050 | Total | |

In carrying out the serialization work as provided in Act of May 5, 1921 (P. L. 389) 3,610 weighing and measuring devices were submitted to the Bureau and examined, tested, approved or condemned.

The following is a statement of inspections, as tabulated from their reports to the Bureau of Standards, of the work done by the State Deputy Inspectors and the City and County Inspectors. The table exhibits the number of weighing and measuring devices inspected, adjusted, approved and condemned in the two-year period ending May 31, 1924.

NUMBER OF INSPECTIONS MADE OF WEIGHING AND MEASURING DEVICES BY STATE DEPUTY INSPECTORS, TOGETHER WITH THE NUMBER ADJUSTED, APPROVED AND CONDEMNED

| | Total Inspections | Number Adjusted | Number Approved | Number Condemned |
|---|---|---|---|---|
| Hopper Scales | 14 | 1 | 13 | ..... |
| Wagon Scales | 434 | 66 | 350 | 18 |
| Other Platform Scales | 3,605 | 342 | 3,134 | 129 |
| Counter Scales | 7,975 | 498 | 7,247 | 230 |
| Spring Scales | 2,880 | 166 | 2,296 | 418 |
| Beam Scales | 1,662 | 16 | 1,608 | 38 |
| Computing Scales | 10,842 | 1,771 | 8,410 | 661 |
| Mines Scales | 180 | 30 | 144 | 6 |
| Prescription Scales | 55 | 1 | 54 | ..... |
| Dry Measures | 10,020 | ..... | 9,023 | 997 |
| Liquid Measures | 12,127 | ..... | 11,368 | 759 |
| Linear Measures | 2,139 | ..... | 1,895 | 244 |
| Milk Jars | 5 | ..... | 5 | ..... |
| Automatic Gauges | 828 | 49 | 583 | 196 |
| Oil & Gasoline Pumps | 5,007 | 260 | 4,572 | 175 |
| Avoirdupois Weights | 39,884 | 65 | 38,982 | 837 |
| Apothecaries' Weights | 906 | ..... | 904 | 2 |

PACKAGE GOODS AND CONTAINERS

| | | | |
|---|---|---|---|
| Packages | 127,986 | 102,218 | 25,768 |
| Baskets | 8,035 | 7,901 | 134 |
| Boxes | 8,237 | 8,192 | 45 |
| Bags | 38 | 38 | ..... |

Grand total of the inspections made by State Deputy Inspectors of Weights and Measures in the two years ending

| | |
|---|---|
| May 31, 1924 | 242,859 |
| Number Adjusted | 3,265 |
| Number approved | 208,937 |
| Number condemned | 30,657 |

NUMBER OF INSPECTIONS MADE OF WEIGHING AND MEASURING DEVICES BY COUNTY AND CITY INSPECTORS, TOGETHER WITH THE NUMBER ADJUSTED, APPROVED AND CONDEMNED

| | Total Inspections | Number Adjusted | Number Approved | Number Condemned |
|---|---|---|---|---|
| Hopper Scales | 951 | 49 | 791 | 111 |
| Wagon Scales | 9,041 | 1,019 | 7,611 | 411 |
| Other Platform Scales | 33,662 | 3,693 | 28,766 | 1,203 |
| Counter Scales | 87,542 | 4,448 | 77,194 | 5,900 |
| Spring Scales | 36,518 | 2,370 | 31,020 | 3,128 |
| Beam Scales | 11,560 | 818 | 10,372 | 370 |
| Computing Scales | 93,004 | 11,653 | 77,690 | 3,661 |
| Mines Scales | 1,204 | 175 | 940 | 89 |
| Prescription Scales | 2,396 | 647 | 1,656 | 93 |
| Dry Measures | 103,665 | ..... | 98,004 | 5,661 |
| Liquid Measures | 83,641 | ..... | 78,689 | 4,952 |
| Linear Measures | 22,882 | ..... | 20,424 | 2,458 |
| Milk Jars | 58,948 | ..... | 58,629 | 319 |
| Glass Graduates | 566 | ..... | 554 | 12 |
| Automatic Gauges | 9,321 | 1,097 | 7,662 | 562 |
| Oil Pumps | 26,651 | 3,102 | 21,810 | 1,739 |
| Avoirdupois Weights | 338,185 | 5,704 | 328,825 | 3,656 |
| Apothecaries' Weights | 20,770 | 1,075 | 17,950 | 1,745 |
| Troy Weights | 2,220 | 32 | 2,157 | 31 |
| Gasoline Pumps | 8,861 | 879 | 7,508 | 474 |

PACKAGE GOODS AND CONTAINERS

| | | | |
|---|---|---|---|
| Packages | 427,394 | 380,657 | 46,737 |
| Baskets | 65,877 | 64,611 | 1,266 |
| Boxes | 44,897 | 39,320 | 5,577 |
| Bags | 34,431 | 28,990 | 5,441 |
| Milk Cans | 1,881 | 1,793 | 88 |
| Barrels | 1,938 | 1,907 | 31 |

Grand total of the inspections made by County and City Inspectors of Weights and Measures in the two-year period ending

| | |
|---|---|
| May 31, 1924 | 1,528,006 |
| Number adjusted | 36,761 |
| Number approved | 1,395,530 |
| Number condemned | 95,715 |

QUESTION OF PERSONAL PRIVILEGE.

Mr. STERLING. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. STERLING. Mr. Speaker and Members of the House, under a joint resolution passed in the General Assembly of 1917 there was created a Commission to study the criminal laws and the criminal proceedure in the Commonwealth. At each succeeding General Assembly that Commission was continued in its work until finally the Commission has completed the work for which it was appointed. Several weeks ago each of you had placed on your desk a report of the Commission both on the question of criminal proceedure and on the general criminal laws. The original manuscript report of that Commission will be presented to this body next Monday evening, but in the meanwhile, in order to expedite the progress of the bills based upon this report, it was considered expedient that the bills be introduced at once. Accordingly, Mr. Speaker, I desire to call to your attention and to the attention of the House the fact that the bill revising the criminal proceedure of this Commonwealth, as well as the bill revising the criminal laws of this Commonwealth were today introduced by me.

BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 140, as follows:

An Act to amend the twelfth clause of section three hundred and eighty-one chapter seven of an act approved the

fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the twelfth clause of section three hundred and eighty-one chapter seven of an act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" is hereby amended to read as follows

XII To provide by contract with any person or corporation for a period not exceeding three years for the collection and removal of ashes and garbage

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 111, as follows:

An Act authorizing the discontinuance of Indices in Record Books where counties have installed separate special Indices

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That where counties have provided or may hereafter provide separate special indices for records in any offices in such counties it shall thereafter not be necessary to index in any record book the names in any instrument recorded in such record book

Section 2 All acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 51, as follows:

An Act to amend section ten of an act approved the twenty-seventh day of June one thousand eight hundred and ninety-five (Pamphlet Laws four hundred and three) entitled "An act creating the office of county controller in counties of this Commonwealth containing one hundred and fifty thousand inhabitants and over prescribing his duties and abolishing the office of county auditor in said counties" by changing the amount at which contracts must be advertised

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section ten of an act approved the twenty-seventh day of June one thousand eight hundred and ninety-five (Pamphlet Laws four hundred and three)) entitled "An act creating the office of county controller in counties of this Commonwealth containing one hundred and fifty thousand inhabitants and over prescribing his duties and abolishing the office of county auditor in said counties" is hereby amended to read as follows

Section 10 That from and after the passage of this act all contracts made by the commissioners of said county involving an expenditure exceeding one hundred dollars shall be in writing and shall immediately after their execution be filed with the controller but no contract shall be made nor the payment thereof certified by the controller for over five hundred dollars unless when made with the lowest and best bidder after due notice to be published by the controller when directed by the commisioners if he approve the purpose of the proposals invited all bids to be received by the controller under seal and to be in his presence opened by the commissioners and the contracts awarded of which awards the controller shall keep a record and he shall certify no warrants for contracts not made agreeably thereto

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to th scond reading and consideration of House Bill No. 250 entitled:

An Act concerning counties and county officers and revising amending and consolidating the law relating thereto.

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That this act shall be known and may be sited as "The General County Act"

On the question,

Will the House agree to the section?

## BILL RECOMMITTED.

Mr. WHITEHOUSE. Mr. Speaker, I move that this bill be recommitted to the Committee on Counties and Townships.

Mr. ASTON. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON FIRST READING.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 193, entitled:

An Act to validate acts done by corporations before the recording of their charters.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 194, entitled:

An Act to further amend section three of an act approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" as amended by providing that the vote shall be counted by the Court of Quarter Sessions

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 144, entitled:

An Act to amend section two of the act approved the twenty-fourth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred and ninety-seven) entitled "An act authorizing the establishment of contagious disease hospitals in the several counties of the Commonwealth to be constructed and maintained out of county funds" by removing the restrictions as to location

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 45 entitled:

An Act to amend section fifty-seven of the act approved the twenty-third day of May one thousand eight hundred and seventy-four (Pamphlet Laws two hundred and thirty) entitled "An act dividing the cities of this state into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offenses in all of said cities and providing for the incorporation and government of cities of the third class" providing for the acceptance of said act by certain cities of the third class providing for the election of certain city officers and members of city council in such cities and fixing the time when the terms of members of councils and certain city officers then in office shall cease and be terminated

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

## RECESS.

The SPEAKER. If there is no objection the Chair will declare a recess until 4.30 o'clock this afternoon.

Whereupon, at 12.05 o'clock P. M., the House took a recess until 4.30 o'clock P. M.

## AFTER RECESS.

The House reconvened at 4.30 o'clock P. M.

The SPEAKER (Thomas Bluett) in the Chair.

## COMMUNICATION FROM THE GOVERNOR.

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

### APPROVAL OF RESOLUTION

Commonwealth of Pennsylvania,
Governor's Office, February 3, 1925.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: I have the honor to inform you that I have this day approved and signed the following:

Resolution of the House and Senate requesting Congress to adopt legislation which will provide for retirement privileges for disabled emergency officers of the army under the same conditions now provided by law for officers of the regular army insofar as regards physical disability in line of duty.

Resolution of the House and Senate recording the opposition of the Commonwealth to pending legislation in Congress which would legalize the Sanitary District of Chicago in drawing from Lake Michigan more water than was allowed by the original permit of the Secretary of War, etc.

GIFFORD PINCHOT.

## REPORT OF THE TRI-STATE DELAWARE RIVER COMPACT

The Speaker laid before the House the report of the Tri-State Delaware River Compact authorized under the Act of May 24, 1923. (For report see Appendix).

Mr. F. A. BELL, from the Committee on Military, reported as committed House Bill No. 304, entitled.

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania, by adding thereto section seventeen.

Mr. NEELY, from the Committee on Judiciary General, reported as committed House Bill No. 15, entitled

An Act to amend section four of an act approved the nineteenth day of May, one thousand eight hundred and ninety-seven, (P. L. 67), entitled "An act regulating the practice, bail, costs and fees on appeals to the Supreme Court and Superior Court," as amended, fixing the time within which appeals may be allowed.

Mr. EDE, from the Committee on Corporations, reported as committed House Bill No. 490, entitled

An Act to validate acts done and contracts, conveyances, transfers and mortgages made to or by any corporation of the first class created or intended to be created by decree of the Courts of Common Pleas granting a charter where the applicants for incorporation had failed to register its proposed name as required by law, and to validate charters of corporations of the first class granted since the sixteenth day of May, one thousand nine hundred and twenty-three, where there was a failure to register the name or title of the proposed corporation at the time of filing its application for a charter as required by law; providing for the subsequent filing of such registration, and providing for the amendment of names or titles of such corporations in certain cases.

Mr. BICKETT, from the Committee on Municipal Corporations, reported as committed House Bill No. 308, entitled

An Act providing that territory annexed to any city of the second class shall constitute a part of the poor district of such city of the second class, or of the poor district of which said city is a part.

Mrs. TRESCHER, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 220, entitled

A Supplement to the act approved the twenty-fourth day of May, one thousand nine hundred and seventeen, (P. L. 297), entitled, "An act authorizing the establishment of contagious disease hospitals in the several counties of the Commonwealth, to be constructed and maintained out of county funds;" providing for the establishment and maintenance of contagious disease hospitals by two or more counties jointly.

Mr. ADAM, from the Committee on Military, reported as committed, House Bill No. 266, entitled

An Act to amend section one of an act approved the seventeenth day of July, one thousand nine hundred and nineteen, (P. L. 1021), entitled "An act to exempt from taxation public property used for public purposes, actual places of religious worship, places of burial not used or held for private or corporate profit, and institutions of purely public charity, and repealing prior acts relating thereto," as amended; by extending the provisions thereof to property owned, occupied and used by any branch, post or camp of honorably discharged soldiers, sailors and marines, and discharging certain taxes.

Mr. GREENSTEIN, from the Committee on Judiciary eral, reported as committed, House Bill No. 421, entitled

An Act making it unlawful to bribe or attempt to bribe any professional baseball player, boxer or wrestler, and for such player, boxer or wrestler to accept, agree to accept, or solicit bribes.

Mr. POSEY, from the Committee on Municipal Corporations, reported as committed, House Bill No. 366, entitled

An Act amending clause forty-six of section three of Article five of an act approved the twenty-seventh day of June, one thousand nine hundred and thirteen, (P. L. 568), entitled "An act providing for the incorporation, regulation, and government of cities of the third class; regulating nomination and election of municipal officers therein; and repealing, consolidating, and extending existing laws in relation thereto," as amended, so as to provide that the cities of said class shall have the right to exercise the powers and authority of local self-government in all municipal affairs.

Mr. BUSH, from the Committee on Military, reported as committed House Bill No. 303, entitled

An Act to amend sections two and nine, to repeal section ten, to amend section sixteen and section twenty-two as amended, sections twenty-three, thirty-one, section thirty-two as amended, section fifty-two, section fifty-four as amended, section fifty-seven as amended, and section sixty-five of an act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 869), entitled "An Act providing for the organization, government, discipline, maintenance, and regulation of the armed land forces of this Commonwealth."

Mr. DRUMBOR, from the Committee on Judiciary Special, reported as committed House Bill No. 82, entitled

An Act amending sections one and two of an act approved the twelfth day of May, one thousand nine hundred and twenty-one, (P. L. 548), entitled "An act providing for the depositing of money with the clerk of the several courts of quarter sessions and oyer and terminer or other courts of record having jurisdiction in this Commonwealth, in lieu of bail and recognizances with surety or sureties, in criminal or quasi criminal prosecution, desertion or non-support and surety of the peace cases, pending in said courts, and fixing the fees of the said clerk of the courts;" providing for the depositing of cash bill by others than defendants.

## RESOLUTION

### RELATIVE TO IMPROVEMENT OF THE ALLEGHENY RIVER.

Mr. ARMSTRONG asked and obtained unanimous consent to offer a resolution, which was twice read, considered and adopted as follows:

In the House of Representatives, February 3rd, 1925.

Whereas, The Congress of the United States has by several acts of said Congress duly approved by the President of the United State, adopted a project for the improvement of the Allegheny River, and

Whereas, Said improvement has been delayed many years because the bridges across said river in the City of Pittsburgh obstructed navigation; and

Whereas, The Commissioners of Allegheny County have recently executed firm contracts for the rebuilding of said bridges so that they shall no longer obstruct navigation on said river; therefore be it

Resolved (if the Senate concur), That the General Assembly of the Commonwealth of Pennsylvania does hereby request and urge the Secretary of War to allocate for the improvement of the Allegheny River, as authorized by law, an amount from the lump sum appropriated by the 68th Congress for the improvement of rivers and harbors, sufficient to complete Dams Nos. 4 and 5 on said river, and to make additional allocations of funds from year to year until the project for the improvement of said river as adopted by the Congress of the United States shall be fully completed.

Resolved, That copies of this resolution be forwarded by the Secretary of the Commonwealth to the Secretary of War, and to the Chief of Engineers, Washington, D. C., and to the United States District Engineer at Pittsburgh, Pa.

Ordered, That the Clerk present the same to the Senate for concurrence.

## LEAVES OF ABSENCE.

Mr. F. A. Bell asked and obtained leave of absence for

Mr. LORENZO D. THOMAS.

## SENATE MESSAGE.

### SENATE BILLS FOR CONCURRENCE.

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL NO. 20. (HOUSE BILL NO. 571.)

An Act providing for the preparation or acquisition and preservation in the office of the county commissioners of each county of the names and records of all soldiers sailors marines and war nurses who served in the military and naval forces of the United State during the World War.

Referred to the Committee on Judiciary General.

SENATE BILL NO. 49. (HOUSE BILL NO. 572.)

An Act providing for the presentation of libels in divorce to the several courts of common pleas and the awarding of subpoenas thereon.

Referred to the Committee on Judiciary General.

SENATE BILL NO. 52. (HOUSE BILL NO. 573.)

An Act making an appropriation to the Department of Highways to carry into effect the provisions of the act approved the eleventh day of July one thousand nine hundred twenty-three (Pamphlet Laws one thousand and seventy) entitled "An act empowering the State Highway Department to rebuild certain intercounty bridges located on the routes of State Highways which bridges cross rivers and have been heretofore destroyed by fire and making an appropriation."

Referred to the Committee on Public Roads.

SENATE BILL NO. 54. (HOUSE BILL NO. 574.)

An Act validating certain proceedings of counties cities boroughs townships school districts and other incorporated districts or municipalities had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance to such proceedings.

Referred to the Committee on Judiciary General.

SENATE BILL No. 94. (HOUSE BILL No. 575).

An Act to validate the obligations of school districts issued prior to January first, one thousand nine hundred and twenty-four, pursuant to section five hundred and eight of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof, proyidning revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith," and its amendments, notwithstanding that said obligations were not issued under the seal of the district if any were not properly attested by the president and secretary of the board of directors of such district and that the incurring of said indebtedness and the issuing of obligations therefor were not first authorized by not less than two-thirds of the members of the board of school directors and that no provision for the payment of the same from the current revenue of said district was made.

Referred to the Committee on Judiciary General.

SENATE BILL No. 98. (HOUSE BILL No. 576).

An Act to further amend section one of the act approved the eighth day of June, one thousand nine hundred and fifteen (Pamphlet Laws nine hundred and fifteen) entitled "An act to fix the salaries of the deputies in the offices of the clerk of the courts, county controller, rocorder of deeds, county treasurers, chief deputy sheriff and chief clerk to the county commissioners in counties of this Commonwealth having over two hundred and fifty thousand population and less than four hundred thousand population," as amended by providing that the deputy prothonotary in counties of the third class shall receive the same salary paid other deputies in such county.

Referred to the Committee on Judiciary General.

SENATE BILL No. 99. (HOUSE BILL No. 577).

An Act to amend sections two and six of the act approved the fourteenth day of May, one thousand nine hundred and fifteen (Pamphlet Laws four hundred and eighty-three) entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass except actions for libel and slander prescribing the pleadings and procedure to be observed therein, and giving the courts power to enforce its provisions.

Referred to the Committee on Judiciary General.

SENATE BILL NO. 109. (HOUSE BILL NO. 578.)

An Act validating certain proceedings and elections of counties, cities, boroughs, townships, school districts and other incorporated districts or municipalities had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for hte illegal increase thereof" and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance to such proceedings and elections.

Referred to the Committee on Judiciary General.

SENATE BILL NO. 110. (HOUSE BILL NO. 579.)

An Act to amend an act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred and sixty-seven) entitled "An act authorizing and empowering the district attorneys of each county to organize themselves into a State association for the purpose of holding meetings and providing for the payment of the expenses thereof and of the district attorneys attending by the several counties.

Referred to the Committee on Judiciary General.

SENATE BILL NO. 133. (HOUSE BILL NO. 580.)

An Act to amend section one thousand and six of the act approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general, special or local or any parts thereof that are or may be inconsistent therewith" requiring the Superintendent of Public Instruction to send to every school director a copy of each new edition of the School Code..

Referred to the Committee on Education.

## BILL RE-REFERRED.

Mr. GREENSTEIN returned from the committee on Judiciary General, with recommendation that it be re-referred to the Committee on Judiciary Special, House Bill No. 43, entitled

An Act to amend section five of the act approved the first day of July, one thousand nine hundred and nineteen, (P. L. 708), entitled "An act to fix the salaries of the judges of the Supreme Court, the judges of the Superior Court, the judges of the courts of common pleas, and the judges of the orphans' courts" by providing increased salaries for judges of the courts of common pleas having a separate judicial district to which another county is attached.

The SPEAKER. The bill is now re-referred to the Committee on Judiciary Special.

## ANNOUNCEMENT BY THE SPEAKER.

The SPEAKER. The Chair desires to announce that he thinks it is advisable that we have a short session tomorrow morning, beginning as early as possible, say at 10.30 o'clock, so we can advance the calendar and get down to real work.

## ADJOURNMENT.

Mr. CRAIG. Mr. Speaker, I move that the House do now adjourn.

The motion was agreed to, and (at 4.50 o'clock P. M.) the House adjourned until tomorrow morning at 10.30 o'clock.

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal.

Session 1925 — 126th of the General Assembly

Vol. 8. HARRISBURG, PA., WEDNESDAY, FEBRUARY 4, 1925. No. 8.

## SENATE

WEDNESDAY, February 4th, 1925.

The Senate met at 10.30 o'clock A. M.

The PRESIDENT PRO TEMPORE (Mr. John G. Homsher) in the Chair.

### PRAYER.

The Chaplain, Rev. Edward S. Ninde, offered the following prayer:

O Lord, We thank thee for the refreshing sleep of the past night and for this new day of privilege and opportunity. Forbid that we should pass through life in a narrow selfish spirit, thinking merely of our own pleasure and comfort, forgetful of Thee and of our fellow men. We are in the midst of a world of sorrow and trouble and burden, of wrong and injustice. May we be lifters of burdens, may we bring joy into darkened lives and may we do our part in establishing truth and justice. May we do our best in helping to make this a better world, so that when life on earth is ended we shall feel that we have not lived in vain. May this be the animating spirit all through this new day.

For Jesus sake, Amen.

### JOURNAL APPROVED.

The PRESIDENT—A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when on motion of Mr. BUCKMAN, the further reading was dispensed with, and the Journal was approved.

### REPORTS FROM COMMITTEES.

Mr. MacDADE, from the Committee on Judiciary General, reported as committed, Senate Bill No. 230, entitled:

An Act to ratify and adopt a compact negotiated by Commissioners designated by the Governor under a law of the Commonwealth of Pennsylvania with Commissioners duly authorized thereto by the States of New York and New Jersey, for the regulation of the flow of the Delaware River, the conservation of the water resources of the Delaware Basin, the apportionment thereof among the said States for domestic and municipal supply, and the utilization thereof for power and other beneficial uses.

Mr. SONES, from the Committee on Public Roads and Highways, reported as committed, Senate Bill No. 199, entitled:

An Act making it unlawful to drive over certain interstate bridges with loads of excessive weight, and inflicting penalties.

Mr. GELDER, from the Committee on Public Health and Sanitation, reported as committed, Senate Bill No. 165, entitled:

An Act authorizing counties to engage in health work and to appropriate monies for such purposes.

Mr. GRISWOLD, from the Committee on Public Roads and Highways, reported as committed, Senate Bill No. 182, entitled:

An Act establishing certain public roads as State highways and providing for their construction and maintenance at the expense of the Commonwealth.

Mr. BARR, from the Committee on Public Roads and Highways, reported as committed, Senate Bill No. 198, entitled:

An Act to amend section two of the Act approved the eighth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred and forty-eight) entitled "An act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll bridges over the Delaware River" as amended.

Also from the Committee on Judiciary General, reported as committed, Senate Bill No. 209, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania, by adding thereto section seventeen.

### BILLS INTRODUCED.

Mr. DERRICK read in his place and presented to the Chair Senate Bill No. 233, entitled:

An Act to establish as a State Highway a certain section of public road in the county of Bedford.

Which was committed to the Committee on Public Roads and Highways.

Mr. STEELE read in his place and presented to the Chair Senate Bill No. 234, entitled:

An Act to establish as a State Highway a certain section of public road in the county of Northumberland.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 235, entitled:

An Act to establish as a State Highway a certain section of public road in the county of Snyder.

Which was committed to the Committee on Public Roads and Highways.

Mr. BONBRAKE read in his place and presented to the Chair Senate Bill No. 236, entitled:

An act Authorizing the Department of Forests and Waters to accept gifts, donations or contributions under certain circumstances and providing for the use of such gifts.

Which was committed to the Committee on Forestry.

Also read in his place and presented to the Chair Senate Bill No. 237, entitled:

An act to repeal an act approved the eighteenth day of April, one thousand seven hundred and ninety-four, (3 Sm. L. 139), entitled "An act to prevent the damages which may happen by firing of woods."

Which was committed to the Committee on Forestry.

Also read in his place and presented to the Chair Senate Bill No. 238, entitled:

An act to repeal an act approved the ninth day of April, one thousand eight hundred and sixty-nine, (P. L. 786), entitled "An act to prevent the firing of mountain and other wild lands in the county of Union."

Which was committed to the Committee on Forestry.

Also read in his place and presented to the Chair Senate Bill No. 239, entitled:

An act to repeal an act approved the second day of June, one thousand eight hundred and seventy, (P. L. 1316), entitled "An act to protect timber lands from fire."

Which was committed to the Committee on Forestry.

Also read in his place and presented to the Chair Senate Bill No. 240, entitled:

An act to repeal an act approved the fifteenth day of July, one thousand eight hundred and ninety-seven, (P. L. 295), entitled "An act to amend the first section of an act, entitled 'An act to protect timber lands from fire,' approved the second day of June, Anno Domini one thousand eight hundred and seventy, providing for a penalty in case of the failure of county commissioners to comply with the terms of said act, after demand made upon them by the Commissioner of Forestry, and providing for the Commonwealth bearing part of the expenses incurred under said act."

Which was committed to the Committee on Forestry.

Also read in his place and presented to the Chair Senate Bill No. 241, entitled:

An act to repeal an act approved the twenty-second day of March, one thousand eight hundred and ninety-nine, (P. L. 17), entitled "An act making constables of townships and boroughs ex-officio fire, game and fish wardens, prescribing their power and duties, fixing their fees as wardens, and prescribing their punishment for failure to perform their duties."

Which was committed to the Committee on Forestry.

Also read in his place and presented to the Chair Senate Bill No. 242, entitled:

An act to repeal an act approved the second day of May, one thousand nine hundred and one, (P. L. 119), entitled "An act for the better protection of timber lands against fire, and providing for the expenses of the same, and directing what shall be done with the fines collected and costs paid."

Which was committed to the Committee on Forestry.

Also read in his place and presented to the Chair Senate Bill No. 243, entitled:

An act to repeal section one of an act approved the fifth day of May, one thousand nine hundred and eleven, (P. L. 163), entitled "An act to protect the State Forest Reserves, and providing punishment for the violation thereof."

Which was committed to the Committee on Forestry.

Also read in his place and presented to the Chair Senate Bill No. 244, entitled:

An act to repeal section one of an act approved the ninth day of June, one thousand nine hundred and eleven, (P. L. 861), entitled "An act to protect trees and woodlands, and providing punishment for the violation thereof."

Which was committed to the Committee on Forestry.

Also read in his place and presented to the Chair Senate Bill No. 245, entitled:

An act to repeal an act approved the fourth day of June, one thousand nine hundred and fifteen, (P. L. 815), entitled "An act to permit the Department of Forestry to enter into co-operative agreements with county, township, municipal, and private agencies for the prevention and suppression of forest fires, and providing a method of payment of the expenses arising thereunder.

Which was committed to the Committee on Forestry.

Mr. SONES read in his place and presented to the Chair Senate Bill No. 246, entitled:

An act to amend section two of an act approved the twentieth day of June, one thousand nine hundred and nineteen, (P. L. 521), entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," as amended.

Which was committed to the Committee on Finance.

Mr. NORTH read in his place and presented to the Chair Senate Bill No. 247, entitled:

A Joint Resolution proposing an amendment to article eight, section one, of the Constitution of the Commonwealth of Pennsylvania.

Which was committed to the Committee on Elections.

## TIME OF NEXT MEETING.

Mrs. VARE offered the following resolution, which was twice read, considered and agreed to:

In the Senate, Wednesday, February 4, 1925.

Resolved (if the House of Representatives concur), That when the Legislature adjourns today it reconvene on Monday evening, February 9th, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

## NOMINATIONS BY THE GOVERNOR.

The Secretary to the Governor being introduced presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

### NOTARIES PUBLIC.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 4, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following

named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation:

ALLEGHENY COUNTY.

Allan B. Angney, Pittsburgh, 705 Peoples Bank Bldg., February 3, 1925.

ARMSTRONG COUNTY.

W. B. Ryan, Leechburg, February 19, 1925.

DAUPHIN COUNTY.

Charles H. Linde, Harrisburg, February 19, 1925.

GREENE COUNTY.

George W. Ames, Waynesburg, February 19, 1925.

LANCASTER COUNTY.

George T. Hambright, Lancaster, February 19, 1925.

NORTHUMBERLAND COUNTY.

Alfred Diehl, Watsontown, February 19, 1925.

PHILADELPHIA COUNTY.

Max Lemke, 328 Fairmount Ave., Philadelphia, February 19, 1925.

Miss Anna T. Lynch, Philadelphia, 516 Packard Bldg., February 19, 1925.

Hugh A. MacMullan, Lansdowne, February 19, 1925.

Charles H. Moore, 46 N. 62nd St., Philadelphia, January 31, 1925.

SCHUYLKILL COUNTY.

Wellington Stuber, Cressona, February 1, 1925.

SNYDER COUNTY.

C. A. Baker, McClure, February 19, 1925.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 4, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation:

ALLEGHENY COUNTY.

Miss Helen St. Peter, 552 Neville St., Pittsburgh.

ARMSTRONG COUNTY.

T. J. Elwood, Jr., Leechburg.

LUZERNE COUNTY.

Miss Josepha Kutzki, Nanticoke.

PHILADELPHIA COUNTY.

James Campbell, 7216 Spruce St., Upper Darby, Phila.
Archie L. Evans, 112 N. 18th St., Philadelphia.
George F. Garber, 501 N. Vodges St., Philadelphia.
John W. Harris, Jr., 906 S. 19th St., Philadelphia.
Charles S. Knee, 135 S. 49th St., Philadelphia.
Robert L. Thornton, 5928 N. 5th St., Philadelphia.

GIFFORD PINCHOT.

## EXECUTIVE SESSION.

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38, which requires reports of committees on nominations made by the Governor to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at to-day's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—36

| | | | |
|---|---|---|---|
| Aron, | Davis, | MacDade, | Schantz, |
| Barr, | Derrick, | Mansfield, | Snyder, |
| Baumer, | DeWitt, | McNichol, | Sones, |
| Betts, | Earnest, | Miller, | Steele, |
| Bonbrake, | Gelder, | North, | Vare, |
| Brown, | Griswold, | Norton, | Weingartner, |
| Buckman, | Heaton, | Painter, | Woodward, |
| Coyne, | Joyce, | Patton, | Homsher, |
| Culbertson, | Krause, | Quigley, | Pres. Pro Tem. |
| Daix, | | | |

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. BUCKMAN. Mr. President, I move that the Executive Session do now rise.

Mr. SCHANTZ. Mr. President, I second the motion.

The motion was agreed to.

## RESOLUTION RELATIVE TO IMPROVEMENT OF ALLEGHENY RIVER.

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the House of Representatices, which was twice read as follows:

In the House of Representatives, February 3rd, 1925.

Whereas, The Congress of the United States has, by several acts of said Congress duly approved by the President of the United States, adopted a project for the improvement of the Allegheny River, and

Whereas, Said improvement has been delayed many years because the bridges across said river in the City of Pittsburgh obstructed navigation; and

Whereas, The Commissioners of Allegheny County have recently executed firm contracts for the rebuilding of said bridges so that they shall no longer obstruct navigation on said river; therefore be it

Resolved (if the Senate concur), That the General Assembly of the Commonwealth of Pennsylvania does hereby request and urge the Secretary of War to allocate for the improvement of the Allegheny River, as authorized by law, an amount from the lump sum appropriated by the 68th Congress for the improvement of rivers and harbors, sufficient to complete Dams Nos. 4 and 5 on said river, and to make additional allocations of funds from year to year until the project for the improvement of said river as adopted by the Congress of the United States shall be fully completed.

Resolved, That copies of this resolution be forwarded by the Secretary of the Commonwealth to the Secretary of War, and to the Chief of Engineers, Washington, D. C., and to the United States District Engineer at Pittsburgh, Pa.

Mr. BARR. Mr. President, I move that Rule 39, which requires concurrent resolutions to be referred to an appropriate committee be suspended and that the Senate do now proceed to the immediate consideration of the resolution just read.

Mr. SNYDER. Mr. President, I second the motion.

The motion was agreed to.

On the question,

Will the Senate agree to the resolutions?

Mr. BARR. Mr. President, I move to amend the resolution by adding thereto the following:

"Be it Further Resolved, That the Secretary of the Commonwealth be instructed to send a copy of this Resolution to the two United States Senators and to all Congressmen from Pennsylvania".

Mr. SNYDER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the resolution as amended?

It was agreed to.

On the question,

Will the Senate agree to the resolution as amended?

It was agreed to.

Ordered, That the Clerk return the same to the House of Representatives, with the information that the Senate has passed the resolution with amendments, in which the concurrence of the House is requested.

## BILL ON FINAL PASSAGE.

Agreeably to order,

The Senate resumed consideration of Senate Bill No. 47, as follows:

An Act regulating the sale of oysters at retail

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be unlawful for any person copartnership association or corporation or his her or its servants agents or employees to sell oysters at retail in any manner whatsoever except by numerical count Provided however that this act shall not apply to oysters sold at retail when in unopened sealed original containers in which they are shipped in interstate commerce

Section 2 Any person copartnership association or corporation violating any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than twenty-five ($25) dollars nor more than one hundred ($100) dollars or in the case of individuals to undergo an imprisonment of not less than thirty (30) days nor more than sixty (60) days or both

Section 3 The Department of Agriculture shall be charged with the enforcement of this act

Section 4 All fines imposed and recovered for the violation of any of the provisions of this act shall be paid to the Department of Agriculture or its agent and when so collected and paid shall thereafter be by the Department of Agriculture paid into the State Treasury for the use of the Commonwealth

Section 5 All acts and parts of acts inconsistent with this act are hereby repealed

Section 6 This act shall take effect and be in force sixty days after the date of its approval

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—24.

| | | | |
|---|---|---|---|
| Barr, | Derrick, | Miller, | Sones, |
| Bonbrake, | Earnest, | North, | Steele, |
| Brown, | Gelder, | Painter, | Vare, |
| Buckman, | Heaton, | Patton, | Weingartner, |
| Culbertson, | Joyce, | Schantz, | Homsher, |
| Daix, | MacDade, | Snyder, | Pres. Pro Tem. |
| Davis, | | | |

NAYS—3.

| | | |
|---|---|---|
| Baumer, | Betts, | Griswold, |

Less than a majority of all the Senators having voted "aye" the question was determined in the negative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 1, as follows:

An Act authorizing the issue and sale of bonds to the amount of fifty millions of dollars by the Commonwealth of Pennsylvania, defining the powers and duties of the Governor, the Auditor General, and the State Treasurer in relation thereto; making an appropriation of the proceeds of such bonds for the purpose of improving and rebuilding the highways of the Commonwealth; providing for the payment of the interest on, and the redemption of such bonds by the Board of Finance and Revenue, and for the sale and registration of said bonds and making an appropriation to carry out the provisions of this act.

POWER TO BORROW MONEY

Section 1. Be it enacted by the Senate and the House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same; That in accordance with the provisions of Section four, Article nine, of the Constitution of the Commonwealth of Pennsylvania as amended the sixth day of November one thousand nine hundred twenty-three, the Governor the Auditor General the State Treasurer on behalf of the Commonwealth of Pennsylvania are hereby authorized to borrow from time to time on the credit of the Commonwealth of Pennsylvania for the purpose of improving and rebuilding the highways of the Commonwealth a sum or sums of money not exceeding in the aggregate fifty millions of dollars which sum or sums shall be in addition to any moneys heretofore borrowed under the provisions of the act of April eighteenth one thousand nine hundred and nineteen (Pamphlet Laws sixty-two), entitled "An act authorizing the issue and sale of bonds to the amount of fifty millions of dollars, by the Commonwealth of Pennsylvania defining the powers and duties of the Governor the Auditor General and the State Treasurer in relation thereto making an appropriation of the proceeds of such bonds for the purpose of improving and rebuilding the highways of the Commonwealth providing for the payment of interest on and the redemption of such bonds by the Sinking Fund Commission and making an appropriation to carry out the provisions of this act."

BOND ISSUES MATURITY INTEREST ET CETERA

Section 2 (a) As evidence of the indebtedness herein authorized bonds of the Commonwealth of Pennsylvania shall be issued from time to time for such total amounts in such form in such denominations and subject to such terms and conditions of issue redemption and maturity not to exceed thirty years rate of interest not to exceed four and one-half per centum per annum and time of payment of interest as the Governor the Auditor General and the State Treasurer shall direct

(b) All bonds issued under the authority of this act shall bear the facsimile signatures of the Governor the Auditor General and the State Treasurer and a facsimile of the great seal of the Commonwealth of Pennsylvania and shall be countersigned by two duly authorized officers of the duly authorized loan and transfer agent of the Commonwealth

(c) The principal and interest of such bonds shall be payable in lawful money of the United States All bonds issued under the provisions of this act shall be exempt from taxation for state and local purposes

(d) Such bonds may be issued with or without interest coupons attached In case interest coupons are attached they shall contain facsimile signatures of the State Treasurer and the Auditor General

The Governor the Auditor General and the State Treasurer shall proceed to have the necessary bonds prepared and printed The bonds as soon as they are prepared and printed shall be forthwith deposited with the duly authorized loan and transfer agent of the Commonwealth there to remain until sold in accordance with the provisions of this act

SALE OF BONDS

Section 3 Whenever bonds are issued as provided by this act they shall be offered for sale at not less than par and interest and shall be sold by the Governor the Auditor General and the State Treasurer to the highest and best bidder or bidders after due public advertisement on such terms and conditions and upon such open competitive bidding as the Governor the Auditor General and the State Treasurer shall direct The manner and character of such advertisement and the times of advertising shall be prescribed by the said officers

Any portion of any bond issue so offered and not sold or subscribed for may be disposed of by private sale by the Governor the Auditor General and the State Treasurer in such manner and at such prices not less than par and accrued interest as the said officers shall determine. No commission shall be allowed or paid for the sale of any bonds issued under the authority of this act

DISPOSITION AND USE OF PROCEEDS APPROPRIATIONS

Section 4. The proceeds realized from the sale of bonds under the provisions of this act shall be paid into the State Treasury and shall be set apart and be kept in a separate fund which shall be known as "The State Bond Road Fund"

All moneys in the State Bond Road Fund from time to time are hereby specifically appropriated to the Department of Highways for the purpose of improving and rebuilding the Highways of the Commonwealth

The Auditor General shall upon requisition from time to time of the Secretary of Highways draw his warrant upon the State Treasury for the amounts specified in such requisitions not exceeding however the amount in such fund at the time of making such requisitions

DEPOSITS WITH STATE DEPOSITORIES

Section 5. The State Treasurer with the approval of the Governor and the Auditor General is authorized to deposit any of the moneys in the State Road Bond Fund not requisitioned by the Secretary of Highways in any of the qualified state depositories of the Commonwealth All such deposits shall be secured in such manner and shall be made upon such terms and conditions as are now provided for by existing law relative to state depositories

REGISTRATION OF BONDS

Section 6 The Auditor General shall prepare the necessary registry books to be kept in the office of the duly authorized loan and transfer agent of the Commonwealth for the registration of any bonds at the request of owners thereof All bonds which are issued without interest coupons attached shall be registered in the registry books kept by the duly auhorized loan and transfer agent of the Commonwealth

INFORMATION TO GENERAL ASSEMBLY

Section 7 It shall be the duty of the Governor during the biennial sessions of the General Assembly to give to the General Assembly full information in relation to the issuing of bonds for the purpose of improving and rebuilding the highways of the Commonwealth under the provisions of this act to enable the General Assembly to provide by appropriation the moneys necessary for the sinking fund of the Commonwealth for the payment of the interest of said funds and the principal thereof at maturity

The Auditor General shall also give to each General Assembly a statement of the compensation due the duly authorized loan and transfer agent of the Commonwealth for its service payment of which shall be made by appropriation on a basis to be fixed by the Governor the Auditor General and the State Treasurer but not to exceed thirty cents per one thousand dollars for the original certification and registration and after the original issuance and sale of such bonds by the Commonwealth the duly authorized loan and transfer agent of the Commonwealth shall receive as compensation for the transfer and registration thirty cents per one thousand dollars of bonds so transferred and registered in any one year

SINKING FUND INVESTMENTS REDEMPTION OF BONDS

Section 8 All bonds issued under the authority of this act shall be redeemed at maturity and all interest due from time to time on such bonds shall be paid by the Board of Finance and Revenue of the Treasury Department of the Commonwealth For the specific purposes of redeeming said bonds at maturity and paying all interest thereon and in accordance with the information received from the Governor as provided in section seven of this act the General Assembly shall biennially appropriate out of the Motor License Fund the moneys necessary for the payment of the interest on said bonds and the principal thereof at maturity Provided however that if at any time the said Motor License Fund shall be abolished or if at any time the amount in said Motor License Fund shall be in-sufficient to enable the General Assembly to make the appropriation required by this act out of said Motor License Fund the General Assembly shall make such appropriation out of any other available fund or funds in the State Treasury All moneys so appropriated shall be paid into the sinking fund by the State Treasurer and all such moneys not necessary to pay accruing interest shall be invested by the Board of Finance and Revenue in such securities as are provided by law for the investment of the sinking funds of the Commonwealth

The investments and moneys and the accumulations thereon in the sinking fund shall be devoted to and be used exclusively for the payment of the interest accruing on such bonds and their redemption at maturity Provided however That the Board of Finance and Revenue is authorized at any time to use any of such funds for the purchase and retirement at not more than par of all or any part of the bonds issued under the authority of this act In the event that all or any part of said bonds shall be purchased by the Board of Finance and Revenue they shall be cancelled and returned unto the State Treasurer as cancelled and paid bonds and thereafter all payments of interest thereon shall cease and the cancelled bonds and coupons shall be destroyed within two years after cancellation in the presence of the Governor the Auditor General and the State Treasurer and a certificate evidencing the destruction satisfactory to the duly authorized loan and transfer agent of the Commonwealth shall be furnished to it. All cancelled bonds and coupons shall be so marked as to make the cancelled bonds and coupons non-negotiable.

REPORT OF STATE TREASURER

Section 9 The State Treasurer shall in his report furnish to each General Assembly and so long as any bonds of the Commonwealth issued under the provisions of this act are outstanding a detailed statement of the total amount of bonds issued redeemed cancelled and destroyed and the total amount of the proceeds thereof used by the Department of Highways for the purpose of improving and rebuilding the highways of the Commonwealth

APPROPRIATIONS

Section 10 In order to defray all necessary expenses including printing engraving and advertising connected with the issuance of bonds authorized by the provisions of this act the sum of fifty thousand dollars ($50,000) or so much thereof as may be necessary is hereby specifically appropriated out of any moneys in the fund created by section twelve of the act of June thirtieth one thousand nine hundred and nineteen (Pamphlet Laws six hundred seventy-eight) entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by or trailing after motor vehicles requiring the registration of the same and the licensing of all operators thereof providing the fees therefor and the disposition of such fees prohibiting the unauthorized use of and tampering with motor vehicles limiting and defining the powers of cities boroughs incorporated towns townships and counties as to the regulation of the use and equipment of motor vehicles and the taxing registration or licensing thereof imposing certain duties on the State Highway Commissioner and on proprietors of public garages providing procedure and penalties for violations thereof and the disposition of fines collected and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicles" and the amendments thereto Pay-

ments from said appropriation shall be made on order of the Governor by warrant of the Auditor General on the State Treasurer

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—27.

| | | | |
|---|---|---|---|
| Barr, | Daix, | Joyce, | Snyder, |
| Baumer, | Davis, | MacDade, | Sones, |
| Betts, | Derrick, | Miller, | Steele. |
| Bonbrake, | Earnest, | North, | Vare, |
| Brown, | Gelder, | Painter, | Weingartner, |
| Buckman, | Griswold, | Patton, | Homsher, |
| Culbertson, | Heaton, | Schantz. | Pres. Pro Tem. |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affimative.

Ordered, That the Clerk persent said bill to the House of Representatives for concurrence.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 15, as follows:

An Act for the protection of public health by regulating the serving of milk for drinking purposes to patrons of hotels restaurants lunch rooms fountains and dining cars and the sale of milk at retail and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be unlawful for the owner or lessee of any hotel restaurant lunch room fountain or dining car or his her or its agents servants or employes to sell or serve milk for drinking purposes to his her or its patrons or for any person to sell milk at retail unless such milk is served and sold in the original bottle or similar original container

It shall be unlawful hereafter to serve milk to the patrons of any hotel restaurant lunch room fountain or dining car by the glass from bulk

It shall be unlawful for the owner or lessee of any hotel restaurant lunch room fountain or dining car or his her or its agents servants or employes to serve milk for drinking purposes to his her or its patrons unless said milk complies with the standards for milk fixed by the laws of the Commonwealth

Section 2 Any person who shall violate any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than twenty-five ($25) dollars nor more than fifty ($50) dollars or imprisonment for not less than thirty (30) days nor more than ninety (90) days or either or both at the discretion of the court

Section 3 Nothing contained in this act shall be construed to prevent or prohibit the owner or lessee of any hotel restaurant lunch room fountain or dining car or other person from purchasing milk in bulk for uses other than for serving patrons with milk for drinking purposes nor to prevent the sale and serving of cream skimmed milk or buttermilk from bulk if the same is pure and wholesome and is sold and served as cream skimmed milk or butter milk nor shall it prevent or prohibit the sale of mixed drinks at soda fountains

Section 4 The Department of Agriculture shall be charged with the enforcement of this act

Section 5 All fines imposed and recovered for violation of any of the provisions of this act shall be paid to the Department of Agriculture or its agent and when so collected and paid shall thereafter be by the Department of Agriculture paid into the State Treasury for the use of the Commonweatlh

Section 6 All acts and parts of acts inconsistent with this act are repealed

Section 7 This act shall take effect and be in force sixty days after the date of its approval

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 19, as follows:

An Act making incurable insanity a cause for divorce and providing procedure in such cases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in addition to the causes now provided for by law it shall be lawful for the courts of common pleas to grant a divorce from the bonds of matrimony to any libellant whose husband or wife is suffering with incurable insanity

Section 2 The courts of common pleas are invested with authority to receive a petition or libel for divorce alleging that the respondent named in the libel is suffering with incurable insanity and to provide for the service of the subpoena upon the committee of the insane person In case the insane person is without a committee the court is authorized to appoint a committee Ad Litem

Section 3 Upon the hearing of the case before the court a master or a jury the incurability of the insanity of the respondent shall be proved by expert and other testimony Provided however That if the respondent is an inmate of an asylum or institution for the insane at the time of the filing of the petition or libel and has been an inmate of an asylum or institution for the insane continuously for a period of ten years or more prior to the filing of the petition or libel proof of such fact shall be sufficient to establish the cause of incurable insanity

Section 4 In all case where a divorce is granted on the ground of incurable insanity the court granting such decree shall in connection therewith make snch order for the support of such incurable insane person by the person obtaining the divorce as the circumstances of the case shall warrant Except as in this act otherwise provided all proceedings for divorce on the grounds of incurable insanity shall be as now provided by law in other cases of divorce

Section 5 All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second realing and consideration of Senate Bill No. 32, as follows:

An Act to amend section six hundred and three of an act approved the seventeenth day of May nineteen hundred and twenty-one (Pamphlet Laws six hundred and eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and

repealing existing laws" as amended providing for the investment of the surplus of domestic stock casualty insurance companies

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section six hundred and three of the act of Assembly of the Commonwealth of Pennsylvania approved the seventeenth day of May nineteen hundred and twenty-one (Pamphlet Laws six hundred and eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" which was amended by an act approved the twenty-eighth day of June nineteen hundred and twenty-three (Pamphlet Laws eight hundred and eight-two) entitled "An act to amend section six hundred and three of an act approved the seventeenth day of May nineteen hundred and twenty-one (Pamphlet Laws six hundred and eighty-two) entitled 'An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws'" is hereby further amended to read as follows

Section 603 Investment of Surplus Restrictions—

Any money over and above the capital of any such stock casualty insurance company may be invested in the securities above enumerated or loaned upon the security of the same or in the stock or other evidence of indebtedness of any solvent dividend paying corporation created under the laws of this Commonwealth or of any other State of the United States or loaned upon the pledge of the same except its own stock or the stock of any other insurance company transacting like classes of business The current market value of such securities at the time of any loan thereon shall be at least fifteen per centum (15%) more than the sum loaned thereon No such insurance company shall invest any of its funds in any unincorporated business or enterprise nor in the stock or evidence of indebtedness of any corporation the owners or holders of which stock or evidence of indebtedness may in any event be or become liable on account thereof to any assessment except for taxes nor shall any of its funds be loaned on personal security Not more than one-fifth (1/5) of its capital shall be invested in a single mortgage [Except as hereinafter provided no such company shall hereafter invest in acquire or hold directly or indirectly more than ten per centum (10%) of the securities of any single company nor shall more than ten per centum of its assets be invested in the stock of any single company] No such company shall enter into any agreement to withhold from sale any of its property but the disposition of its property shall be at all times within the control of its board of directors or trustees If any investment or loan is made in a manner not authorized by this act the officers and directors making or authorizing the same shall be personally liable for any loss occasioned thereby

Any such stock casualty insurance company may invest in the capital stock and obligations of a corporation or corporations formed for the purpose of taking and holding title to real estate and erecting or maintaining thereon a building or buildings to be used in whole or in part for the accommodation and transaction of the business of such insurance company without being subject to the limitation [on the amount of such investment as] hereinbefore prescribed as to investment in the stock of a dividend paying corporation but no such insurance company shall invest more than fifty per centum (50%) of its capital and surplus in the stock and other obligations of any such corporation or corporations nor acquire and hold any of the stock or other obligations of any such corporation or corporations if the total amount of the capital and other obligations of such corporation or corporations exceeds in the aggregate fifty per centum (50%) of the capital and surplus of such insurance company without the written approval of the Insurance Commissioner

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 36, as follows:

An Act authorizing the employment of stenographers by the district attorneys of certain counties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act the district attorney of any county of the sixth class may employ a stenographer as an assistant in his office at a salary not to exceed twelve hundred dollars per year to be paid by the county in the same manner that other county officers and employes are paid

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 48, as follows:

An Act relating to fruit syrups and prohibiting the manufacture sale offering for sale exposing for sale or having in possession with intent to sell of any adulterated or misbranded fruit syrups and providing penalties for the violation thereof and providing for the enforcement thereof

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be unlawful for any person firm or corporate body by himself herself itself or themselves or by his her its or their agents servants or employes to manufacture sell offer for sale expose for sale or have in possession with intent to sell any fruit syrup which is adulterated or misbranded within the meaning of this act

Section 2 A fruit syrup shall be deemed to be adulterated within the meaning of this act if it contains any added boric acid or borates salicylic acid or salicylates formaldehyde sulphurous acid or sulphites hydrofluoric acid or flourides flourborates fluosilicates or other flourine compounds dulcin glucin saccharin betanapthol hydronapthol abrastol or compounds of copper zinc or other poisonous metals or other added substance deleterious to health

Section 3 That for the purpose of this act a fruit syrup shall be deemed to be misbranded

First If it be an imitation of or offered for sale under the name of another article

Second If it be labeled or branded or tagged so as to deceive or mislead the purchaser

Third If the bottle or receptacle containing it or its label shall bear any statement design or device regarding the ingredients or the substances contained therein which statement design or device shall be false or misleading in any particular

Section 4 Any person who shall violate any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than fifty ($50) dollars nor more than one hundred ($100) dollars or to undergo an imprisonment of not less than thirty (30) days nor more than sixty (60) days or both or either at the discretion of the court

Section 5 The Department of Agriculture shall be charged with the enforcement of the provisions of this act

Section 6 All fines and penalties imposed and recovered for any violations of any of the provisions of this act shall

be paid to the Department of Agriculture or its agents and when so collected and paid shall thereafter be by the Department of Agriculture paid into the State Treasury for the use of the Commonwealth

Section 7 The act approved the twenty-sixth day of April one thousand nine hundred and five (Pamphlet Laws three hundred and eleven) entitled "An Act regulating the manufacture or sale of fruit-syrups providing for the enforcement thereof and to repeal an act entitled 'An Act relative to adulteration of natural fruit juice and providing penalties for violations thereof' approved the second day of May Anno Domini one thousand nine hundred and one" is hereby repealed

All other acts or parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 86, as follows:

An Act to amend section five hundred and sixty-one of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by changing the penalty to be added to delinquent school taxes and providing for rebates in second class districts

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section five hundred and sixty-one of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby amended to read as follows

Section 561 On all school taxes assessed and levied in all districts of the second third and fourth class a rebate of one per centum shall be allowed if paid before the first day of August in the year in which they are assessed and levied To all such taxes in school districts of the second class which are not paid before the first day of October of the year in which they are assessed and levied there shall be added a penalty of three per centum and on the first of October and on the first day of each month thereafter succeeding during which the said taxes remain unpaid an additional penalty of one per centum shall be added which penalty shall be collected at the same time and in addition to the school taxes of which it is made a part To all school taxes assessed and levied in all school districts of the [second] third and fourth class in this Commonwealth which are not paid on or before the first day of October in the year in which they are assessed and levied there shall be added a penalty of five per centum which shall be collected at the same time as and in addition to the school taxes of which it is made a part No discounts or rebates shall be allowed on the payment of any school taxes assessed and levied in any school district of the [second] third or fourth class

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 130, as follows:

An Act to regulate and standardize the manufacture and sale of clinical thermometers and to provide a penalty

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That a clinical standard thermometer supplied by the state and certified by the National Bureau of Standards for use by the state shall be the state clinical standard thermometer Nothing in the five following sections shall be construed as adopting or authorizing the adoption of any particular scale as the thermometer standard for this state

Section 2 The state shall also supply additional clinical standard thermometers necessary to carry out the provisions of this act to be known as office clinical standards Such thermometers shall be verified by the Director of the Bureau of Standard Weights and Measures in the Department of Internal Affairs upon their receipt and at least once in each six months thereafter by direct comparison with the state clinical standard thermometer The office clinical standards may be used in making comparisons of clinical thermometers under test

Section 3 The Director of the said Bureau of Standard Weights and Measures shall promulgate tolerance and specifications for clinical thermometers A correct clinical thermometer shall be conforming to the standard established as provided in section one and to specifications promulgated under this section within such tolerance

Section 4 The Director of the said Bureau of Standard Weights and Measures or the inspectors of the several counties and cities may at any time inspect and test any clinical thermometer in the possession of any manufacturer or dealer in this state and for this purpose may remove the same to such place or places as the Director of the said Bureau of Standard Weights and Measures may establish for the purpose of making such tests Whenever such a thermometer is tested and found to be correct it shall be sealed marked or otherwise certified as correct Whenever he or they inspect and test such a thermometer and find it to be incorrect he or they may condemn seize and destroy it or he or they may return it to the owner upon a satisfactory guarantee that it will not be sold or used The Director of the said Bureau of Standard Weights and Measures shall establish an office within the State for the purpose of making such tests The following fees for testing clinical thermometers shall be paid to the director for the use of the state (a) one to eight thermometers inclusive twenty-five cents for the first and ten cents for each additional one (b) any number from nine to eleven inclusive total fee one dollar (c) one dozen to six dozen inclusive one dollar per dozen (d) more than six dozen and not more than twelve dozen seventy-five cents per dozen (e) more than twelve dozen sixty cents per dozen

Section 5 The Director of the said Bureau of Standard Weights and Measures shall prescribe rules and regulations governing the manufacture and sale of clinical thermometers and may authorize the sealing of such thermometers by any manufacturer thereof upon his agreement to conform to said rules and regulations and the filing of a surety bond in such sum and upon such terms as the Director may require When representative samples of any clinical thermometer have been submitted by the manufacturer to the Director and approved by him he shall assign a designating mark which shall thereafter be permanently engraved by the manufacturer upon all clinical thermometers which are intended for sale and which conform to the samples which have been so approved Clinical thermometers sealed by the manufacturer shall be marked with the name initials or trade mark of the manufacturer and with such other marks as the Director may authorize or require The Director may revoke the authority given by him to any manufacturer under the provisions of this section upon proof that the authorized seal or designating mark has been affixed to a thermometer not conforming to the approved sample or that the prescribed rules and regulations have not been complied with

Section 6 Whoever himself or by his servant or agent or as the servant or agent of another person keeps for the

purpose of sale offers or exposes for sale or sells any clinical thermometer not sealed marked or certified as correct by the Director of the said Bureau of Standard Weights and Measures or by the manufacturer as provide by the preceding section shall be punished by a fine of not more than ten dollars for each thermometer so sold or kept offered or exposed for sale and whoever violates any rule or regulation prescribed by the Director under authority of said section shall be punished by a fine of not more than fifty dollars

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 132, as follows:

An Act providing for a revised edition of the Borough Code and the printing thereof

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Legislative Reference Bureau shall revise their former edition of the Borough Code bring the same up to date so as to contain all the laws relating to boroughs including such as may be enacted by the General Assembly in the year one thousand nine hundred and twenty-five Fifteen thousand copies of such revised edition shall be printed and bound by the Department of Property and Supplies and distributed by the Bureau of Publications as follows One copy to each burgess one copy to each borough solicitor one copy to each borough clerk three hundred copies to the State Library two thousand copies to the Bureau of Municipalities of the Department of Internal Affairs and the balance to the Legislative Reference Bureau

Section 2 The sum of two thousand dollars ($2,000) or so much thereof as may be necessary is hereby specifically appropriated to the Legislative Reference Bureau for the payment of expert clerical and stenographic assistance in connection with such work

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 143, as follows:

An Act to further amend section three of the act approved the nineteenth day of March one thousand nine hundred and fifteen (Pamphlet Laws five) entitled "A further supplement to an act entitled 'An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof' approved the fifth day of May one thousand nine hundred and eleven constituting the said court the juvenile court of said county and prescribing its organization jurisdiction and powers therein and otherwise" as amended by requiring the salary board to fix the salaries of all employes of such juvenile court

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of the act approved the nineteenth day of March one thousand nine hundred and fifteen (Pamphlet Laws five) entitled "A further supplement to an act entitled 'An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof' approved the fifth day of May one thousand nine hundred and eleven constituting the said court the juvenile court of said county and prescribing its organization jurisdiction and powers therein and otherwise" which was amended by section one of the act approved the thirtieth day of March one thousand nine hundred and seventeen (Pamphlet Laws nineteen) entitled "An act to amend section three of an act entitled 'A further supplement to an act entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" approved the fifth day of May one thousand nine hundred and eleven constituting the said court the juvenile court of said county and prescribing its organization jurisdiction and powers therein and otherwise' approved the nineteenth day of March Anno Domini one thousand nine hundred and fifteen" is hereby further amended to read as follows

Section 3 The presiding judge shall appoint a chief probation officer [whose salary shall not exceed three thousand dollars per year] and such additional probation officers as the majority of the judges may determine [at salaries not exceeding fifteen hundred dollars per year whose] The compensation of all employes of said juvenile court shall be fixed by the salary board The presiding judge of the said court shall constitute a member of the salary board when such salaries are to be fixed The powers and duties of the probation officers as herein appointed shall be similar to those heretofore exercised by probation officers appointed by the court of quarter sessions of the peace of said county In addition to such compensation the probation officers shall receive such expenses as may be necessary and shall have been approved by the judge of the juvenile court Said compensation and expenses shall be paid monthly out of the treasury of Allegheny County in the manner in which other county expenses are paid by law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 164, as follows:

To repeal the act approved the twenty-fifth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand one hundred thirty-one) entitled "An act to regulate the practice of the profession of engineering and of land surveying creating a State Board for the the Registration of Professional Engineers and Land Surveyors defining its powers and duties imposing certain duties upon the Commonwealth and political subdivisions thereof in connection with public work and providing penalties"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the twenty-fifth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand one hundred thirty-one) entitled "An act to regulate the practice of the profession of engineering and of land surveying creating a State Board for the Registration of Professional Engineers and Land Surveyors defining its powers and duties imposing certain duties upon the Commonwealth and political subdivisions thereof in connection with public work and providing penalties" be and the same is hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 169, as follows:

An Act authorizing the entry of sheriffs constables and others by force or otherwise into places or buildings where goods and chattels formerly levied upon are contained for the purpose of sale and providing penalties for interference

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General

Assembly met and it is hereby enacted by the authority of the same That all sheriffs constables or other persons authorized to execute any lawfully issued writ or warrant for the seizure levy or attachment of any goods or chattels of any person named in such writ or warrant or having possession of any goods or chattels described in said writ or warrant who may have seized levied upon or attached such goods or chattels may thereafter enter any place or building in which such goods or chattels are contained or held either peaceably or by breaking in by force for the purpose of selling such goods or chattels theretofore seized levied upon or attached

Section 2 Any person who shall interfere with any sheriff constable or other person authorized by any such writ or warrant to sell any goods or chattels theretofore seized levied upon or attached in order to prevent their sale or who shall prohibit or prevent or attempt to prohibit or prevent any such sheriff constable or other person from entering any place or building in which any such goods or chattels so seized levied upon or attached are contained shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding five hundred dollars ($500) or undergo imprisonment not exceeding thirty days or both at the discretion of the court

Section 3 All acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 172, as follows:

An Act to further amend section one of the act approved the fourteenth day of May one thousand nine hundred and fifteen (Pamphlet Laws four hundred and eighty-three) entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass except actions for libel and slander prescribing the pleadings and procedure to be observed therein and giving the courts power to enforce its provisions" by providing that the same shall not apply to cases appealed from subordinate courts

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act aproved the fourteenth day of May one thousand nine hundred and fifteen (Pamphlet Laws four hundred and eighty-three) entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass except actions for libel and slander prescribing the pleadings and procedure to be observed therein and giving the courts power to enforce its provisions" which was amended by section one of the act approved the fourteenth day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred and forty-four) entitled "An act to amend the first section of an act approved the fourteenth day of May one thousand nine hundred and fifteen (Pamphlet Laws four hundred and eighty-three) entitled 'An act relating to practice in the courts of common pleas in actions of assumpsit and trespass except actions for libel and slander prescribing the pleadings and procedure to be observed therein and giving the courts power to enforce its provisions' by extending the act so as to apply to all actions of assumpsit and trespass whether originating in or appealed to any court of Common pleas" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act in all actions of assumpsit and trespass except actions for libel and slander brought in any court of common pleas [or in any other court or subordinate court and appealed to said court of common pleas] the procedure shall be as herein provided This act shall not apply in the case of actions brought in any other court or subordinate court and appealed to said court of common pleas

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 189, as follows:

A Joint Resolution proposing an amendment to section twelve of article three of the Constitution of Pennsylvania

Section 1 Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That the following amendment to the Constitution of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That section twelve of article three of the Constitution of Pennsylvania which reads as follows

"Section 12 All stationery printing paper and fuel used in the legislative and other departments of Goverment shall be furnished and the printing binding and distributing of the laws journals department reports and all other printing and binding and the repairing and furnishing the halls and rooms for the meetings of the General Assembly and its committees shall be performed under contract to be given to the lowest responsible bidder below such maximum price and under such regulations as shall be prescribed by law No member or officer of any department of the Government shall be in any way interested in such contracts and all such contracts shall be subject to the approval of the Governor Auditor General and State Treasurer" be amended so as to read as follows

Section 12 The printing and binding for the State Government shall be done under contract or by the State Government The furnishings and fuel for the Capitol buildings and paper and stationery for the State Government shall be made or produced by the State Government or produced under contract Contracts for work or material designated in this section shall be awarded to the lowest responsible bidder subject to the approval of the Auditor General and of the State Treasurer No member of the General Assembly or officer of any department of the State Government shall be in any way interested in such contracts

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 196, as follows:

An Act ratifying and confirming the action of the Department of Welfare in classifying the Wernersville State Hospital as a hospital for the care and treatment of the indigent insane

Whereas by Section two thousand and fifteen of the Act approved the seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and ninety-eight) known as "The Administrative Code" the Department of Welfare was authorized to determine and designate the type of persons to be received by State Institutions under its supervision the proportion of each type to be received therein and the districts from which such person shall be received by such Institutions

Whereas on May ninth one thousand nine hundred and twenty-four the Board of Trustees of Wernersville State Hospital unanimously recommended that the character of the Wernersville State Hospital be modified so as to render said institution a full functioning mental hospital instead of an asylum for the chronic insane and

Whereas on the thirty-first day of May one thousand nine hundred and twenty-four the Department of Welfare designated the Wernersville State Hospital as an institution for the treatment of all types of mental diseases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the action of the Department of Welfare in

constituting the Wernersville State Hospital an institution for the care and treatment of all types of mental diseases instead of an asylum for the chronic insane be and the same is hereby ratified and confirmed and said Wernersville State Hospital is hereby declared to have become and to be an institution for the care and treatment of the indigent insane

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee on the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 200, as follows:

An Act to amend section fourteen of the act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand and forty-three) entitled "An Act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by providing for the payment of a State annuity to employes who separated from school service prior to the establishment of the Retirement System

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section fourteen of the act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand and forty-three) entitled "An Act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowance returns benefits and rights from taxation and judicial process and providing penalties" is hereby amended to read as follows

Section 14 Retirement for superannuation shall be as follows

1 Any contributor who is an employe sixty-two years of age or older may retire for superannuation by filing with the retirement board a written statement duly attested setting forth at what time subsequent to the execution of said application he or she desires to be retired Said application shall retire said contributor at the time so specified or in the discretion of the retirement board at the end of the school term in which the time so specified occurs

2 Each and every contributor who has attained or shall attain the age of seventy years shall be retired by the retirement board for superannuation forthwith or at the end of the school term in which said age of seventy years is attained

Allowance on Superannuation Retirement

3. On retirement for superannuation a contributor who is an employe shall receive a retirement allowance which shall consist of

(a) A teacher's annuity which shall be the actuarial equivalent of his or her accumulated deductions and

(b) A State annuity of one one-hundred-sixtieth (1-160) of his or her final salary for each year of service prior to the age of sixty-two years and

(c) In addition thereto if a present employe a further State annuity of one one-hundred-sixtieth (1-160) of his or her final salary for each year of prior service as certified to said present employe in the certificate issued to him or her by the retirement board under the provisions of section ten of this act but in no event shall the total State annuity exceed fifty per centum of his or her final salary

4 A dependent teacher who taught at least fifteen years in the public schools of Pennsylvania and is now a resident of Pennsylvania and who because of physical or mental disability separated from school service prior to July first one thousand nine hundred and seventeen or a teacher who taught at least twenty years in the public schools of Pennsylvania and is now a resident of Pennsylvania and who for any reason separated from school service prior to July first one thousand nine hundred and seventeen and whose annual income is less than three hundred dollars ($300.00) shall receive a State annuity payable monthly of thirty-six ($36.00) dollars per month

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 202, as follows:

An Act in relation to the procedure in certain classes of cases in which there is raised a question as to the jurisdiction of a court of first instance over the defendant or the cause of action for which suit is brought and authorizing appeals from the preliminary decision of such questions

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That wherever in any proceeding at law or in equity the question of jurisdiction over the defendant or of the cause of action for which suit is brought is raised in the court of first instance it shall be preliminarily determined by the court upon the pleadings or with depositions as the case may require and the decision may be applied to the Supreme Court or the Superior Court as in cases of final judgments

Section 2 All such preliminary questions shall be raised by petition setting forth the facts relied upon whereupon a rule to show cause shall be granted and such preliminary question disposed of by the court Such procedure shall be deemed de bene esse only and shall not operate as a general appearance

Section 3 The appeal here provided for must be taken and perfected within fifteen days from the date when the decision is rendered shall be made returnable on the third Monday after it is taken and shall be placed by the appellate court at the head of its argument list for civil cases to be heard at the earliest date consistent with its rules governing the presentation of appeals Porvided that as to decision made prior to the approval of this act the fifteen days limitation shall not begin to run until after the date of its approval A failure to appeal within the time specified will be deemed a waiver of all objections to jurisdiction over the defendant personally

Section 4 The right of appeal here conferred is not intended to cover questions of jurisdiction which go to the form of the action alone as between law and equity such as provided for in the Act of June seven one thousand nine hundred and seven Pamphlet Laws four hundred and forty

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

## MOTION TO READ BILLS THE FIRST TIME.

Mr. BUCKMAN. Mr. President, I move that all bills reported from Committees at to-day's session be read the first time.

Mr. MILLER. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON FIRST READING.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 165, entitled:

An Act authorizing counties to engage in health work and to appropriate monies for such purposes.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 182, entitled:

An Act establishing certain public roads as State highways and providing for their construction and maintenance at the expense of the Commonwealth.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 198, entitled:

An Act to amend section two of the act approved the eighth day of May one thousand nine hundred and nineteen (P. L. 148), entitled "An act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll bridges over the Delaware River" as amended.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 199, entitled:

An Act making it unlawful to drive over certain interstate bridges with loads of excessive weight, and inflicting penalties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 209, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania, by adding thereto section seventeen.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 230, entitled:

An Act to ratify and adopt a compact negotiated by Commissioners designated by the Governor under a law of the Commonwealth of Pennsylvania with Commissioners duly authorized thereto by the States of New York and New Jersey, for the regulation of the flow of the Delaware River, the conservation of the water resources of the Delaware Basin, the apportionment thereof among the said States for domestic and municipal supply, and the utilization thereof for power and other beneficial uses.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

## RECONSIDERATION OF SENATE BILL NO. 47.

Mr. BETTS. Mr. President, I move to reconsider the vote by which Senate Bill No. 47, entitled:

An Act regulating the sale of oysters at retail

was defeated on final passage.

The PRESIDENT. How did the Senator vote?

Mr. BETTS. Mr. President, I voted "No".

Mr. BAUMER. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. BAUMER. Mr. President, I voted "No".

The motion was agreed to.

And the question recurring.

Shall the bill pass finally?

## BILL POSTPONED.

Mr. SCHANTZ. Mr. President, I move that the question together with the further consideration of the bill be postponed for the present.

Mrs. VARE. Mr. President, I second the motion.

The motion was agreed to.

## RECESS.

Mr. SCHANTZ. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. SNYDER. Mr. President, I second the motion.

The motion was agreed to.

## AFTER RECESS.

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

## HOUSE MESSAGES.

### TIME OF NEXT MEETING.

The Clerk of the House of Representatives being introduced presented communication from the House of Representatives, informing the Senate that the House has concurred in resolution from the Senate as follows:

In The Senate, Wednesday, February 4, 1925.

Resolved (if the House of Representatives concur), That when the Legislature adjourns today it reconvenes on Monday evening, February 9th, at nine o'clock.

### IMPROVEMENT OF THE ALLEGHENY RIVER.

He also informed the Senate that the House has concurred in amendments made by the Senate to House Resolution relative to improvement of the Allegheny River.

## ADJOURNMENT.

Mr. SONES. Mr. President, I move that the Senate do now adjourn until Monday evening, February 9th, 1925, at nine o'clock.

Mr. SCHANTZ. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 12:31 P. M. until Monday evening, February 9th, 1925, at nine o'clock.

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# HOUSE OF REPRESENTATIVES

WEDNESDAY, February 4, 1925.

The House met at 10:30 o'clock A. M.

The SPEAKER (Thomas Bluett) in the Chair.

## PRAYER.

The Chaplain, Rev. George P. Donehoo, offered the following prayer:

Almighty God, our Heavenly Father, we thank Thee this morning for Thine unchanging love as well as for Thine

unchanging justice and mercy. Be with us and bless us as members of this Legislature; guide us to do those things which are in accordance with Thy will for this great Commonwealth which we all love. Bless us personally, keeping us in peace with Thee and with each other, through Jesus Christ our Lord. Amen.

## JOURNAL APPROVED.

The SPEAKER. The Clerk will read the Journal of yesterday's proceedings.

The Clerk proceeded to read the Journal of yesterday's proceedings, when, on motion of Mr. Bagshaw, the further reading was dispensed with and the Journal approved.

## BILLS INTRODUCED AND REFERRED.

By Mr. CHRISTIAN MILLER. HOUSE BILL No. 508.

An Act making an appropriation to the United Charities of Hazelton, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. J. T. LITTLE. HOUSE BILL No. 509.

An Act making an appropriation to the Bloomsburg Hospital, Bloomsburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. J. T. LITTLE. HOUSE BILL No. 510.

An Act making an appropriation to the Berwick Hospital, Berwick, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. DUDDY. HOUSE BILL No. 511.

An Act validating certain elections of counties, cities, boroughs, townships, school districts and other incorporated districts held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four (P. L. 65), entitled "An act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments thereto; and validating bonds issued or authorized to be issued in pursuance of such election.

Referred to the Committee on Elections.

By Mr. EDWIN P. BROWN. HOUSE BILL No. 512.

An Act to establish as a State Highway a certain section of public road in the county of Susquehanna.

Referred to the Committee on Public Roads.

By Mr. EDWIN P. BROWN. HOUSE BILL No. 513.

An Act for the protection of the public health by regulating the sale of certified milk; providing for the appointment of a commission by county medical societies or the Department of Agriculture defining their powers, and providing a penalty.

Referred to the Committee on Public Health and Sanitation.

By Mr. STERLING. HOUSE BILL No. 514.

An Act to amend an act, approved the twenty-second day of April, one thousand nine hundred and five (P. L. 286), entitled "An act authorizing the courts of this Commonwealth to certify the evidence and enter judgment upon the whole record, whenever a request for binding instructions has been reserved or declined by the trial judge: and authorizing appeals from the judgment so entered, and the entry of the proper judgment in the Supreme or Superior Court"; by authorizing appeals whenever under such circumstances the court shall decline to enter judgment upon the whole record but shall direct a new trial.

Referred to the Committee on Judiciary General.

By Mr. STERLING. HOUSE BILL No. 515.

An Act to amend section two of an act approved the twenty-fifth day of May, one thousand nine hundred and twenty-one (P. L. 1159), entitled "An act authorizing certain incorporations to issue preferred or common stock of one or more classes; providing for the manner of issuance, restrictions and regulations in the manner of voting thereof, and the rights and privileges of the holders thereof; validating certain acts of corporations not participated in by the holders of non-voting stock; and repealing all acts and parts of acts inconsistent therewith."

Referred to the Committee on Judiciary General.

By Mr. McCAIG. HOUSE BILL No. 516.

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance of, and the purchase of equipment for, the University, and for the maintenance of teaching facilities for students in the School of Medicine, and for the erection of a building for the Dental Infirmary and Laboratories.

Referred to the Committee on Appropriations.

By Mr. MEMOLO. HOUSE BILL No. 517.

An Act to establish as a State Highway a certain section of public road in the counties of Lackawanna and Susquehanna.

Referred to the Committee on Public Roads.

By Mr. MEMOLO. HOUSE BILL No. 518.

An Act to establish as a State Highway a certain section of public road in the county of Lackawanna.

Referred to the Committee on Public Roads.

By Mr. MEMOLO. HOUSE BILL No. 519.

An Act to establish as a State Highway a certain section of public road in the counties of Lackawanna and Wyoming.

Referred to the Committee on Public Roads.

By Mr. MEMOLO. HOUSE BILL No. 520.

An Act to establish as a State Highway a certain section of public road in the county of Lackawanna.

Referred to the Committee on Public Roads.

By Mr. HAAS. HOUSE BILL No. 521.

An Act to establish as a State Highway a certain section of public road in the county of Carbon.

Referred to the Committee on Public Roads.

By Mr. PARKINSON. HOUSE BILL No. 522.

An Act to establish as a State Highway a certain section of public road in the county of Greene.

Referred to the Committee on Public Roads.

By Mr. CRITCHFIELD. HOUSE BILL No. 523.

An Act to amend section twenty-one of an act approved the seventh day of June, Anno Domini, one thousand nine hundred and fifteen (P. L. 900), entitled, "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths, and burial removal permits; requiring prompt returns to the Central Bureau of Vital Statistics, as required to be established by the State Department of Health; and, in order to secure prompt and faithful registration of births, marriages, deaths and diseases of practitioners of medicine and surgery, of midwives, nurses and undertakers and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births, deaths, marriages, and diseases throughout the

State, as provided in section ten of an act entitled 'An act creating the Department of Health and defining its powers and duties', approved the twenty-seventh day of April, one thousand nine hundred and five, and providing penalties for violations of this act," by requiring that fees received by the State Registrar for certified copies of the record of any birth, death, or marriage shall be turned over to the State Treasurer and specifically appropriated to the Department of Health.

Referred to the Committee on Judiciary Special.

By Mr. PARKINSON. HOUSE BILL No. 524.

An Act to amend Route two hundred and sixty-eight of section six of an act approved the thirty-first day of May, one thousand nine hundred and eleven (P. L. 468), entitled, 'An Act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Depty State Highway Commissioners, chief engineer, chief draghtsman, snperintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of Commissioner and deputies and other appointees, providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highway solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring athority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance, and repair of township or county roads, and prescribing the contents of township, county, borough, or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State highways; making appropriations to carry out the provisions of the act: and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act", as amended.

Referred to the Committee on Public Roads.

By Mr. PARKINSON. HOUSE BILL No. 525.

An Act to establish as a State Highway a certain section of public road in the counties of Greene and Washington.

Referred to the Committee on Public Roads.

By Mr. CRITCHFIELD. HOUSE BILL No. 526.

An Act authorizing local boards of health of cities of the third-class, boroughs and first-class townships of the Comonwealth to organize county health associations; providing for the representation of such county associations in a State Association to be formed by representatives from such county health associations; and providing for the payment of the expenses of county and State associations.

Referred to the Committee on Public Health and Sanitation.

By Mr. STERLING. HOUSE BILL No. 527.

An Act to consolidate, revise and amend the penal laws of this Commonwealth.

Referred to the Committee on Judiciary General.

By Mr. STERLING. HOUSE BILL No. 528.

An Act to consolidate, revise and amend the laws of this Comonwealth relating to penal proceedings and pleadings and imposing certain costs therein upon the Commonwealth of Pennsylvania and the various counties thereof.

Referred to the Committee on Judiciary General.

By Mr. HALL. HOUSE BILL No. 529.

An Act providing for the payment by counties and poor districts of the salaries of officers where, pending the settlement of a dispute, the salary paid to such officer was less than the amount to which he was legally entitled.

Referred to the Committee on Judiciary General.

By Mr. HAINES. HOUSE BILL No. 530.

An Act to amend that part of Section two of the Act approved the thirtieth day of June one thousand nine hundred and twenty-three (Appropriation Acts page thirty-five) entitled "An Act to provide for the ordinary expenses of the Executive, Judicial, and Legislative Departments of the Commonwealth, interest on the public debt, and the support of the public schools, for the two fiscal years beginning June first, one thousand nine hundred and twenty-three; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and twenty-three", making an appropriation to the Department of Agriculture.

Referred to the Committee on Appropriations.

By Mr. WHEELER. HOUSE BILL No. 531.

An Act to amend section twenty-three of the act approved the first day of June, one thousand eight hundred and eighty-nine (P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini, one thousand eight hundred and seventy-nine"; providing for the collection of taxes upon gross receipts of persons, individuals, companies, joint-stock associations, and limited partnerships engaged in freight, passenger, oil and motor transportation, and from water-power and hydro-electric companies; and providing also for the payment of taxes upon gross receipts where works are operated by others than the owners thereof.

Referred to the Committee on Ways and Means.

By Mr. WHEELER. HOUSE BILL No. 532.

An Act proposing an amendment to section one, article nine, of the Constitution of the Commonwealth of Pennsylvania.

Referred to the Committee on Ways and Means.

By Mr. EDMONDS. HOUSE BILL No. 533.

An Act to amend section one, and section two as amended, of an act approved the twentieth day of June, one thousand nine hunderd and nineteen (P. L. 521), entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Comomnwealth at

the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decendent, until the tax on the transfer thereof has been paid; and providing penalties: and citing certain acts for repeal;" discontinuing the collection of the tax on the personal property of non-resident decedents.

Referred to the Committee on Judiciary General.

By Mr. EDMONDS. HOUSE BILL No. 534.

An Act to repeal the act approved the twenty-ninth day of June, one thousand nine hundred and twenty-three (P. L. 928), entitled "An act to exempt, from county, city, borough, township, road, school and poor taxes, real property owned by one or more institutions of purely public charity used and occupied partly by such owner or owners and partly by other institutions of purely public charity and necessary for the occupancy and enjoyment of such institutions."

Referred to the Committee on Ways and Means.

By Mr. EDMONDS. HOUSE BILL No. 535.

An Act to amend section one of an act approved the seventeenth day of July, one thousand nine hundred and nineteen, (P. L. 1021), entitled "An Act to exempt from taxation public property used for public purposes, actual places of religious worship, places of burial not used or held for private or corporate profit, and institutions of purely public charity, and repealing prior acts relating thereto;" as amended; restricting the classes of property exempted from taxation.

Referred to the Committee on Ways and Means.

By Mr. EDMONDS. HOUSE BILL No. 536.

A Joint Resolution proposing an amendment to article nine, section eight, of the Constitution of the Commonweatlh of Pennsylvania.

Referred to the Committee on Judiciary Special.

By Mr. EDMONDS. HOUSE BILL No. 537.

A Joint Resolution proposing an amendment to Section one, Article nine of the Constitution of the Commonwealth of Pennsylvania.

Referred to the Committee on Judiciary Special.

By Mr. EDMONDS. HOUSE BILL No. 538.

An Act relating to the collection of county taxes in the several cities of this Commonwealth; requiring persons to whom the duplicates of such taxes are issued to give notice to each taxable; providing an abatement on all such taxes paid within ninety days after the duplicate is issued, and adding a penalty on such taxes not paid within six months after the duplicate is issued.

Referred to the Committee on Ways and Means.

By Mr. EDMONDS. HOUSE BILL No. 539.

An Act to amend section one of the act approved the fifteenth day of July, one thousand eight hundred and ninety-seven, (P. L. 292), entitled "An act to provide revenue by taxation;" eliminating from said act the provisions for the taxation of bank stock on the par value thereof.

Referred to the Committee on Ways and Means.

By Mr. EDMONDS. HOUSE BILL No. 540.

An Act to amend section one and section seventeen, as amended, of an act approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes."

Referred to the Committee on Ways and Means.

By Mr. WHEELER. HOUSE BILL No. 541.

An Act to further amend section twenty-four of an act approved the first day of June, one thousand eight hundred and eighty-nine (P. L. 420), entitled "A further suppliment to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, one thousand eight hundred and seventy-nine," by eliminating from said section twenty-four the words "or accumilated reserve" in respect to insurance companies doing business upon the purely mutual plan, and by authorizing the deduction, for the purpose of the State tax thereby imposed upon insurance companies, of the amounts paid by them as return of premiums in whole or in part upon policies cancelled or not taken or at the expiration of said policies, and of the amounts of all premiums actually paid by them for re-insurance affected in insurance companies, associations or exchanges organized under the laws of this Commonwealth or duly licensed to do business within this State, and by changing the time for making report to the Auditor General, and for the payment of taxes settled thereon.

Referred to the Committee on Ways and Means.

By Mr. MEMOLO. HOUSE BILL No. 542.

An Act to further amend the act approved the fourteenth day of July, one thousand nine hundred and seventeen (P. L. 840), entitled "An act concerning townships; and revising amending and consolidating the law relating thereto," and to repeal sections two hundred and seventy-four and two hundred and seventy-five thereof; by providing for the election of a tax collector in townships of the first class and the collection of taxes by him instead of by the township treasurer.

Referred to the Committee on Counties and Townships.

By Mr. WHEELER. HOUSE BILL No. 543.

An Act repealing all acts and parts of acts general, local and special, which impose a State tax on the fees of notaries public.

Referred to the Committee on Judiciary Special.

By Mr. WHEELER. HOUSE BILL No. 544.

An Act to amend section thirty-two of the act approved the the twenty-ninth day of April, one thousand eight hundred and forty-four, (P. L. 486), entitled "An act to reduce the state debt, and to incorporate the Pennsylvania canal and railroad company;" and providing for the taxation of privately owned improvements erected on public lands.

Referred to the Committee on Ways and Means.

By Mr. WHEELER. HOUSE BILL No. 545.

An Act relating to county, borough, township, school, and poor taxes; requiring the collectors of such taxes to give notice to each taxable; fixing a time for the payment of such taxes at face, and adding a penalty on delinquents.

Referred to the Committee on Counties and Townships.

By Mr. STOCK. HOUSE BILL No. 546.

An Act to establish as a State Highway a certain section of public road in the County of Adams.

Referred to the Committee on Public Roads.

By Mr. WHEELER. HOUSE BILL No. 547.

A Joint Resolution proposing an amendment to Article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto Section One B.

Referred to the Committee on Constitutional Reform.

By Mr. WETTACH. HOUSE BILL No. 548.

An Act making an appropriation to the Pittsburgh and Allegheny Home for the Friendless, situated in the City of Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. STARK. HOUSE BILL No. 549.

An Act making a deficiency appropriation to carry into effect the provisions of an act, approved the twenty-fifth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, one thousand one hundred and ninety-five), entitled "An act for the encouragement of agriculture and the holding of agricultural exhibitions; providing State aid for certain agricultural associations, and regulating the payment thereof."

Referred to the Committee on Appropriations.

By Mr. WHEELER. HOUSE BILL No. 550.

An Act to amend and supplement section one of an act approved the third day of May, one thousand eight hundred and ninety-nine (P. L. 189), entitled "An act to provide for the payment of bonus on charters, and upon the authorized increase of the capital stock of certain corporations, and authorizing corporations to increase their capital stock for corporate purposes," by reducing the bonus payable on charters and increases of capital stock of certain domestic and foreign corporations, limited partnerships and joint-stock associations.

Referred to the Committee on Ways and Means.

By Mr. WATSON. HOUSE BILL No. 551.

An Act to establish as a State Highway a certain section of public road in the counties of Schuylkill and Columbia.

Referred to the Committee on Public Roads.

By Mr. WELTY. HOUSE BILL No. 552.

An Act to establish as a State Highway a certain section of public road in the counties of Lehigh and Northampton.

Referred to the Committee on Public Roads.

By Mr. CRITCHFIELD. HOUSE BILL No. 553.

An Act authorizing counties to engage in health work and to appropriate monies for such purposes.

Referred to the Committee on Appropriations.

By Mr. PERRY. HOUSE BILL No. 554.

An Act making an appropriation to Saint Mary's Hospital, of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. CRITCHFIELD. HOUSE BILL No. 555.

An Act for the protection of the public health, prescribing sanitary regulations and standards for tenement, lodging and boarding houses in cities of the second and third class, boroughs, towns and townships; vesting jurisdiction for the enforcement of the same in the Department of Health of Pennsylvania, and in Boards of Health of municipalities; providing penal and injunction proceedings for the enforcement of this Act, and repealing Acts inconsistent herewith.

Referred to the Committee on Public Health and Sanitation.

By Mr. HIMES. HOUSE BILL No. 556.

An Act making an appropriation to the Kittanning General Hospital, Kittanning, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. DONNELL. HOUSE BILL No. 557.

An Act relating to depositories of county funds in counties of the sixth class providing for the selection thereof by the county treasurer, county commissioners and county controller, if any there be, and for the payment of interest on county funds for the use of the county imposing certain expenses upon counties in connection therewith, and providing penalties.

Referred to the Committee on Counties and Townships.

By Mr. HARER. HOUSE BILL No. 558.

An Act making an appropriation to the Williamsport Hospital, of the City of Williamsport, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HARER. HOUSE BILL No. 559.

An Act prohibiting public service companies engaged in the business of furnishing, manufacturing or selling gas, water, electric light, electric power or telephone service from imposing any ready to serve or meter charge or meter rental charge and providing a penalty.

Referred to the Committee on Judiciary Special.

By Mr. HARER. HOUSE BILL No. 560.

An Act making an appropriation to the Williamsport Training Home for Girls, at Williamsport, Lycoming County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. McKIM. HOUSE BILL No. 561.

An Act regulating the recording of certain deeds, conveyances and other instruments of writing, and fixing the effect thereof as to subsequent purchasers, mortgagees and judgment creditors.

Referred to the Committee on Judiciary General.

By Mr. McKIM. HOUSE BILL No. 562.

An Act to further amend section one of the act approved the seventeenth day of July, one thousand nine hundred and nineteen (P. L. 1003), entitled "An Act requiring licenses to sell steamship tickets or orders for transportation to and from foreign countries, and providing penalties", further extending the parties to whom said act shall not apply.

Referred to the Committee on Judiciary General.

By Mr. STARK. HOUSE BILL No. 563.

An Act to enable city, county, poor, ward, school, borough, and township tax collectors, their executors and administrators, if they are deceased, or either surety, or sureties, if the surety or sureties have paid the taxes, to collect taxes, for the payment of which they have become personally liable, without having collected the same, by the expiration of the authority of their respective bonds, or by the expiration of the authority of their respective warrants, or by the expiration of their terms of office, and to extend the time for the collection of the same for a period of two years from the passage of this act.

Referred to the Committee on Counties and Townships.

By Mr. SOWERS. HOUSE BILL No. 564.

An Act to amend section six of the act approved the twenty-seventh day of March, one thousand nine hundred and twenty-three, (P. L. 34), entitled "An Act concerning alco-

holic liquors prohibiting the manufacture, advertising, furnishing, traffic in, and possession of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws."

Referred to the Committee on Law and Order.

By Mr. BIDELSPACHER. HOUSE BILL No. 565.

An Act making an appropriation to the Florence Crittendon Mission, of the City of Williamsport, Lycoming County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BIDELSPACHER. HOUSE BILL No. 566.

An Act making an appropriation to the Home for the Friendless, of the City of Williamsport, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BALDI. HOUSE BILL No. 567.

An Act making it unlawful to sell or offer to sell any article or merchandise at a price in excess of that marked thereon by the manufacturer or producer.

Referred to the Committee on Judiciary General.

By Mr. SOWERS. HOUSE BILL No. 568.

An Act to amend section three, four and thirteen of the act approved the twenty-seventh day of March, one thousand nine hundred and twenty-three (P. L. 34), entitled "An act concerning alcoholic liquors; prohibiting the manufacture, advertising, furnishing, traffic in, and possession of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws."

Referred to the Committee on Law and Order.

By Mr. SOWERS. HOUSE BILL No. 569.

An Act providing that the negligence of a servant or employe of any municipality shall under the rule of respondeat superior be attributable to the municipality responsible for his compensation or wages.

Referred to the Committee on Judiciary Special.

By Mr. BURKE. HOUSE BILL No. 570.

An Act to further amend part of section two of the act approved the seventeenth day of June, one thousand nine hundred and fifteen (P. L. 1012), entitled "An act regulating the business of loaning money in sums of three hundred ($300) dollars or less either with or without security, to individuals pressed by lack of funds to meet immediate necessities; fixing the rates of interest and charges therefor; requiring licensing of lenders; and prescribing penalties for the violation of this act;" by changing the rate of interest chargeable.

Referred to the Committee on Judiciary Special.

By Mr. GOSS. HOUSE BILL No. 581.

An Act making an appropriation to the Home for the Aged and Infirm Colored Women, at Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HAAS. HOUSE BILL No. 582.

An Act supplementary to "An act authorizing cities of the third class to regulate the location of business, trades, and industries; the location, size and use of buildings, and the areas of yards, courts, and open spaces," approved the third day of April, Anno Domini one thousand nine hundred and twenty-three (P. L. 54); providing for a Board of Appeals to review decisions of the officer charged with the enforcement of zoning ordinance duly adopted by said cities, establishing appeals from the decision of said Board of Appeals to the Court of Common Pleas of the respective counties; and authorizing said appeals to be advanced.

Referred to the Committee on Municipal Corporations.

By Mr. HAAS. HOUSE BILL No. 583.

An Act enabling cities of any class, and the cities of two or more classes uniting together for the same purpose to form and organize Leagues, hold annual conventions for the study and consideration of such municipal affairs as concern and pertain to the cities comprising the League, send delegates thereto, and provide for the payment of the necessary costs and expenses of such Leagues, conventions, and the sending the delegates thereto.

Referred to the Committee on Municipal Corporations.

By Mr. MANGAN. HOUSE BILL No. 584.

An Act to regulate and determine what weight of coal shall make a ton in all transactions in this Commonwealth and to impose penalties for short weight.

Referred to the Committee on Labor and Industry.

By Mr. HORN. HOUSE BILL No. 585.

An Act to amend paragraph eleven of Section three of Article five of an act approved the twenty-seventh day of June, one thousand nine hundred and thirteen (P. L. 568), entitled "An act providing for the incorporation, regulation and government of cities of the third class; regulating nomination and election of municipal officers therein; and repealing, consolidating, and extending laws in relation thereto," by providing for the construction and maintenance of gutters.

Referred to the Committee on Municipal Corporations.

By Mr. HORN. HOUSE BILL No. 586.

An Act to amend section one of article thirteen of an act approved the twenty-seventh day of June, one thousand nine hundred and thirteen, (P. L. 568), entitled "An act providing for the incorporation, regulation and government of cities of the third calss; regulating nomination and election of municipal officers therein; and repealing, consolidating and extending existing laws in relation thereto," by authorizing cities to construct house connections from sewers to curbs and to assess the cost thereof to property owners.

Referred to the Committee on Municipal Corporations

By Mr. TURNER. HOUSE BILL No. 587.

An Act to establish as a State Highway a certain section of public road in the county of Delaware.

Referred to the Committee on Public Roads.

By Mr. MEMOLO. HOUSE BILL No. 588.

An Act to amend section one of chapter seven, article one, and sections five, six, seven and eight of chapter eight, article one of an act approved the fourteenth day of May, one thousand nine hundred and fifteen, (P. L. 312), entitled "An act providing a system of government for boroughs, and revising, amending, and consolidating the law relating to boroughs;" fixing the compensation and providing for the election and terms of councilmen in boroughs having a population of more than ten thousand inhabitants.

Referred to the Committee on Counties and Townships.

By Mr. EACHES. HOUSE BILL No. 589.

An Act permitting fishing on Sunday with one rod and two hooks and fixing penalties.

Referred to the Committee on Fisheries.

By Mr. BICKETT. HOUSE BILL No. 590.

An Act relieving municipal bonds and other evidences of indebtedness from taxation.

Referred to the Committee on Municipal Corporations.

By Mr. ANDERSON. HOUSE BILL No. 591.

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania, by adding thereto section sixteen.

Referred to the Committee on Forestry.

By Mr. CRAIG. HOUSE BILL No. 592.

An Act authorizing the issue and sale of bonds to the amount of twenty-five millions of dollars by the Commonwealth of Pennsylvania; defining the powers and duties of the Governor, the Auditor General and the State Treasurer in relation thereto; making an appropriation of the proceeds of such bonds for the purpose of acquiring land in the State for forest purposes, providing for the payment of the interest on and the redemption of such bonds by the Board of Finance and Revenue, and for the sale and registration of said bonds; and making an appropriation to carry out the provisions of this act.

Referred to the Committee on Forestry.

By Mr. POSEY. HOUSE BILL No. 593.

An Act to validate certain municipal assessments; municipal claims and muncipal liens in the several cities of the third class of the Commonwealth of Pennsylvania; providing for filing claims therefor, and the proceedings for the collection of assessments and claims.

Referred to the Committee on Judiciary Special.

By Mr. SOWERS (By Request). HOUSE BILL No. 594.

An Act to amend sections one and two of the act approved the eighteenth day of June, one thousand eight hundred and ninety-three (P. L. 344), entitled "An act relating to husband and wife, enlarging her capacity to acquire and dispose of property to sue and be sued, and to make a last will, and enabling them to sue and to testify against each other in certain cases," authorizing a married woman to mortgage or convey her real property to the same extent as a married man, and to make contracts as if unmarried.

Referred to the Committee on Judiciary Special.

By Mr. EMHARDT. HOUSE BILL No. 595.

An Act providing for the filling of vacancies in certain county offices caused by death or resignation, in counties of the first class.

Referred to the Committee on Judiciary Special.

By Mr. BENJ. H. PATTERSON. HOUSE BILL No. 596.

An Act to amend section seven, article six of an act approved the thirtieth day of June, one thousand nine hundred hundred and thirteen (P. L. 568), entitled "An act providing for the incorporation, regulation and government of cities of the third class; regulating nomination and election of municipal officers therein; and repealing, consolidating and extending existing laws in relation thereto;" providing for the printing and publishing of ordinances.

Referred to the Committee on Municipal Corporations.

By Mr. HOWE. HOUSE BILL No. 597.

An Act to amend part of section one of an act approved the twenty-second day of July, one thousand nine hundred and thirteen (P. L. 948), entitled "An act establishing certain public roads as State Highways and providing for their construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Public Roads.

## BILL RE-REFERRED.

Mr. McCAIG returned from the Committee on Appropriations, with recommendation that it be re-referred to the Committee on Public Roads, House Bill No. 465, entitled:

An Act to further amend section twelve of an act approved the thirtieth day of June, on thousand nine hundred and nineteen, (P. L. 678), entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by, or trailing after, motor vehicles; requiring the registration of the same, and the licensing of all operators thereof; providing the fees therefor, and the disposition of such fees; prohibiting the unauthorized use of, and tampering with, motor vehicles; limiting and defining the powers of cities, boroughs, incorporated towns, townships, and counties, as to the regulation of the use and equipment of motor vehicles, and the taxing, registration, or licensing thereof; imposing certain duties on the State Highway Commissioner, and on proprietors of public garages; providing procedure and penalties for violations thereof, and the disposition of fines collected, and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle;" making an appropriation of a part of the moneys derived from registrations and license fees to pay township rewards.

The SPEAKER. The bill is now re-referred to the Committee on Public Roads.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 51, entitled:

An Act to amend section ten of an act aproved the twenty-seventh day of June one thousand eight hundred and ninety-five (Pamphlet Laws four hundred and three) entitled "An act creating the office of county controller in counties of this Commonwealth containing one hundred and fifty thousand inhabitants and over prescribing his duties and abolishing the office of county auditor in said counties" by changing the amount at which contracts must be advertised

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section ten of an act approved the twenty-seventh day of June one thousand eight hundred and ninety-five (Pamphlet Laws four hundred and three) entitled "An act creating the office of county controller in counties of this Commonwealth containing one hundred and fifty thousand inhabitants and over prescribing his duties and abolishing the office of county auditor in said counties" is hereby amended to read as follows

Section 10 That from and after the passage of this act all contracts made by the commissioners of said county involving an expenditure exceeding one hundred dollars shall be in writing and shall immediately after their execution be filed with the controller but no contract shall be made nor the payment thereof certified by the controller for over five hundred dollars unless when with the lowest and best bidder after due notice to be published by the controller when directed by the commissioners if he approve the purpose of the proposals invited all bids to be received by the controller under seal and to be in his presence opened by the commissioners and the contracts awarded of which awards the controller shall keep a record and he shall certify no warrants for contracts not made agreeably thereto

On the question,

Will the House agree to the section?

Mr. NORTH. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, page 2, lines 4 and 5 by placing brackets around the words "said county" and inserting immediately thereafter the following: "in counties of the first, second, third, fourth and fifth classes."

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read as follows:

An Act to amend section ten of an act approved the twenty-seventh day of June one thousand eight hundred and ninety-five (Pamphlet Laws four hundred and three) entitled "An act creating the office of county controller in counties of this Commonwealth containing one hundred and fifty thousand inhabitants and over prescribing his duties and abolishing the office of county auditor in said counties" by changing the amount at which contracts must be advertised

On the question,

Will the House agree to the title?

Mr. NORTH. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend the title by adding at the end thereof the following: "in counties of the first, second, third, fourth and fifth classes."

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 45, as follows:

An Act to amend section fifty-seven of the act approved the twenty-third day of May one thousand eight hundred and seventy-four (Pamphlet Laws two hundred and thirty) entitled "An Act dividing the cities of this state into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offences in all of said cities and providing for the incorporation and government of cities of the third class providing for the acceptance of said act by certain cities of the third class providing for the election of certain city officers and members of city councils in such cities and fixing the time when the terms of members of councils and certain city officers then in office cease and be terminated

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section fifty-seven of the act approved the twenty-third day of May one thousand eight hundred seventy-four (Pamphlet Laws two hundred and thirty) entitled "An act dividing the cities of this State into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offenses in all of said cities and providing for the incorporation and government of cities of the third class" is hereby amended to read as follows

Section 57 Any city of the third class or any city of less population than ten thousand inhabitants heretofore incorporated may become subject to the provisions of this act governing such cities of the third class to be (hereinafter) hereafter incorporated and the mayor and council of the said city may effect the same by an ordinance thereof duly passed by a majority of the members elected to each branch thereof voting in favor of the same and a certified copy of such ordinance approved by the mayor and duly certified accompanied by a statement of the vote thereon with the names of the members voting for and against said ordinance shall be forwarded to and filed in the office of the Secretary of the Commonwealth and when so filed the Governor shall under the great seal of the Commonwealth certify the surrender of the former charter and the acceptance of the provisions of this act by such city which certificate shall be recorded among the minutes of councils and in the office for the recording of deeds in the proper city and from the date of such certificate the said city shall be governed controlled and regulated by and under the provisions of the act but all of the property and estates of the said city shall be and remain severally and respectively vested in the said city unchanged and as before the said surrender and all of the elected officers therein except members of the city council or members of the select and common council or the controller or city treasurer in any city where such controller or treasurer were not elected by the votes of the city shall hold their respective offices until the expiration of the term for which they were respectively elected and which have all of the rights and powers which belong by law to them respectively under the laws in existence at the date of the surrender as aforesaid no such acceptance shall be construed to be a repeal or surrender of any rights powers privileges and franchises heretofore by law conferred on such city not inconsistent with the provisions of this act the successors to the mayor (and councils school directors controllers) and other officers of such city except members of the council or members of the select and common council or the controller or city treasurer in any city where such controller or treasurer were not elected by the voters of the city (shall continue to hold their respective offices until the Friday (succeeding the third Tuesday of February next following the date of the expiration of their office as fixed by law before the said surrender of the former charter but in any case in which a mayor councils school directors controller or other officer shall have been elected and not is or are yet in office they shall hold their said office for the term for which they shall have been respectively been elected and their successors) shall be elected (under the provisions of this act on the said last named third Tuesday in February) at the municipal election preceding the expiration of their respective terms to take office on the first Monday of January succeeding such election for such terms as may be provided by the laws governing and regulating cities of the third class

All members of city council or of common or select council of such city shall continue to hold their respective offices until the first Monday of January succeeding the first municipal election occurring at least three months after the date of the certificate issued by the Governor at which time the terms of their respective offices shall cease and be terminated

At the first municipal election occurring at least three months after the date of the certificate issued by the Governor the electors of the city shall elect the four members of council to which said city is entitled under the law governing and regulating cities of the third class and the two nominees receiving respectively the highest number of votes at such election shall serve for four

year terms and the two nominees receiving the next highest number of votes at such election shall serve for two year terms from the first Monday of January succeeding such election Biennially thereafter at each municipal election a sufficient number of members of council shall be elected for terms of four years each from the first Monday of January succeeding such election to take the place of those members of city council whose terms then expire

In any such city accepting the provisions of this act where the controller or city treasurer or both were not elected by the voters of the city there shall be elected at the first municipal election occurring at least three months after the date of the certificate by the Governor and quadriennially thereafter a city controller or city treasurer or both for terms of four years each from the first Monday of January succeeding such election and on said first Monday of January the term of office of the controller or city treasurer or both as the case may be then in office shall cease and be terminated

The ward assessors in office in any such city shall continue in office until the end of their respective terms but such assessors shall after the first Monday of January succeeding the first municipal election occurring at least three months after the date of the certificate issued by the Governor have no further power or authority to assess property in said city for city taxation purposes but property shall be assessed by an assessor elected by the city council for a term of four years from said first Monday of January in the manner provided by law governing and regulating cities of the third class Quadriennially thereafter the city council shall elect an assessor for city purposes for a term of four years

All suits prosecutions debts taxes and claims whatever belonging to said city shall be and remain in full force and shall be sued for recorded or collected under the provisions of law governing the said city prior to the surrender aforesaid and all proceedings thereafter commenced before such surrender shall be proceeded in as though no change had been made and all claims and demands of whatever nature against said city existing prior to the said surrender shall remain of full force and be collected as though no change had been made in the laws regulating and governing such city

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILLS ON FIRST READING.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 187, entitled:

An Act to amend section eleven of an act approved the eleventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred and twenty-two) entitled "An act relating to dogs and the protection of live stock and poultry from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by asesssors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock and poultry by dogs and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and making an appropriation thereof and providing penalties" fixing the fee of the county treasurer for issuing kennel licenses

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 99, entitled:

An Act validating proceedings and ordinances of borough councils providing for joint grading paving curbing and draining of public highways by the borough and county borough and State or the borough county and State and validating municipal liens therefor

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 297, entitled:

An Act authorizing counties of the fourth class and cities of the third class to appropriate moneys to State park and State park and harbor commissions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 167, entitled:

An Act authorizing the employment of stenographers by the district attorneys of certain counties

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 170, entitled:

An Act providing for and regulating the validation of certain borough ordinances.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 106, entitled:

An Act to amend section one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand and seventy-one) entitled "An act requiring banks banking corporations copartnerships or associations cooperative banking association trust safe deposit real estate mortgage title insurance guaranty surety and indemnity companies savings institutions savings banks provident institutions building and loan associations lodges and societies to file of record names of persons authorized to make entries on records of mortgages imposing certain duties on recorders of deeds and declaring certain entries void" by extending its provisions to all corporations copartnerships and associations.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 27, entitled:

An Act to validate certain municipal assessments municipal claims and municipal liens in the several boroughs of the Commonwealth providing for the filing of claims therefor and the proceedings for the collection of such assessments and claims

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 334, entitled:

An Act to amend section one hundred and ninety-six as amended of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight

hundred and forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 304, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section seventeen

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 15, entitled:

An Act to amend section four of an act approved the nineteenth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws sixty-seven) entitled "An act regulating the practice bail costs and fees on appeals to the Supreme Court and Superior Court" as amended fixing the time within which appeals may be allowed

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 490, entitled:

An Act to validate acts done and contracts conveyances transfers and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the Courts of Common Pleas granting a charter where the applicants for incorporation had failed to register its proposed name as required by law and to validate charters of corporations of the first class granted since the sixteenth day of May one thousand nine hundred and twenty-three where there was a failure to register the name or title of the proposed corporation at the time of filing its application for a charter as required by law providing for the subsequent filing of such registration and providing for the amendment of names or titles of such corporations in certain cases

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 308, entitled:

An Act providing that territory annexed to any city of the second class shall constitute a part of the poor district of such city of the second class or of the poor district of which said city is a part

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 220, entitled:

A Supplement to the act approved the twenty-fourth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred and ninety-seven) entitled "An act authorizing the establishment of contagious disease hospitals in the several counties of the Commonwealth to be constructed and maintained out of county funds" providing for the establishment and maintenance of contagious disease hospitals by two or more counties jointly

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 266, entitled:

An Act to amend section one of an act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand and twenty-one) entitled "An act to exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto" as amended by extending the provisions thereof to property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors and marines and discharging certain taxes

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 421, entitled:

An Act making it unalwful to bribe or attempt to bribe any professional baseball player boxer or wrestler and for such player boxer or wrestler to accept agree to accept or solicit bribes

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 366, entitled:

An Act amending clause forty-six of section three of Article five of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" as amended so as to provide that the cities of said class shall have the right to exercise the powers and authority of local self-government in all municipal affairs

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 303, entitled:

An Act to amend sections two and nine to repeal section ten to amend section sixteen and section twenty-two as amended sections twenty-three thirty-one section thirty-two as amended section fifty-two section fifty-four as amended section fifty-seven as amended and section sixty-five of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and sixty-nine) entitled "An act providing for the organization government disciplin maintenance and regulation of the armed land forces of this Commonweatlh

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 82, entitled:

An Act amending sections one and two of an act approved the twelfth day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred and forty-eight) entitled "An act providing for the depositing of money with the clerk of the several courts of quarter sessions and oyer and terminer or other courts of record having jurisdiction in this Commonwealth in lieu of bail and recognizances with surety or sureties in criminal or quasi criminal prosecutions desertion or non support and surety

of the peace cases pending in said courts and fixing the fees of the said clerk of the courts" providing for the depositing of cash bail by others than defendants

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

## RECESS.

The SPEAKER declared a recess until 11:05 A. M.

## AFTER RECESS.

The SPEAKER. The House will be in order.

## SENATE MESSAGE.

### SENATE BILL FOR CONCURRENCE.

The Clerk of the Senate being introuced, presented for concurrence bill numbered anl entitled as follows:

SENATE BILL No. 1. (HOUSE BILL No. 618).

An Act authorizing the issue and sale of bonds to the amount of fifty millions of dollars by the Commonwealth of Pennsylvania defining the powers and duties of the Governor the Auditor General and the State Treasurer in relation thereto; making an appropriation of the proceeds of such bonds for the purpose of improving and rebuilding the highways of the Commonwealth; providing for the payment of the interest on and the redemption of such bonds by the Board of Finance and Revenue and for the sale and registration of said bonds and making an appropriation to carry out the provisions of this act.

Referred to the Committee on Public Roads.

## SENATE MESSAGE.

### TIME OF NEXT MEETING.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In The Senate, Wednesday, February 4, 1925.

Resolved (if the House of Representatives concur), That when the Legislature adjourns today it reconvene on Monday evening, February 9th, at nine o'clock.

Ordered, That he Clerk present the same to the House of Representatives for its concurrence.

On the question,
Will the House concur in the resolution of the Senate?
It was concurred in.
Ordered, That the Clerk inform the Senate accordingly.

## SENATE MESSAGE.

### AMENDED HOUSE RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, returned the resolution from the House of Representatives, as follows:

In the House of Representatives, February 3, 1925.

Whereas, The Congress of the Unitd States has, by several acts of said Congress duly approved by the President of the United States, adopted a project for the improvement of the Allegheny River, and

Whereas, Said improvement has been delayed many years because the bridges across said river in the City of Pittsburgh obstructed navigation; and

Whereas, The Commissioners of Allegheny County have recently executed firm contracts for the rebuilding of said bridges so that they shall no longer obstruct navigation on said river; therefore be it

Resolved (if the Senate concur), That the General Assembly of the Commonwealth of Pennsylvania does hereby request and urge the Secretary of War to allocate for the improvement of the Allegheny River, as authorized by law, an amount from the lump sum appropriated by the 68th Congress for the improvement of rivers and harbors, sufficient to complete Dams Nos. 4 and 5 on said river, and to make additional allocations of funds from year to year until the project for the improvement of said river as adopted by the Congress of the United States shall be fully completed.

Resolved, That copies of this resolution be forwarded by the Secretary of the Commonwealth to the Secretary of War, and to the Chief of Engineers, Washington, D. C., and to the United States District Engineer at Pittsburgh, Pa.

Be it further resolved; That the Secretary of the Commonwealth be instructed to send a copy of this resolution to the two United States Senators and to all Congressmen from Pennsylvania.

With the information that the Senate has passed the same with amendment, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendment.

The Clerk read the amendment as follows:

Be it further resolved, That the Secretary of the Commonwealth be instructed to send a copy of this resolution to the two United States Senators and to all Congressmen from Pennsylvania.

On the question,
Will the House concur in the amendment?
It was concurred in.
Ordered, That the Clerk inform the Senate accordingly.

## ADJOURNMENT.

Mr. HAWS. Mr. Speaker, I move that the House do now adjourn.

The motion was agreed to and (at 11:25 o'clock A. M.) the House adjourned until Monday, February 9, 1925, at 9 o'clock P. M.

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal

Session 1925 — 126th of the General Assembly

Vol. 8. HARRISBURG, PA., MONDAY, FEBRUARY 9, 1925. No. 9.

## SENATE

MONDAY, February 9th, 1925.

The Senate met at 9:00 o'clock P. M.

The PRESIDENT (Lieutenant Governor David J. Davis), in the Chair.

### PRAYER.

The Chaplain, Rev. Edward S. Ninde, offered the following prayer:

Our Heavenly Father: Whenever we come to Thee in prayer, it ought to be with grateful hearts, but at this season of the year we have special reason to thank Thee. We are approaching the anniversary of the birth of one of the greatest of America's sons, Abraham Lincoln. We are glad that in this democratic land it is possible for a boy with no blue blood in his veins, reared in poverty, selfmade, reaching manhood without financial or social or scholastic prestige, simply through sheer force of character, to become the leader of the nation and the Moses of a New Age. We praise Thee for the immortal Lincoln. His fame will endure to the end of time. May his life inspire us to a higher and nobler patriotism, and may we constantly seek to emulate his example!

We ask it in the name of Jesus Christ. Amen.

### JOURNAL APPROVED.

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BUCKMAN, the further reading was dispensed with, and the Journal was approved.

### PETITIONS.

#### FAVORING PASSAGE OF TEACHERS' TENURE BILL.

Mr. MacDADE presented petition of Chester Teachers Association, favoring the passage of the Teachers' Tenure Bill.

Which was referred ta the Committee on Education.

#### PROTESTING AGAINST PASSAGE OF SENATE BILL No. 12.

He also presented petition of the Eastern Counties Protective Association, protesting against the passage of Senate Bill No. 12.

Which was referred to the Committee on Appropriations.

#### PROTESTING AGAINST PROPOSED TWENTIETH AMENDMENT TO THE CONSTITUTION.

He also presented petitions of the Republican Women of Pennsylvania and the Law Association of Pennsylvania protesting against proposed Twentieth Amendment to the Constitution.

Which was referred to the Committee on Judiciary General.

### LEAVES OF ABSENCE.

Mr. MANSFIELD asked and obtained leave of absence for the Senator from Allegheny, Mr. Harris.

Mr. HOMSHER asked and obtained leave of absence for the Senator from Lebanon, Mr. Freeman, on account of illness.

Mr. SALUS asked and obtained leave of absence for the Senator from Philadelphia, Mr. Patton.

Mr. LESLIE asked and obtained leave of absence for the Senator from Allegheny, Mr. Einstein.

Mr. SONES asked and obtained leave of absence for the Senator from Monroe, Mr. Huffman, on account of illness.

### REPORT FROM COMMITTEE.

Mr. DAVIS, from the Committee on New Counties and County Seats, re-reported as committed, Senate Bill No. 85, entitled:

An Act for the protection of the safety of the traveling public by authorizing counties and townships to purchase or condemn by the right of eminent domain property and lands along highways so as to eliminate dangerous curves and widen narrow highways.

### BILLS INTRODUCED.

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 248, entitled:

An Act making an appropriation to the Washington Crossing Park Commission for the purpose of the acquisition of land and property, and the making of improvements, in accordance with the provisions of the act of July twenty-fifth, one thousand nine hundred and seventeen (Pamphlet Laws one thousand two hundred and nine), entitled "An Act to authorize the acquisition, by purchase or condemnation, of land for a park, and the erection of a monument commemorative of Washington crossing the River Delaware, and for the appointment of a commission to acquire said lands and erect such monument; and making an appropriation for the purpose of this act."

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 249, entitled:

An Act making an appropriation to the Board of Finance and Revenue out of the Motor License Fund for paying the interest on and redeeming at maturity the bonds of this Commonwealth heretofore or hereafter issued for the purpose of improving and rebuilding highways and for the payment of compensation to the Commonwealth's loan and transfer agent.

Which was committed to the Committee on Appropriations.

Mr. DAVIS read in his place and presented to the Chair Senate Bill No. 250, entitled:

An Act amending section three of an act approved the twentieth day of May, one thousand nine hundred and twenty-one, (P. L. 944), entitled "An Act authorizing the establishment by counties of hospitals for the treatment of persons afflicted with tuberculosis; providing for the management and maintenance thereof; and authorizing the incurring of indebtedness and the levy of taxes therefor," by changing the number and composition of the board of trustees.

Which was committed to the Committee on New Counties and County Seats.

Also read in his place and presented to the Chair Senate Bill No. 251, entitled:

An Act making an appropriation for the Lithuanian National Catholic "Vilnius" Home of the United States of America, located in the Township of Overfield, County of Wyoming and State of Pennsylvania.

Which was referred to the Committee on Appropriations.

Mr. PHIPPS read in his place and presented to the Chair Senate Bill No. 252, entitled:

An Act providing that the labor of a married woman shall be her property and giving her the right to recover all damages on account of her personal injury.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 253, entitled:

An Act to amend section two, clause (c) of an act approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 447) entitled "An Act relating to the administration, and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries: the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents; rents of real estate as assets for payment thereof, the lien thereof, sales and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate, legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and revival of actions, and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries, the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers, and liabilities of non-resident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefore; appeals in certain cases and, also generally dealing with the jurisdiction, powers, and procedure of the orphan's court in all matters relating to fiduciaries concerned with the estates of decedents," equalizing the rights of males and females to letters of administration.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 254, entitled:

An Act to amend section eight, as amended in part, of an act approved the seventh day of June, one thousand nine hundred and seventeen, (P. L. 403), entitled, "An Act relating to the form, execution, revocation, and interpretation of wills; to nuncupative wills; to the appointment of testamentary guardians; to spend-thrift trusts; to forfeiture of devise or legacy in case of murder of testator; to elections to make under or against wills, and to the recording and registoring of such elections and of decrees relative thereto, and to the fees therefor," by giving to the sole surviving parent the right to appoint a testamentary guardian for his or her minor child.

Which was committed to the Committee on Judiciary General.

Mr. CULBERTSON read in his place and presented to the Chair Senate Bill No. 255, entitled:

An Act to establish as a state highway a certain section of public road in the County of Juniata.

Which was committed to the Committee on Public Roads and Highways.

Mr. BAUMER read in his place and presented to the Chair Senate Bill No. 256, entitled:

An Act to amend section one of the act approved the twenty-third day of April, one thousand nine hundred and three, (P. L. 274), entitled "An Act defining the powers of the several courts of quarter sessions of the peace, within this Commonwealth, with reference to the care, treatment, and control of dependent, neglected, incorrigible and delinquent children, under the age of sixteen years, and providing for the means in which such power may be exercised," as amended, by extending the provisions of the act to children under the age of eighteen years.

Which was committed to the Committee on Judiciary General.

Mr. BONBRAKE read in his place and presented to the Chair Senate Bill No. 257, entitled:

An Act making an appropriation to the Department of Forests and Waters for repairs to and dredging of Laurel Dam located in Michaux State Forest Reserve, in Cumberland County.

Which was committed to the Committee on Appropriations.

Mr. NORTON read in his place and presented to the Chair Senate Bill No. 258, entitled:

An Act making an appropriation to the Home for Widows and Single Women of Reading, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 259, entitled:

An Act to establish as a State Highway a certain section of public road in the counties of Berks and Lehigh.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 260, entitled:

An Act to establish as a State Highway a certain section of public road in the county of Berks.

Which was committed to the Committee on Public Roads and Highways.

Mr. STEELE read in his place and presented to the Chair Senate Bill No. 261, entitled:

An Act to amend sections one and two of the act approved the fourteenth day of April, one thousand nine hundred and five, (P. L. 162), entitled "An Act regulating the method of

procedure in the execution of line or partition fences," providing for fence views in cities of the third class by the mayor and members of council.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 262, entitled:

An Act authorizing the Commonwealth to recover from any person causing a forest fire the expenses incurred by the Commonwealth by reason of such fire.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 263, entitled:

A Supplement to the act approved the twenty-fifth day of July, one thousand nine hundred and seventeen, (P. L. 1206), entitled "An Act to provide for the selection of a site and the erection of buildings for a State Hospital for the Insane, to be erected east of the Allegheny Mountains, and to be known as the Eastern State Hospital for the Insane; providing for the management of the same, and making an appropriation for the purchase of said site and the preparation of plans for the construction of buildings for the said hospital," changing the name of said hospital to the Selinsgrove State Colony; changing the purpose of said hospital to an institution for the reception, care, maintenance and treatment of epileptics.

Which was committed to the Committee on Appropriations.

Mr. MILLER read in his place and presented to the Chair Senate Bill No. 264, entitled:

An Act relating to grade crossings; making it unlawful to construct crossings of railroad or street railway tracks and public highways at grade; authorizing the Secretary of Highways to erect signs at dangerous crossings; making it unlawful to proceed across crossings so designated without coming to a stop, and providing a penalty.

Which was committed to the Committee on Railroads.

Also read in his place and presented to the Chair Senate Bill No. 265, entitled:

An Act to further amend section two of an act approved the seventeenth day of June one thousand nine hundred fifteen (Pamphlet Laws ten hundred twelve) entitled "An Act regulating the business of loaning money in sums of three hundred ($300) dollars or less, either with or without security, to individuals pressed by lack of funds to meet immediate necessities; fixing the rates of interest and charges therefor; requiring the licensing of lenders; and prescribing penalties for the violation of this act."

Which was committed to the Committee on Banks and Building and Loan Associations.

Mr. SNYDER read in his place and presented to the Chair Senate Bill No. 266, entitled:

An Act making an appropriation to the Altoona Hospital, Altoona, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 267, entitled:

An Act making an appropriation to the Mercy Hospital, of Altoona, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 268, entitled:

An Act making an appropriation to the Nason Hospital Association, of Roaring Spring, Blair County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 269, entitled:

An Act making an appropriation to the J. C. Blair Memorial Hospital, of Huntingdon, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. JOYCE read in his place and presented to the Chair Senate Bill No. 270, entitled:

An Act relating to the discharge of industrial wastes and the effluent of industrial waste treatment works into the waters of the State; authorizing the Sanitary Water Board under certain conditions and upon the payment of certain fees to issue permits for such discharge; providing for the payment of fees into a special fund in the State Treasury; and appropriating the moneys in said fund.

Which was committed to the Committee on Public Health and Sanitation.

Mr. SALUS read in his place and presented to the Chair Senate Bill No. 271, entitled:

An Act to amend section one of the act approved the fifteenth day of March, one thousand nine hundred and eleven (P. L. 20), entitled, "An Act regulating in criminal trials the cross-examination of a defendant when testifying in his own behalf," by prohibiting the introduction as evidence of certain testimony or records.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 272, entitled:

A Supplement to the act approved the sixteenth day of July, one thousand eight hundred and thirty-six (P. L. 755), entitled "An Act relating to executions," by providing for execution upon unliquidated claims due defendants in judgments.

Which was committed to the Committee on Judiciary General.

Mrs. VARE read in her place and presented to the Chair Senate Bill No. 273, entitled:

An Act to make an appropriation for the improvement of the port facilities of the State of Pennsylvania at Philadelphia, and providing for the expenditure thereof.

Which was committed to the Committee on Appropriations.

Mr. LESLIE read in his place and presented to the Chair Senate Bill No. 274, entitled:

An Act making an appropriation to the Historical Society of Western Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 275, entitled:

An Act making an appropriation to Saint Francis Hospital, of Pittsburgh.

Which was committed to the Committee on Appropriations.

Mr. DAIX read in his place and presented to the Chair Senate Bill No. 276, entitled:

An Act providing for the granting, renewing and revocation by the Public Service Commission of certificates of public convenience, to operate vehicles for the carriage of passengers.

Which was committed to the Committee on Judiciary Special.

Also read in his place and presented to the Chair Senate Bill No. 277, entitled:

An Act to amend section one of article three, clause (b) of section four of article two and to add article twenty-four to, an act approved the twenty-fifth day of June, one thousand nine hundred and nineteen, (P. L. 581), entitled "An Act for the better government of cities of the first class of this Commonwealth," by abolishing the office of Purchasing Agent and substituting therefor a new department to be known as the Department of Supplies.

Which was committed to the Committee on Municipal Affairs.

Also read in his place and presented to the Chair Senate Bill No. 278, entitled:

An Act to regulate the practice of Chiropractic and to provide for the appointment and maintenance of a Board of Chiropractic Examiners; To define the powers and duties of said Board of Chiropractic Examiners; To provide for the examining and licensing of Chiropractors in this State and provide for penalties for the violation of this act.

Which was committed to the Committee on Public Health and Sanitation.

Also read in his place and presented to the Chair Senate Bill No. 279, entitled:

An Act to amend section one of an act approved the thirtieth day of May one thousand eight hundred and ninety-five entitled "An Act to provide for safety guards upon passenger elevators and providing a penalty for violation thereof."

Which was committed to the Committee on Judiciary Special.

Also read in his place and presented to the Chair Senate Bill No. 280, entitled:

An Act making an appropriation to the Woman's Medical College of Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. SCHANTZ (by request of Mr. Patton) read in his place and presented to the Chair Senate Bill No. 281, entitled:

An Act making an appropriation to the Western Temporary Home of Philadelphia.

Which was committed to the Committee on Appropriations.

Mr. BARR read in his place and presented to the Chair Senate Bill No. 282, entitled:

An Act to amend sections two, five, eleven, twenty, twenty-five, twenty-eight and thirty-one, and to repeal section four of the act approved the fourteenth day of June, one thousand nine hundred and twenty-three, (P. L. 779), entitled "An Act for the registration and regulation of certain individuals and entities selling, offering for sale or delivery, soliciting subscriptions to or orders for, or undertaking to dispose of, inviting offers for or inquiries about, or dealing in any manner in, securities defined herein; conferring powers and imposing duties on the Commissioner of Banking, and otherwise providing for the administration of this act; prescribing penalties; and making an appropriation," by making certain additional individuals and entities subject to the provisions thereof; limiting the powers of the Secretary of Banking; requiring additional qualifications of deputies; requiring the establishment of offices in Philadelphia and Pittsburgh; and changing the fees to be paid to witnesses and by applicants.

Which was committed to the Committee on Banks and Building and Loan Associations.

## LEAVE OF ABSENCE TO JOHN H. FERTIG.

Mr. WOODWARD offered the following resolution, which was twice read, as follows, considered and agreed to:

In the Senate of Pennsylvania, February 9, 1925.

Whereas, By reason of his conscientious labor in assisting in the work of the General Assembly, John H. Fertig, the Assistant Director of the Legislative Reference Bureau, has suffered a breakdown in health and is now in a much weakened physical condition, but persists in giving his time and strength to the discharge of his duties at the risk of permanently impairing his health; therefore be it

Resolved (if the House of Representatives concur), That a leave of absence of two weeks to commence immediately upon the adoption of this resolution be granted by the General Assembly to John H. Fertig, Esq., Assistant Director of the Legislative Reference Bureau, in order to give him an opportunity to regain his health.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

## ADJOURNMENT IN RESPECT TO MEMORY OF HON. J. DENNY O'NEIL.

Mr. MANSFIELD offered the following resolution, which was twice read, considered and agreed to:

In the Senate, February 9, 1925.

Resolved, That when the Senate adjourns this evening, it do so in respect to the memory of the late Hon. J. Denny O'Neil, of McKeesport, Pennsylvania, former Insurance Commissioner and former State Highway Commissioner of the Commonwealth.

## BILL ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 15, entitled:

An Act for the protection of the public health by regulating the serving of milk for drinking purposes to patrons of hotels restaurants lunch rooms fountains and dining cars and the sale of milk at retail and providing penalties.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

## BILL POSTPONED.

Mr. WOODWARD. Mr. President, I move that the question together with the further consideration of the bill be postponed for the present.

Mr. PHIPPS. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 19, entitled:

An Act making incurable insanity a cause for divorce and providing procedure in such cases.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—23.

| | | | |
|---|---|---|---|
| Aron, | Daix, | MacDade, | Sones, |
| Baldwin, | Davis, | Norton, | Stites, |
| Barr, | DeWitt, | Phipps, | Vare, |
| Bonbrake, | Earnest, | Salus, | Weingartner, |
| Brown, | Kutz, | Schantz, | Woodward, |
| Buckman, | Leslie, | Snyder, | |

NAYS—16.

| | | | |
|---|---|---|---|
| Baumer, | Derrick, | Kunkle, | Painter, |
| Betts, | Gelder, | Mansfield, | Quigley, |
| Coyne, | Griswold, | Miller, | Sprowls, |
| Culbertson, | Joyce, | North, | Steele. |

Less than a majority of all the Senators having voted "aye" the question was determined in the negative.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 32, entitled:

An Act to amend section six hundred and three of an act, approved the seventeenth day of May, nineteen hundred and twenty-one (Pamphlet Laws, six hundred and eighty-two), entitled "An Act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," as amended, providing for the investment of the surplus of domestic stock casualty insurance companies.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—41.

| | | | |
|---|---|---|---|
| Aron, | Davis, | Kutz, | Salus, |
| Baldwin, | Derrick, | Leslie, | Schantz, |
| Barr, | DeWitt, | MacDade, | Snyder, |
| Baumer, | Earnest, | Mansfield, | Sones, |
| Betts, | Gelder, | Miller, | Sprowls, |
| Bonbrake, | Griswold, | North, | Steele, |
| Brown, | Homsher, | Norton, | Stites, |
| Buckman, | Joyce, | Painter, | Vare, |
| Coyne, | Krause, | Phipps, | Weingartner, |
| Culbertson, | Kunkle, | Quigley, | Woodward, |
| Daix, | | | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL OVER IN ORDER.

Mr. DERRICK. Mr. President, I ask that Senate Bill No. 36 on third reading entitled:

An Act authorizing the employment of stenographers by the district attorneys of certain counties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 48, entitled:

An Act relating to fruit syrups and prohibiting the manufacture sale offering for sale exposing for sale or having in possession with intent to sell of any adulterated or misbranded fruit syrups and providing penalties for the violation thereof and providing for the enforcement thereof.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—41

| | | | |
|---|---|---|---|
| Aron, | Davis, | Kutz, | Salus, |
| Baldwin, | Derrick, | Leslie, | Schantz, |
| Barr, | DeWitt, | MacDade, | Snyder, |
| Baumer, | Earnest, | Mansfield, | Sones, |
| Betts, | Gelder, | Miller, | Sprowls, |
| Bonbrake, | Griswold, | North, | Steele, |
| Brown, | Homsher, | Norton, | Stites, |
| Buckman, | Joyce, | Painter, | Vare, |
| Coyne, | Krause, | Phipps, | Weingartner, |
| Culbertson, | Kunkle, | Quigley, | Woodward, |
| Daix, | | | |

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL RECOMMITTED.

Mr. GRISWOLD. Mr. President, I move that Senate Bill No. 86, on third reading, entitled:

An Act to amend section five hundred and sixty-one of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by changing the penalty to be added to delinquent school taxes and providing for rebates, in second class districts.

be recommitted to the Committee on Education.

Mr. DAIX. Mr. President, I second the motion.

The motion was agreed to.

## BILL ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 130, entitled:

An Act to regulate and standardize the manufacture and sale of clinical thermometers and to provide a penalty.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. SCHANTZ. Mr. President, I ask unanimous consent to amend Title, line 2, by striking out "clincial" and inserting in lieu thereof the word "clinical"; also section 1,

line 4, by striking out "theremometer" and inserting in lieu thereof the word "thermometer".

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILL ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 132, entitled:

An Act providing for a revised edition of the Borough Code and the printing thereof.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—41

| | | | |
|---|---|---|---|
| Aron, | Davis, | Kutz, | Salus, |
| Baldwin, | Derrick, | Leslie, | Schantz, |
| Barr, | DeWitt, | MacDade, | Snyder, |
| Baumer, | Earnest, | Mansfield, | Sones, |
| Betts, | Gelder, | Miller, | Sprowls, |
| Bonbrake, | Griswold, | North, | Steele, |
| Brown, | Homsher, | Norton, | Stites, |
| Buckman, | Joyce, | Painter, | Vare, |
| Coyne, | Krause, | Phipps, | Weingartner |
| Culbertson, | Kunkle, | Quigley, | Woodward, |
| Daix, | | | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

## BILL ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 143, entitled:

An Act to further amend section three of the act approved the nineteenth day of March, one thousand nine hundred and fifteen, (P. L. 5), entitled "A further supplement to an act entitled 'An act to establish a county court for the county of Allegheny, and prescribing its powers and duties; regulating the procedure therein, and providing for the expenses thereof,' approved the fifth day of May, one thousand nine hundred and eleven; constituting the said court the juvenile court of said county, and prescribing its organization, jurisdiction, and powers therein and otherwise," as amended, by requiring the salary board to fix the salaries of all employes of such juvenile court.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. MANSFIELD. Mr. President, I ask unanimous consent to amend Title, line 9, by inserting after the word "eleven" the words (Pamphlet laws, one hundred ninety-eight); also in Section 1, page 2, line 7, by inserting after the word "eleven" the words (Pamphlet laws, one hundred ninety-eight); also Section 1, page 2, line 8, by striking out "perscribing" and inserting in lieu thereof the word "prescribing"; also Section 1, page 2, line 18, by inserting after the word "eleven" the words (Pamphlet laws, one hundred ninety-eight).

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILL RECOMMITTED.

Mr. HOMSHER. Mr. President, I move that Senate Bill No. 164, on third reading, entitled:

An Act to repeal the act approved the twenty-fifth day of May, one thousand nine hundred and twenty-one, (P. L. 1131), entitled "An act to regulate the practice of the profession of engineering and of land surveying; creating a State Board for the Registration of Professional Engineers and Land Surveyors; defining its powers and duties; imposing certain duties upon the Commonwealth and political subdivisions thereof in connection with public work; and providing penalties."

be recommitted to the Committee on Judiciary General.

Mr. WOODWARD. Mr. President, I second the motion.

The motion was agreed to.

## BILL ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 169, entitled:

An Act authorizing the entry of sheriffs constables and others by force or otherwise into places or buildings where goods and chattels formerly levied upon are contained for the purpose of sale and providing penalties for interference.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. SALUS. Mr. President, I ask unanimous consent to amend Section 1, page 1, line 6, by striking out "chattells" and inserting in lieu thereof the word "chattels".

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 172, entitled:

An Act to further amend section one of the act approved the fourteenth day of May, one thousand nine hundred and fifteen, (P. L. 483), entitled "An Act relating to practice in the courts of common pleas in actions of assumpsit and trespass, except actions for libel and slander; prescribing the

pleadings and procedure to be observed therein, and giving the courts power to enforce its provisions;" by providing that the same shall not apply to cases appealed from subordinate courts.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40

| | | | |
|---|---|---|---|
| Aron, | Davis, | Kunkle, | Quigley, |
| Baldwin, | Derrick, | Kutz, | Salus, |
| Barr, | DeWitt, | Lanius, | Schantz, |
| Baumer, | Earnest, | Leslie, | Snyder, |
| Betts, | Gelder, | Mansfield, | Sones, |
| Bonbrake, | Griswold, | Miller, | Sprowls, |
| Brown, | Heaton, | North, | Steele, |
| Buckman, | Homsher, | Norton, | Stites, |
| Coyne, | Joyce, | Painter, | Vare, |
| Daix, | Krause, | Phipps. | Weingartner, |

NAYS—3

| | | |
|---|---|---|
| Culbertson, | MacDade, | Woodward, |

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 189, entitled:

A joint resolution proposing an amendment to section twelve of article three of the Constitution of Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. WOODWARD. Mr. President, I wish to state that this is the constitutional amendment to allow the State to set up its own printing plant.

Mr. LESLIE. Mr. President, I would like to interrogate the Senator from Philadelphia.

The PRESIDENT. Will the Senator from Philadelphia, Mr. Woodward, permit himself to be interrogated?

Mr. WOODWARD. Mr. President, I will.

Mr. LESLIE. Mr. President, I desire to ask the Senator from Philadelphia, Mr. Woodward, what kind of institution he wishes to set up for printing.

Mr. WOODWARD. Mr. President, in the penitentiaries, perhaps.

Mr. LESLIE. Mr. President, and in the insane asylums?

Mr. WOODWARD. Mr. President, that would be very bad, I am afraid.

Mr. LESLIE. Mr. President, does the Senator from Philadelphia, Mr. Woodward, recognize that it would be in competition with the crafts and trades?

Mr. WOODWARD. Mr. President, yes, but in the State of New Jersey they do two-thirds of their printing.

Mr. LESLIE. Mr. President, I am speaking of Pennsylvania.

Mr. WOODWARD. Mr. President, I know, but I would say that in New Jersey they do two-thirds of their printing in the penitentiaries, and I believe the same thing could be done in Pennsylvania. The labor unions are in favor of it.

Mr. LESLIE. Mr. President, you are satisfied that would do in Pennsylvania?

Mr. WOODWARD. Mr. President, no, it has not been tried.

Mr. LESLIE. Mr. President, I desire to ask the Senator from Philadelphia, Mr. Woodward, whether he is trying to do it by constitutional amendment?

Mr. WOODWARD. Mr. President, not at all, this is optional. This gives the State the option to let to the lowest bidder or set up its own plant or do the printing in the penitentiaries.

Mr. LESLIE. Mr. President, I desire to ask the Senator from Philadelphia, Mr. Woodward, whether he, in other words, would want prison labor to come in competition with the crafts and trades? They go out as apprentices and work themselves up into journeymen and then compete with prison labor.

Mr. WOODWARD. Mr. President, I would say it would be saving the State money in printing.

Mr. LESLIE. Mr. President, I am speaking about competition.

Mr. WOODWARD. Mr. President, I am in favor of educating the convict so that when he goes out of prison he will have a trade.

Mr. LESLIE. Mr. President, that may be commendable with regard to a trade such as that of the carpenter, the weaver or some other craft not so technical; but with printing there is the specially designed machinery for printing, operated by men who spend their lifetime in the craft.

Mr. WOODWARD: Mr. President, It depends on the sentence.

Mr. LESLIE. Mr. President, no, it depends on the individual and his disposition and character.

Mr. BARR. Mr. President, I rise to a point of order.

The PRESIDENT. The Senator from Allegheny, Mr. Barr, will state his point of order.

Mr. BARR. Mr. President, the question under discussion is not being followed. The Senators are deviating from the question before the house.

The PRESIDENT. The point of order of the Senator from Allegheny, Mr. Barr, is well taken. The Senators will confine themselves to a discussion of the bill under consideration.

Mr. LESLIE. Mr. President, I will admit that I have deviated from the question, and I would like to deviate further. I ask the Senate to consider the matter of turning the prisons into printing establishments. The printing press, today, is the most technical piece of machinery there is in existence. In one moment an individual can ruin that machinery, thereby taking away a craft and trade, and taking it out of public life. I am not defending any labor organization; I am only presenting the proposition of this State going into this technical profession.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—35.

| | | | |
|---|---|---|---|
| Aron, | Daix, | Joyce, | Quigley, |
| Baldwin, | Davis, | Kunkle, | Snyder, |
| Barr, | Derrick, | Kutz, | Sones, |
| Baumer, | DeWitt, | Lanius, | Sprowls, |
| Betts, | Earnest, | MacDade, | Steele, |
| Bonbrake, | Gelder, | Mansfield, | Stites, |
| Brown, | Griswold, | Miller, | Vare, |
| Buckman, | Heaton, | North, | Woodward, |
| Culbertson, | Homsher, | Painter, | |

NAYS—4.

| | | | |
|---|---|---|---|
| Leslie, | Salus, | Weingartner, | Norton, |

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 196, entitled:

An Act ratifying and confirming the action of the Department of Welfare in classifying the Wernersville State Hospital as a hospital for the care and treatment of the indigent insane.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Davis, | Kutz, | Salus, |
| Baldwin, | Derrick, | Lanius, | Schantz, |
| Barr, | DeWitt, | Leslie, | Snyder, |
| Baumer, | Earnest, | MacDade, | Sones, |
| Betts, | Gelder, | Mansfield, | Sprowls, |
| Bonbrake, | Griswold, | Miller, | Steele, |
| Brown, | Heaton, | North, | Stites, |
| Buckman, | Homsher, | Norton, | Vare, |
| Coyne, | Joyce, | Painter, | Weingartner, |
| Culbertson, | Krause, | Phipps, | Woodward, |
| Daix, | Kunkle, | Quigley, | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL OVER IN ORDER.

Mr. BARR. Mr. President, I ask that Senate Bill No. ——, (House Bill No. ——), on ——— reading, entitled:

An Act to amend section fourteen of the act, approved the eighteenth day of July, one thousand nine hundred and seventeen, (P. L. 1043), entitled "An Act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes: exempting annuities, allowances, returns, benefits. and rights from taxation and judicial process; and providing penalties; by providing for the payment of a State annuity to employes who separated from school service prior to the establishment of the Retirement System.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

## BILL ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 202, entitled:

An Act in relation to the Procedure in certain classes of cases in which there is raised a question as to the jurisdiction of a Court of First Instance over the defendant or the cause of action for which suit is brought and authorizing appeals from the preliminary decision of such questions

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Will the Senate agree to the bill?

Mr. MacDADE. Mr. President, I ask unamimous consent to amend Section 1, page 1, line 10, by striking out the word "applied" and inserting in lieu thereof the word "appealed".

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 165, entitled:

An Act authorizing counties to engage in health work and to appropriate monyes for such purposes.

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Board of County Commissioners may provide and appropriate from any monies in the county treasury not otherwise appropriated annually such sum or sums as they deem necessary for the protection of health cleanliness convenience comfort and safety of the people of the county and said Board of County Commissioners upon their appropriating money for health work as provided for herein shall cooperate with the State Department of Health and boroughs and first-class townships within their respective counties in the promotion of health work

Section 2 In case any health officers are appointed under section one of this act such appointees shall be approved by the State Department of Health and such appointees shall have the same powers and duties as are now prescribed for the same officers in boroughs and first-class townships

On the question,

Will the Senate agree to the section?

Mr. JOYCE. Mr. President I move to amend section 1, page 1, line 7, by inserting after the word "of" the word "the."

Mr. DAIX. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The title of the bill was read as follows and agreed to.

An Act authorizing counties to engage in health work and to appropriate monies for such purposes

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 182, as follows:

An Act establishing certain public roads as State highways and providing for their construction and maintenance at the expense of the Commonwealth

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the following various sections of public roads shall respectively be adopted by the Commonwealth as State Highways to be constructed and maintained at the sole expense of the Commonwealth under the provisions of present or future laws governing main State Highways that is to say

Route three hundred and seventy-five beginning at a point in Lehman Township Luzerne County at the East end of the County Bridge over that portion of Harvey's Lake commonly known as the Inlet thence on the line of present State-aid road along the East shore of Harvey's Lake through Lehman Lake and Dallas Townships to Alderson thence along the North shore of Harvey's Lake to a point at the intersection with State highways route number one hundred and seventy-seven at the Lehigh Valley Railroad Picnic Ground

Route three hundred and seventy beginning at Elizabeth in Allegheny County and running thence to East Elizabeth thence following an improved county road through the corporate limits of the city of Clairton to the corporate limits of what was formerly Wilson borough thence following the township road through the township of Jefferson to Aber School thence to the intersection of an unimproved portion of what is known as New England in Mifflin township thence to Mifflin School thence to an improved county road known as the Pittsburg-McKeesport Boulevard and thence by way of an improved county road known as Streets Run Road to the corporate limits of Hays borough

Route three hundred and seventy-seven beginning at a point on State Highway Route number one hundred and twenty near East McKeesport thence by way of an improved county road known as Long Run Road and an improved road known as White Oak Level Road and thence along Jack's Run Road to the Henry Hoffman property leaving Jack's Run Road and passing the lands of William G Land Peter Beech and others to the Greensburg Pike designated as State Highway Route number one hundred and twenty and over said Route number one hundred and twenty to a point on the boundary line of the City of Pittsburgh

Route three hundred and seventy-eight beginning at a point at or near the residence of the late Timothy Gowan in State Highway Route number sixty-nine in South Buffalo township Armstrong County and running thence by way of McVill and Cadogan to the west end of the iron bridge leading over the Allegheny River to Ford City thence over said bridge and connecting with State Highway Route number two hundred and three by said City

Route three hundred and seventy-nine beginning at a point at the Armstrong County end of the wagon bridge over the Kiskiminetas River at Avonmore in Kiskiminetas township thence by the macadam road and extending on through the village of Maysville to a point at the forks of the road near Wilson's School House thence by way of McMunn farm to a point on State Highway Route number one hundred and eighty-eight on the J M Ray Est Farm

Route three hundred and eighty beginning at Osterburg in State Highway Route number forty-seven in the county of Bedford running thence by way of Imbler Weyant and Pavia

Route three hundred and eighty-one beginning at Baumstown in State Highway Route number one hundred and forty-six in Berks County and running thence across the Schuylkill River to the borough of Birdsboro and intersecting with State Highway Route number one hundred and forty-seven

Route three hundred and eighty-two beginning in the borough of Womelsdorf in State Highway Route number one hundred and forty-nine in Berks County and running thence by way of Host and Rehrersburg to Bethel and intersecting with State Highway Route number one hundred and forty-one

Route Three Hundred and Eighty-three beginning at Bellwood in State Highway Route number fifty-five in Blair County and running thence by way of Figart to the county line near Blandburg

Route Three Hundred and Eighty-four beginning at Roaring Spring in State Highway Route number two hundred and sixty-six in Blair County and running thence in a southerly direction to the State-aid road near Baker's Summit

Route Three Hundred and Eighty-five beginning at West Franklin in State Highway Route number two hundred and ninety-five in Bradford County and running thence by way of Creamery Station Ba ley's Corners Granville Center to the residence of Ely Lewis thence past the residence of R. H. Fleming to a point on State Highway Route number twenty near the residence of Cola Kendall

Route Three Hundred and Eighty-six beginning at Quakertown in Bucks County at an intersection with State Highway Route number one hundred and fifty-three and running thence by way of Richlandtown Pleasant Valley Springtown Durham to Riegelsville and intersecting with State Highway Route number one hundred and fifty-six

Route Three Hundred and Eighty-seven beginning at Greensburg in Westmoreland County and running thence by way of State Highway Route number sixty-nine to Freeport in Armstrong County thence by way of Silvervill-Sarverville Knox Chapel Saxonburg to Jefferson Center in Butler County

Route Three Hundred and Eighty-eight beginning at a point on the Millerstown and Culmerville improved county road in the village of Millerstown Allegheny County and proceeding in an easterly direction to the Millerstown school thence northeasterly following a township road to the intersection of township road running from McGoldbrick School thence northeasterly to township road thence southerly along said township road thence easterly intersecting with present State Highway Route number seventy

Route Three Hundred and Eighty-nine beginning on present State Highway Route number seventy-two in the borough of Etna Allegheny County and extending in a northeastwardly direction to an improved county road at a point on the dividing line between O'Hara and Shaler townships

Route Three Hundred and Ninety beginning at a point on State Highway Route number seventy-two near Talley Cavey Allegheny County thence by way of Cramer School in a general easterly direction through Hampton township to an improved county road known as the three degree and middle road

Route Three Hundred and Ninety-one beginning at the line of the City of McKeesport at St. Marys Cemetery Allegheny County thence in a general northeasterly direction through Versailles township to a point on Lincoln Way three hundred feet more or less northwestwardly from the Foster road

Route Three Hundred and Ninety-two beginning at the line of the City of McKeesport at the northeasterly extremity of Fifth Avenue Allegheny County thence in a general northeasterly direction along the meanders of Crooked Run through Versailles township to a point on the line of the borough of East McKeesport at its intersection with Fifth Avenue and being the most direct connection between Fifth Avenue East McKeesport

Route Three Hundred and Ninety-three beginning at the Round Hill Presbyterian Church on present State Highway Route number two hundred and eighty-eight Allegheny County northeastwardly by way of the Harmony School to present State Highway Route number three hundred and thirty

Route Three Hundred and Ninety-four beginning at the head of Pangburn Run at Forward School Allegheny County thence running in a general southerly direction by way of Sun Fish Run to a point on State Highway Route number one hundred and eighty-one approximately one mile west of Allegheny-Westmoreland County line

Route Three Hundred and Ninety-five beginning at the end of brick road at Linhart Wilkins Township Allegheny County thence in a general northerly direction through Wilkins and Penn townships crossing State Highway Route number one hundred and eighty-seven to Rodi Postoffice on State Highway Route number two hundred and thirty-eight

Route Three Hundred and Ninety-six beginning on State Highway Route number two hundred and fifty-seven at a point one and one-half miles east of the Allegheny-Washington county line thence in a general southeasterly direction by way of Half Crown School and Fink Run to a point on Noblestown improved road in North Fayette township

Route Three Hundred and Ninety-seven beginning at a point on Thens Run Road in South Fayette Township at the village of Preste Allegheny County thence in a general southerly direction to a point on State Highway Route number one hundred and eight

Route Number Three Hundred and Ninety-eight beginning at the borough of Frackville in State Highway Route number one hundred and ninety-one in Schuylkill County and running thence to Fountain Springs a distance of about three miles

Route Three Hundred and Ninety-nine beginning at Heidlesburg in State Highway Route number one hundred and twenty-three in Adams County and running thence by way of Bowider to East Berlin and intersecting with State Highway Route number one Hundred and Ninety

Route Four Hundred beginning at Waynesboro on State Highway Route number two hundred and twenty-four in Franklin County and running thence by way of Quincy Mont Alto East Fayetteville Station to Fayetteville on State Highway Route number forty-three

Route Four Hundred and One beginning at the borough of Houtzdale thence in a general southwesterly direction to the borough of Ramey in Clearfield County for a distance of two and five-tenths miles more or less

Route Four Hundred and Two beginning at the end of the brick street in Sebula thence in a northeasterly direction for two and five-tenths miles more or less in Clearfield County

Route Four Hundred and Three beginning at the end of the State road which connects with route number five hundred and seventy in Bradford township Clearfield County thence in a northerly direction three miles more or less to the village of Shawville

Route Four Hundred and Four beginning at the borough of State College on State Highway route number fifty-six thence in a northwesterly direction a distance of five miles more or less to the village of Waddles on State Highway Route number three hundred and forty-six in Centre County

Route Four Hundred and Five beginning at a point about two miles southwest of Stromstown on State Highway Route number three hundred and forty-six thence in a northwesterly direction three miles more or less to the village of Port Matilda on State Highway Route number two hundred and forty-five in Centre County

Route Four Hundred and Six beginning at Chest Springs on State Highway Route number two hundred and twenty-one Cambria County and running thence by way of St Augustine to Fallentimber and intersecting with State Highway Route number two hundred and thirty-four

Route Four Hundred and Seven beginning at Center Square in the borough of Middletown in Dauphin County and running thence south on Union Street to the bridge across the Swatara Creek thence to Royalton Falmouth and Collins to a point north of Bainbridge and intersecting with State Highway Route number two hundred and eighty thence over said route number two hundred and eighty to Bainbridge Square thence south through Bainbridge by way of Billmyer and Rowena to Marietta and again intersecting with State Highway Route number two hundred and eighty thence over State Highway Route number two hundred and eighty to Columbia

Route Four Hundred and Eight beginning at White Haven in the county of Carbon and running thence through Kidder township to the county line of Carbon and Monroe Counties and from thence to Blakeslee in Monroe County and intersecting with State Highway Route number one hundred and sixty-nine

Route Four Hundred and Nine beginning at a point on State Highway Route number sixty-five in Paint township Clarion County at what is known as Brenniman's Corners between Shippinville and Clarion and running thence in a general northerly direction through the village of Authurs Lucinda and Snydersburg to Leeper and intersecting with State Highway Route number two hundred and forty-eight

Route Four Hundred and Ten beginning at a point in State Highway Route number one hundred and five at Drury's Run in Clinton County and running thence to Tamarack

Route Four Hundred and Eleven beginning at Sinnamahoning in State Highway Route number one hundred and five in Cameron County and running thence up the Valley of First Fork to the village of First Fork

Route Four Hundred and Twelve beginning at Elverson at the intersection of State Highway Routes numbers three hundred and seventy-two and three hundred and twenty-eight in the County of Chester and running thence by way of the Philadelphia and Lancaster Pike to the intersection of State Highway Routes numbers two hundred ond forty-four and two hundred and seventy-four in Berks County

Route Four Hundred and Thirteen beginning at an intersection with State Highway Route number three hundred and sixty at Unionville Chester County and running thence through the townships of East Marlboro Newlin Pocopson to Wawasette thence over the State-aid road from Wawasette to the borough line of West Chester

Route Four Hundred and Fourteen beginning at Jerseytown in State Highway Route number two hundred and forty-nine in the county of Columbia and running thence by way of Billmeyer's Park to Washingtonville Montour County and intersecting with State Highway Route number two hundred and forty

Route Four Hundred and Fifteen beginning at Willow-Grove on State Highway Route number four in Columbia county and running thence by way of Mifflinville to Mainville.

Route Four Hundred and Sixteen beginning at Hogestown on State Highway Route number thirty-four in Cumberland County and running thence by way of Mechanicsburg and Nantille to Lisburn

Route Four Hundred and Seventeen beginning at Walnut Bottom in State Highway Route number thirty-five in Cumberland County and running thence by way of Stoughstown and Big Spring to Newville and intersecting with State Highway Route number one hundred and ninety-one

Route Four Hundred and Eighteen beginning at Lima on State Highway Route number one hundred and seventy-nine in Delaware County and running thence in a southerly direction to Chester Creek and crossing State Highway Route number one hundred and thirty-one and continuing to Village Green on State Highway Route number one hundred and eighty thence southwardly from Village Green by the Marcus Hook road to a point in Lower Chichester township where the said Marcus Hook Road joins or intersects with State-aid Boothwyn Road

Route Four Hundred and Nineteen beginning at Dilworthtown Chester County in State Highway Route number one hundred and thirty-five and running thence to the end of State-aid road number seven hundred and seventeen at Thorton Delaware County

Route Four Hundred and Twenty beginning at Primos or Oak Avenue at the boundary line of the borough of Clifton Heights in State Highway Route number one hundred and thirty-five in Delaware County and running thence in a southerly direction to the township of Upper Darby by way of Aldan Borough Collingdale Borough Glen Olden Borough Folcroft Borough and Darby township and continuing thence along the Hook Road to an intersection with Eighty-fourth Street in the City of Philadelphia

Route Four Hundred and Twenty-one beginning at a point in Providence Avenue at the dividing line of the City of Chester and the township of Nether-Providence in the County of Delaware and running thence in a northerly direction a distance of about four miles through the said township of Nether-Providence to the Borough of Media and intersecting with State Highway Routes numbers one hundred thirty and one hundred and thirty-one

Route Four Hundred and Twenty-two beginning at the square in the borough of Jonestown in Lebanon County on State Highway Route number one hundred and forty and running thence in a northerly direction to Shirks Corners and again intersecting with State Highway Route number one hundred and forty

Route Four Hundred and Twenty-three beginning at the Village of Belle Grove Lebanon County and running thence by way of Kauffman's Meeting House to Annville and intersecting with State Highway Route number one hundred and thirty-nine

Route Four Hundred and Twenty-four beginning in Sheridan in the County of Lebanon and running to Newmantown

Route Four Hundred and Twenty-five beginning at a point at the intersection of two roads in the northern boundary of the Borough of Palmyra Lebanon County and running thence northeast by way of Reist's fruit farm to the black bridge spanning the Quittapahillia Creek

Route Four Hundred and twenty-six beginning at St. Marys in State Highway Route number ninety-nine in Elk County and running thence in a southerly direction to Kersey

Route Four Hundred and Twenty-seven beginning on the boundary line of the City of Meadville in Crawford County and running thence over State Highway Route number eighty-five to Porkev's Corners in Erie County and from thence by way of Ackerley Corners to a point on the Ohio State line where said line intersects the township road known as the Old State Road

Route Four Hundred and Twenty-eight beginning at the boundary line of Oil City in Venango County and running thence by way of President to a point on the dividing line between Venango and Forest Counties and from thence to Tionesta in Forest County

Route Four Hundred and Twenty-nine beginning in Smithfield in State Highway Route number one hundred and sixteen in Fayette County and running thence by way of Valley School Oldframe and Pleasant Hill School New Geneva to the New Geneva Ferry and from a point near the southeastern boundary of New Geneva by way of McKleerfry Coal Company Stevens Coal Company to Martin

Route Four Hundred and Thirty beginning at Waterfall in State Highway Route number one hundred and ninety-two in Fulton County and running thence by New Grenada and Wells Tannery through Wells township to the Bedford County line near Hopewell

Route Four Hundred and Thirty-one beginning at Rockhill on State Highway Route number one hundred and twenty-one Huntingdon County and running thence to Three Springs and intersecting with State Highway Route number one hundred and ninety-two

Route Four Hundred and Thirty-two beginning at Sigol Ashman's farm house in State Highway Route number one hundred and ninety-two in Huntingdon County and running thence to Saltillo and intersectig with State Highway Route number one hundred and ninety-two

Route Four Hundred and Thirty-three beginning at Cloe in State Highway Route number one hundred and eighty-nine Jefferson County and running from thence to a point on the dividing line between Jefferson and Indiana Counties and from thence to Rossiter

Route Four Hundred and Thirty-four beginning at the bridge crossing the Conemaugh River in the village of Fillmore in the township of Blacklick in Indiana County thence by way of Fillmore School House and School House No. 3 to the Blacklick Township Election House

Route Four Hundred and Thirty-five beginning at Dixonville in State Highway Route number two hundred and sixty-two in Indiana County and running thence towards Marion Center by way of Idamar and LeRayne to Lowman School House

Route Four Hundred and Thirty-six beginning at Cloe on State Highway Route number one hundred and eighty-nine in Jefferson County and running thence by way of Hillman to a point on the dividing line between Jefferson and Indiana Counties and from thence to McGees Mills and intersecting with State Highway Route number sixty-two in Clearfield County

Route Four Hundred and Thirty-seven beginning at a point in State Highway Route number one hundred and ninety-three about one fourth of a mile south of Okenson Post-office in Juniata County and running thence by way of Academia to a point on State Highway Route number forty-five about one half of a mile northeast of Spruce Hill Postoffice

Route Four Hundred and Thirty-eight beginning at East Salem on State Highway Route number two hundred and seventy-five in Juniata County and running thence by way of Maze to Dimmsville

Route Four Hundred and Thirty-nine beginning at the Borough of Elmhurst Lackawanna County at a point on State Highway Route number one hundred and sixty-eight thence by way of Drinker to a point on the line dividing Lackawanna and Wayne Counties thence to Hollisterville

Route Four Hundred and Forty beginning at an intersection with State Highway Route number three hundred and sixty-five at a point known as Hillside Home Lackawanna County thence in a southeasterly direction to Newton Center thence southeast to Ranson Postoffice

Route Four Hundred and Forty-one beginning at a point on State Highway Route number one hundred and seventy-four near the Fall Brook Dam of the Consolidated Water Company and running thence in a northerly direction by way of Crystal Lake and connecting with State Highway Route number two hundred and ninety-six at a point near the county line of Lackawanna and Susquehanna Counties

Route Four Hundred and Forty-two beginning at the limits of the City of Lancaster at Lititz Avenue and running thence to Lititz on the Lancaster Turnpike Road thence along the Lititz and Lexington Turnpike Road to Lexington Hotel thence over township road by way of Zartman's Mill to Brickerville and intersecting with State Highway Route number one hundred and thirty-seven

Route Four Hundred and Forty-three beginning at a point in State Highway Route number two hundred and eighty-five on the dividing line between Berks and Lehigh Counties and running thence through New Smithville Fogelsville Chapmans Kuhnsville and Cetronia to the boundary line of the City of Allentown

Route Four Hundred and Forty-four beginning at a point on State Highway Route number eighty-one in the county of Lawrence and running thence by way of Edenburg and Hillsville to the Ohio State line

Route Four Hundred and Forty-five beginning at the borough of South Heights in the County of Beaver thence by way of the Village of Hopewell on State Highway Route number seventy-six the Village of Gringo the new gasoline plant the Village of Bocktown over the Bocktown Bridge by the farm of Mrs. Thomas Butler by Gorsuch School House the residence of I N McElheny the Mt Olivet Church by Pittsburgh Grade Road to the village of Mechanicsburg and intersecting with State Highway Route number one hundred and fifteen

Route Four Hundred and Forty-six beginning at State Highway Route number two hundred and ninety-four in the village of New Lebanon Mercer County thence westerly to the Village of New Vernon thence northwest to the cross-roads near the boundary line between Deer Creek and New Vernon Townships and thence continuing southwest through New Vernon township to the Village of Clarks Mills a distance of approximately eight miles

Route Four Hundred and Forty-seven beginning at State Highway Route number eighty-three west of Conneaut Lake Borough in Crawford County and thence running northerly by Conneaut Lake Park and connecting with State Highway Route number two hundred and ninety-five at a point south from the village of Harmonsburg a distance of approximately three and one-half miles

Route Four Hundred and Forty-eight beginning at State Highway Route number two hundred at Delamaters Corners in Richmond township in the County of Crawford thence easterly on Townville Road through Lyona for a distance of approximately four and one-half miles

Route Four Hundred and Forty-nine beginning at a point on State Highway Route number two hundred and fifty near the village of Newberrytown in Newberry township in the County of York and running thence northeastwardly to the Borough of Goldsboro in the County of York

Route Four Hundred and Fifty beginning at East Ararat in Susquehanna County on State Highway Route number two hundred and ninety-six thence through Orson Poyntelle Lake Wood and Preston Park Wayne County intersecting with State Highway Route number three hundred and sixty-five

Route Four Hundred and Fifty-one beginning at Claysville in State Highway Route number one hundred and fourteen in Washington County and running thence by way of West Finley to a point on the dividing line between Washington and Greene Counties thence to Graysville in Greene County and intersecting with State Highway Route number two hundred and fifty-six

Route Four Hundred and Fifty-two beginning at a point on State Highway Route number ninety-three in the Borough of Tidioute in Warren County and running thence through Triumph and Deerfield Townships to a point on State Highway Route number eighty-nine above the Town of Newton

Route Four Hundred and Fifty-three beginning on State Highway Route number three hundred and three north of bridge spanning Laurel Run east of Opp's Store on State Highway Route number three hundred and three thence east by the Ellis farms and Glenn School House connecting with State Highway Route number two hundred and forty-nine near Exchange Montour County three miles in Lycoming County two miles in Montour County direct route leading from Opp's Store to Exchange

Route Four Hundred and Fifty-four beginning at a point on State Highway Route number twenty-seven at or near the Laurelton State Village Hartley Township Union County and extending in a general southerly direction through the Village of Laurelton to Glen Iron Station on the Lewisbury and Tyrone Railroad in said township

Route Four Hundred and Fifty-five beginning at Broad Street in Selinsgrove in State Highway Route number twenty-five in Snyder County and running thence through Kratzerville to New Berlin in Union County a distance of about ten miles and intersecting with State Highway Route number twenty-seven

Route Four Hundred and Fifty-six beginning at the Borough of Windber in the County of Somerset and from thence in a southerly direction to the Borough of Central City in Shade Township in said County a distance of approximately eight miles

Route Four Hundred and Fifty-seven beginning at Drumgold on State Highway Route number forty in the County of Perry and running thence in a westerly direction through the township of Carroll and Tyrone to the Borough of Landisburg and intersecting with State Highway Routes numbers one hundred and ninety-one and three hundred and five

Route Four Hundred and Fifty-eight beginning at Newfoundland in Wayne County on State Highway Route number one hundred and seventy-one thence through Panther Greene Township Pike County through German Valley to Canadensis intersecting with State Highway Route number three hundred and twenty-four

Route Four Hundred and Fifty-nine beginning at the upper end of Market Street in the Borough of Shamokin Northumberland County and running thence by way of Burnside and Gowen City and through East and West Cameron Townships and Zerbe Township to Trevorton and intersecting with State Highway Route number three hundred and thirty-six

Route Four Hundred and Sixty beginning at a point in State Highway Route number two hundred and forty near Dewart in the County of Northumberland and running thence to Allenwood in Union County and intersecting with State Highway Route number one hundred and seventy-six

Route Four Hundred and Sixty-one beginning on State Highway Route number one hundred and sixty-seven at Marshalls Creek Monroe County thence southerly along said Creek by way of Yetters John Yeisley place the Peter Piper place intersecting with the county road at north Water Gap then starting at said County road at Shawnee thence by the William Herman place to intersection of State Highway Route number one hundred and sixty-seven

Route Four Hundred and Sixty-two beginning at a point at the intersection of the Royersford-Trappe Road in the County of Montgomery with State Highway Route number one hundred and forty-six known as the William Penn Highway thence along said Royersford-Trappe Road in a southeasterly direction to Edwin Smith's Corner thence in a northwesterly direction to David Funk's corner thence in a southwesterly direction to Hartzel's corner thence in a northwesterly direction to the boundary line of Limerick Township thence in a northwesterly direction to the public road known as Walnut Street thence in a northerly direction along the road known as Lewis's Road thence in a northerly direction to Hallman's corner and there intersecting the State road leading to the Village of Linfield thence over said State road in a westerly direction through the village of Linfield to the easterly end of the Schuylkill Bridge across the river thence across said bridge to the township of East Coventry in the county of Chester in a southerly direction along the public road leading to the Village of Parkersford and there intersecting with State Highway Route number two hundred and one

Route Four Hundred and sixty-three beginning at a point on route one hundred and ninety-eight about one-quarter of a mile west of the Borough of Lansdale on the boundary line between Towamencin and Upper Gwynedd townships in the County of Montgomery running thence southwesterly and crossing the Sumneytown turnpike road and Morris Road to route number one hundred and ninety-seven at Center Point

Route Four Hundred and Sixty-four beginning at St Nicholas in State Highway Route number two hundred and ninety in Schuylkill County and running thence to Maizeville a distance of about two and three-tenths miles and from thence to Shenandoah and there intersecting with State Highway Route number two hundred and ninety

Route Four Hundred and Sixty-five beginning at the Borough of Pine Grove in Schuylkill County in State Highway Route number one hundred and forty and running thence to the Borough of Tremont a distance of three and one-half miles and intersecting with State Highway Route number one hundred and ninety-nine

Route Four Hundred and Sixty-six beginning in the Borough of Auburn Schuylkill County and running thence to a point near Pinedale a distance of about two and two-tenths miles and intersecting with State Highway Route number one hundred and forty-one

Route Four Hundred and Sixty-seven beginning at a point on State Highway Route number two hundred and ninety-one near the Village of Loyalsockville and at the east side of the bridge crossing the Loyalsock Creek in Lycoming County and running thence across Loyalsock Creek and by the public highway on the west side of Loyalsock Creek through Gamble Township by way of Wallis Run Beach Valley and Culvert and connecting with State Highway Route number twenty at a point known as Field Station in Lewis Township Lycoming County

Route Number Four Hundred and Sixty-eight beginning at LeRaysville Bradford County on route number three hundred and forty-three and running thence by way of Middletown Centre Susquehanna County to the New York State line at Little Meadows Susquehanna County

Route Four Hundred Sixty-nine beginning at Degolia in McKean County and running thence to Simpson

Route Four Hundred and Seventy beginning at a point in Granville Township Mifflin County at the corner of Helen Street and the road leading from Lewistown to Granville thence along the back mountain road to Granville railroad station at Granville Mifflin County

Route Four Hundred and Seventy-one beginning in the Borough of Bath in State Highway Route number one hundred and seventy-five in Northampton County and running thence by way of Dannersville Beersville Petersville Pennsville and Cherryville to Indianland

Route Four Hundred and Seventy-two beginning at the borough line of Dushore Borough in Sullivan County thence over the township highway through Cherry and Forks Townships following the little Loyalsock Creek to Forksville connecting State Highway Route number two hundred and seventeen at Dushore with Route number two hundred and ninety-one at Forksville

Route Four Hundred and Seventy-three beginning at Broad Street in Selinsgrove in State Highway Route number twenty-five in Snyder County and running thence through Kratzerville to New Berlin in Union County and intersecting with State Highway Route number twenty-seven

Route Four Hundred and Seventy-four beginning in New Milford in State Highway Route number ten in Susquehanna County and running thence to Jackson and intersecting with State Highway Route number two hundred and twenty-seven

Route Four Hundred and Seventy-five beginning at West Milton in State Highway Route number seventy-six in Union County and running thence to Kelly crossroads

Route Four Hundred and Seventy-six beginning at Gleason in State Highway Route number twenty in Tioga County and running thence to Ogdensburg

Route Four Hundred and Seventy-seven beginning at a point near the Church of Christ in State Highway Route number twenty-one and running thence to the Village of Round Top

Route Four Hundred and Seventy-eight beginning at the intersection of Church Street in Westfield Borough Tioga County with State Highway Route number one hundred and three thence by the highway through Westfield and Clymer Townships to the Village of Sabinsville

Route Number Four Hundred and Seventy-nine beginning at Tunkhannock in State Highway Route number twelve in Wyoming County and running thence by way of Dixon Eastlemon and Starkville to Nicholson and intersecting with State Highway Route numbers nine and three hundred and sixty-five

Route Four Hundred and Eighty beginning at the Borough of Latrobe in Westmoreland County near the Latrobe Hospital and running thence by way of Old Crabtree to a point connecting with the improved road leading to New Alexandria

Route Four Hundred and Eighty-one beginning in State Highway Route number seventy-six in the Borough of Monaca Beaver County and running thence by way of Aliquippa to Woodlawn

Route Four Hundred and Eighty-two beginning at Ellwood City in Lawrence County on State Highway Route number three hundred and fifteen and running thence through Franklin and North Sewickley Townships in Beaver County across Walker's Mill Bridge to the Borough of New Brighton in Beaver County

Route Four Hundred and Eighty-three beginning at the Village of Industry on State Highway Route number two hundred and forty-three in the county of Beaver thence by the Borough of Shippingport and Minesinger's Hill and connecting with State Highway Route number two hundred and seventy-eight in the Borough of Hookstown

Route Four Hundred and Eighty-four beginning in route number one hundred and fifty near Andalusia Bucks County thence by the Milford Road to Hulmeville thence to South Langhorne and ending in Route number two hundred and eighty-one

Route Four Hundred and Eighty-five commencing at Atglen on State Highway Route two hundred and fifteen in the county of Chester and running thence by the Valley Route to Christiana in Lancaster County and again intersecting with State Highway Route number two hundred and fifteen

Route Four Hundred and Eighty-six beginning in State Highway Route number one hundred and fifty-seven at Trexlertown in the County of Lehigh and running thence southwardly through the Borough of Macungie to Shimersville and intersecting with State Highway Route number one hundred and fifty-eight

Route Four Hundred and Eighty-seven beginning in Broadway at the western limits of the Borough of Fountain Hill in the County of Lehigh and running thence westwardly through Stahlnecker's Crossing through the township of Salisburg to Susquehanna Street at the eastern limits of the Sixteenth Ward of the City of Allentown

Route Number Four Hundred and Eighty-eight beginning at a point on State Highway Route number one hundred and four in Austin Borough in Potter County and running thence through Portage and Sylvania Townships to Wharton in Wharton Township Potter County

Route Four Hundred and Eighty-nine beginning at a point in State Highway Route number one hundred and seventy-seven at Ruggles in Luzerne County thence to a point on the dividing line between the Counties of Luzerne and Wyoming thence to Noxen in Wyoming County

Route Four Hundred and Ninety beginning at a point in State Highway Route number eighty-seven in Harborcreek Township Erie County at the point where said Route eighty-seven turns southwardly to pass beneath the subway thence running westwardly over the highway formerly part of route eighty-seven heretofore called Buffalo Road now called Iroquoies Avenue thence by said Iroquois Avenue continusouly and northwestwardly to the junction of Iroquois Avenue with East Lake Road at Four Mile Creek

Route number Four Hundred Ninety-one beginning at Millport Sharon Township Potter County on State Highway Route number two hundred and thirty-six and running thence along eleven mile creek through Sharon and Oswayo Townships by way of Chrystal to the New York State line

Route Four Hundred and Ninety-two beginning at a point in York County at the "Wire Farm House" about one-half mile east of the Inn known as the "Five Mile House" situated on State Highway Route number one hundred and twenty-six thence from said point passing Graybill's Station by Blair's Mill through New Salem Borough by Isaac Hoke's farm house through Seven Valleys Borough passing a point three hundred yards south of Hanover Junction also a point four hundred yards west of LaRue Town ending at the solid road five hundred yards north of Glen Rock Borough a distance of approximately ten miles

Section 2 The cost and expense of the maintenance construction and improvement of the highways herein described shall be paid out of moneys appropriated to the State Highway Department for the maintenance reconstruction of improvement of State Highways

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. BUCKMAN. Mr. President, I move that Senate Bill No. 182, the bill just read, be recommitted to the Committee on Public Roads and Highways.

Mr. QUIGLEY. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.,

The Senate proceeded to the second reading and consideration of Senate Bill No. 198, as follows:

An Act to amend section two of the Act approved the eighth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred and forty-eight) entitled "'An Act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll bridges over the Delaware River" as amended

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of the act approved the eighth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred and forty-eight) entitled "An Act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll bridges over the Delaware River" as amended by the Act approved the twentieth day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred and ninety-six) entitled "An Act to amend section two of the act approved the eighth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred and forty-eight) entitled 'An Act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll bridges over the Delaware River'" is hereby further amended to read as follows:

Section 2 The [Board of Commissioners of Public Grounds and Buildings] Auditor General State Treasurer and Secretary of Highways of the Commonwealth of Pennsylvania and two citizens of the Commonwealth to be appointed by the Governor are hereby constituted a Commission to act in conjunction with a similar Commission of the State of New Jersey as a joint commission for the acquisition of the various toll bridges over the Delaware River between the Commonwealth of Pennsylvania and the State of New Jersey

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 199, as follows:

An Act making it unlawful to drive over certain interstate bridges with loads of excessive weight and inflicting penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That where any interstate bridge owned or maintained either in whole or in part by this state shall have a sign properly posted in a conspicuous place at the entrance thereto stating the gross weight permitted thereon it shall be unlawful for any person to drive or cause to be driven upon such bridge any vehicle which together with its load shall be greater gross weight than is mentioned in such sign

Section 2 Any person violating any of the provisions of this act and the owner of any vehicle driven upon any bridge in violation of this act shall upon summary conviction thereof before a justice of the peace alderman or magistrate be subject to fine of not less than one hundred dollars ($100)

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 209, as follows:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section seventeen

Section 1 Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That the following amendment to the Consti-

tution of Pennsylvania be and the same is hereby proposed in acordance with the eighteenth article thereof

That article nine be amended by adding thereto the following section

Section 17 The General Assembly irrespective of any debt may authorize the State to issue bonds to the amount of five millions of dollars for the purpose of acquiring and erecting buildings and equipping the same for the use of the Pennsylvania National Guard

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 230, entitled:

An Act to ratify and adopt a compact negotiated by Commissioners designated by the Governor under a law of the Commonwealth of Pennsylvania with Commissioners duly authorized thereto by the States of New York and New Jersey, for the regularization of the flow of the Delaware River, the conservation of the water resources of the Delaware Basin, the apportionment thereof among the said States for domestic and municipal supply, and the utilization thereof for power and other beneficial uses.

The Preamble, entitles I, II, III, IV, V, VI, VII, VIII, and IX of the bill were read as follows and agreed to.

An Act to ratify and adopt a compact negotiated by Commissioners designated by the Governor under a law of the Commonwealth of Pennsylvania with Commissioners duly authorized thereto by the States of New York and New Jersey for the regularization of the flow of the Delaware River the conservation of the water resources of the Delaware Basin the apportionment thereof among the said States for domestic and municipal supply and the utilization thereof for power and other beneficial uses

Whereas Commissioners duly designated on the part of the Commonwealth of Pennsylvania and Commissioners duly appointed on the part of the State of New Jersey and Commissioners duly appointed on the part of the State of New York to negotiate a compact for the regularization of the flow of the Delaware River the conservation of the water resources of the Delaware Basin the apportionment thereof among the said States for domestic and municipal supply and the utilization thereof for power and other beneficial uses have executed in triplicate a compact for the purposes aforesaid one for each State which agreement is contained in the following words

COMPACT

The Commonwealth of Pennsylvania by Legislative Act approved the twenty-fourth of May Anno Domini one thousand nine hundred and twenty-three (Pamphlet Laws four hundred forty-eight) and the State of New Jersey by Chapter ninety-four of the Laws of one thousand nine hundred and twenty-three and the State of New York by Chapter fifty-six of the Laws of one thousand nine hundred and twenty-three having authorized their respective Governors to appoint Commissioners for the purpose of negotiating a form of compact or treaty between the said three states and the said states through their Governors having appointed as their Commissioners

For the Commonwealth of Pennsylvania Charles H Miner Robert Y Stuart Philip P Wells

For the State of New Jersey William A Starrett Frederick C Schneider

For the State of New York George MacDonald Rudolph Reimer Jefferson DeMont Thompson

who after negotiations have agreed upon the following articles

ARTICLE I

This compact between the sovereign states of Pennsylvania New York and New Jersey is entered into for the purpose of conserving by storage and otherwise for all uses the water resources of the said states in the Delaware river its tributaries and drainage area and as a means to that end for making allotments from the said water resources to the said states respectively and determining and adjusting their respective rights therein

ARTICLE II

Where used in this compact singular words shall be construed as including the plural masculine words shall be construed as including the feminine and neuter and the following terms and expressions shall have the meanings as respectively designated for each

The term "waters of the Delaware River" means all of the surface waters which following their natural courses flow into the channel of the Delaware river above that point in the said channel which marks the boundary between the states of Delaware Pennsylvania and New Jersey.

The term "channel of the Delaware river" means the lands and bed of the river on and over which the waters of the Delaware river flow beginning at the point near "Monument Island" which is the northeastern corner of the Commonwealth of Pennsylvania and extending thence continuously as the said channel winds and turns to the point which is the common boundary between the states of Pennsylvania New Jersey and Delaware

The term "drainage area of the Delaware river" means the entire area of both land and water from which the surface waters naturally flow into the channel of the Delaware river

The term "tributary" or "tributary of the Delaware river" means any watercourse the waters of which naturally reach the channel of said river

The term "domestic and municipal" as applied to the use of water means the use of water by or for waterworks serving the public

The term "sanitation" as applied to the use of water means the use of water for the conveyance of sewage and industrial wastes

The term "sewage" means any substance or liquid containing any of the waste products or excrementitious or other discharges from the bodies of human beings or animals

The term "industrial waste" means any liquid or solid substance not sewage resulting from any process employed in manufacturing or industry

The term "water returned" or its equivalent means the return into a tributary or into the channel of the Delaware river of water after the same has been used for any purpose and in this sense the terms "sewage" and "industrial waste" shall be construed as being "water returned"

The term "industry" as applied to the use of water means the use of water for manufacturing and industrial purposes in all cases in which the water used is not taken from a public water supply system

The term "power" as applied to the use of water means the use of water for the development of energy whether that use be direct or indirect

The term "navigation" as applied to the use of water means the use of water for transportation and for the operation of water craft for all purposes

The term "develop" or "development" when referring to the use of water from the channel of the Delaware river or a tributary shall include any means for making the water available for use by the construction of any intake dam or other works

The term "point of development" means the point nearest the mouth of a tributary at which any dam or intake is built in connection with any development of the waters of such tributary

The term "divert" or "diversion" when referring to water in the channel of the Delaware river means the taking or removal of water from the said channel when the water taken or removed is not returned into the said channel within a distance of twelve miles below the point of diversion measured along the center line of the said channel

The term "divert" or "diversion" when referring to the water of a tributary of the Delaware river means the taking or removal of water from that tributary or from any portion thereof when the water taken or removed is not returned into the channel of the Delaware river either above the point at which the tributary enters the said channel or with a distance of twelve miles below that point measured along the center line of the said channel

The term "point of diversion" means the point or place

at which water is taken or removed from a tributary or from the channel of the Delaware river

The term "developed for diversion" means conservation of water by storage or otherwise on or from any one or more tributaries for the purpose of diversion at any point on the tributary or tributaries or at some lower point in the channel of the Delaware river after the water shall have reached said lower point as water in transit

The term "ordinary flow" means a flow of forty-five hundredths (0.45) of a cubic foot per second for each square mile of drainage area above the point at which the "ordinary flow" is to be determined

The term "ordinary low flow" means a flow of fifteen hundredths (0.15) of a cubic foot per second for each square mile of drainage area above the point at which the "ordinary low flow" is to be determined

The term "allotment" means the share of any signatory state in the water flowing in the channel of the Delaware river which is in excess of all water in transit

The term "New York-New Jersey state line means the boundary line between the states of New York and New Jersey which line for the purpose of this compact shall be considered as crossing the channel of the Delaware river due east to the so-called "Tri-State Rock" and continuing thence in a south-easterly direction across the Neversink river to a rock on the west shore of the Hudson river near the village of Nyack

The term "water in transit" means water which has been developed by storage or otherwise and which is flowing in the channel of the Delaware river under the provisions of Article VII

The term "point of storage" means the point or place in the channel of the Delaware river at which a dam is maintained

The term "Commission" means the Tri-State Delaware River Commission

ARTICLE III

In the development use or diversion of the waters of the Delaware river and in all considerations of quantity and preservation of quality the order of importance and public value shall be as follows (A) domestic and municipal (B) sanitation (C) industry and power and (D) navigation

ARTICLE IV

Any administrative department political subdivision corporation partnership association or person authorized in that behalf by or under the laws of any signatory state may exercise the rights and privileges herein conferred on such state subject to the duties and obligations herein imposed on such state

ARTICLE V

Any tributary or any part of any tributary of the Delaware river may be developed for any purpose by or under the authority of the signatory state in which it is located and water so developed may be diverted for use at any point either within or without the drainage area of the Delaware river in case water so developed is diverted then the following restrictions and limitations shall apply

(1) Every such development shall be carried out in compliance with the legislative provisions governing such matters in the state in which it is located

(2) Every such development shall be so planned and the works shall be so constucted as to bring about the greatest practicable conservation and use of the waters of the tributary on which it is located

(3) In the case of every such development located above the New York-New Jersey state line there shall be maintained below the point of development during the months of July August September and October a reserve flow equal to the ordinary flow at that point and also if at any other time during the year the flow in the tributary at the point of development is less than the ordinary flow at that point then a reserve flow equal to the ordinary flow shall be maintained below the point of development In the case of every such development located below the New York-New Jersey state line there shall at all times be maintained below the point development a reserve flow equal to the ordinary low flow at that point

(4) The total drainage area in any state which may be developed for diversion under the provisions of this article shall not exceed three-fifths of the drainage area of the Delaware river which lies within that state

ARTICLE VI

All water which at any time is flowing in the channel of the Delaware river above the New York-New Jersey state line and which is in excess of all water in transit in said channel is allotted to the states of New Jersey New York and Pennsylvania and with the approval of the Commission as provided in Article VIII hereof each of these states may divert from the said channel at any point above the said state line that portion of its allotment which is in excess of a reserve flow of fifteen hundredths (.15) of a cubic foot per second for each square mile of drainage area above the point of diversion and at any point below the New York-New Jersey state line each of the said states may divert that portion of its allotment which is in excess of a reserve flow of twelve hundredths (0.12) of a cubic foot per second for each square mile of drainage area above the New York-New Jersey state line The allotments of the respective states shall be computed from time to time as follows

In case no tributary within the drainage area above the New York-New Jersey state line shall have been developed for diversion then the allotment of each state at any point in the channel of the Delaware river above the said state line hereinafter called the normal allotment shall be one-third of the total water which may at any time be flowing in said channel at that point In case one or more tributaries within said drainage area shall have been developed for diversion by only one of the signatory states then the respective allotments of the signatory states shall be determined by the following rule The allotment of said diverting state shall be determined by subtracting from its normal allotment an amount to be computed by multiplying said normal allotment by a fraction the numerator of which shall be the total drainage area developed for diversion on said tributaries within that state above the New York-New Jersey state line and the denominator of said fraction shall be the total drainage area above the said state line and the allotment of each one of the other two states shall be determined by adding to its normal allotment one-half of the amount subtracted from the allotment of the diverting state In case tributaries within the drainage area above the New York-New Jersey state line shall have been developed for diversion by two or more states the rule herein above stated shall be applied separately and in turn as to each diverting state and the substractions from and additions to the normal allotments of the states thus determined shall fix the allotments of the states as of that time

All water which originates within the drainage area below the New York-New Jersey state line and enters the channel of the Delaware river below that line and which is in excess of all water in transit in said channel is hereby allotted to the states of New Jersey and Pennsylvania and with the approval of the Commission as provided in Article VIII hereof each of said states may divert from said channel at any point below the said state line that portion of its allotment which is in excess of a reserve flow of eighteen hundredths (0.18) of a cubic foot per second for each square mile of drainage area lying above the point of diversion and below the New York-New Jersey state line The allotments of the states of New Jersey and Pennsylvania in the waters which originate within the drainage area below the New York-New Jersey state line shall be computed from time to time as follows

In case no tributary within the drainage area below the New York-New Jersey state line shall have been developed for diversion then the allotment of the states of New Jersey and Pennsylvania at any point in the channel of the Delaware river below said line hereinafter called the normal allotment shall be one-half of the water which has originated within the said drainage area and which at any time is flowing in the said channel at such point below said state line in case New Jersey or Pennsylvania shall have developed for diversion one or more tributaries within said drainage area then the allotment of the diverting state shall be determined by subtracting from its normal allotment an amount to be computed by multiplying said normal allotment by a fraction the numerator of which shall be the total drainage area developed for diversion on said tributaries within that state below the New York-New Jersey state line and the denominator shall be the total drainage area below said state line and the allotment of the other state shall be increased by the amount by which the allotment of the diverting state has been reduced In case tributaries within the drainage area below the New York-New Jersey state line shall have been

developed for diversion by both New Jersey and Pennsylvania the rule herein above stated shall be applied separately and in turn as to each of them and the subtractions from and additions to the normal allotments of the states thus determined shall fix the allotment of the states as of that time

Dams may be constructed across the channel of the Delaware river by or under the authority of any one of the signatory states for the purpose of storing water developed for diversion water in transit belonging to said state or any part or all of the water allotted to it under the provisions of this article All water so stored may be diverted or released from such reservoir or reservoirs by or under the authority of such state but the flow in the said channel below the point of storage must not be reduced below the ordinary flow whenever the flow above the point of storage is greater than the said ordinary flow When and if the flow in the said channel above the point of storage is less than the ordinary flow then and in every such case a flow equal to that above the point of storage shall be maintained in the said channel below the point of storage At all times however neither the water in transit nor the allotment or allotments of the other signatory state or states shall be interferred with but must at all times be permitted to pass such dam or dams

It is the intention of this article that no water shall be diverted from the channel of the Delaware River above the New York-New Jersey State line whenever the flow in the said channel is less than forty-five hundredths (0.45) of a cubic foot per second for each square mile of the total drainage area lying above the point of diversion and it is further intended that no water shall be diverted from the channel of the Delaware river below the New York-New Jersey state line whenever the flow in the said channel is less than thirty-six hundredths (0.36) of a cubic foot per second for each square mile of the total drainage area lying above the point of diversion but nothing contained in this article shall be construed to limit or prevent the diversion of water in transit of water diverted under any vested right or of water stored for diversion as herein provided

ARTICLE VII

The channel of the Delaware river is hereby constituted a carrier for conducting water designated as "water in transit" which has been developed or stored in accordance with the terms of Article five or Article six Such water may be removed or diverted at any time or place from the channel of the Delaware river by or under authority of the state under whose auspices the development was made irrespective of the quantity of water flowing in the channel of the Delaware river and the reserve flow provisions of Article six The rate at which such water is released or delivered shall be regulated so far as may be consistent with its economic utilization in such manner as not to unduly interfere with private rights or public interests along the said channel The daily rate at which such water may be removed or diverted from the channel of the Delaware river shall not exceed the daily rate at which it is released or delivered and no greater quantity may be diverted from the said channel than shall have been released or delivered from the developments made under the provisions of Articles V and VI less the reserve flows provided for in the said Articles V and VI except that allotted water may be diverted as provided in Article VI No development or construction in the channel of the Delaware river shall be permitted to interfere with the regularity of the flow of any water which has been released or delivered for carriage

ARTICLE VIII

In order to render possible the utilization or diversion of water flowing in the channel of the Delaware river each signatory state shall have the right to build dams entirely or partly across said channel and to construct wing dams headworks intakes or other necessary facilities at any point or points in or along said channel subject to the following limitations and stipulations

(a) All such works shall be built in compliance with the legislative provisions governing such matters in the state or states in which they are located

(b) Works for the development of water power may not be built except with the approval of the Commission in accordance with the provisions of Article ten hereof

(c) Approval of the Commission shall be secured for every project which involves the removal or diversion of more than two million gallons of water per day from the channel of the Delaware river such approval however need not at any time be obtained by any administrative department of a signatory state or any political subdivision within a signatory state or by any corporation partnership association or person in the case of any intake which is in existence at any point in said channel on the date when this compact becomes effective

In the exercise of this authority said Commission shall be governed and its power and authority shall extend to and be limited by the following principles restrictions and reservations to wit

(1) In the case of any project which in the judgment of the Commission will not interfere or conflict with any other use of the water flowing in the channel of the Delaware river the Commission shall approve said project without imposing any restrictions or conditions except such as may be necessary to insure compliances with the provisions of this compact

(2) As between any one or more proposed or possible conflicting uses the action of the Commission shall be based upon the relative importance of the uses to which the water may be put as fixed in Article III of this compact and to the extent that conflict is irreconcilable that possible and practicable project which will effect the use of water standing highest in the order of imporance shall be approved without restrictions or conditions except such as the Commission may deem necessary to insure compliance with the provisions of this compact To the extent that conflict is avoidable by a reasonable modification of any or all of the projects which may be involved the Commission shall fix the terms of such modification but such terms shall not require as against the higher use pumping in place of gravity delivery of water nor impose on the higher use the cost of any impounding works or any unreasonable enlargement of pipe lines conduits or tunnels or impose on the higher use any undue burden in either expense or convenience of operation In the case of conflict in uses of the same relative order of importance preference shall be given to an established use over a proposed one and the Commission shall have authority to determine the manner in which such conflicting uses may be harmonized without imposing unreasonable expense or undue burden upon either or any of them

ARTICLE IX

No water from the drainage area of the Delaware river shall be diverted to any point outside of the boundaries of the states signatory to this compact No one of the signatory states may give grant or dispose of to another signatory state or to any holder of an authorization therefrom any water developed by or allotted to it under the provisions of this compact except by legislative act when necessary and then only with the approval of the Commission but nothing herein contained shall be construed to prevent or prohibit the joint exercise by or under the authority of any two or more of the signatory states of the rights conferred by this compact and such joint exercise of rights is hereby authorized

Article X of the bill was read as follows:

ARTICLE X

With the approval of the Commission any signatory state may construct or authorize the construction of a dam wing dam headworks power house or other structure in or across the channel of the Delaware river for the main purpose of the development of water power Provided that every such authorization shall be limited to such period not exceeding fifty years as the said state shall determine and set forth in its authorization Provided further that the holder of such authorization shall be entitled to extension and renewal thereof upon the same terms until such holder shall have received through recapture or purchase by the authorizing state or by a duly authorized subsequent holder of like authority from said state repayment of the capital prudently invested in the power project upon the faith of the authorization plus such reasonable damages if any to property of such holder which is valuable serviceable and dependent for its usefulness upon the continuance of such authorization but not recaptured or purchased as may be

caused by the severance therefrom of property taken Provided further that the authorizing state may in the discretion of its appropriate agency officer or employee empowered in that behalf embody in its authorization such terms conditions and stipulations as such agency officer or employee shall deem necessary to protect the present and future interests of each of the three signatory states and their people in the construction maintenance and operation of the project and in the water and power resources to be utilized thereby and suitable to secure to the holder of such authorization a reasonable opportunity for a fair return on the capital prudently invested in the project And provided further that every such authorization shall be on the following conditions which shall be expressed in such authorization namely (a) That the authorization shall become null and void unless within the time specified therein the holder of such authorization shall secure from the United States such license permit or authority as may be lawfully required and (b) that if and to the extent that any of the rights or powers set forth or reserved as rights or powers of the United States in or pursuant to the provisions of such license permit or authority shall be waived by the United States or be unenforceable by the United States then and to that extent such rights and powers (including if so waived or unenforceable any rights of recapture extension or renewal so set forth or reserved) subject to such alterations in plans specifications or structures and such extensions of time for commencing or completing structures as may have been made or granted by the United States may be exercised and enforced by the signatory states which originally authorized the construction No project authorized and constructed under the provisions of this article shall at any time be operated so as to injuriously affect any project for municipal and domestic water supply which has been or may be established under the provisions of this compact Subject to such conditions as the Commission may embody in its approval water for the development of power may be moved from the channel of the Delaware river and carried in a canal or in a pipe to any point below a dam constructed under the provisions of this article but said water shall be returned to the said channel within a distance of twelve miles below the point of removal measured along the center line of said channel and there shall always be maintained in the said channel immediately below the dam such regular and uniform flow of water as the Commission may determine to be reasonable and proper

Mr. BUCKMAN. Mr. President I move to amend Article 10 page 17 by striking out "Articie" and inserting in lieu thereof the word "Article" also page 19 line 17 by striking out "shannel" and inserting in lieu thereof the word "channel"

Mr. BALDWIN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

Article XI of the bill was read as follows and agreed to.

ARTICLE XI

In connection with each and every development made under any provision of this compact there shall be installed and maintained all equipment and apparatus for measuring quantities and rates of water flow the determination of which may be necessary for the purpose of showing that the development or construction is being operated in compliance with the provisions of this compact

Article XII of the bill was read as follows:

ARTICLE XII

In order to put and maintain the waters in the channel of the Delaware river in a condition sanitary and suitable for the uses and purposes set forth by this compact no sewage or industrial waste shall be discharged or permitted to flow into or be placed in or permitted to fall or move into the channel of the Delaware river or into any of its tributaries otherwise than under the following conditions and restrictions

(1) All sewage discharged or permitted to flow into the channel of the Delaware river above the confluence with the Lehigh river shall within a time reasonable for the construction of the necessary works have been so treated as to remove settleable solids to render the effluent non-putrescible and to effect a reasonable reduction of B Coli Communis

(2) All sewage discharged or permitted to flow into the channel of the Delaware river below the confluence with the Lehigh river shall within a time reasonable for the construction of the necessary works have been so treated as to at least remove settleable solids and shall be discharged through submerged outlets into said channel provided that such submerged outlets shall be located and constructed as may be required by the Commission and provided further that in order to protect the public health in specific instances such higher degree of treatment shall be used as may be determined to be necessary by the Commission after due notice and hearing

(3) All sewage discharged or permitted to flow into any tributary of the Delaware river except the Lehigh river shall be treated to that extent if any which may be necessary to maintain the water of such tributary immediately above its confluence with the Delaware river in a sanitary condition at any time at least equal to the sanitary condition at such time of the water of the Delaware river immediately above such confluence

All sewage discharged or permitted to flow into the Lehigh river shall be treated to that extent if any which may be necessary to maintain the water of the Lehigh river immediately above its confluence with the Delaware river in that sanitary condition which the Commission after due notice and hearing shall have determined to be necessary because of the nature and extent of the use of the water of the Delaware river below such confluence provided however that the Commission may not require the sanitary condition of the Lehigh river immediately above its confluence with the Delaware river to exceed that of the sanitary condition of the Delaware river immediately above such confluence

(4) All industrial wastes discharged or permitted to flow into or be placed in or permitted to fall or move into the channel of the Delaware river or any tributary thereof shall first have been treated to such extent if any as may be necessary to maintain in the channel of the Delaware river sanitary conditions equivalent to those which would be attained by the treatment of sewage above required in this article provided nevertheless that industrial wastes containing substances likely in the judgment of the Commission to produce offensive tastes and odors in any public water supply from the channel of the Delaware river shall either be wholly prevented from being discharged or from flowing into from being placed in or permitted to fall or move into said channel or any tributary of the Delaware river or shall first have been treated to such an extent as to wholly eliminate such taste and odor producing constituents

This article shall become effective when any one of the signatory states or any holder of an authorization therefrom shall have begun the work of construction on any project under the provisions of this compact

Nothing in this article shall be construed to repeal or prevent the enactment of any legislation or the enforcement of any requirement by any signatory state imposing any additional conditions and restrictions to lessen or prevent the pollution of streams within their several jurisdictions

In order to maintain the water of any tributary immediately above its confluence with the channel of the Delaware river in a sanitary condition which will meet the requirements set forth in paragraphs (3) and (4) of this article the administrative determination and enforcement of the degree of treatment if any necessary to fulfill such requirements shall be made and undertaken by the proper officer or agent of the state wherein such tributary lies provided however that any other signatory state or any municipality citizen or resident thereof or property owner therein or any holder of any authorization therefrom under this compact shall nevertheless have full right either jointly or severally to sue for the enforcement of any and all of the provisions of this article and for the redress of any injuries which may have resulted by reason of a violation thereof

Mr. BUCKMAN. Mr. President, I move to amend Article 12, Section 2, page 20, line 5, by striking out "setteable" and inserting in lieu thereof the word "settleable".

Mr. BALDWIN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

Articles XIII, XIV, XV, XVI, XVII, XVIII, XIX, of the bill was read as follows and agreed to.

ARTICLE XIII

The beneficial effects of forest covered areas on the regularization of stream flow with attend greater potential use of streams for domestic industrial and navigation purposes and the greater stability of public ownership in management for the protection of forested drainage areas is clearly recognized and agreed to by the states party to this compact Each signatory state hereby adopts and will adhere to a policy covering the establishment and maintenance of an adequate forest cover on public and privately owned land in the drainage area of the Delaware river and in the maintenance of the highest practicable standards of protection from fire on these lands

ARTICLE XIV

All lands water-rights or easements necessary for the construction and maintenance of any dam in or across the channel of the Delaware river may with the approval of the Commission be appropriated and condemned by any signatory state or by the holder of authorization therefrom All damage resulting from the exercise of the right and power of condemnation conferred by this article shall be ascertained recovered and paid as provided by Article XV hereof

ARTICLE XV

All damage to persons or property resulting from the exercise of any rights under this compact shall be determined under the rule of damages in accordance with the procedure and in such manner as is provided by the law of the state in which the damages are suffered The damages suffered in the State of Pennsylvania shall be ascertained recovered and paid as provided by the forty-first section of the Act approved April twenty-ninth one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) and the amendments and supplements thereto The damages suffered in the State of New York or in the State of New Jersey shall be ascertained recovered and paid as provided by any general or other act applying thereto in effect at the time when the development is authorized The court or courts which have jurisdiction of the subject matter in the respective states shall have jurisdiction of the person of every party in interest for the purposes of notice summons and hearing throughout all three signatory states

ARTICLE XVI

Nothing herein contained shall be construed to abridge any riparian rights under the laws of the several states to the use of water from the channel of the Delaware river or from any of its tributaries except upon payment of just compensation to be ascertained and adjudged by due process of law

ARTICLE XVII

Nothing contained in this compact shall operate to impair any vested right of diversion or use of the waters of the Delaware river which may exist or have become vested at any time prior to the ratification hereof but the amount of water diverted under such vested right shall be charged against the allotment of the state under whose authority or jurisdiction said right became vested In each of the signatory states rights to divert or use the waters of the Delaware river or its tributaries together with properties necessary to effect the same though devoted to public use may be taken for any other public use higher in the order of importance as set forth in Article III provided that nothing in this article shall be construed to authorize the taking of vested rights or property without just compensation to be determined by due process of law governing such matters in the respective states

ARTICLE XVIII

Nothing in this compact shall be construed to prevent the institution or prosecution of any proceedings in any court of competent jurisdiction for the purpose of remedying or correcting by damages injunction mandamus or other process civil or criminal any act of commission or omission in violation of the provisions of this compact for the protection of any rights under it for the enforcement of any of its provisions or for the awarding and enforcement of payment of compensation for any injury which may be caused by the exercise of any right or privilege herein authorized

ARTICLE XIX

Nothing in an existing treaty between any two of the states signatory hereto shall be modified or changed or invalidated by anything herein contained except as any provision in any such existing treaty may be expressly repugnant to any provision of this compact but nothing in any said existing treaty shall be construed to prevent the erection and maintenance of any dam across the channel of the Delaware river as authorized or permitted under the provisions of this compact

Article XX of the bill was read as follows:

ARTICLE XX

The governor of each of the signatory states is hereby directed to designate and appropriate state officer or employee and may appoint not more than two other persons all of whom shall serve until their successors are designated or appointed on a joint Commission to be known as the Tri-State Delaware River Commission In voting on all matters which come before the Commission each signatory state shall have one vote and no decision or approval shall be rendered by the said Commission except on the unanimous vote of the three signatory states Every decision rendered by the Commission shall be accompanied by a certificate of the Commissioners to the effect that the said decision is for the best public interest and is in compliance with the provisions of this compact The Commission in rendering every decision shall therein fully state the reasons on which its action in the premises was based

The Commission shall meet annually on the first Wednesday in October the first annual meeting to be held at Trenton New Jersey and subsequent annual meetings shall be held at such place or places as the Commission may determine The powers and duties of the Commission in addition to those hereinbefore set forth shall be as follows

(1) To make rules and regulations respecting the government of its organization and the conduct of its business

(2) To appoint from among its members a Chairman a Vice Chairman and a Secretary and to hold meetings at such times and such places at it may determine

(3) To set up and require the keeping of a comprehensive system of stream flow and other measurements as may be necessary to determine

(a) The amounts of water diverted and released under any provision of this compact

(b) The maintenance of the required reserve flows below all points of development and diversion

(c) All other facts and data requisite for determining that the provisions of this compact are at all times being complied with

(4) To report annually to the governors for the information of the legislatures of the signatory states as to the development and projects which have been begun and completed under the terms of this compact and as to such other matters as may come within its purview

(5) To observe the operation of all developments and to issue such orders as may be necessary to require compliance with any of the provisions of this compact

(6) To proceed with a study and investigation looking toward a complete and comprehensive development of all the water resources of the drainage area of the Delaware river and to report the results of such study and investigation to the governors of the signatory states for the information of the respective legislatures

(7) To make a study of the possibilities for the development of water power along the channel of the Dela-

ware river and to designate tentative locations and heights of dams along the said channel

(8) The Commission or any member or any duly authorized officer agent or representative shall have power to and is hereby authorized to enter without let or hindrance upon the lands and property upon which any or all projects and developments are being constructed operated or maintained under any authorization provided by this compact Each state through its appropriate departments shall cooperate with the Commission as the said Commission may require in obtaining such data information and records which may be necessary to enable said Commission to exercise its powers and duties

(9) The attorney general of each signatory state or a deputy shall serve as the legal adviser of the commissioners representing that state

(10) The Commission shall have the power to compel the attendance of witnesses and the production of any papers books documents and records for any purpose that may be necessary to ascertain that the provisions of this compact are at all times complied with and any member of the Commission shall have power to administer oaths to all witnesses who may be called before it Subpoenas issued by the Commission shall be signed by one of the members thereof within the jurisidiction of the state from which he has been designated and may be served by any person of full age The fees of witnesses required to attend before such Commission shall be Five Dollars ($5.00) for each day's attendance and ten cents ($.10) for each mile of travel by the nearest generally traveled route in going to and from the place where the attendance of the witness is required such fees to be paid when the witness is excused from further attendance and the disbursements made in payment of his fees shall be audited and paid in the same manner provided for the payment of expenses of said Commission provided however that no witnesses subpoenaed at the instance of parties other than such Commission shall be entitled to compensation therefrom for attendance and travel unless the Commission shall certify that his testimony was material to the matter investigated and necessary or essential for the effectuation of this compact If the person subpoenaed to attend before the Commission or a member thereof fails to obey the command of such subpoena without reasonable cause or if a person in attendance before such Commission or a member thereof refuses without lawful cause to be examined or to answer a legal or pertinent question or to produce a book or paper or other document when ordered so to do by the Commission or any member thereof the Commission or such member thereof may apply to any court of general jurisdiction in the state or county wherein such testimony is taken or to be taken and such court or any judge or justice thereof shall have power upon proof by affidavit of the facts to make an order returnable in not less than two days nor more than ten days directing such person to show cause before the court or the justice thereof who made the order or any other justice or judge having jurisdiction why he should not comply with the subpoena or order of the Commission Upon the return of such order the court or justice or judge before whom the matter shall come on for hearing shall examine such person under oath whose testimony may be relevant and such person shall be given an opportunity to be heard if the court or justice or judge shall determine that such person refuses without reasonable excuse to obey the command of such subpoena or to be examined or to answer a legal or pertinent question or produce a book document or other paper which he was ordered to produce said court or justice or judge may order such person to comply forthwith with the subpoena or order of the Commission and any failure to obey such order of the court or justice or judge may be punished by said court or justice or judge as a contempt of such court No person shall be excused from testifying or producing any books papers or other documents subject to the authorization of this article upon the ground that his testimony might tend to incriminate him or to subject him to a penalty or forfeiture But no person shall be prosecuted punished or subjected to any penalty or forfeiture for or on account of any act transaction matter or thing concerning which he shall under oath have testified or produced documentary evidence and no testimony so given or produced shall be received against him upon any criminal or penal investigations or proceedings provided however that no person so testifying shall be exempt from prosecution or punishment for any perjury committed by him in his testimony Nothing herein contained is intended to give or shall be construed as in any manner giving to any corporation immunity of any kind

(11) The appropriate department of each signatory state represented by the Commissioner designated under the provisions of this article shall as the Commission may determine furnish at the cost of the three signatory states in equal shares all such equipment service and facilities as will enable the Commission to properly and efficiently exercise the powers and perform the duties defined in this article All expenses of the Commission shall be paid share and share alike from funds provided by the signatory states said funds in each state being made available to that department of the state which is represented by the officer or employee designated by the governor as a member of the said Commission and all said expenses shall be paid from said funds on the certification of the said designated state officer or employee or in such other manner as the laws of the signatory state may prescribe

Mr. BUCKMAN. Mr. President, I move to amend Article 20, paragraph 7, page 28, line 3, of paragraph 7, by striking out "locatons" and inserting in lieu thereof the word "locations".

Also, paragraph 10, page 29, line 21, by striking out "eprson" and inserting in lieu thereof the word "person".

Mr. BALDWIN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the section as amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

Article XXI of the bill was read as follows.

ARTICLE XXI

Should any claim or controversy arise between any two or more of the states signatory to this compact with respect to the meaning or performance of any of the terms of this compact or in case it should become desirable to modify any provision or all of this compact then the governor of each state affected upon the request of any one of them shall each forthwith appoint a Commissioner empowered to jointly consider and adjust such claim or controversy or recommend such modification subject to ratification by the legislatures of the signatory states and the Congress of the United States having consented thereto such modification shall be in full force and effect

Mr. BUCKMAN. Mr. President, I move to amend Article 21, page 32, line 7, by striking out "legistlatures" and inserting in lieu thereof the word "legislatures".

Mr. BALDWIN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

Articles XXII, XXIII and XXIV of the bill were read as follows and agreed to.

ARTICLE XXII

Should any part of this compact be held to be contrary to the Constitution of any signatory state or of the United States all other servable parts of this compact shall continue to be in full force and effect

ARTICLE XXIII

This compact may be terminated at any time by concurrent legislative action of all the signatory states In the event of the termination of this compact all rights and obligations which may have become established or vested under its provisions shall remain and continue unimpaired Said termination shall be subject to such terms and conditions as may be agreed to by the signatory states

ARTICLE XXIV

This compact shall be submitted for adoption to the legislature of each of the signatory states at their several sessions beginning in the month of January one thousand nine hundred twenty-five and upon adoption by the legislative act of each and all of said states the Congress of the United States having consented thereto it shall be in full force and effect

IN WITNESS WHEREOF the Commissioners have signed this compact in triplicate originals one of which shall be deposited with the Secretary of State of each of the signatory states

Done at the City of New York New York this twenty-fourth day of January in the year of our Lord one thousand nine hundred and twenty-five

CHARLES H. MINER
ROBERT Y. STUART
PHILIP P. WELLS
W. A. STARRETT
FREDERICK C. SCHNEIDER
GEORGE MacDONALD
RUDOLPH REIMER
J. D. THOMPSON

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the aforesaid compact and every article matter and thing therein contained shall be and the same hereby is fully ratified confirmed and adopted and shall be and ever hereafter remain in force agreeably to the true tenor and intent thereof

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## CHIEF CLERK AUTHORIZED TO INSIST UPON MORE CAREFUL PROOFREADING OF BILLS.

Mr. BUCKMAN. Mr. President, I desire to call the attention of the Senate to the fact that almost every bill that comes up before us has to be corrected on account of typographical errors, misspelling or something of that sort.

I move you that the Chief Clerk be authorized to take the matter up with the State Printer, or whoever may be the proper party, and see if the proofreading cannot be done in a proper manner, so that the work of the Senate can proceed without so many amendments, which means a great deal of additional expense to the State for the reprinting of these bills.

Mr. SNYDER Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON FINAL PASSAGE.

Mr. SCHANTZ. Mr. President, I move that the Senate do now resume the consideration of Senate Bill No. 47, on final passage, postponed for the present, entitled:

An Act regulating the sale of oysters at retail.

Mr. DAIX. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate resumed the third reading and consideration of Senate Bill No. 47, entitled:

An Act regulating the sale of oysters at retail.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—28.

| | | | |
|---|---|---|---|
| Baldwin, | Davis, | Joyce, | Quigley, |
| Barr, | Derrick, | Kutz, | Schantz, |
| Baumer, | DeWitt, | Leslie, | Snyder, |
| Brown, | Earnest, | MacDade, | Steele, |
| Buckman, | Gelder, | Miller, | Stites, |
| Coyne, | Heaton, | Norton, | Weingartner, |
| Daix, | Homsher, | Phipps, | Woodward, |

NAYS—14.

| | | | |
|---|---|---|---|
| Aron, | Griswold, | North, | Sones, |
| Betts, | Kunkle, | Painter, | Sprowls, |
| Bonbrake, | Lanius, | Salus, | Vare, |
| Culbertson, | Mansfield, | | |

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## COMMUNICATION FROM PENNSYLVANIA STATE RELATIVE TO VALLEY FORGE.

The Chair cleared his table and laid before the Senate the following communication, which was referred to the Committee on Appropriations:

Pennsylvania State Camp
PATRIOTIC ORDER SONS OF AMERICA
Office of State Secretary
1317 North Broad St.

Philadelphia, Pa., February 6, 1925.

To the Governor, Senate and Legislature of Pennsylvania,
Harrisburg, Pennsylvania.

Dear Sirs:—The Patriotic Order Sons of America are vitally interested in Valley Forge, its preservation and its upkeep.

Among the many accomplishments of the Order there is none that stands out more prominently than the part it took in the preservation of Washington's Headquarters at Valley Forge. That sacred edifice was fast going to decay, when a number of patriotic women of Montgomery and Chester Counties resolved to do their utmost to save it, and with this end in view they formed an association and proceeded to raise money by various ways for the purchase of the building, the grounds attached thereto, which was eventually consummated at a cost of $6000, of which amount they paid $3000, leaving a mortgage of $3000. They struggled nobly and bravely to raise the balance in order to lift the mortgage, and finally appealed to the Patriotic Sons of America to aid them in their noble effort. The Executive Committee immediately took the matter up, considered it favorably and at once went to the rescue of the noble band of patriotic women. By the liberal voluntary contribution of the Camps of the order, as well as by individual members of the Order, it was not long before sufficient money was raised, not only to pay off the mortgage, but also to restore the old stone mansion to its original condition when Washington occupied it as near as it was possible to get it, improvements were made from time to time to the grounds, trees were planted, additional ground was acquired, and when finally the State took it from the association to add to the State Park there was no lovelier spot on earth, and it will stand there forever as a monument to the patriotism of the Patriotic Sons of America and the Valley Forge Centennial and Memorial Association.

Hence you will note that the Patriotic Order Sons of America have an interest in this patriotic shrine, "Valley Forge" which is of years standing, and by their work, are in a position to expect and almost demand that the Commonwealth care for it, as a Mother cares for her children.

Our National President, Gabriel H. Moyer sits as the President of the Valley Forge Park Commission, because of the work and service of this Order at Valley Forge..

Ex-Governor Sproul knowing the work rendered by this Order, and at the writers request, (representing the Order), named Mr. Moyer upon the Commission.

The roads at Valley Forge are a disgrace to our State and Nation. Insufficient funds were granted the Commission last year, with the result that the roads there are unfit to travel

over. Last summer we hung our head in disgrace, when, we noticed cars from Ohio, Indiana, and Washington trying to get over the roads, only to turn back, (as we had done), in order to save their cars and lives..

A serious situation is developed through somebody's neglect, and it is high time, that we straighten up and take a little more pride in this great patriotic shrine within our State. It is all well and good to conserve funds, and we agree with it, but not at the sacrifice of the pride, and patriotic honor of the State. Sufficient money should be appropriated at this session of the Legislature to put Valley Forge where it has a right to be. We should have perfect roads; good guards; and anything else needed to prove our faith in the Father's; American tradition and dignity.

Nothing short of a million dollars will do this. Let us conserve the funds at Harrisburg, but not at Valley Forge. The old time tradition; the Old Time Americanism must be preserved, even though our political powers cannot agree, and we count on the Legislature and the Executive Department laying down their bitter feelings while they consider the urgent needs of Valley Forge. Our patriotic traditions are of more importance than all other considerations. This is a fine opportunity for the patriots of Pennsylvania to mark time and note who really is 100% American.

Very truly yours,

C. B. HELMS,
Secretary.

## ADDRESS OF HONORABLE CHARLES A. SNYDER, STATE TREASURER.

The Chair cleared his table and laid before the Senate the following communication:

Commonwealth of Pennsylvania,

Treasury Department, Harrisburg, February 9, 1925.

To the Hon. John G. Homsher, President Pro-Tempore of the Senate, Harrisburg, Pennsylvania.

Dear Sir: I herewith transmit my address to the General Assembly of Pennsylvania concerning the State's finances, etc., and which is respectfully submitted for the Assembly's consideration.

CHAS. A. SNYDER,
State Treasurer.

Mr. LESLIE. Mr. President, I move that the address of the Honorable Charles A. Snyder, State Treasurer, of which all members of the General Assembly have received copies, be printed in the Appendix of the Legislative Journal.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

## NOMINATIONS BY THE GOVERNOR.

The Secretary to the Governor being introduced presented communications in writing from His Excellency, the Governor of the Commonwealth which were read as follows:

### JUDGE.

Commonwealth of Pennsylvania,
Governor's office, Harrisburg, February 9, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following, to compute from February 16, 1925:

Joseph H. Taulane, 2260 Broad Street, Philadelphia, to be Judge of Common Pleas Court No. 1, Philadelphia County.

GIFFORD PINCHOT.

### MEMBERS BOARD OF TRUSTEES OF MOTHERS' ASSISTANCE FUND, ALDERMAN, JUSTICE OF THE PEACE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 9, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following:

Mrs. Mary A. Kerns, of Altoona, to be a member of the Board of Trustees of the Mothers' Assistance Fund for Blair County.

T. F. Burte, of Washington, to be Alderman in and for the Fourth Ward of the City of Washington, Washington County.

Charles A. Kennedy, of Midland, to be Justice of the Peace in and for the Borough of Midland, Beaver County.

GIFFORD PINCHOT.

### JUSTICES OF THE PEACE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 9, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following:

A. J. Krieger, of Tioga, to be Justice of the Peace, in and for the Borough of Tioga, Tioga County.

L. M. Walker, of Friedens, to be Justice of the Peace, in and for the Township of Somerset, Somerset County.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 9, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, P. Clarence Malott, of McConnellsburg, to be Justice of the Peace in the Township of Todd, Fulton County.

GIFFORD PINCHOT.

### NOTARIES PUBLIC.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 9, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

#### ALLEGHENY COUNTY.

D. W. Auld, McKeesport, February 28, 1925.
P. J. Bauer, Millvale, February 21, 1925.
Harry M. Corwin, Ptsbg., 1717 Farmers Bank Bldg., February 27, 1925.
Merrill W. Cribbs, Verona, February 27, 1925.
Elbert S. Fairchild, Ptsbg., 1207 Lang Ave., February 19, 1925.
Fred B. Fisher, 312 Fourth Ave., February 22, 1925.
Fred Gerdts, Duquesne, February 27, 1925.
William H. Granger, Whitaker, February 21, 1925.
Jacob Greenberger, Ptsbg., 301-4 Curry Bldg., February 27, 1925.
James A. Griffith, Ptsbg., 4720 Wallingford St., February 21, 1925.
Paul A. Hughes, Ptsbg., 1247 Album St., February 19, 1925.
C. C. Lee, Ptsbg., 450 4th Ave., February 15, 1925.
Miss May Magee, Ptsbg., 505 Berger Bldg., February 27, 1925.
W. M. Maneese, Ptsbg., 7037 Bennett St., February 9, 1925.
E. D. McCafferty, Ptsbg., 1063 Progress St., February 27, 1925.
Miss Vita C. Mueller, Ptsbg., 1308 Farmers Bank Bldg., February 26, 1925.
S. L. Neely, Ptsbg., P. O. Box 133, February 27, 1925.
Ferd H. Phillips, Ptsbg., 1208 Berger Bldg., February 27, 1925.
E. F. Portman, Carnegie, February 27, 1925.
B. Ranky, Munhall, March 1, 1925.
Chas. H. Rickert, Wilkinsburg, February 28, 1925.
Miss Mary B. Swisshelm, Swissvale, February 25, 1925.
Miss Margaret E. Taafe, Ptsbg., 1410 5th Ave., February 14, 1925.

Charles L. Totten, Ptsbg., 1126 Jancey St., February 27, 1925.

BEAVER COUNTY.

George R. McPherson, New Brighton, February 27, 1925.
Wm. W. Wilson, New Brighton, February 27, 1925.

BERKS COUNTY.

Clifford W. Kissinger, Reading, February 23, 1925.

BLAIR COUNTY.

W. H. Baird, Juniata, February 21, 1925.
S. B. Hare, Altoona, February 23, 1925.
J. S. Williams, Roaring Spring, February 19, 1925.

BRADFORD COUNTY.

Miss Nellie D. Ridgway, Towanda, February 28, 1925.

BUCKS COUNTY.

Miss Grace M. Althouse, Sellersville, February 28, 1925.

BUTLER COUNTY.

Lewis F. Eury, Butler, March 1, 1925.

CAMBRIA COUNTY.

Mrs. Eliza Jones Davis, Johnstown, February 19, 1925.
W. L. Hibbs, Cresson, February 26, 1925.
Miss Myrtle R. Johnston, Johnstown, February 27, 1925.
Abraham Krantzler, Beaverdale, February 28, 1925.

CARBON COUNTY.

J. E. Rosenstock, Weatherly, February 11, 1925.

CLEARFIELD COUNTY.

John B. McGrath, Houtzdale, February 27, 1925.

DAUPHIN COUNTY.

Warren Z. Meck, Harrisburg, February 28, 1925.
J. Dress Pannell, Steelton, February 19, 1925.
L. A. Ryals, Harrisburg, February 28, 1925.
Penrose Sennett, Harrisburg, February 21, 1925.
Albert B. Smith, Steelton, February 19, 1925.

DELAWARE COUNTY.

Robert G. Erskino, Swarthmore, February 27, 1925.
Joseph Hallas, Jr., Darby, February 26, 1925.
Edwin B. Lewis, Lansdowne, February 27, 1925.
Miss Mary F. McMenamin, Clifton Heights, February 28, 1925.

ELK COUNTY.

Eugene P. McCarthy, Johnsonburg, February 26, 1925.

ERIE COUNTY.

L. E. Torry, Erie, February 24, 1925.

FAYETTE COUNTY.

Frank Friel, Connellsville, February 1, 1925.

GREENE COUNTY.

Jno. L. Wood, Waynesburg, February 22, 1925.

INDIANA COUNTY.

S. W. Uber, Homer City, February 28, 1925.

JEFFERSON COUNTY.

William T. Darr, Brookville, February 27, 1925.

LACKAWANNA COUNTY.

Willis G. Jones, Scranton, February 28, 1925.
Miss Mary C. Kiesel, Scranton, February 19, 1925.
Orlando B. Partridge, Scranton, February 21, 1925.
J. F. Reynolds, Carbondale, February 27, 1925.

LANCASTER COUNTY.

B. G. Hipple, Marietta, February 27, 1925.

LAWRENCE COUNTY.

A. J. Robbins, New Castle, February 28, 1925.

LEBANON COUNTY.

H. G. Light, Cleona, February 20, 1925.

LEHIGH COUNTY.

Robert L. Stuart, Allentown, February 27, 1925.
Harry E. Truchses, Allentown, February 27, 1925.

LUZERNE COUNTY.

Mrs. Mary D. Walsh, Glen Lyon, February 19, 1925.

LYCOMING COUNTY.

Oliver J. Decker, Williamsport, February 27, 1925.
J. Fred Katzamier, Williamsport, February 27, 1925.

McKEAN COUNTY.

A. J. Henretty, Bradford, February 28, 1925.

MONROE COUNTY.

William A. Shafer, Stroudsburg, February 27, 1925.

NORTHUMBERLAND COUNTY.

Edwin Paul, Milton, February 27, 1925.

PHILADELPHIA COUNTY.

J. Burns Allen, 206 S. 4th St., Phila., February 27, 1925.
Jacob W. Beby, 6830 Marsden St., Phila., February 27, 1925.
Nathan Berger, 2410 N. 29th St., Phila., February 26, 1925.
Wm. T. Bryan, 212 Sumac St. Wissa., Phila., Jan. 19, 1925.
H. A. Cannon, 100 S. 9th St., Phila., February 27, 1925.
James S. Clifford, 5710 Thomas Ave., Phila., February 23, 1925.
Rowland Coats, 1226 Allengrove St., Phila., February 26, 1925.
William Leigh Durham, 1611 Sansom St., Phila., February 28, 1925.
Edward J. Fisher, 5613 Thomas Ave., Phila., February 28, 1925.
Robt. G. Foster, 1348 W. Somerset St., Phila., February 27, 1925.
Jacob A. Fritz, 1106 Land Title Bldg., Phila., February 26, 1925.
William G. Gilmartin, 718 Widener Bldg., Phila., February 25, 1925.
Geo. E. Griffin, 3216 N. 5th St., Phila., February 27, 1925.
John A. Heyser, 4720 Woodland Ave., Phila., February 22, 1925.
Harry S. Kaestner, 4227 Lancaster Ave., Phila., February 27, 1925.
Simon Katz, 431 Walnut St., Phila., February 27, 1925.
Miss Maude E. Kehler, 45th & Woodland Ave., Phila., February 14, 1925.
Morris L. Kolb, 21 N. Juniper St., Phila., February 26, 1925.
Mrs. Jadwiga Lange, 1701 W. Huntingdon Park Ave., February 28, 1925.
James E. Leonard, 306 S. 52nd St., Phila., February 27, 1925.
Miss Mary F. Lyons, 8209 Elberon Ave., Phila., February 23, 1925.
John V. Martin, 2231 Land Title Bldg., Phila., February 27, 1925.
Theo. H. McCalla, 25 N. Juniper St., Phila., February 27, 1925.
Miss Clara F. McVay, 1432 Commercial Trust Bldg., Phila., February 27, 1925.
Richard Miller, 2008 E. Elkhart St., Phila., February 14, 1925.
Joseph W. Mills, Ambler, February 26, 1925.
Miss Agnes Neubauer, 15 N. 5th St., Phila., February 28, 1925.
Miss M. Elva Neville, 200 West End Trust Bldg., Phila., February 26, 1925.
Miss Sarah Nittenberger, 2035 Chestnut St., Phila., February 21, 1925.

D. N. Ogden, 3310 Huntingdon St., Phila., February 28, 1925.
Miss Edna T. Patterson, 2424 N. Mascher St., Phila., February 14, 1925.
Edward Ramsey, 421 Chestnut St., Phila., February 26, 1925.
Nathan Rigberg, 5719 N. Fairhill St., Phila., Feb. 28, 1925.
Charles F. Schibener, 1615 Walnut St., Phila., Feb. 25. 1925.
Roscoe C. Schmidt, 2721 N. 5th St., Phila., Feb. 28, 1925.
Miss Katherine F. Sellers, 1201 Chestnut St., Phila., Feb. 27, 1925.
Miss Anetta Smith, 2043 Chestnut St. Phila., Feb. 27, 1925.
Thomas F. Watson, Jr., 20 W. Logan St., Phila., Feb. 28, 1925.
Leo I. Weintraub, 317 S. 5th St., Phila., March 1, 1925.
Albert S. Wray, 729 Walnut St., Phila., Feb. 27, 1925.
John S. Wurts, 267 E. Johnson St., Germantown, Phila., Feb. 26, 1925.
Morris Zinman, 601 N. 2nd St., Phila., Feb. 27, 1925.

SCHUYLKILL COUNTY.

Miss Dolores Brennan, Shenandoah, Feb. 22, 1925.
Burton Davis, Shenandoah, Feb. 28, 1925.
Miss Minnie E. Holt, Pottsville, Feb. 19, 1925.

SOMERSET COUNTY.

Earle R. Beggs, Confluence, Feb. 27, 1925.

TIOGA COUNTY.

E. A. Butler, Lawrenceville, Feb. 26, 1925.

VENANGO COUNTY.

Miss Virginia Hanna, Franklin, Feb. 28, 1925.

WASHINGTON COUNTY.

Robert C. Cassidy, Burgettstown, Feb. 25, 1925.
Robert Parkins, Roscoe, Feb. 27, 1925.
John N. Walker, Eldersville, Feb. 14, 1925.

WAYNE COUNTY.

S. Frank Cory, Honesdale, Feb. 25, 1925.

WESTMORELAND COUNTY.

Harry Laughrey, Scottdale, Feb. 27, 1925.
Frank Ognibene, Jeannette, Feb. 28, 1925.

YORK COUNTY.

Harry H. Keller, Wrightsville, Feb. 28, 1925.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 9, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

ALLEGHENY COUNTY.

Miss Edna G. Brown, 1415 Dormont Ave. Pittsburgh, Feb. 28, 1925.
Miss Mary Eberle, 1510 Commonwealth Bldg., Pittsburgh, Feb. 19, 1925.
R. M. George, 6012 Centre Ave. Pittsburgh, Feb. 19, 1925.
Howard J. Hook, 3121 Perrysville Ave. Pittsburgh, Feb. 19, 1925.
W. A. Moyle, 911 Benedum-Trees Bldg., Pittsburgh, Feb. 26, 1925.
Miss Hilda Barr Murphy, Mercy Hospital, Pittsburgh, Feb. 28, 1925.

ARMSTRONG COUNTY

Samuel J. McDowell, Leechburg, Jan. 29, 1925.

BLAIR COUNTY

Walter I. Ettleman, Altoona, Feb. 16, 1925.

CAMBRIA COUNTY.

Benj. Hinchman, Jr., Johnstown, Feb. 19, 1925.

CARBON COUNTY.

Wesley N. Boyer, Lehighton, Jan. 30, 1925.

DAUPHIN COUNTY.

Warren E. Boudman, Harrisburg, Feb. 19, 1925.
Miss Mabel Updegrove, Harrisburg, Feb. 19, 1925.
Walter W. Weber, Hummelstown, Feb. 14, 1925.

FAYETTE COUNTY.

Fred J. Chalfant, S. Brownsville, Feb. 19, 1925.

LACKAWANNA COUNTY.

James J. Stone, Scranton, Feb. 11, 1925.

LEHIGH COUNTY.

Marcus H. Bickert, Allentown, Feb. 18, 1925.
Paul A. Hartzell, Bethlehem, Feb. 19, 1925.

LUZERNE COUNTY.

John Shigo, Freeland, Jan. 22, 1925.

LYCOMING COUNTY.

Francis M. Gallagher, Williamsport, Feb. 19, 1925.

MERCER COUNTY.

M. L. McBride, Grove City, Feb. 19, 1925.

MONTGOMERY COUNTY.

Irwin J. Gotwals, Norristown, Feb. 19, 1925.
John Ralph Kohl, Norristown, Feb. 7, 1925.

NORTHAMPTON COUNTY.

Anton Wolst, Bethlehem, Feb. 26, 1925.

PHILADELPHIA COUNTY.

Herman Blombaum, 1308 Rockland St. Phila., Feb. 28, 1925.
Louis Goldman, 1523 Olney Ave. Phila., Feb. 19, 1925.
Carlo Morelli, 1436 S. 13th St. Phila., Feb. 19, 1925.
Solomon S. Rose, 916 S. 5th St. Phila., Feb. 19, 1925.
Mrs. Mabel T. Rothwell, Upper Darby, Phila., Feb. 14, 1925.
Charles H. Steel, Schaff Bldg., Phila., Feb. 7, 1925.

WESTMORELAND COUNTY.

W. Irwin Hunter, Greensburg, Feb. 19, 1925.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 9, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation:

ALLEGHENY COUNTY.

Miss Eleanor A. Conley, 5809 Hays St., Pittsburgh.
C. J. DeBar, Bellevue.
Joseph M. Muehlbauer, 1524 Fernleaf St. Mt. Oliver, Pittsburgh.
Miss Alice C. Rodgers, 272—45th St., Pittsburgh.
Miss F. A. Saville, 2566 East St., Pittsburgh.
E. F. Stroud, Wilkinsburg.

ERIE COUNTY.

Jennings A. Bard, Erie.
Joseph J. Roll, Erie.

FAYETTE COUNTY.

Dail A. Sloan, South Brownsville.

LEHIGH COUNTY.

Alfred K. Hettinger, Allentown.

McKEAN COUNTY.

Miss Anna E. Zias, Bradford.

MONTGOMERY COUNTY.

William Puche, Norristown.

NORTHAMPTON COUNTY.

Miss Mabel A. Ealer, Easton.

NORTHUMBERLAND COUNTY.

Lester R. Wehry, Mt. Carmel.

PHILADELPHIA COUNTY.

William H. Best, 5011 Mervine St., Philadelphia.
Ralph J. Fries, Upper Darby.
Oscar M. Link, Jr., 3906 Germantown Ave., Philadelphia.
James J. Malone, 2022 S. Frazier St., Philadelphia.
George G. Omerly, Jr. 1416 Widner Bldg., Philadelphia.
John C. A. Rigney 600 Chestnut St., Philadelphia.
J. Harry Wagner, Jr., 405 Penna. Bldg., Philadelphia.

SUSQUEHANNA COUNTY.

Miss Tillie Freedman, Forest City.

VENANGO COUNTY.

H. Carl Wasson, Franklin.

WARREN COUNTY.

Miss Margaret M. Sweeney, Warren.

WESTMORELAND COUNTY.

Joseph L. Geiger, Murrysville.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 9, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to niminate for the advice and consent of the Senate, the following named person to be a Notary Public, for the term of four years, to compute from the date of confirmation:

ALLEGHENY COUNTY.

Mrs. Edna Bell Eggenberger, (nee Miss Edna M. Bell, appointed during the recess), 547 Rosedale St., Pittsburgh, Pa.

GIFFORD PINCHOT.

## EXECUTIVE SESSION.

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38, which requires reports of committees on nominations made by the Governor to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations re-ported at to-day's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Davis, | Kutz, | Salus, |
| Baldwin, | Derrick, | Lanius, | Schantz, |
| Barr, | DeWitt, | Leslie, | Snyder, |
| Baumer, | Earnest, | MacDade, | Sones, |
| Betts, | Freeman, | Mansfield, | Sprowls, |
| Bonbrake, | Gelder, | Miller, | Steele, |
| Brown, | Griswold, | North, | Stites, |
| Buckman, | Heaton, | Norton, | Vare, |
| Coyne, | Homsher, | Painter, | Weingartner, |
| Culbertson, | Joyce, | Phipps, | Woodward, |
| Daix, | Kunkle, | Quigley, | |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. BUCKMAN. Mr. President, I move that the Executive Session do now rise.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## MOTION AUTHORIZING THE PRINTING OF STATE TREASURER'S ADDRESS IN LEGISLATIVE JOURNAL.

Mr. LESLIE. Mr. President, I move to reconsider the motion I made a few minutes ago that the address of the Honorable Charles A. Snyder, State Treasurer, be printed in the Appendix of the Legislative Journal.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

And the question recurring,

Will the Senate agree to the motion?

Mr. LESLIE. Mr. President, I move to amend the motion by striking out the words "be printed in the Appendix of the Legislative Journal" and inserting in lieu thereof the words "be printed in the Legislative Journal."

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

## ADDRESS OF CHARLES A. SNYDER, STATE TREASURER TO THE GENERAL ASSEMBLY.

To Members of the General Assembly:

Whether or not, due to changes of law, a communication is still required from the Treasurer to the General Assembly, estimating the expenses and income of the Commonwealth, need not be discussed; the State Treasurer, however, is moved to communicate his views formed from contact with the fiscal affairs of the Commonwealth, and to submit the following, to wit:

After reviewing the estimates made by the Auditor General of the Commonwealth relating to the prabable revenues of the government for the next biennium, I am of the opinion that the report should be adopted.

The State Treasurer will here try to follow the sequence of the Governor's address.

### PAYING OFF THE DEBT.

After reading the address of Governor Pinchot to the General Assembly at its joint session, January 6, 1925, and his statement on pages 8, 9 and 10—concerning a deficit or appropriation liability of $29,000,000 found upon his induction into office—which has heretofore been repeated in substance in many addresses and other official communications of the Governor I now again in the most emphatic manner, deny that such deficit ever existed and challenge a confirmation of the same from the books of the fiscal officers.

On the other hand, examinations show that Governor Sproul's administration, during his last two years 1921-1922, expended $141,000,000, not including the Bond Road Fund

of $43,000,000. Governor Pinchot's administration, in his first two years, 1923-1924, expended $200,000,000, not including the $9,500,000 of Bond Road funds, or a difference of $60,000,000.

If the Governor saved $29,000,000, what has become of it? To whom, for what purpose, when, and how was it paid? If the Governor saved $29,000,000 and applied it to alleged debts, he still expended $21,000,000 more than Governor Sproul, or $33,000 a day in excess.

## COAL STRIKE.

The Governor settled the coal strike and, like all other acts committed by His Excellency, it has been an added expense to the Commonwealth, so publicly announced at the time when the price of coal advanced from sixty cents to one dollar per ton, and made a charge against the tax-payers.

## DEPARTMENT OF STATE AND FINANCE.

To activities of the Department of State and Finance reviewed on pages 11, 12 and 13 of the Governor's address need comment. My experience has been that the call of the Governor for $333,840, including the publication of the Constitutional Admendments, is a serious matter for consideration, and no appropriation committee should grant excessive amounts for the operation of this or any other department, unless it wishes to see the functions of constitutional fiscal officers duplicated and their rights of a half-century invaded.

## BOARD OF PARDONS.

Never in the history of the Commonwealth has a Board of Pardons acted with the freedom it does now. And never have as many prisoners been released with reflections upon the Court that imposed the sentences, nor has the same kind of influence been exerted for the relief of certain kind of prisoners, as during the past two years.

## DEPARTMENT OF PUBLIC INSTRUCTION.

Under the Department of Public Instruction, it is pertinent to say that the Library, which contains historic records of this Commonwealth as a colony and State, has been permitted under the present Governor to degenerate into a town-library, and the fourteen thousand volumes of history and geneology of the founders, pioneers and builders of this Commonwealth are in the hands of indifferent custodians, who have no care for, nor pride in them; nor do they glory in the priceless pages containing the record of achievments of our ancestors. The Library has become neutralized, is no longer a channel for investigation and research, and is now but a reserve for further information when required by high schools throughout the Commonwealth. It may be interesting to note that for two years no pamphlet, no reports or journals, legal or otherwise, have been bound, but remain secured with red tape in the files.

The cutting of the appropriation to the Universities of Pennsylvania and of Pittsburgh and to State College has worked so great a deterrent to these institutions that a decade of intensive endeavor will not efface the injury committed against them.

## BANKING DEPARTMENT.

Reference is made to the Banking Department of which the fees under Governor Sproul's last two years were 382,000 while under the first twenty-three months of Governor Pinchot's administration, they increased to $519,532; and since these fees have been collected from the several State banks examined, and as all expenses of the Banking Department are paid out of the same, it can well be seen how the Governor has increased the number of examiners from thirty-nine to seventy-five without any expense to the State Treasury.

## DEPARTMENT OF AGRICULTURE.

In 1921, Governor Sproul appropriated to the Department of Agriculture out of the General Fund the sum of $1,576,000. In 1923, Governor Pinchot appropriated $710,000 out of the General Fund, but expended the difference equal to Governor Sproul's administration out of the Dog Fund, which the farmers of the State believed was coming to them to pay the cattle indemnity claims. To justify this action, the Agriculture Department is now seeking legislation to use the entire Dog Fund, which grew $1,588,100, under Pinchot over that of Sproul, and his great fund, derived from fees, is to run the entire Department.

## DEPARTMENT OF FORESTS AND WATERS.

Neither under the present administration, nor in fact, under the supervision of the former Commissioner of Forestry, has an acre of land been added to the Forestry Reserve of the Commonwealth. Outside of the added cost of printing, it is impossible to find what addition for the benefit of forestry and waters has accrued to the Commonwealth. To the lay mind, for money expended, it is impossible to learn or to state to the Legislature any inherent improvement to this Department to date. While the planting of young trees is emphasized, together with the fact that the State highways are being complimented by the planting of roadside trees, observation has shown and reports have proven that wherever the Department of Highways builds a road, saving trees is not an added task; and when constructed through mountain pass or woodland, the cutting of the growing timbers is one of the wastes inexplicable. Concerning pollution of waters and efforts to prevent same, these are found to be a duplicate and continuance of the work and policy instituted under former Commissioners of Health.

## DEPARTMENT OF LABOR AND INDUSTRY.

This Department is reviewed at some length by His Excellency; and as it receives but few fees, must exist and operate from general appropriations. The effect of the Governor's veto power is best exposed here and is expressed in the fact, reported by the former Secretary of Labor and Industry who resigned October 1, 1924, that the inspectors have been decreased in number by two-fifths. Inspection of plants and factories has fallen to one-half. And whatever supervision there is, is without that vigor necessary to conduce safety, protection and care to the health and life of the worker.

This Department exhibits the peculiar attitude of the Governor and some of the members of his Cabinet with regard to economic and industrial activities. There is that parlor socialism which badges itself in the cap-and-blouse of subordinates employed, with the mannerisms of Soviet innovation and a total disregard for a morale and discipline obedient to the call of intelligent control.

## WORKMEN'S INSURANCE FUND.

The Workmen's Insurance Fund, perhaps the most unique and most beneficent part of the State Government, and in strongest competition with private enterprise, has been reduced in its numerical force, which may account for a large

part of that disapprobation and discouragement in favor of State insurance.

DEPARTMENT OF MINES.

Another Department paid out of the General Fund, and therefore not a subject for congratulation for services rendered to the people by the Governor, is the Department of Mines. He mentions the fact that due to the cuts of appropriations in the Department, mine inspectors work without pay. Officers of the Commonwealth, whose business is to protect the lives of miners and workers and supervise conditions in the mines and collieries must suffer because the Governor knew about this as about most things————? Therefore, until deficits can be provided and "other adjustments could be made"—whatever that is—this most dangerous of all occupations is in part protected by volunteer aid.

DEPARTMENT OF HEALTH.

In the Department of Health, the cutting of the appropriation for the cure of tuberculosis and for better Housing brought about closed doors at Mont Alto, and interfered largely with the sound policy for the establishment of good health of the people in the Commonwealth. An outraged people virtually forced the Department to reopen Mont Alto, and only recently was the Housing activity of the Department again instituted; and thus is emphasized the Governor's policy of indifference to those Departments where the General Fund appropriations must show his expenditures.

DEPARTMENT OF HIGHWAYS.

To the Highway Department, for the last two years of Governor Sproul's administration, there was appropriated out of the General Fund $6,750,000 for State and State-aid highways, and $3,330,000 for expenses, salaries and maintenance of the Department: in all, $10,080,000. Governor Pinchot, on the other hand, cut the appropriation out of the General Fund altogether; and all expenses of the State Highway Department, save alone the salary of the Commissioner of Highways, have been paid and are being paid from the Motor Registration and License Fees Fund, Federal Aid Title and Gasoline fees, amounting to over $60,000,000 for the biennium. This represents half of the income of the Comomnwealth of Pennsylvania, derived for General Fund purposes. It must be noted upon examination of the budget of Governor Pinchot that two-fifths of the Motor Fees of the Highway Department were spent for salaries and expenses of the Department, while under Governor Sproul, all salaries and expenses were paid out of the General Fund. In this way, Governor Pinchot takes credit for the saving of $10,000,000 in this Department over Governor Sproul.

It is also worth while to say that, of over $7,000,000 collected in Motor Fees of 1925 prior to January 1, 1925, $6,000,000 were expended by Governor Pinchot in 1924; and approximately $13,000,000 was expended out of Motor License Fees for 1924-1925 for the construction of State and State-aid highways, which should be charged to the State Bond Road Fund. The latter Fund is exhausted, and the Governor has borrowed against the time when Bond Road money might be available.

This practice leads to serious controversy because to date no one, not even the Commissioner of Highways, knows how much of the $13,000,000 borrowed and expended may be charged to the primary, or State-aid road. The Governor also arbitrarily increased the salary-roll of the State Highway Department at least $35,000 per annum, and just as arbitrarily paid other expenses. This should be corrected. In the amounts asked for the next biennium, the Legislature should not permit the Governor to borrow the entire $50,000,000 of the proposed Road Bond issue; and he should be confined by distinct allocation how he and the Department may properly expend the portion of the Road Bond moneys and the $60,000,000 in fees.

Attention is called to the condition of the Commonwealth two years ago, when His Excellency insisted that he had to cut all appropriations to the bone, and to that of today, when he asks the stupendous sum of $238,000,000 or $97,000,000 more than Governor Sproul's last two years' expenditures, which totalled $141,000,000. This is a total of $157,000,000 over Governor Sproul's entire four years.

DIVISIONS OF PUBLICATIONS.

The publication of documents is a serious business of the State, and as the law now stands, the Governor can and does suppress reports he does not care to have made public. To suit his ends, he can defer the printing of any report of any Department so long that the purpose of publishing the report is absolutely useless. The Governor has arbitrarily refused to print parts of a report of the Secretary of Internal Affairs, an elective officer, because of alleged inaccuracy. He has, in that most adroit and maladroit publication called "The Budget", exercised his abritrary power to print portions, parts, to change consequential sequences of a report, and so executed the manner of a report, that the Department which furnished the report may be exposed to criticism, misapprehension, and condemnation.

The extraordinary example of the Governor's discretion as to printing the budget stands alone. Ten thousand copies have been ordered by the Secretary of the Commonwealth, the cost of which in preparation, mailing and printing, will be to the State no less than $15,000. The Governor's address, printed in a quantity of twelve thousand copies at his own expense, furnishes an example of the sort of privilege of which he avails himself. This privilege, abuse and made the channel for the exploitations of the Governor's promises, performances, and the notification of the same to the whole country, should be checked and checked hard by the General Assembly.

PENNSYLVANIA STATE POLICE.

The Pennsylvania State Police, a Department not long since a pass-word for security, order and law, now degenerated into a dual body of police, one under Major Adams, an officer and soldier of high order, the other unit of secret police under a nondescript, a stranger called Major Wright, calls for the serious attention of the General Assembly. The latter unit, paid out of the public funds and part of private contributions to the Governor, creates a personal exercise of government, which means a subversion of established and lawful authority; and this, together with the pledge of the Governor to pardon any agent or police who violates the law to enforce the enforcement laws, is a subject for diligent investigation by the General Assembly. And in such investigation might well be included an inquiry how, to whom and in what sums contributions have been received for the prosecution of persons violating the Enforcement Act, and how to restrain these insidious agencies for executive aggrandizement.

DEPARTMENT OF FISH AND GAME.

The two Department of Fish and Game for the past two years, under the administration of Governor Pinchot, have received in fees $474,000 for fish and $1,192,369 for game. Under the last two years of the Sproul adminis-

tration, these Departments received in fees $207,421 for fish and $1,083,060 for game, or an increase for the Pinchot administration of $266,579 for fish and $109,309 for game. The Legislature will readily see how improvements can be made out of these fees, and as they are entirely under the jurisdiction of the Governor and no expense to the General Fund, the Governor may claim to you that it means no expense to the Treasury, but it does to the people; therefore, his one hundred per cent. credit means naught.

PUBLIC SERVICE COMMISSION.

The powers of the Public Service Commission were trespassed upon by the Governor,—a virtual command was made to rescind a unanimous order of the Commission upon a matter heard before it. This was met by the refusal of the Commission. A superinvestigation, by a non-electoral was then ordered by the Governor, in order to bring about a conclusion differnt from that found by the Commission. A resigned followed, with a protest that the Governor had usurped a judicial power. The General Assembly should attend to a non-recurrence of this interference.

DEPARTMENT OF WELFARE.

For the Department of Welfare the Governor claims many things, forgetting to state that under it, during the past two years, murders, arson, felonious escapes have occurred from the several penitentiaries, mutiny against authority, rebellion against overseers, protest against discipine, have had daily press headlines for many weeks. I submit that these have been caused in part by the propaganda issued by the Governor's publicity bureau, that conditions in State institutions were insufferable and that his new laws were the panacea. The penitentiaries have been made open doors from which prisoners march into interior counties, and march back again. Public note through facile publicity has been made of the strong effort under this administration to cure prison evils, but nothing said that every such effort has been attended with an increased expense to the several counties of $3 per week per prisoner.

Of course, it must be admitted that the Governor hastily visited some institutions, and behold! the convict insurrections ceased, and quiet and peace have been restored. Although insane asylums have been overcrowded, exchanges of patients have been restored to, crimes committed against children, food riots by imbeciles have occurred, and changes of superintendents have taken place, yet we are told that the Governor's look has changed all this, and we are assured that all is well in the dominion. However, reports have reached the fiscal officers of the State complaining of food shortage, clothing shortage, and of denial of the most primitive conveniences; hospitals and homes have been subject to the adoption of book-keeping systems, expensive and necessarily in charge of additional clerks. In institutions where females are inmates, young girls have given birth to children, and a general demoralization has affected the Welfare Department's underbody, so that the demand for one lump sum for the various institutions, to be placed at the disposal of the head of the Welfare Department—which means the Governor—should be neither tolerated nor conceded. The General Assembly should indicated how much money each and every hospital and institution should receive, and in what manner and for what purpose each and every dollar should be expended.

EXECUTIVE BOARD.

The Executive Board is the one activity of the Administration which harks back to feudal days and monarchial times. This body creates offices and classifies them, fixes salaries, policies, establishes systems, and in fact moulds the whole administration of the State Government, according to the mind of His Excellency, the Governor. His all power has been partially confirmed by the Supreme Court with regard to counsel for the elective offices. The Governor has brought hundreds of employees, non electors, non-residents, and some not even citizens of the United States, into the Commonwealth's employ. He has assigned them to high places, with altisonant titles, with comprehensive power, with super-oaths of loyalty to the person and policies of the Governor. Because of their relations with none but his Excellency, a natural aloofness from the people and their interests is evident, and the impossibility of securing proper information from any of the offices, institutions or activities over which these new employees prevail is apparent. This immigration by Executive solicitation, and the import of the same, should not be overlooked by the General Assembly.

"THE OPEN DOOR."

The "open door" is marked for attention by the Legislature. Observation and observation again by the fiscal officers of the Commonwealth has proven that all that exists about "the open door" is that it is still open.

SALARIES AND DEFICIENCIES.

Notice should also be taken that on page 12 of the Governor's message, he claims a reduction of salaries by $1,372,000 per annum. To this, I make reply, to wit:

The Governor of Pennsylvania has increased the salaries of the employees of the State $4,500,000 in two years. This does not include the salaries of the officers and employees of the several State institutions under the control of the Department of Welfare.

The Governor also claims there are no deficiencies. He now calls the "unappropriated balances" and "reimbursements". The books of the State Treasury show deficiencies in the several hospitals, penitentiaries, and homes amounting to over $1,000,000 and that up to December 1, 1924, sixty-semi-State Hospitals had exhausted their appropriations. Four State Hospitals were without any funds, and all the institutions of the State were suffering for want of proper appointments and repairs. It is estimated that to bring State institutions of all kinds to pre-Pinchot conditions will require at least $15,000,000 to $20,000,000.

It is also suggested that the humanity of this Administration is noteworthy. Permit me to draw your attention to the fact that women are put to work with pick and shovel at homes and institutions, and women are compelled to work for $40 to $60 per month in some of the departments. Discharges of modest men and women because their friends have been termed "politicians" are frequent. The sanitary arrangements in some of the buildings would not be permitted by the State itself in a private institution; and the cold indifference and the patronizing of and supervision over men and women cannot be equalled anywhere in any factory, plant or shop in the Commonwealth.

RECOMMENDATIONS.

It is strongly recommended that the Legislature immediately inquire into the financial statement of the fiscal officers. This may be done within the next two weeks, and the statement either confirmed or rejected. It may be important to state that in the last two years, the Auditor General, the Governor and the State Treasurer have each had a corps of expert accountants, costing in total amount the combined

salaries of these three State officers. Therefore, this question should be settled now, and in the right way, by this General Assembly.

The Legislature should also consider the repeated instances of the Governor's manner of administration, with particular attention to pages 1, 2, 3 and 4 of his address to the General Assembly, because of the extraneous matter therein contained, and the stigmatic presentments reflecting upon the memory, reputation and character of United States Senators, Governors, Justice of Courts, Members of the General Assembly, the Church and its worshippers, of the Military, its officers and soldiers, the universities, colleges and schools, and the many hundreds of officials and clerks of the Government of Pennsylvania who have been reproached and opprobriously accused through

"A lust no power can tame,
For loudly publishing our neighbor's shame."

The usurpation of privileges and arrogance of Executive power emphasizes the attitude of the Governor and magnifies his cast of mind and self-adulation. His practice of accusing the entire bodypolitic, and abasing to dusty levels all civic ideals prior to his advent, and how now a quickened public conscience has caused him to lead it to a perfect State; his theatrical attendance at State institutions, and the heraled revelations how his presence soothed and quieted resentment and hate, and brought peace; his apersions upon the three constitutional officers of the Commonwealth and his attempted assumption of their functions; and his artful propoganda concerning their duty and service have created a mistrust and a suspicion against our Government that works the undoing of a people. His proclamation of leagues and treaties with other Commonwealths, his proposed control and survey of great water and other natural resources, and the establishment of giant power stations and the inauguration of great public utilities, in language royal and imperialistic; his grasp for fame by linking Roosevelt's name with his numerous official acts, consummates an exaggerated egoism which may be best expressed in the language of a historical autocrat who said:

"L'etat, c'est moi"——I am the State!

Because this address has been officially emphasized by the proposed publication of twelve thousand copies throughout the Commonwealth and Nation, and of ten thousand copies of "The Budget", an irretrievable obloquy has been thrown upon the State of Pennsylvania, its record, its whole people. This unseemly official censure and arraignment of the State, and the arrogance exhibited on pages 1, 2, 3 and 4 of his address, stress the invasion of official prerogative and abuse of a privilege which may be cured only by expunging from the record of legislative procedure so scandalous an indictment against our Commonwealth.

## BILLS INTRODUCED.

Mr. LESLIE. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LESLIE read in his place and presented to the Chair Senate Bill No. 283 entitled:

An act to amend section sixteen of the act approved the thirty-first day of May, one thousand nine hundred and eleven, (P. L. 468), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of Commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance, and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads, and prescribing the contents of township, County, borough or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended placing the payment of damages due to changes of width or existing lines and location of State Highways upon the State.

Which was committed to the Committee on Public Roads and Highways.

Mr. BUCKMAN. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 284 entitled:

An act establishing as a state highway a certain section of public road in the county of Bucks.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 285, entitled:

An Act establishing as a state highway a certain section of public road in the county of Bucks.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 286, entitled:

An Act to amend route 326 of the act approved the 22nd day of July, 1913, (P. L. 948), entitled "An act establishing certain public roads as state highways, and providing for their construction and maintenance at the expense of the Commonwealth."

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 287, entitled:

An Act to amend route 362, of the Act approved the 22nd day of July, 1913 (P. L. 948), entitled "An act establishing certain public roads as state highways and providing for their construction and maintenance at the expense of the Commonwealth."

Which was committed to the Committee on Public Roads and Highways.

## REPORT FROM COMMITTEE.

Mr. BUCKMAN. Mr. President, I ask unanimous consent to make report from Committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN, from the Committee on Public Roads and Highways, reported as amended, Senate Bill No. 139, entitled:

An act authorizing the Secretary of highways to take over as State Highways certain roads leading from State institutions to State highways or railroad stations.

## BILL INTRODUCED

Mr. SNYDER. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SNYDER read in his place and presented to the Chair Senate Bill No. 288 entitled:

An act to establish as a state highway a certain section of public road in the County of Blair.

Which was committed to the Committee on Public Roads and Highways.

## COMMUNICATION FROM THE GOVERNOR.

The Secretary to the Governor being introduced presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

### REQUESTING JOINT SESSION OF SENATE AND HOUSE OF REPRESENTATIVES.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 9, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

If it meets with the approval of the General Assembly I should like to address the members in joint session on Tuesday, February tenth, nineteen hundred and twenty-five, at twelve o'clock noon.

If for any reason this cannot be conveniently arranged, I would be glad to address you at some other time.

GIFFORD PINCHOT.

Mr. LESLIE. Mr. President, I move that the invitation of the Governor be accepted and that he be advised that the Senate will be glad to hear him deliver his message to the General Assembly in joint session to-morrow at 12 o'clock noon.

Mr. GRISWOLD. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Governor be informed accordingly.

## HOUSE MESSAGE

### HOUSE BILL FOR CONCURRENCE.

The Clerk of the House of Representatives being introduced, presented for concurrence bill of the House of Representatives as follows:

House Bill No. 111 (Senate Bill No. 289). entitled:

An Act authorizing the discontinuance of Indices in Record Books, where counties have installed separate special Indices.

Which was committed to the Committee on Judiciary Special.

## MOTION TO READ BILL THE FIRST TIME.

Mr. BUCKMAN. Mr. President, I move that the bill reported from committee at to-day's session be read the first time.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## BILL ON FIRST READING.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. (House Bill No. 139), entitled:

An act authorizing the Secretary of Highways to take over as State highways certain roads leading from State institutions to State highways or railroad stations.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

## ERRATA.

Page 110, second column, line 57, motion to recommit bill, should read as follows:

Mr. SCHANTZ. Mr. President, I move that Senate Bill No. 1, on third reading, entitled:

An Act authorizing the issue and sale of bonds to the amount of fifty millions of dollars by the Commonwealth of Pennsylvania; defining the powers and duties of the Governor, the Auditor General and the State Treasurer in relation thereto; making an appropriation of the proceeds of such bonds for the purpose of improving and rebuilding the highways of the Commonwealth; providing for the payment of the interest on, and the redemption of such bonds by the Board of Finance and Revenue, and for the sale and registration of said bonds; and making an appropriation to carry out the provisions of this act.

be recommitted to the Committee on Appropriations.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

Page 177, second column, after line 13, insert the following:

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 32, entitled:

An Act to amend section six hundred and three of an act, approved the seventeenth day of May, nineteen hundred and twenty-one (Pamphlet Laws, six hundred and eighty-two), entitled "An Act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," as amended, providing for the investment of the surplus of domestic stock causalty insurance companies.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

### ADJOURNMENT.

Mr. LESLIE. Mr. President, I move that the Senate do now adjourn until 11 o'clock to-morrow morning, out of respect to the memory of the late J. Denny O'Neil.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11.03 o'clock P. M. until Tuesday morning, February 10, 1925, at 11 o'clock.

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## HOUSE OF REPRESENTATIVES.

MONDAY, February 9, 1925.

The House met at 9:00 o'clock P. M.

The SPEAKER (Thomas Bluett) in the Chair.

### PRAYER.

The Chaplain, Rev. George P. Donehoo, offered the following prayer:

Almighty God our Heavenly Father, give unto us out of Thine infinite supply of wisdom and strength, wisdom to know what is best for us to do and then strength to do it. Help us to know the truth in order that we may be free. Release us from the bondage of fear and of ignorance. Bless this House, the Speaker, the employees, these newspaper men; bless us all and help us all to work together unitedly for the best interests of this Commonwealth. We ask it in Christ's name. Amen.

### JOURNAL APPROVED.

The SPEAKER. The Clerk will read the Journal of the proceedings of Wednesday, February 4, 1925.

The Clerk proceeded to read the Journal of the proceedings of Wednesday, February 4, 1925, when on motion of Mr. Baldi, the further reading was dispensed with and the Journal approved.

### BILLS INTRODUCED AND REFERRED.

By Mr. STERLING. HOUSE BILL No. 598

An Act to reatify and adopt a compact negotiated by Commissioners designated by the Governor under a law of the Commonwealth of Pennsylvania with Commissioners duly authorized thereto by the States of New York and New Jersey, for the regularization of the flow of the Delaware River, the conservation of the Water resources of the Delaware Basin, the apportionment thereof among the said States for domestic and municipal supply, and the utilization thereof for power and other beneficial uses.

Referred to the Committee on Judiciary General.

By Mr. HART. HOUSE BILL No. 599.

An Act making an appropriation to the Frederick Douglass Memorial Hospital and Training School, at Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. EDMONDS. HOUSE BILL No. 600.

An Act imposing a tax for State purposes on marine insurance underwriting profits; and providing for the collection of such tax.

Referred to the Committee on Ways and Means.

By Mr. WASHINGTON. HOUSE BILL No. 601.

An Act prohibiting the running of licomotives without automatic fire doors, power bell ringer and power shaker grates; providing for enforcement of the act, by the Public Service Commission; fixing penalties and providing for collection thereof by the Attorney General.

Referred to the Committee on Railroads.

By Mr. BREWSTER. HOUSE BILL No. 602.

An Act to amend Route one hundred and ninety-three of section six of an act approved the thirty-first day of May, one thousand nine hundred and eleven, (P. L. 468), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of Commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State highways of the Commonwealth; providing for the improvement, maintenance, and repair of said State highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State highway, and procedure therein; providing for work of improvement of State highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid-highways; providing method of application for State aid in the improvement, maintenance, and repair of township or county roads, and prescribing the contents of township, county, borough, or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act."

Referred to the Commitee on Public Roads.

By Mr. DAVIS. HOUSE BILL No. 603.

An Act relating to and providing that where any City of the Third Class comdemns, purchases or otherwise acquires any land or property outside the city limits, but adjacent and adjoining thereto, for public purposes the lands and property so condemned, purchased or otherwise acquired shall be annexed to and become a part of the said City, acquiring the same in the manner aforesaid.

Referred to the Committee on Municipal Corporations.

By Mr. ANDERSON. HOUSE BILL No. 604.

An Act making an appropriation to the George Junior Republic Association of Western Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. STRAYER. HOUSE BILL No. 605.

An Act making an appropriation to the Latrobe Hospital, Latrobe, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HORN. HOUSE BILL No. 606.

An Act to establish as a State Highway a certain section of public road in the county of Northampton.

Referred to the Committee on Public Roads.

By Mr. HORN. HOUSE BILL No. 607.

An Act to regulate and establish the fees to be charged by justices of the peace, aldermen and magistrates in this Commonwealth.

Referred to the Committee on Judiciary Special.

By Mr. EARLEY. HOUSE BILL No. 608.

An Act to further amend section six and to amend section seven of the act approved the seventh day of June, one thousand eight hundred and ninety-five, (Pamphlet Laws one hundred and sixty-seven), entitled "An act to provide for the better protection of life and health by deminishing the danger from infections and contagious diseases through the creation of a State Board of Undertakers in the cities of the first, second, and third classes, with systematic examinations, registration and licenses for all entering the business of burying the dead, and penalties for violation of the provisions thereof," as amended, by requiring undertakers' assistants to register, and licensed undertakers to register annually with the State Board of Undertakers.

Referred to the Committee on Public Health and Sanitation.

By Mr. McKIM. HOUSE BILL No. 609.

An Act authorizing townships of first class to create fire and water districts and issue bonds and levy special taxes restricted to said districts for the purpose of supplying and maintaining a water supply in the same.

Referred to the Committee on Counties and Townships.

By Mr. WASHINGTON. HOUSE BILL No. 610.

An Act requiring all railroad companies to maintain suitable and sanitary wash and sleeping rooms for employes; fixing penalties and providing for the collection thereof by district attorneys.

Referred to the Committee on Railroads.

By Mr. WASHINGTON. HOUSE BILL No. 611.

An Act requiring all railroad companies to maintain suitwalks, walks between tracks on all bridges and viaducts; fixing penalties and providing for the collection thereof by district attorneys.

Referred to the Committee on Railroads.

By Mr. METZGER. HOUSE BILL No. 612.

An Act to amend section one of an act approved the thirty-first day of March, one thousand nine hundred and twenty-one (P. L. 71), entitled "An act providing for the salaries of court criers and tipstaves of the several courts in counties of the fourth class."

Referred to the Committee on Counties and Townships.

By Mr. METZGER. HOUSE BILL No. 613.

An Act to amend section five of an act approved the fourteenth day of June, one thousand nine hundred and twenty-three, (P. L. 802), entitled "An act relating to mattresses, pillows, bolsters, feather beds, comfortables, cushions, and upholstered furniture; regulating the making, remaking, renovating, sterlizing, disinfecting, sale, leasing, delivering, and consigning thereof, and the possession thereof with intent to sell, lease, deliver, or consign," by changing the method of fumigating second hand mattresses, pillows, bolsters, feather beds, comfortables, cushions, and similar household goods.

Referred to the Committee on Public Health and Sanitation.

By Mr. DAVIS. HOUSE BILL No. 614.

An Act making an appropriation to the Armory Board to erect and construct an armory in the City of Wilkes-Barre.

Referred to the Committee on Appropriations.

By Mr. WASHINGTON. HOUSE BILL No. 615.

An Act requiring railroad companies to provide a flagman on all engines running without cars; providing for the enforcement of the act by the Public Service Commission; fixing penalties and providing for the collection thereof by the Attorney General.

Referred to the Committee on Railroads.

By Mr. WASHINGTON. HOUSE BILL No. 616.

An Act prohibiting the running or operating of any railroad train more than one-half mile in length; providing for the enforcement of the act by the Public Service Commission; fixing penalties, and providing for the collection thereof by the Attorney General.

Referred to the Committee on Railroads.

By Mr. WASHINGTON. HOUSE BILL No. 617.

An Act requiring railroad companies to keep locomotives in a safe and sanitary condition; fixing penalties and providing for the collection thereof by district attorneys.

Referred to the Committee on Railroads.

By Mr. GILCHRIST. HOUSE BILL No. 619.

An Act to authorize the building of a wall for the protection of the public road and the property adjacent to the Delaware River in the township of Damascus in the County of Wayne, and making an appropriation therefor.

Referred to the Committee on Appropriations.

## REPORTS FROM COMMITTEES.

Mr. HAWS, from the Committee on Elections, reported as committed House Bill No. 384, entitled:

An Act regulating the conduct of policemen and firemen at elections, and in relation thereto in cities of the second and third class, and providing penalties.

Mr. METZINGER, from the Committee on Elections, reported as committed House Bill No. 210, entitled:

An Act validating certain proceedings and elections of counties, cities, boroughs, township, school districts, and other municipalities or incorporated districts, had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four, entitled "An act to regulate the manner of increasing the indebtednes of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto; and validating bonds issued or authorized to be issued in pursuance of such proceedings and elections.

Mr. GOSS, from the Committee on Elections, reported as committed House Bill No. 493, entitled:

An Act providing for the levy of a poll tax in counties of the second, third, fourth, fifth, sixth, seventh and eighth class and in boroughs, towns and townships and abolishing therein taxes on salaries and emoluments of office, offices and posts of profit professions, trades and occupations.

## LEAVES OF ABSENCE.

Mr. FLINCHBAUGH, asked and obtained leave of absence for Mr. Hoover on account of continued illness.

Mr. LOTZ, asked and obtained leave of absence for Mr. Bagshaw.

Mr. HART, asked and obtained leave of absence for Mr. Fuller on account of illness.

Mr. McCAIG, asked and obtained leave of absence for Mr. McCann.

## REPORT OF THE PENNSYLVANIA TAX COMMISSION.

The SPEAKER laid before the House the report of the Pennsylvania Tax Commission.

(For report, see Appendix.)

## RESOLUTION TO ADJOURN OUT OF RESPECT TO THE MEMORY OF HON. J. DENNY O'NEIL.

Mr. HOWE offered the following resolution which was twice read, considered and adopted.

In the House of Representatives, February 9, 1925.

Resolved, That when the House of Representatives adjourns this evening, it do so in respect to the memory of the late Hon. J. Denny O'Neil of McKeesport, Pennsylvania, former Insurance Commissioner and former State Highway Commissioner of the Commonwealth.

## COMMUNICATION FROM THE GOVERNOR.

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 9, 1925.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: If it meets with the approval of the General Assembly I should like to address the members in joint session on Tuesday, February tenth, nineteen hundred and twenty-five, at twelve o'clock noon.

If for any reason this cannot be conveniently arranged, I would be glad to address you at some other time.

GIFFORD PINCHOT.

Mr. HARER. Mr. Speaker, I move the request of the Governor be granted, and that a committee of two be appointed to wait upon the Senate and inform them of this request, and in conjunction with the Senate committee, notify the Governor.

Mr. STERLING. I second the motion.

The motion was agreed to.

## APPOINTMENT OF COMMITTEE

The SPEAKER. The Chair appoints as a Committee on behalf of the House the gentleman from Lycoming, Mr. Harer, and the gentleman from Montgomery, Mr. Burd P. Evans.

## ADDRESS OF THE STATE TREASURER.

The SPEAKER laid before the House the address of the State Treasurer, which was read by the Clerk as follows:

Commonwealth of Pennsylvania,
Treasury Department,
Harrisburg, February 9, 1925.

Hon. Thomas Bluett, Speaker of the House of Representatives, Harrisburg, Pennsylvania.

Dear Sir: I herewith transmit my Address to the General Assembly of Pennsylvania concerning the State's finances, etc., and which is respectfully submitted for the Assembly's consideration.

CHAS. A. SNYDER,
State Treasurer.

To the Members of the General Assembly:

Whether or not, due to changes of law, a communication is still required from the State Treasurer to the General Assembly, estimating the expenses and income of the Commonwealth; need not be discussed; the State Treasurer, however, is moved to communicate his views formed from contact with the fiscal affairs of the Commonwealth, and to submit the following, to wit:

After reviewing the estimates made by the Auditor General of the Commonwealth relating to the probable revenues of the government for the next biennium, I am of the opinion that the report should be adopted.

The State Treasurer will here try to follow the sequence of the Governor's address.

### PAYING OFF THE DEBT.

After reading the address of Governor Pinchot to the General Assembly at its joint session, January 6, 1925, and his statement on pages 8, 9 and 10—concerning a deficit or appropriation liability of $29,000,000. found upon his induction into office—which has heretofore been repeated in substance in many addresses and other official communications of the Governor, I now again, in the most emphatic manner, deny that such defict ever existed, and challenge a confirmation of the same from the books of the fiscal officers.

On the other hand, examinations show that Governor Sproul's administration, during his last two years, 1921-1922, expended $141,000,000., not including the Bond Road Fund of $43,000,000. Governor Pinchot's administration, in his first two years, 1923-1924, expended $200,000,000., not including the $9,500,000. of Bond Road funds, or a difference of $60,000,000.

If the Governor saved $29,000,000., what has become of it? To whom, for what purpose, when, and how was it paid? If the Governor saved $29,000,000. and applied it to alleged debts, he still expended $21,000,000. more than Governor Sproul, or $33,000. a day in excess.

### COAL STRIKE.

The Governor settled the coal strike and, like all other acts committed by His Excellency, it has been an added expense to the Commonwealth, so publicly announced at the time when the price of coal advanced from sixty cents to one dollar per ton, and made a charge against the tax-payers.

### DEPARTMENT OF STATE AND FINANCE.

The activities of the Department of State and Finance reviewed on pages 11, 12 and 13 of the Governor's address need comment.

My experience has been that the call of the Governor for $333,840., including the publication of the Constitutional Amendments, is a serious matter for consideration, and no appropriation committee should grant excessive amounts for the operation of this or any other department, unless it wishes to see the functions of constitutional fiscal officers duplicated, and their rights of a half-century invaded.

### BOARD OF PARDONS

Never in the history of the Commonwealth has a Board of Pardons acted with the freedom it does now. And never

have as many prisoners been released with reflections upon the Court that imposed the sentences, nor has the same kind of influence been exerted for the relief of certain kind of prisoners, as during the past two years.

DEPARTMENT OF PUBLIC INSTRUCTION

Under the Department of Public Instruction, it is pertinent to say that the Library, which contains historic records of this Commonwealth as a colony and State, has been permitted under the present Governor to degenerate into a town library, and the fourteen thousand volumes of history and genealogy of the founders, pioneers and builders of this Commonwealth are in the hands of indifferent custodians, who have no care for, nor pride in them; nor do they glory in the priceless pages containing the record of achievements of our ancestors. The Library has become neutralized, is no longer a channel for investigation and research, and is now but a reserve for further information when required by high schools throughout the Commonwealth. It may be interesting to note that for two years no pamphlet, no reports or journals, legal or otherwise, have been bound, but remain secured with red tape in the files.

The cutting of the appropriation to the Universities of Pennsylvania and of Pittsburgh and to State College has worked so great a deterrent to these institutions that a decade of intensive endeavor will not efface the injury committed against them.

BANKING DEPARTMENT

Reference is made to the Banking Department, of which the fees under Governor Sprouls' last two years were $382,-000., while under the first twenty-three months of Governor Pinchot's administration, they increased to $519,532; and since these fees have been collected from the several State banks examined, and as all expenses of the Banking Department are paid out of the same, it can well be seen how the Governor has increased the number of examiners from thirty-nine to seventy-five without any expense to the State Treasury.

DEPARTMENT OF AGRICULTURE

In 1921, Governor Sproul appropriated to the Department of Agriculture out of the General Fund the sum of $1,576,000. In 1923, Governor Pinchot appropriated $710,000. out of the General Fund, but expended the difference equal to Governor Sproul's administration out of the Dog Fund, which the farmers of the State believed was coming to them to pay the cattle indemnity claims. To justify this action, the Agriculture Department is now seeking legislation to use the entire Dog fund, which grew $1,588,100. under Pinchot over that of Sproul, and this great fund, derived from fees, is to run the entire Department.

DEPARTMENT OF FORESTS AND WATERS

Neither under the present administration, nor, in fact, under the supervision of the former Commissioner of Forestry, has an acre of land been added to the Forestry Reserve of the Commonwealth. Outside of the added cost of printing, it is impossible to find what addition for the benefit of forestry and waters has accrued to the Commonwealth. To the lay mind, for money expended, it is impossible to learn or to state to the Legislature any inherent improvement to this Department to date. While the planting of young trees is emphasized, together with the fact that the State highways are being complimented by the planting of roadside trees, observation has shown and reports have proven that wherever the Department of Highways builds a road, saving trees is not an added task; and when constructed through mountain pass or woodland, the cutting of the growing timber is one of the wastes inexplicable. Concerning pollution of waters and efforts to prevent same, these are found to be a duplication and continuance of the work and policy instituted under former Commissioners of Health.

DEPARTMENT OF LABOR AND INDUSTRY

This Department is reviewed at some length by His Excellency; and as it receives but few fees, must exist and operate from general appropriations. The effect of the Governor's veto power is best exposed here and is expressed in the fact, reported by the former Secretary of Labor and Industry who resigned October 1, 1924, that the inspectors have been decreased in number by two-fifths. Inspection of plants and factories has fallen to one-half. And what ever supervision there is, is without that vigor necessary to conduce safety, protection and care to the health and life of the worker.

This Department exhibits the peculiar attitude of the Governor and some of the members of his Cabinet with regard to economic and industrial activities. There is that parlor socialism which badges itself in the cap-and-blouse of subordinates employed, with the mannerisms of Soviet innovation, and total disregard for a morale and discipline obedient to the call of intelligent control.

WORKMEN'S INSURANCE FUND.

The Workmen's Insurance Fund, perhaps the most unique and most beneficent part of the State Government, and in strongest competition with private enterprise, has been reduced in its numercial force, which may account for a large part of that disapprobation and discouragement in favor of State insurance.

DEPARTMENT OF MINES.

Another Department paid out of the General Fund, and therefore not a subject for congratulation for services rendered to the people by the Governor, is the Department of Mines. He mentions the fact that due to the cuts of appropriations in the Department, mine inspectors work without pay. Officers of the Commonwealth, whose business is to protect the lives of miners and workers and supervise conditions in the mines and collieries, must suffer because the Governor knew about this, as about most things————? Therefore, until deficits can be provided and "other adjustments could be made"—whatever that is—this most dangerous of all occupations is in part protected by volunteer aid.

DEPARTMENT OF HEALTH.

In the Department of Heatlh, the cutting of the appropriation for the cure of tuberculosis and for better Housing brought about closed doors at Mount Alto, and interferred largely with the sound policy for the establishment of good health of the people in the Commonwealth. An outraged people virtually forced the Department to reopen Mont Alto, and only recently was the Housing activity of the Department again instituted; and thus is emphasized the Governor's policy of indifference to those Departments where the General Fund appropriations must show his expenditures.

DEPARTMENT OF HIGHWAYS.

To the Highway Department, for the last two years of Governor Sproul's administration, there was appropriated out of the General Fund $6,750,000. for State and State-aid

highways, and $3,330,000. for expenses, salaries and maintenance of the Department; in all, $10,080,000. Governor Pinchot, on the other hand, cut the appropriation out of the General Fund altogether; and all expenses of the State Highway Department, save alone the salary of the Commissioner of Highways, have been paid and are being paid from the Motor Registration and License Fees Fund, Federal Aid, Title and Gasoline fees amounting to over $60,000,000. for the biennium. This represents half of the income of the Commonwealth of Pennsylvania, derived for General Fund purposes. It must be noted upon examination of the budget of Governor Pinchot that two-fifths of the Motor Fees of the Highway Department were spent for salaries and expenses of the Department, while under Governor Sproul, all salaries and expenses were paid out of the General Fund. In this way, Governor Pinchot takes credit for the saving of $10,000,000. in this Department over Governor Sproul.

It is also worth while to say that, of over $7,000,000. collected in Motor Fees of 1925 prior to January 1, 1925, $6,000,000. were expended by Governor Pinchot in 1924; and approximately $13,000,000. was expended out of Motor License Fees for 1924-1925 for the construction of State and State-aid highways, which should be charged to the State Bond Road Fund. The latter Fund is exhausted, and the Governor has borrowed against the time when Bond Road money might be available.

This practice leads to serious controversy because to date no one, not even the Commisisoner of Highways, knows how much of the $13,000,000. borrowed and expended may be charged to the primary, or State-aid, road. The Governor also arbitrarily increased the salary-roll of the State Highway Department at least $35,000. per annum, and just as arbitrarily paid other expenses. This should be corrected. In the amounts asked for the next biennium, the Legislature should not permit the Governor to borrow the entire $50,000,000. of the proposed Road Bond issue; and he should be confined by distinct allocation how he and the Department may properly expend the portion of the Road Bond moneys and the $60,000,000. in fees.

Attention is called to the condition of the Commonwealth two years ago, when His Excellency insisted that he had to cut all appropriations to the bone, and to that of today, when he asks the stupendous sum of $238,000,000. or $97,000,000. more than Governor Sproul's last two years' expenditures, which totalled $141,000,000. This is a total of $157,000,000. over Governor Sproul's entire four years.

## DIVISION OF PUBLICATIONS.

The publication of documents is a serious business of the State, and as the law now stands, the Governor can and does suppress reports he does not care to have made public. To suit his ends, he can defer the printing of any report of any Department so long that the purpose of publishing the report is absolutely useless. The Governor has arbitrarily refused to print parts of a report of the Secretary of Internal Affairs, an elective officer, because of alleged inaccuracy. He has, in that most adroit and maladroit publication called "The Budget", exercised his arbitrary power to print portions, parts, to change consequential sequences of a report, and so executed the manner of a report, that the Department which furnished the report may be exposed to criticism, misapprehension, and condemnation.

The extraordinary example of the Governor's discretion as to printing the budget stands alone. Ten thousand copies have been ordered by the Secretary of the Commonwealth, the cost of which in preparation, mailing and printing, will be to the State no less than $15,000. The Governor's address, printed in a quantity of twelve thousand copies at his own expense, furnishes an axample of the sort of privilege of which he avails himself. This privilege, abused and made the channel for the exploitations of the Governor's promises, performances, and the notification of the same to the whole country, should be checked and checked hard by the General Assembly.

## PENNSYLVANIA STATE POLICE.

The Pennsylvania State Police, a Department not long since a pass-word for security, order and law, now degenerated into a dual body of police, one under Major Adams, an officer and soldier of high order, the other a unit of secret police under a nondescript, a stranger called Major Wright, calls for the serious attention of the General Assembly. The latter unit, paid in part out of the public funds part out of private contributions to the Governor, creates a personal exercise of government, which means a subversion of established and lawful authority; and this, together with the pledge of the Governor to pardon any agent or police who violates the law to enforce the enforcement laws, is a subject for diligent investigation by the General Assembly. And in such investigation might well be included an inquiry how, to whom and in what sums contributions have been received for the prosecution of persons violating the Enforcement Act, and how to restrain these insidious agencies for executive aggrandizement.

## DEPARTMENT OF FISH AND GAME.

The two Departments of Fish and Game for the past two years, under the administration of Governor Pinchot, have received in fees $474,000. for fish and $1,192,369. for game. Under the last two years of the Sproul administration, these Departments received in fees $207,421. for fish and $1,083,060. for game, or an increase for the Pinchot administration of $266,579. for fish and $109,309. for game. The Legislature will readily see how improvements can be made out of these fees, and as they are entirely under the jurisdiction of the Governor and no expense to the General Fund, the Governor may claim to you that it means no expense to the Treasury, but it does to the people; therefore, his one hundred per cent. credit means naught.

## PUBLIC SERVICE COMMISSION

The powers of the Public Service Commission were trespassed upon by the Governor,—a virtual command was made to rescind a unanimous order of the Commission upon a matter heard before it. This was met by the refusal of the Commission. A super-investigation, by a non-elector, was then ordered by the Governor, in order to bring about a conclusion different from that found by the Commission. A resignation followed, with a protest that the Governor had usurped a judicial power. The General Assembly should attend to a non-recurrence of this interference.

## DEPARTMENT OF WELFARE

For the Department of Welfare the Governor claims many things, forgetting to state that under it, during the past two years, murders, arson, felonious escapes have occurred from the several penitentiaries; mutiny against authority, rebellion against overseers, protest against discipline, have had daily press headlines for many weeks. I submit that these have been caused in part by the propaganda issued by the Governor's publicity bureau, that conditions in State institutions were insufferable and that his new laws were the panacea. The penitentiaries have been made open doors

from which prisoners march into interior counties, and march back again. Public note through facile publicity has been made of the strong effort under this administration to cure prison evils, but nothing said that every such effort has been attended with an increased expense to the several counties of $3 per week per prisoner.

Of course, it must be admitted that the Governor hastily visited some institutions, and behold! the convict insurrections ceased, and quiet and peace have been restored. Although insane asylums have been overcrowded, exchanges of patients have been resorted to, crimes committed against children, food riots by imbeciles have occurred, and changes of superintendents have taken place, yet we are told that the Governor's look has changed all this, and we are assured that all is well in the dominion. However, reports have reached the fiscal officers of the State complaining of food shortage, clothing shortage, and of denial of the most primitive conveniences; hospitals and homes have been subjected to the adoption of book-keeping systems, expensive and necessarily in charge of additional clerks. In institutions where females are inmates, young girls have given birth to children, and a general demoralization has affected the Welfare Department's underbody, so that the demand for one lump sum for the various institutions, to be placed at the disposal of the head of the Welfare Department——which means the Governor——should be neither tolerated nor conceded. The General Assembly should indicate how much money each and every hospital and institution should receive, and in what manner and for what purpose each and every dollar should be expended.

## EXECUTIVE BOARD.

The Executive Board is the one activity of the Administration which harks back to feudal days and monarchical times. This body creates offices and classifies them, fixes salaries, policies, establishes systems, and in fact moulds the whole administration of the state Government, according to the mind of His Excellency, the Governor. His all power has been partially confirmed by the Supreme Court with regard to counsel for the elective offices. The Governor has brought hundreds of employes, non electors, non-residents, and some not even citizens of the United States, into the Commonwealth's employ. He has assigned them to high places, with altisonant titles, with comprehensive power, with super-oaths of loyalty to the person and policies of the Governor. Because of their relations with none but his Excellency, a natural aloofness from the people and their interests is evident, and the impossibility of securing proper information from any of the offices, institutions or activities over which these new employees prevail is apparent. This immigration by Executive solicitation, and the import of the same, should not be overlooked by the General Assembly.

## "THE OPEN DOOR."

The "open door" is marked for attention by the Legislature. Observation and observation again by the fiscal officers of the Commonwealth has proven that all that exists about "the open door" is that it is still open.

## SALARIES AND DEFICIENCIES.

Notice should also be taken that on page 12 of the Governor's message, he claims a reduction of salaries by $1,372,000. per annum. To this, I make reply, to wit:

The Governor of Pennsylvania has increased the salaries of the employees of the State $4,500,000. in two years. This does not include the salaries of the officers and employees of the several State institutions under the control of the Department of Welfare.

The Governor also claims there are no deficiencies. He now calls them "unappropriated balances" and "reimbursements". The books of the State Treasury show deficiencies in the several hospitals, penitentiaries, and homes amounting to over $1,000,000., and that up to December 1, 1924, sixty-semi-State Hospitals had exhausted their appropriations. Four State Hospitals were without any funds, and all the institutions of the State were suffering for want of proper appointments and repairs. It is estimated that to bring State institutions of all kinds to pre-Pinchot conditions will require at least $15,000,000, to $20,000,000.

It is also suggested that the humanity of this Administration is noteworthy. Permit me to draw your attention to the fact that women are put to work with pick and shovel at homes and institutions, and women are compelled to work for $40. to $60. per month in some of the departments. Discharges of modest men and women because their friends have been termed "politicians" are frequent. The sanitary arrangements in some of the buildings would not be permitted by the State itself in a private institution; and the cold indiffereuce and the patronizing of and supervision over men and women cannot be equalled anywhere in any factory, plant or shop in the Commonwealth.

## RECOMMENDATIONS

It is strongly recommended that the Legislature immediately inquire into the financial statement of the fiscal officers. This may be done within the next two weeks, and the statement either confirmed or rejected. It may be important to state that in the last two years, the Auditor General, the Governor and the State Treasurer have each had a corps of expert accountants, costing in total amount the combined salaries of these three State officers. Therefore, this question should be settled now, and in the right way, by this General Assembly.

The Legislature should also consider the repeated instances of the Governor's manner of administration, with particular attention to pages 1, 2, 3 and 4 of his address to the General Assemly, because of the extraneous matter therein contained, and the stigmatic presentments reflecting upon the memory, reputation and character of United States Senators, Governors, Justice of Courts, Members of the General Assembly, the Church and its worshippers, of the Military, its officers and soldiers, the universities, colleges and schools, and the many hundreds of officials and clerks of the Government of Pennsylvania who have been reproached and opprobriously accused through

"A lust no power can tame,
For loudly publishing our neighbor's shame."

The usurpation of privileges and arrogance of Executive power emphasizes the attitude of the Governor and magnifies his cast of mind and self-adulation. His practice of accusing the entire body-politic, and abasing to dusty levels all civic ideals prior to his advent, and how now a quickened public conscience has caused him to lead it to a perfect State; his theatrical attendance at State institutions, and the heralded revelations how his presence soothed and quieted resentment and hate, and brought peace; his aspersions upon the three constitutional officers of the Commonwealth and his attempted assumption of their functions; and his artful propaganda concerning their duty and service have created a mistrust and a suspicion against our Government that works the undoing of a people. His proclamation of leagues and parties

with other Commonwealths; his proposed control and survey of great water and other natural resources, and the estab lishment of giant power stations and the inauguration of great public utilities, in language royal and imperialistic; his grasp for fame by linking Roosevelt's name with his numerous official acts, consummates an exaggerated egoism which may be best expressed in the language of a historical autocrat who said:

"L'etat, c'est moi"——I am the State!

Because this address has been officially emphasized by the proposed publication of twelve thousand copies throughout the Commonwealth and Nation, and of ten thousand copies of "The Budget", an irretrievable obloquy has been thrown upon the State of Pennsylvania, its record, its whole people. This unseemly official censure and arraignment of the State, and the arrogance exhibited on pages ,1, 2, 3 and 4 of his address, stress the invasion of official prerogative and abuse of a privilege which may be cured only by expunging from the record of elgislative procedure so scandalous an indictment against our Commonwealth.

## BILLS RECOMMITTED.

Mr. HAAS. Mr. Speaker, I move that House Bill No. 308, file folio 631, Bills on second reading, on page 4 of today's calendar, entitled:

An Act providing that territory annexed to any city of the second class shall constitute a part of the poor district of such city of the second class or of the poor district of which said city is a part.

be recommitted to the Committee on Municipal Corporations for the purpose of a hearing.

Mr. WELTY. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. LUDLOW. Mr. Speaker, I move that House Bill No. 140, file folio No. 45, on page 1 of today's calendar, Bills on Third Reading, entitled:

An Act to amend the twelfth clause of section three hundred and eighty-one, chapter seven, of an act approved the fourteenth day of July, one thousand nine hundred and seventeen, (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto."

be recommitted to the Committee on Counties & Townships for the purpose of amendment.

Mr. ANDERSON. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. SHAFFER. Mr. Speaker, I move that House Bill No. 167, file folio No. 605, Bills on Second Reading, on page 3 of today's calendar, entitled:

An Act authorizing the employment of stenographers by the district attorneys of certain counties

be recommitted to the Committee on Counties and Townships for the purpose of amendment.

Mr. PHILLIPS. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 111, entitled:

An Act authorizing the discontinuance of Indices in Record Books where counties have installed separate special Indices.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—198

| | | | |
|---|---|---|---|
| Adam, | Flynn, | Mangan, | Sarig, |
| Alexander, | Fockler, | Marcus, | Sautter, |
| Allman, | Fratt, | Marshall, | Schilling, |
| Armstrong, | Frye, | Martz, | Schoener, |
| Aston, | Gilchrist, | Mathay, | Schwartz, |
| Baldi, | Goehring, | McBride, | Scott, |
| Bartley, | Goodnough, | McCaig, | Shaffer, |
| Behney, | Goss, | McCann, | Shambach, |
| Bell, F. A. | Greeby, | McClure, J. F., | Sheffer, |
| Bell, W. T. | Greenstein, | McClure, J. H., | Smith, G. A., |
| Bentley. | Griffith, | McCormick, | Smith, H. J., |
| Bickett, | Grimes, | McDaniel, | Soffel, |
| Bidelspacher, | Guerin, | McDermott, | Sowers, |
| Blair, | Haas, | McGowan, | Speer, |
| Blumberg, | Haines, | McKim, | Spencer, |
| Bray, | Hall, | McLaughlin, | Stadtlander, |
| Brewster, | Hantz, | Memolo, | Stark, |
| Bromley, | Harding, | Metzger, | Staudenmeier, |
| Brown, E., | Harer, | Metzinger, | Stavitski, |
| Brown, E. P., | Hart, | Millar, | Sterling, |
| Brown, T. J., | Haws, | Miller, C., | Stock, |
| Burchinal, | Heffernan, | Miller, H. A., | Storb, |
| Burke, | Heffran, | Moffatt, | Storer, |
| Bush, | Henderson, | Morrison, | Strayer, |
| Calhoun, | Hess, | Muldowney, | Talbot, |
| Canon, | Himes, | Munley, | Thomas, L. D., |
| Colville, | Holcombe, | Myers, | Thomas, M. G., |
| Conner, | Holmes, | Neely, | Toepfer, |
| Craig, | Holtzman, | Nicholson, | Towner, |
| Critchfield, | Horn, | Nolte, | Trescher, |
| Davies, | Howe, | North, | Turner, |
| Davis, | Hricko, | Orr, | Voltz, |
| DeFrehn, | Huber, | Parkinson, | Washington, |
| Deibler, | Irvin, | Patterson, B.H., | Watson, |
| Dengler, | Jones, | Patterson, F.W., | Weamer, |
| Diehm, | Kelly, | Patterson, M., | Wells, |
| Dietz, | Labar, | Peelor, | Welty, |
| Dilsheimer, | Lafferty, | Pennock, | Wettach, |
| Donnell, | Leidich, | Perry, | Wheeler, |
| Drinkhouse, | Little, H. A., | Phillips, | Whitehouse, |
| Drumbor, | Little, J. T., | Pitts, | Williams, |
| Duddy, | Lockhart, | Posey, | Wilson, |
| Eaches, | Long, | Powell, | Witherspoon, |
| Earley, | Lotz, | Prosser, | Witkin, |
| Ede, | Lucas, | Pryor, | Wood, N., |
| Edmonds, | Ludlow, | Raymond, | Wood, W. P., |
| Emhardt, | Lukehart, | Reader, | Wright, |
| Evans, B. P., | Lynch, | Rhodes, | Bluett, |
| Evans, F. D., | MacMillan, | Rieder, | Speaker. |
| Flinchbaugh, | Malie, | Royle, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 51, as follows:

An Act to amend section ten of an act approved the twenty-seventh day of June one thousand eight hundred and ninety-five (Pamphlet Laws four hundred and three) entitled "An act creating the office of county controller in counties of this Commonwealth containing one hundred and fifty thousand inhabitants and over prescribing his duties and abolishing the office of county auditor in said counties" by changing the amount at which contracts must be advertised in counties of the first, second, third, fourth and fifth classes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section ten of an act approved the twenty-seventh day of June one thousand eight hundred and ninety-five (Pamphlet Laws four hundred and three)) entitled "An

act creating the office of county controller in counties of this Commonwealth containing one hundred and fifty thousand inhabitants and over prescribing his duties and abolishing the office of county auditor in said counties" is hereby amended to read as follows

Section 10 That from and after the passage of this act all contracts made by the commissioners in counties of the first, second, third, fourth and fifth classes involving an expenditure exceeding one hundred dollars shall be in writing and shall immediately after their execution be filed with the controller but no contract shall be made nor the payment thereof certified by the controller for over five hundred dollars unless when made with the lowest and best bidder after due notice to be published by the controller when directed by the commisioners if he approve the purpose of the proposals invited all bids to be received by the controller under seal and to be in his presence opened by the commissioners and the contracts awarded of which awards the controller shall keep a record and he shall certify no warrants for contracts not made agreeably thereto

On the question,

Will the House agree to the bill on third reading?

## BILL POSTPONED.

Mr. HOLTZMAN. Mr. Speaker, I move that further consideration of this bill be postponed for the present.

Mr. HALL. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILL ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 45, entitled:

An Act to amend section fifty-seven of the act approved the twenty-third day of May, one thousand eight hundred and seventy-four, (P. L. 230), entitled "An act dividing the cities of this state into three classes; regulating the passage of ordinances; providing for contracts for supplies and work for said cities; authorizing the increase of indebtedness, and the creation of a sinking fund to redeem the same; defining and punishing certain offences in all of said cities, and providing for the incorporation and government of cities of the third class," providing for the acceptance of said act by certain cities of the third class; providing for the election of certain city officers, and members of city council in such cities; and fixing the time when the terms of members of councils and certain city officers then in office shall cease and be terminated.

On the question,

Will the House agree to the bill on third reading?

Mr. HESS. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk then read the amendments as follows:

Amend title, page 1, line 12 by inserting after the word "class" quotation marks "

Amend sec. 1, page 2, line 19 by inserting and bracketing before the word "council" the word (councils)

Amend sec. 1, page 2, line 19 by underscoring the word council

Amend sec. 1, page 2, line 20 by inserting and bracketing before the words "the said" the word (such)

Amend sec. 1, page 2, line 20 by underscoring the words the said

Amend sec. 1, page 3, line 4 by striking out the word "city" and inserting in lieu thereof "county"

Amend sec. 1, page 3, line 8 by inserting after the word "estates" the word "whatsoever"

Amend Sec. 1, page 3, line 17 by striking out the word "which" and inserting in lieu thereof "shall"

Amend sec. 1 page 3, line 24 by inserting after the word "director" the word "or."

Amend sec. 1 page 5, line 16 by striking out the word "quadriennially" and insert in lieu thereof "quadrennially." Amend sec. 1, page 6, line 5 by striking out the word "Quadriennially" and inserting in lieu thereof "Quadrennially."

Amend sec. 1, page 6, line 9 by inserting after the word "to" the word "the."

Amend sec. 1, page 6, line 9 by striking out the word "in" and inserting in lieu thereof "of."

Amend sec. 1, page 6, line 12 by striking out the word "thereafter" and inserting in lieu thereof "therefor."

The SPEAKER. Will the House given unanimous consent to the insertion of the amendments at this time? Is there any objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second readnig and consideration of House Bill No. 193, entitled:

An act to validate acts done by corporations before the recording of their charters

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That where heretofor any act has been done or transfer or conveyance of any property been made to or by any corporation created or intended to be created by virtue of the provisions of the act of Assembly approved April twenty-ninth one thousand eight hundred and seventy-four or its supplements in good faith after the issuing of letters patent and before the actual record of the certificate such acts transfers and conveyances shall after said certificate has been duly recorded as provided in the said act be deemed and taken to be valid and effectual for all purposes Provided This act shall not effect any proceeding now pending

On the question,

Will the House agree to the section?

Mr. RHODES. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Section 1, Page 1, line 10 by striking out the word "record" and inserting in lieu thereof "recording".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to validate acts done by corporations before the recording of their charters

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 194, entitled.

An Act to further amend section three of an act approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" as amended by providing that the vote shall be counted by the Court of Quarter Sessions

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of an act approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" which was amended by section one of an act approved the eleventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws one thousand forty-two) entitled "An act to further amend section three of an act approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) entitled 'An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof' by designating the place for the holding of elections for the purpose of increasing indebtedness of independent school districts" is hereby further amended to read as follows

Section 3 The indebtedness of any county city borough township school district or other municipality or incorporated district in this Commonwealth may be authorized to be increased to an amount exceeding two per centum and not exceeding seven per centum upon the last preceding assessed valuation of the taxable property therein with the assent of the electors thereof duly obtained at a public election to be held in the said district or municipality Whenever the corporate authorities of any county city borough township school or other municipality or incorporated district by their ordinance or vote shall have signified a desire to make such increase of indebtedness they shall give notice during at least thirty days by weekly advertisements in the newspapers not exceeding three in said district and if no newspapers be published therein by at least twenty printed handbills posted in the most public parts thereof of an election to be held at the place or places of holding the municipal elections in said district or municipality on a day to be by them fixed for the purpose of obtaining the assent of the electors thereof to such increase of indebtedness

Said notice shall contain a statement of the amount of the last assessed valuation of the amount of the existing debt of the amount and percentage of the proposed increase and for the purposes for which the indebtedness is to be increased Such election shall be held at the place time and under the same regulations as provided by law for the holding of municipal elections and it shall be the duty of the inspectors of such election to receive tickets and to deposit said tickets in a box provided for that purpose as is provided by law in regard to other tickets received at said election and the tickets so received shall be counted and a return thereof made to the clerk of the court of quarter sessions of the proper county duly certified as is required by law together with a certified copy of the ordinance and the advertisement and the said clerk shall make a record of the same and furnish a certified copy thereof under seal showing the result to the corporate authorities of such municipality and the same shall be placed of record upon the minutes thereof The corporate authorities of such municipality shall in all cases fix the time of holding such election on the day of the municipal or of the general election unless more than ninety days elapse between the date of the ordinance or vote desiring such increase and the day of holding such municipal general election If any other day be fixed for such election the expense of holding the same shall be paid by the municipality for the benefit of which it shall be held In receiving and counting and in making returns of the votes cast the inspectors judges and clerks of said election shall be governed by the laws of this Commonwealth regulating municipal elections and the vote shall be counted by the court of quarter sessions in the manner now provided by general laws governing municipal elections and all the penalties of the said election laws for the violation thereof are hereby extended to and shall apply to the voters inspectors judges and clerks voting at and in attendance upon the elections held under the provisions of this act provided however That whenever the board of school directors of any independent school district by vote shall have signified a desire to make such increase of indebtedness and there is no polling place within said independent school district where municipal or general elections are held the election necessary to be held for the purpose of securing the assent of the electors of such independent school district to such increase of indebtedness shall be held at a regular polling place within the city borough or township of which the said independent school district is a part more convenient to the voters thereof to be selected by the board of school directors of the said independent school district notice of which place shall be set forth in the advertisements and notices required by this act and at said election the ballots described herein shall be furnished to and voted by only such voters as are residents of the said independent school district

On the question,

Will the House agree to the section?

Mr. RHODES. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, Page 3, line 27 by striking out the word "such" and inserting in lieu thereof "the said"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question.

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to further amend section three of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four (P. L. 65), entitled "An act to regulate the manner of increasing the indebtednes of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," as amended; by providing that the vote shall be counted by the Court of Quarter Sessions.

And said bill having been read at length the second time and agreed to as amended.

Ordered. To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 187, as follows:

An Act to amend section eleven of an act approved the eleventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred twenty-two) entitled "An act relating to dogs and the protection of live stock and poultry from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs

and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock and poultry by dogs and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employees directing the payment of all moneys collected into the State Treasury and making an appropriation thereof and providing penalties" fixing the fee of the county treasurer for issuing kennel licenses

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section eleven of an act approved the eleventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred twenty-two) entitled "An act relating to dogs and the protection of live stock and poultry from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock and poultry by dogs and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and making an appropriation thereof and providing penalties" is hereby amended to read as follows

Section 11 Any person who keeps or operates a kennel may in lieu of the license for each dog required by this act apply to the county treasurer for a kennel license entitling him to keep or operate such kennel Such license shall be issued by the county treasurer on a form prepared and supplied by the Secretary of Agriculture and shall entitle the licensee to keep any number of dogs six months old or over not at any time exceeding a certain number to be specified in the license The fee to be paid for each kennel license shall be five dollars for ten dogs or less and ten dollars for more than ten dogs permitted to be kept under the kennel licenses With each kennel license the county treasurer shall issue a number of metal tags equal to the number of dogs authorized to be kept in the kennel All such tags shall bear the name of the county where it is issued the number of kennel license and shall be readily distinguishable from the individual license tags for the same year The applicant shall also pay an additional fee of ten cents for the services of the county treasurer in issuing recording and reporting said kennel license to the Secretary of Agriculture and remitting the license fee to the State Treasurer

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 99, entitled:

An Act validating proceedings and ordinances of borough councils providing for joint grading paving curbing and draining of public highways by the borough and county borough and State or the borough county and State and validating municipal liens therefor

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever in any borough in this Commonwealth prior to the passage of this act a highway or part thereof has been jointly improved by the borough and county borough and State or the borough county and State by being graded paved or paved curbed and drained with brick concrete or other paving curbing and draining materials in pursuance of the authority of an Act of Assembly and an ordinance passed and enacted in pursuance thereof and the costs and expenses or part thereof of the improvement assessed on abutting property owners as provided by the ordinance and Act of Assembly authorizing and directing such improvement and a municipal claim or lien has been filed against the property therefor but owing to some defect in the ordinance assessment or notice of assessment or time of filing the lien or for any other reason whatsoever the ordinance or proceeding by the council authorizing and directing the improvement and making the assessment or filing the lien therefor or the proceedings in filing of any municipal claim or lien therefor are for any reason defective or invalid or where by reason of the fact that the interest of the person or corporation named in the lien as owner or reputed owner is an estate in the minerals only whether as tenant or as owner thereof it might or could be contended that the land described in the lien is not bound thereby and especially in case the lien has not been filed within the time prescribed by law such ordinance and all proceedings authorizing the improvement and making the assessment therefor and any municipal claim or lien filed therefor are hereby validated and made binding for the amount justly and equitably due and payable on account of such grading paving curbing and draining Provided That this act shall not apply to any proceeding suit or lien whereon a final order or judgment of any court of record has already been made or entered

On the question,

Will the House agree to the section?

Mr. IRVIN. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, Page 1, line 9, by striking out the word "cubing" and inserting in lieu thereof "curbing".

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act validating proceedings and ordinances of borough councils providing for joint grading paving curbing and draining of public highways by the borough and county borough and State or the borough county and State and validating municipal liens therefor

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 297, entitled:

An Act authorizing counties of the fourth class and cities of the third class to appropriate moneys to State park and State Park and harbor commissions

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the county commissioners of counties of the fourth class and council of cities of the third class are hereby authorized and empowered to appropriate annually from the county treasury such sum or sums of money as may be deemed advisable to any State park or

State park and harbor commission to aid in the construction improvement or maintenance of roads within the limits of such park and for the development of such park Provided however That no such moneys shall be appropriated for expenditures beyond the territorial limits of such county

On the question,
Will the House agree to the section?

Mr. MORRISON. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 1, line 7, by inserting after the word "treasury" the words "or city treasury."

On the question,
Will the House agree to the amendment?
It was agreed to,
On the question,
Will the House agree to the section as amended?
It was agreed to.

The title was read and agreed to as follows:

An Act authorizing counties of the fourth class and cities of the third class to appropriate moneys to State park and State park and harbor commissions

And said bill having been read at length the second time and agreed to as amended.

Ordered. To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 170, as follows:

An Act providing for and regulating the validation of certain borough ordinances

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all ordinances which have heretofore been duly enacted in the several boroughs of this Commonwealth by the proper authorities and approved by the burgess as required by law or passed over his veto and have been published in a newspaper published in said borough or county and transcribed in the ordinance book of such borough but have not been further published by advertisements thereof put up in public places of such borough or if so further published that proof thereof can not be made or where any other notices have not been given by hand bills posted in conspicuous places or if so posted that proof thereof can not be made or where the burgess and president of the council either or both have failed or neglected to sign their name to said ordinances in the ordinance book of said boroughs—shall be in full force and effect without any further signing posting or publication upon the council of such borough passing a resolution accepting this act which resolution shall be approved by the burgess and published as ordinances in boroughs are now required by existing laws to be published posted and transcribed in the ordinance books of such borough

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 106, entitled:

An act to amend section one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand and seventy-one) entitled "An act requiring banks banking corporations copartnerships or associations cooperative banking associations trust safe deposit real estate mortgage title insurance guaranty surety and indemnity companies savings institutions savings banks provident institutions building and loan associations lodges and societies to file of record names of persons authorized to make entries on records of mortgages imposing certain duties on recorders of deeds and declaring certain entries void" by extending its provisions to all corporations copartnerships and associations

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand and seventy one) entitled "An act requiring banks banking corporations copartnerships or associations cooperative banking associations trust safe deposit real estate mortgage title insurance guaranty surety and indemnity companies savings institutions savings banks provident institutions building and loan associations lodges and societies to file of record names of persons authorized to make entries on records of mortgages imposing certain duties on recorders of deeds and declaring certain entries void" is hereby amended to read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all [banks banking] corporations copartnership or associations banks co-operative banking associations trust safe deposit real estate mortgage title insurance guaranty surety and indemnity companies savings institutions savings banks provident institutions building and loan associations lodges and societies that have occasion or may be required to acknowledge payments assign extend postpone release or satisfy or do any other thing to in any wise effect the lien of any mortgage on record in the recorder of deeds' office of any county shall by power of attorney filed of record in such office designate by name the person or persons who are authorized in its name to enter such acknowledgments assignments extensions postponements releases or satisfactions or to do any other thing affecting the lien of any mortgage which appears upon the records in such office

It is unlawful for the recorder of deeds of any county to permit any person other than a person so designated to act for such (bank banking) corporation copartnership or association bank co-operative banking association trust safe deposit real estate mortgage title insurance guaranty surety and indemnity company savings institutions savings banks provident institutions buildings and loan associations lodge or society

Any entry on any record in the recorder of deed's office made in violation of the provisions of this act is void and of no affect

On the question,
Will the House agree to the section?

Mr. STADTLANDER. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Sec. 1, Page 2, line 16 by striking out the word "copartnership" and inserting in lieu thereof copartnerships

Amend Sec. 1, Page 2, line 17, by striking out the word "associatoons" and inserting in lieu thereof associations

Amend Sec. 1, Page 2, line 22, by inserting before the word "do", the word to

Amend Sec. 1, Page 3, line 8, by striking out the word "buildings" and inserting in lieu thereof building

Amend Sec. 1, Page 3, line 10, by striking out the word "deed's" and inserting in lieu thereof 'deeds'

Amend Sec. 1,, Page 3, line 12 by striking out the word "affect" and inserting in lieu thereof effect

On the question,
Will the House agree to the amendments?
They were agreed to.
On the question,
Will the House agree to the section as amended?
It was agreed to.

The title was read and agreed to as follows:

An Act to amend section one of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-one, (P. L. 1071), entitled "An act requiring banks, banking corporations, copartnerships, or associations, cooperative banking associations, trust, safe deposit, real estate, mortgage, title insurance, guaranty, surety, and indemnity companies, savings institutions, savings banks, provident institutions, building and loan associations, lodges and societies, to file of record names of persons authorized to make entries on records of mortgages; imposing certain duties on recorders of deeds; and declaring certain entries void," by extending its provisions to all corporations, copartnerships and associations.

And said bill having been read at length the second time and agreed to as amended.
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 27, entitled:

An Act to validate certain municipal assessments municipal claims and municipal liens in the several boroughs of the Commonwealth providing for the filing of claims therefor and the proceedings for the collection of such assessments and claims

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever heretofore the council of any incorporated borough of this Commonwealth has required by ordinance or by amendment to any such ordinance and caused to be graded paved curbed or macadamized with brick stone or other suitable material or otherwise improved any public street or thoroughfare or part thereof either cartway or footwalk pursuant to such ordinance or amendment or has caused ornamental lights to be erected pursuant to such ordinance or amendment or has by ordinance or amendment thereto provided for the assessment against property owners of certain water or lighting rates or both but owing to some defect in the petition action of council notice of publication or other proceeding necessary under existing laws and ordinance to give jurisdiction to such council or because of noncompliance with existing laws as to publication and advertisement of copies of the ordinance or the amendment and posting of handbills prior to the final passage of such ordinance or the amendment or because the ordinance itself or the amendment thereto or the official record book containing the same has been lost mislaid or destroyed or has not been transcribed in the official record book or the time for filing said lien or making said claim has expired or claim has not been filed after notice to do so or for any other reason the cost of such improvement or a portion thereof cannot be legally assessed upon the property bounding or abutting upon the street or part thereof improved or owing to some defect in the statement of claim filed to secure the lien or the failure of the borough solicitor to file the lien in the court of common pleas or to sign the same for the cost of such improvement thereof cannot be enforced as was contemplated by the act or acts of the General Assembly under which the improvement was attempted to be made and statement of claims filed now by this act such improvements are made valid and binding and the council of such incorporated borough may cause the property bounding or abutting upon the street or part thereof upon which the improvement has been made or is now being made to be assessed in the manner now provided by law with such a portion of the cost of such improvements as is contemplated by the law under which the improvement was made or attempted to be made or is now being made Such assessment or other assessment heretofore regularly made shall be a lien upon the property assessed The lien shall date from the completion of the improvement for which the assessment is made and shall remain a lien until fully paid and satisfied Provided That a writ of scire facias is issued to revive the same during every period of five years after the lien is filed as hereinafter provided

On the question,
Will the House agree to the section?
Mr. MEMOLO. Mr. Speaker, I desire to offer the following amendments.
The SPEAKER. The amendments will be read by the Clerk.
The amendments were read by the Clerk as follows:

Amend Sec. 1, Page 2, line 5, by striking out the word "ordinance" and inserting in lieu thereof "ordinances"

Amend Sec. 1, Page 2, line 15, by striking out the word "filled" and inserting in lieu thereof "filed"

On the question,
Will the House agree to the amendments?
They were agreed to.
On the question,
Will the House agree to the section as amended?
It was agreed to.

The second section was read as follows:

Section 2 The council of any incorporated borough of this Commonwealth entitled to a lien under this act shall file a lien therefor in the office of the prothonotary of the county within which the property lies within six months after the completion of the work where the improvement is now in progress or within six months after the approval of this act where the improvement is now completed and the same shall be entered upon record as other municipal claims Such liens shall state the name of the party claimant which shall be the corporate name of the borough making the improvement name of the owner or reputed owner of the property assessed a reasonable description of the property assessed the amount or sum claimed to be due which shall include interest on the assessment from the completion of the improvement for what improvement the claim is made the date of its completion the date of the assessment for which the lien is filed Such lien when so filed shall be prima facia evidence of all matters therein set forth and of the right of the borough to recover the amount therein claimed to be due together with interest from the date of the lien or completion of the improvement costs and an attorney's commission of five per centum for collecting

On the question,
Will the House agree to the section?
Mr. MEMOLO. Mr. Speaker, I desire to offer the following amendments.
The SPEAKER. The amendments will be read by the Clerk.
The amendments were read by the Clerk as follows:

Amend Sec. 2, Page 3, line 29 by striking out the word "what" and inserting in lieu thereof "which"

Amend Sec. 2, Page 4, line 8 by striking out the word "collecting" and inserting in lieu thereof "collection"

On the question,
Will the House agree to the amendments?
They were agreed to.

On the question,
Will the House agree to the section as amended?
It was agreed to.

The third section and title were separately read and agreed to as follows:

Section 3 The claim when so filed shall be proceeded upon for collection by writ of scire facias Provided That this act shall not apply to any proceeding suit or lien wherein a final order or judgment of any court of record has already been made or entered

An Act to validate certain municipal assessments municipal claims and municipal liens in the several boroughs of the Commonwealth providing for the filing of claims therefor and the proceedings for the collection of such assessments and claims

And said bill having been read at length the second time and agreed to as amended.
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 334, entitled:

An Act to amend section one hundred and ninety-six as amended of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto"

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one hundred ninety-six of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An Act concerning townships and revising amending and consolidating the law relating thereto" which was amended by the act approved the sixteenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred and sixty-four) entitled "An Act to amend the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled 'An Act concerning townships and revising amending and consolidating the law relating thereto'" is hereby further amended to read as follows
Section 196 The supervisors of townships of the second class and commissioners of townships of the first class shall attend such conventions whenever possible Each township supervisor or commissioner attending such convention shall receive a certificate signed by the presiding officer and acting secretary of the convention attesting his presence at the the convention Such certificate shall entitle him to collect from the treasurer of the board of supervisors or commissioners the sum of three dollars per day for each day's attendance and mileage at the rate of four cents per mile traveled to be computed by the route usually traveled from his place of residence to the place where the convention is held No township supervisor or commissioner for auditor shall be paid for more than two days' attendance in any one year

On the question,
Will the House agree to the section?
Mr. BLAIR. Mr. Speaker, I desire to offer the following amendment.
The SPEAKER. The amendment will be read by the Clerk.
The amendment was read by the Clerk as follows:

Amend Section 1, Page 1, line 8, by striking out the word "consolidating" and inserting in lieu thereof "consolidating".

On the question,
Will the House agree to the amendment?
It was agreed to,
On the question,
Will the House agree to the section as amended?
It was agreed to,

The title was read and agreed to as follows:

An Act to amend section one hundred and ninety-six as amended of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An Act concerning townships and revising amending and consolidating the law relating thereto"

And said bill having been read at length the second time and agreed to as amended.
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 304, as follows:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section seventeen
Section 1 Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That the following amendment to the Constitution of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof
That article nine be amended by adding thereto the following section
Section 17 In addition to the purposes stated in article nine section four of this Constitution the State may be authorized by law to issue bonds to the amount of five millions of dollars for the purpose of acquiring and erecting buildings and equipping the same for the use of the Pennsylvania National Guard

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 15, entitled:

An Act to amend section four of an act approved the nineteenth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws sixty-seven) entitled "An act regulating the practice bail costs and fees on appeals to the Supreme Court and Superior Court" as amended fixing the time within which appeals may be allowed

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section four of an act approved the nineteenth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws sixty-seven) entitled "An act regulating the practice bail costs and fees on appeals to the Supreme Court and Superior Court" which was amended by an act approved the twenty-second day of March one thousand nine hundred and twenty-three (Pamphlet Laws thirty) entitled "An act amending section four of the act entitled 'An act regulating the practice bail costs and fees on appeals to the Supreme Court and Superior Court' approved the nineteeth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws sixty-seven) by providing a shorter period within which to appeal in cases where loss and hardship would otherwise result to the estates of decedents" is hereby further amended to read as follows
Section 4 No appeal shall be allowed in any case unless taken within three calendar months from the entry of the sentences order judgment or decree appealed from nor shall

an appeal supersede an execution issued or distribution order unless taken and perfected and bail entered in the manner herein prescribed within three weeks from such entry No appeal shall be allowed from any adjudication relating to the validity of any last will and testament where the trial court shall certify that delay will cause hardship and loss to the estate of the decedent unless so taken and perfected within thirty days from filing proof of notice of such certificate to the party or to counsel of record for the party whose time for appeal is thus limited An appeal from the Superior Court to the Supreme Court must be taken and perfected within three calendar months from the entry of the order judgment or decree of the Superior Court Appeals taken after the times herein provided for shall be quashed on motion Provided That the limitation of three calendar months provided for by this amendment shall apply only to cases in which the sentence order judgment or decree appealed from is entered after the passage of this act Appeals from sentences orders judgments or decrees entered prior to the passage of this act shall be allowed if taken within six calendar months from the date of the entry of such sentence order judgment or decree as heretofore provided

On the question,

Will the House agree to the section?

Mr. ALEXANDER. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 1, page 3, line 1 by striking out the words "passage of this act"and insert in lieu thereof "first day of July, one thousand nine hundred and twenty-five"

Amend section 1, page 3, lines 2 and 3 by striking out the words "passage of this act" and insert in lieu thereof "first day of July, one thousand nine hundred and twenty-five"

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend section four of an act approved the nineteenth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws sixty-seven) entitled "An act regulating the practice bail costs and fees on appeals to the Supreme Court and Superior Court" as amended fixing the time within which appeals may be allowed

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be consideerd in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 490, entitled:

An Act to validate acts done and contracts conveyances transfers and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the Courts of Common Pleas granting a charter where the applicants for incorporation had failed to register its proposed name as required by law and to validate charters of corporation of the first class granted since the sixteenth day of May one thousand nine hundred and twenty-three where there was a failure to register the name or title of the proposed corporation at the time of filing its application for a charter as required by law providing for the subsequent filing of such registration and providing for the amendment of names or titles of such corporations in certain cases

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennyslvania in General Assembly met and it is hereby enacted by the authority of the same That where heretofore any act has been done or contract transfer conveyance or mortgage of any property been made to or by any corporation of the first class after the granting of a charter by decree of any Court of Common Pleas of this Commonwealth where the applicants for incorporation had failed to register with the Secretary of the Commonwealth its proposed name and address prior to the granting of such charter as required by the provisions of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphelt Laws two hundred forty-six) entitled "An Act to provide for the registration and protection of names titles or designations of associations societies orders foundations federations organizations and corporations of the first class" all such acts contracts transfers conveyances and mortgages shall be deemed and taken to be valid and effectual for all purposes as if the name of the corporation had been registered as required by law Provided this act shall not apply to cases now in litigation

The second section was read as follows:

Section 2 That all charters of incorporation or supplements and amendments thereto heretofore granted by any of the Courts of Common Pleas of this Commonwealth to applicants for incorporation who failed to register with the Secretary of the Commonwealth the name and address of the proposed corporation at the time of filing their applicantions for charter as required by the provisions of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred forty-six) entitled "An act to provide for the registration and protection of names titles or designations of associations societies orders foundations federations organizations and corporations of the first class" shall be and hereby are validated and confirmed so that said charters shall have the same force and legal effect as if the applicants for incorporation had complied with all the requirements of law relative to the resignation of their proposed names and addresses Provided however that any corporation before deriving the benefits of this section shall file in the office of the Secretary of the Commonwealth within one year after the approval of this act an application for registration of the name and address of such corporation setting forth the date of its incorporation and if the name of such corporation does not conflict with any other name title or designation duly registered according to law it shall be registered and a certificate of such registration shall be filed with the records of the Court which granted the charter and such registration shall have the same force and effect as though made at the time or times required by law Provided also that in the event the name of such corporation is similar to or so nearly resembling the name title or designatior of any association society order foundation federation organization or corporation duly registered according to law that it cannot be properly registered or used by the corporation and such prior registration is not withdrawn by such other association society order foundation federation organization or corporation such corporation shall be entitled to have its name or title amended by application to the Court of Common Pleas which granted the charter in the manner now provided by law for the amendment of a charter and a decree granting a change of name of such corporation where the new name or title has been duly registered as required by law shall have the effect to validate confirm and create such association as a corporation in deed and in law with full force and effect as if said association had originally compiled with all the requirements of law as to registration of its proposed name and title

On the question,

Will the House agree to the section?

Mr. MATHAY. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Sec. 2, Page 3, line 15 by inserting after the word "for" the word "a"

Amend Sec. 2, Page 3, line 25 by striking out the word "regisnation" and inserting in lieu thereof "registration"

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The preamble and title were separately read and agreed to as follows:

Whereas the Courts of Common Pleas of this Commonwealth have granted charters incorporating corporations of the first class where the proposed corporations had failed to register with the Secretary of the Commonwealth its proposed name and address at the time of filing its application for a charter as required by the Act of May 16 1923 Pamphlet Laws two hundred and forty-six and

Whereas some of the organizations so incorporated relying upon the validity of the charter so granted have taken title to and conveyed real estate taken and created mortgages entered into contracts and performed other acts and business in pursuance and by virtue of such charters and

Whereas doubt exists concerning the validity of the acts done transfers conveyances and mortgages of property made to and by such corporations and the validity of charters so granted now therefore

An Act to validate acts done and contracts, conveyances, transfers and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the Courts of Common Pleas granting a charter where the applicants for incorporation had failed to register its proposed name as required by law, and to validate charters of corporations of the first class granted since the sixteenth day of May, one thousand nine hundred and twenty-three, where there was a failure to register the name or title of the proposed corporation at the time of filing its application for charter as required by law; providing for the subsequent filing of such registration, and providing for the amendment of names or titles of such corporations in certain cases.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 220, as follows:

A Supplement to the Act approved the twenty-fourth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred and ninety-seven) entitled "An act authorizing the establishment of contagious disease hospitals in the several counties of the Commonwealth to be constructed and maintained out of county funds" propviding for the establishment and maintenance of contagious disease hospitals by two or more counties jointly

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever the county commissioners of two or more counties decide that a hospital for the care of contagious diseases is necessary they may join in establishing such hospital either on the grounds of the county poor-farm of either county or on such other suitable location agreed on as may be purchased for the purpose subject however in all other respects to the conditions and limitations prescribed by the act to which this is a supplement

Section 2 Such joint hospitals shall be conducted and maintained under the joint authority of the directors of the poor of the counties joining in the establishment thereof

All expenses incident to the construction and maintenance of such contagious disease hospitals shall be borne jointly by the counties establishing the same in such proportions as may be agreed on by the county commissioners

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 266, entitled:

An Act to amend section one of an act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand and twenty-one) entitled "An act to exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto" as amended by extending the provisions thereof to property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors and marines and discharging certain taxes

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of an act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand and twenty-one) entitled "An act to exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto" which was amended by an act approved the ninth day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred and nineteen) entitled "An act to amend the act of the seventeenth day of July Anno Domini one thousand nine hundred and nineteen (Pamphlet Laws ten nundred tweny-one) entitled 'An act to exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto'" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all churches meeting-houses or other regular places of stated worship with the ground thereto annexed necessary for the occupancy and enjoyment of the same all burial grounds not used or held for private or corporate profit all hospitals universities colleges seminaries academies associations and institutions of learning benevolence or charity with the grounds thereto annexed and necessary for the occupancy and enjoyment of the same founded endowed and maintained by the public or private charity provided that the entire revenue derived by the same be applied to the support of and to increase the efficiency and facilities thereof the repair and the necessary increase of grounds and buildings thereof and for no other purpose and all schoolhouses belonging to any county borough or school district all court houses jails poor-houses and all other public property used for public purposes with the ground thereto annexed and necessary for the occupancy and enjoyment of the same and all real and personal property owned occupied occupied and used by any branch post or camp of honorably discharged soldiers sailors and marines be and the same are hereby exempted from all and every county city borough township bounty road school and poor tax Provided That all property real or personal other than that which in actual use and occupation for the purposes aforesaid and from which any income or revenue is derived shall be subject to taxation except where exempted by law for State purposes and nothing herein contained shall exempt same therefrom And provided that all property real and personal in actual use and occupation for the purposes aforesaid shall be subject to taxation unless the person or persons associa-

tion or corporation so using and occupying the same shall be seized of the legal or equitable title in the reality and possessor of the personal property absolutely

On the question,
Will the House agree to the section?
Mr. EARLEY. Mr. Speaker, I desire to offer the following amendments.
The SPEAKER. The amendments will be read by the Clerk.
The amendments were read by the Clerk as follows:

Amend Sec. 1, Page 2, line 10 by striking out the word "extmpt" and inserting in lieu thereof "exempt"

Amend Sec. 1, Page 3, line 22 by striking out the word "reality" and inserting in lieu thereof "realty"

Amend Sec. 1, Page 3, line 22 by striking out the word "possessor" and inserting in lieu thereof "possessed"

On the question,
Will the House agree to the amendments?
They were agreed to,
On the question,
Will the House agree to the section as amended?
It was agreed to.

The second section was read as follows:

Section 2 That all taxes levied since the second day of November one thousand nine hundred and twenty-three upon any real or personal property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors or marines and remaining unpaid are hereby discharged and the trustees or other persons charged with the financial management of such branch post or camp are relieved and discharged from the payment thereof and no such taxes now unpaid shall be collected or be made a lien upon the property of such branch post or camp by the authority levying the same

On the question,
Will the House agree to the section?
Mr. EARLEY. Mr. Speaker, I desire to offer the following amendment.
The SPEAKER. The amendment will be read by the Clerk.
The amendment was read by the Clerk as follows:

Amend Sec. 2, Page 4, line 6 by striking out the word "leviing" and inserting in lieu thereof "levying"

On the question,
Will the House agree to the amendment?
It was agreed to,
On the question,
Will the House agree to the section as amended?
It was agreed to.

The title was read and agreed to as follows:

An Act to amend section one of an act approved the seventeenth day of July, one thousand nine hundred and nineteen, (P. L. 1021), entitled "An act to exempt from taxation public property used for public purposes, actual places of religious worship, places of burial not used or held for private or corporate profit, and institutions of purely public charity, and repealing prior acts relating thereto," as amended; by extending the provisions thereof to property owned, occupied and used by any branch, post or camp of honorably discharged soldiers, sailors and marines, and discharging certain taxes.

And said bill having been read at length the second time and agreed to as amended.
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 421, as follows:

An Act making it unlawful to bribe or attempt to bribe any professional baseball player boxes or wrestler and for such player boxer or wrestler to accept agree to accept or solicit bribes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That if any person directly or indirectly or by means of and through any artful and dishonest device whatever give or offer to give any money goods or other persent or award or give and make any promise contract or agreement for the payment delivery or alienation of any money goods or other bribe to any professional baseball player professional boxer or professional wrestler with intent to influence him to lose or try to lose a baseball game or boxing or wrestling match in which he is taking part or experts to take part such person shall be guilty of a misdemeanor and on conviction be sentenced to pay a fine not exceeding two thousand dollars and to undergo imprisonment by separate or solitary confinement at labor not exceeding three years

Section 2 If any person being a professional baseball player professional boxer or professional wrestler shall solicit receive or accept or shall agree to receive or accept any such bribe to influence him to lose or try to lose a baseball game or boxing or wrestling match in which he is taking part or expects to take part such person shall be guilty of a misdemeanor and on conviction be sentenced to pay a fine not exceeding five thousand dollars and to undergo an imprisonment by separate or solitary confinement at labor not exceeding five years

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 366, as follows:

An Act amending clause forty-six of section three of Article five of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" as amended so as to provide that the cities of said class shall have the right to exercise the powers and authority of local self-government in all municipal affairs

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause forty-six of section three of Article five of the act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" which was amended by the act approved the twenty-seventh day of May one thousand nine hundred and nineteen (Pamphlet Laws three hundred ten) entitled "An act to amend and revise an act entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto' approved the twenty-seventh day of June Anno Domini one thousand nine hundred and thirteen enlarging changing modifying and defining certain of the powers of cities of the third class" is hereby further amended to read as follows

46 That in addition to the powers and authority vested in each city of the third class by the provisions of the fore-

going clause of this section each of the said cities shall have power and authority to make all such ordinances by-laws rules and regulations (not inconsistent with or restrained by the Constitution and laws of this Commonwealth) as may be expedient or necessary for the proper management care and control of the city and its finances and the maintenances of the peace good government safety and welfare of the city and its trade commerce and manufactures and also all such ordinances by-laws rules and regulations as may be necessary in and to the exercise of [full and complete] the powers and authority of local self-government in all municipal affairs Provided however That no ordinance by-law rule or regulation shall be made or passed which contravenes or violates any of the provisions of the Constitution of the United States or of this Commonwealth or of any Act of Assembly heretofore or that may be hereafter passed in force in said city and the said ordinance by-laws rules and regulations to alter modify and repeal at pleasure and to enforce all ordinances inflicting penalties upon inhabitants or other persons for violations thereof not exceeding three hundred dollars for any one offense recoverable with costs together with judgment of imprisonment not exceeding ninety days if the amount of said judgment and costs shall not be paid

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 303, entitled:

An Act to amende sections two and nine to repeal section ten to amend section sixteen and section twenty-two as amended sections twenty-three thirty-one section thirty-two as amend section fifty--two section fifty-four as amended section fifty-seven as amended and section sixty-five of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and sixty-nine) entitled "An act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth"

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and sixty-nine) entitled "An act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth" is hereby amended to read as follows

Section 2 For the purpose of this act the words "National Defense Act" shall be taken to mean an act of Congress entitled "An act for making further and more effectual provisions for the national defense and for other purposes" approved by the President June third nineteen hundred and sixteen and any and all acts that may hereafter be enacted amendatory thereof and supplementary thereto The word "company" shall apply to and indicate the infantry quarter master cavalry field artillery engineer signal medical ordinance air service and general staff units corresponding in general organization to a company of infantry The words "regiment" and "battalion" shall apply to any organization of any arm of the service equal in organization to regiment or battalion of infantry as the case may be or so denominated by law

On the question,

Will the House agree to the section?

Mr. EARLEY. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, Page 2, line 16, by inserting after the word "to" the word "a".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second, third and fourth section were separately read and agreed to as follows:

Section 2 That section nine of said act is hereby amended to read as follows

Section 9 The medical department shall consist of the medical corps the dental corps the veterinary corps and the enlisted men pertaining thereto The commissioned officers of the medical corps shall be proportionately distributed among the several grades and assigned to duty with troops in such number and of such grades as may comply with the rules and regulations promulgated in relation thereto The enlisted force of the medical department shall consist of such personnel as may conform as far as practicable to the enlisted personnel now or hereafter provided by law or regulations therefor Original enlistments for the medical department shall be made in the grade of private and reenlistments and promotions of enlisted men therein shall be governed by such regulations as may be promulgated relating thereto

Section 3 That section ten of said act is hereby repealed

Section 4 That section sixteen of said act is hereby amended to read as follows

Section 16 General field and staff corps officers adjutants summary courts and judge advocates are hereby authorized and empowered to administer oaths and affirmations in all matters pertaining to and concerning the Pennsylvania National Guard and all commissioned officers are authorized and empowered to administer oaths and affirmations in the enlistment of soldiers for the Pennsylvania National Guard Any person who shall falsely swear or affirm to any oath or affirmation before any such officer shall be deemed guilty of perjury and upon trial and conviction thereof shall be sentenced for such offense as provided by law

The fifth section was read as follows:

Section 5 That section twenty-two of said act which was amended by section two of an act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred and twenty-seven) entitled "An act to amend sections eighteen twenty-two twenty-ix thirty-two thirty-four thirty-eight fifty-four fifty-five fifty-six fifty-seven fifty-nine and sixty-one of an act entitled 'An act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth' approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and sixty-nine)" is hereby further amended to read as follows

Retirement of Officers and Enlisted Men

Section 22 Commissioned officers who shall have served forty years either as an officer or enlisted man or both in the Pennsylvania National Guard shall upon application made to the Adjutant General be retired from active service and placed upon the retired list as of the next higher grade except a major general whose grade upon the retired list shall remain the same and when any commissioned officer is sixty-four year of age he shall be retired from active service and may be placed upon the retired list as of the next higher grade except a major general whose grade on the retired list shall remain the same Provided That service in the volunteer forces of the United States or in the Army Navy or Marine Corps thereof during the War with Spain in Mexico border service or in any other Federal service may be included as twice its actual length in computing the forty years of service required for retirement Commissioned officers who shall have served as such in the Pennsylvania National Guard or the Pennsylvania Reserve Militia or both may upon application to the Adjutant General be placed upon the retired list as of the highest grade such

officers may have held in their service Provided That he shall have held a commission as an officer of the Pennsylvania National Guard or the Pennsylvania Reserve Militia or both for a period of at least ten years in the aggregate Provided further That service in the volunteer forces in the United States Army in the War with Spain in Mexican border service in the World War or in any other Federal service may be computed as of twice its actual length Provided further That where service in the War with Spain or the World War is computed then such retirement shall be of the next higher grade held in the service except in the case of a major general when the grade shall remain the same The Governor as Commander-in-Chief shall have power and is hereby authorized to relieve from active service and place upon the retired list as of the next higher grade any commissioned officer who has served continuously in any one grade for fifteen years The commission of any officer so relieved from active duty and placed upon the retired list shall be considered terminated and the office held by him as vacated When an officer has become incapable from any cause of performing the duties of his office he may be ordered before an efficiency board created as herein provided and sitting as a retiring board If he is found disqualified by reason of physical disability incurred in the line of duty he may be retired as of the next higher grade but if he is found disqualified for any other reason he shall be retired without increase in grade The action of every such board shall be subject to the approval of the Governor as Commander-in-Chief All retired officers shall be entitled to wear the uniform of their grade as retired officers of the Pennsylvania National Guard on all proper military or semi-military occasions Enlisted men who shall have served thirty years in the Pennsylvania National Guard or who have become disqualified by reason of physical disability incurred in the line of duty shall upon application to the Adjutant General be retired from active service and placed upon the retired list as of the next higher grade and service in the volunteer forces of the United States or in the Army Navy or Marine corps thereof during the War with Spain in Mexican border service in the World War or in any federal service may be included as twice its actual length in computing the thirty years service required for retirement And provided further That the Governor may confer upon any citizen who has been connected with any military college located within and incorporated under the laws of the Commonwealth and who has had a commission as an officer for a period of thirty years or more granted by the Governor in acordance with the laws of this Commonwealth brevet rank of not more than one grade higher than the highest rank held by him during the term he was so commissioned

On the question,
Will the House agree to the section?

Mr. EARLEY. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 5, page 4, line 22, by striking out the word "year" and inserting in lieu thereof "years"

On the question,
Will the House agree to the amendment?
It was agreed to.
On the question,
Will the House agree to the section as amended?
It was agreed to.

The sixth section was read and agreed to as follows:

Section 6 That section twenty-three of said act is hereby amended to read as follows

Section 23 A commissioned officer responsible for State funds or State property or property of the United States issued to him by the Adjutant General or United States property and disbursing officer or acquired by transfer inventory or purchase from annual allowance of State funds who may tender his resignation or who may be relieved from command by competent orders of the Governor as Commander-in-Chief and whose accounts are not settled may be relieved from active duty by the Governor as Connamder-in-Chief and held as supernumerary pending settlement of his accounts and when so relieved from active duty the office in which he is commissioned or to which he has been assigned shall be considered as vacated Provided That a commissioned officer so held as supernumerary shall be amenable to court-martial for military offenses to the same extent and in like manner as if upon the active list

The seventh section was read as follows:

Section 7 That section thirty-one of said act is hereby amended to read as follows

Section 31 Camps of instructions combined with troops of the Regular Army and of other States practice marches maneuvers and other exercises including the outdoor target practice shall be held at such times and places and for such organizations and for such periods as the Governor as Commander-in-Chief may direct (none of which shall exceed fifteen days in any one year) During such tour of duty an inspection shall be made by such officers as may be designated for that purpose by the Governor as Commander-in-Chief For service during such tours of duty commisioned officers shall be entitled to the same pay and transportation in kind as officers of like grade of the Regular Army are or may hereafter be entitled to by law and any such payments not made from Federal funds shall be payable from State funds by the Adjutant General in the usual manner. For services during such tours of duty all enlisted men shall be entitled to and shall receive the per diem pay hereinafter prescribed Provided That the difference between the rate of pay for enlisted men as hereinafter provided in this act and the amount that may be received from the Federal Government at Federal rate of pay shall be paid from State funds by the Adjutant General in the usual manner and in addition thereto enlisted men shall be entitled to transportation in kind and subsistence

On the question,
Will the House agree to the section?

Mr. EARLEY. Mr .Speaker, I desire to offer the following amendent.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 7, page 8, line 5 by striking out the word "service" and inserting in lieu thereof "services".

On the question,
Will the House agree to the amendment?
It was agreed to.
On the question,
Will the House agree to the section as amended?
It was agreed to.

The eighth section was read as follows:

Section 8 That section thirty-two of said act which was amended by section four of said amending act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred and twenty-seven) is hereby further amended to read as follows

Section 32 When the Pennsylvania National Guard or any part thereof is ordered on active duty by the Governor as Commander-in-Chief and pay is authorized for such duty under the order prescribing the performance thereof the commissioned officers and warrant officers so ordered shall be entitled to the same pay and allowance as officers of like grade and length of service in the Regular Army of the United States Provided That no officer shall receive less than the base pay of his grade as provided by Federal statute The grades of enlisted men shall be such as the Governor as Commander-in-Chief may from time to time to time direct and shall conform to the grades authorized in tables of organization for the National Guard published by the War Department When enlisted men are ordered on active duty as above prescribed their per diem pay shall be fifty cents in addition to the pay allowed by the Federal Government Provided That the Federal pay of a private shall not be lsse than one dollar and a private of the first class one dollar and

fifteen cents and in case the Federal Government shall at any time reduce its allowance for a private or a private of the first class below one dollar or one dollar and fifteen cents then the Commonwealth shall pay to such private or private of the first class an amount equal to the reduction below one dollar or one dollar and fifteen cents so that the total pay of the private or private of the first class shall be respectively one dollar and fifty cents and one dollar and sixty-five cents Under such regulations as the Governor as Commander-in-Chief may prescribe and conforming with tables of organization authorized for the National Guard by the War Department enlisted men of the sixth and seventh grades may be rated as specialists and receive the extra pay per diem allowed by the War Department for specialists Hereafter enlisted men shall receive an increase of ten per centum of their base pay for every five years of service in the National Guard or in the United States Army Navy or Marine Corps or for any two or more of these services combined Provided That such increase shall not exceed forty per centum of their base pay All payments of per diem pay and service pay shall be made by the Adjutant General in the usual manner No deductions shall be made from the pay of officers or enlisted men in active service for dues or other financial obligations imposed by any by-laws rules or regulations of a civic character

On the question,

Will the House agree to the section?

Mr. EARLEY. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 8, page 9, line 17, by striking out the word "fifty" which precedes the word "grade", and inserting in lieu thereof "fifth".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The ninth, tenth, eleventh and twelfth section and title were separately read and agreed to as follows:

Section 9 That section fifty-two of said act is hereby amended to read as follows

Section 52 Courts of inquiry to consist of not to exceed three officers may be instituted by the Governor as Commander-in-chief or the commanding general of the division for the purposes of investigating the conduct of any officer either upon his own request or upon complaint or charge of improper conduct as an officer or for the purpose of settling rank Any court of inquiry with approval of the convening authority may employ a stenographer to take testimony Courts of inquiry shall without delay report a statement of facts to the officer instituting such court who may in his discretion cause charges to be preferred against the accused

Section 10 That section fifty-four of said act which was amended by section seven of said amending act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred and twenty-seven) is hereby further amended to read as follows

Section 54 General courts-martial in the Pennsylvania National Guard may be convened by order of the Governor or the Division Commander and such courts shall have the power to impose fines not exceeding two hundred dollars ($200) or to sentence to imprisonment in the county jail of the county where the offense was committed for a term not exceeding one year or both together with such reasonable costs as they may assess to sentence to forfeiture of pay and allowances to reprimand to dismissal or dishonorable discharge from the service to a reduction of noncommissioned officers to the ranks or any two or more of such punishments may be combined in the sentences imposed by such courts Provided That sentence shall not become operative until after the approval thereof by the appointing power

Section 11 That section fifty-seven of said act which was amended by section ten of said amending act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred and twenty-seven) is hereby further amended to read as follows

Section 57 All courts-martial of the Pennsylvania National Guard when not in the active service of the United States shall have power to sentence to confinement in case of failure to pay the fines and costs or any part thereof authorized to be imposed Provided That such sentence of confinement shall not exceed one day for each dollar of fine authorized and imposed Provided further That the sentence shall not become operative until after the approval thereof by the appointing power

Section 12 That section sixty-five of said act is hereby amended to read as follows

Section 65 All fines and penalties imposed and collected through the sentence of courts-martial shall be forwarded to the Adjutant General and by him paid to the commanding officer of the company of which the soldier fined was a member who shall expend and acount for the same in a manner similar to other funds received from the Commonwealth

An Act to amend sections two and nine, to repeal section ten, to amend section sixteen and section twenty-two as amended, sections twenty-three, thirty-one, section thirty-two as amended, section fifty-two, section fifty-four as amended, section fifty-seven as amended, and section sixty-five of an act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 869), entitled "An act providing for the organization, government, discipline, maintenance, and regulation of the armed land forces of this Commonwealth."

And said bill having been read at elngth the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 82, as follows:

An Act amending sections one and two of an act approved the twelfth day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred and forty-eight) entitled "An act providing for the depositing of money with the clerk of the several courts of quarter sessions and oyer and terminer or other courts of record having jurisdiction in this Commonwealth in lieu of bail and recognizances with surety or sureties in criminal or quasi criminal prosecutions desertion or nonsupport and surety of the peace cases pending in said courts and fixing the fees of the said clerk of the courts" providing for the depositing of cash bail by others than defendants

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twelfth day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred and forty-eight) entitled "An act providing for the depositing of money with the clerk of the several courts of quarter sessions and over and terminer or other courts of record having jurisdiction in this Commonwealth in lieu of bail and recognizances with surety or sureties in criminal or quasi criminal prosecutions desertion or nonsupport and surety of the peace cases pending in said courts and fixing the fees of the said clerk of the courts" is hereby amended to read as follows

Section 1 That in all criminal or quasi criminal prosecutions in any of the courts of quarter sessions and oyer and terminer or other courts of record having jurisdiction desertion or non-support and surety of the peace pending in the said courts of this Commonwealth in lieu of bail and recognizances with surety or sureties thereon required and approved by the court the party or parties required to give and enter said bail or recognibances or any other person or

persons in their behalf are hereby authorized and allowed to deposit with the clerk of the respective court in which said prosecution or proceeding is pending the amount in which bail or recognizance is required in current funds of the United States and said deposit shall be sufficient bail or recognizance upon the defendant or defendants entering his as their own bail or recognizance in the prosecution or proceeding to which said defendant or defendants would be entitled under existing laws by entering bail or recognizance with sufficient surety or surities approved by the said court

Section 2 That section two of said act is hereby amended to read as follows

Section 2 That the clerk of the said court with whom any such deposit in lieu of surety or sureties shall be made shall furnish a receipt for the same to the person or persons making such deposit and shall deposit said funds in some national bank or trust company approved by the court for the use of the party or parties who may thereafter recover the same or become entitled thereto by reason of the forfeiture or other breach of the condition of the bail or recognizance in the prosecution or proceeding in which the said deposit was made Provided however That upon the proper order of the said court the clerk aforesaid shall be required to pay to the party or parties entitled thereto the said money deposited with him less his commission for receipting and paying out said moneys which commission is hereby fixed at one-half of one per centum on all such moneys paid out with a minimum commission of three dollars A record of said money receipted for and paid out the commissions retained the name of parties from whom received and to whom paid shall be entered at the number and term of said prosecution or proceeding upon the record of the court by the clerk thereof In case there is no forfeiture or breach of condition of the bail or recognizance entered by the defendant or defendants in the prosecution or proceeding and the same is terminated then upon the order of the court the clerk shall pay said money deposited to the defendant or defendants or to the person or persons depositing the same in their behalf after the deduction of his commission as hereinbefore provided

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## ANNOUNCEMENT BY THE SPEAKER.

The SPEAKER. The Chair desires to announce that it is necessary to have four copies of all amendments offered to bills, and must insist that those offering amendments see to it that four copies are sent up to the desk.

## RECESS.

The SPEAKER. If there is no objection, the Chair will declare a recess until 10:45. P. M.

## AFTER RECESS.

The SPEAKER. The House will be in order.

## SENATE MESSAGE.

### RESOLUTION GRANTING LEAVE OF ABSENCE TO MR. JOHN H. FERTIG.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate of Pennsylvania, February 9, 1925.

Whereas, By reason of his conscientious labor in assisting in the work of the General Assembly, John H. Fertig, the Asistant Director of the Legislative Reference Bureau, has suffered a breakdown in health and is now in a much weakened physical condition, but persists in giving his time and strength to the discharge of his duties at the risk of permanently impairing his health; therefore be it

Resolved (if the House of Representatives concur), That a leave of absence of two weeks, to commence immediately upon the adoption of this resolution, be granted by the General Assembly to John H. Fertig, Esq., Assistant Director of the Legislative Reference Bureau, in order to give him an opportunity to regain his health.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## ADJOURNMENT.

Mr. TALBOT. Mr. Speaker, in accordance with the resolution previously adopted this evening, I move that the House do now adjourn, out of respect to the memory of Hon. J. Denny O'Neil, until tomorrow at 11:00 o'clock A. M.

The motion was agreed to, and (at 10:50 o'clock P. M.) the House adjourned until Tuesday, February 10, 1925, at 11:00 o'clock A. M.

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal

Session 1925 — 126th of the General Assembly

Vol. 8. HARRISBURG, PA., TUESDAY, FEBRUARY 10, 1925. No. 10.

## SENATE

TUESDAY, February 10th, 1925.

The Senate met at 11:00 o'clock A. M.

The PRESIDENT (Lieutenant-Governor David J. Davis) in the Chair.

### PRAYER.

The Chaplain, Rev. Edward S. Ninde, offered the following prayer:

Almighty God: Our Lord Jesus Christ taught his disciples to pray, "Give us this day our daily bread", and by this He showed them that they were to live a day at a time. Thus would we live. We cannot see into the future; a curtain hangs athwart our pathway. We do not know what an hour may bring forth; but Thou knowest, for Thou art the Lord of all time, past, present and future; and we are in Thy divine care and keeping. Thou hast watched over us in the days that are gone; Thou art providing for this day, and so we will trust Thee for tomorrow. May this blessed confidence cheer us all along life's pathway, and may we ever strive to serve and to glorify Thee. For Jesus' sake. Amen.

### JOURNAL APPROVED.

The PRESIDENT—A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. LESLIE, the further reading was dispensed with, and the Journal was approved.

### REPORTS FROM COMMITTEES.

Mr. WOODWARD, from the Committee on Judiciary General, reported as amended, Senate Bill No. 190, entitled:

An Act regulating the selection, drawing, summoning, and serving of all jurors in the several courts in counties of the third class; abolishing the office of jury commissioner; abrogating the duties of sheriff in connection with jurors; vesting in the judges of the common pleas the exclusive function of selection, drawing, and regulation, with power to provide, at the cost of the county, the necessary clerical assistance and materials and equipment.

Mr. KUTZ, from the Committee on Judiciary General, reported as committed, Senate Bill No. 207, entitled:

An Act to consolidate, revise and amend the laws of this Commonwealth relating to penal proceedings and pleadings and imposing certain costs therein upon the Commonwealth of Pennsylvania and the various counties thereof.

Also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 208, entitled:

An Act to consolidate, revise and amend the penal laws of this Commonwealth.

Mr. SCHANTZ, from the Committee on Judiciary General, reported as committed, Senate Bill No. 216, entitled:

A Joint Resolution ratifying the proposed amendment to the Constitution of the United States regulating the labor of persons under eighteen years of age.

### BILLS INTRODUCED.

Mr. PHIPPS read in his place and presented to the Chair Senate Bill No. 290, entitled:

A Supplement to the Act approved the eleventh day of May, one thousand nine hundred and twenty-three, (P. L. 203), entitled "An Act authorizing the State Highway Commissioner to combine certain State Highways, or any part or sections thereof, into a route under a common letter, name, number, or other marker or designation, or any combination thereof, for the purpose of informing and assisting the traveling public in and through the State;" authorizing the inclusion of township roads in routes designated by the Secretary of Highways.

Which was committed to the Committee on Public Roads and Highways.

Mr. WEINGARTNER read in his place and presented to the Chair Senate Bill No. 291, entitled:

An Act to amend sub-section (a) of Section 16 of an act entitled, "An Act relating to the qualifications, jurisdiction, powers, and duties of registers of wills, and regulating proceedings before said registers, and the costs thereof, the effects of their acts, and appeals therefrom"; approved June 7, 1917, known as the Register of Wills Act of 1917, so as to permit persons interested to require a hearing before the register of wills before probate or refusal to probate a will, after notice and citation, and providing how said citation and notice may be served including service by registered mail in certain cases, and limiting the time within which appeals may be taken.

Which was committed to the Committee on Judiciary General.

Mr. STITES read in his place and presented to the Chair Senate Bill No. 292, entitled:

An Act to amend sections one thousand two hundred and four and one thousand two hundred and eight of the act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith;" providing for the employment and dismissal of teachers, principals, supervisors, directors or special subjects, and supervising principals.

Which was committed to the Committee on Education.

Mr. WOODWARD read in his place and presented to the Chair Senate Bill No. 293, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for a budget system.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 294, entitled:

An Act to further amend section twenty-one of the act approved the first day of June one thousand eight hundred and eighty-nine, (P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by removing the exemption of a part of the capital stock of building and loan associations.

Which was committed to the Committee on Finance.

Mr. DeWITT read in his place and presented to the Chair Senate Bill No. 295, entitled:

An Act providing for the protection of persons employed in the anthracite coal mines by prohibiting the use of trolley locomotives in certain mines; and requiring attendants at certain ventilating fans; and providing penalties.

Which was committed to the Committee on Mines and Mining.

Mr. WOODWARD read in his place and presented to the Chair Senate Bill No. 296, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania providing for a budget system.

Which was committed to the Committee on Judiciary General.

Mr. MILLER read in his place and presented to the Chair Senate Bill No. 297, entitled:

An Act regulating the business of loaning money in sums in excess of three hundred ($300) dollars and not exceeding one thousand ($1000) dollars, either with or without security, to individuals pressed by lack of funds to meet immediate necessities; fixing the rate of interest that may be charged therefor; requiring the licensing of lenders; and prescribing penalties for the violation of this act.

Which was committed to the Committee on Banks and Building and Loan Associations.

Mr. SALUS read in his place and presented to the Chair Senate Bill No. 298, entitled:

An Act making an appropriation to the Frederick Douglass Memorial Hospital and Training School, at Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. BALDWIN read in his place and presented to the Chair Senate Bill No. 299, entitled:

An Act defining Chiropractic creating a Board of Chiropractic Examiners and defining its powers and duties, providing the eligibility of applicants for licensure and regulating the examination and licensing of Chiropractors and the revocation of licenses, making an appropriation and providing penalties, and to prohibit the practice of any other mode or system under the name of Chiropractic.

Which was committed to the Committee on Public Health and Sanitation.

## HOUSE MESSAGES.

### RESOLUTION EXTENDING LEAVE OF ABSENCE TO JOHN H. FERTIG.

The Clerk of the House of Representatives being introduced, informed the Senate that the House has concurred in resolution from the Senate, as follows:

In the Senate of Pennsylvania, February 9, 1925.

Whereas, By reason of his conscientious labor in assisting in the work of the General Assembly, John H. Fertig, the Assistant Director of the Legislative Reference Bureau, has suffered a breakdown in health and is now in a much weakened physical condition, but persists in giving his time and strength to the discharge of his duties at the risk or permanently impairing his health; therefore be it

Resolved (if the House of Representatives concur), That a leave of absence of two weeks, to commence immediately upon the adoption of this resolution, be granted by the General Assembly to John H. Fertig, Esq., Assistant Director of the Legislative Reference Bureau, in order to give him an opportunity to regain his health.

### RESOLUTION, RELATIVE TO APPOINTMENT OF COMMITTEE TO WAIT UPON THE GOVERNOR.

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, and agreed to:

In the House of Representatives, February 10, 1925.

Whereas, His Excellency, the Governor of the Commonwealth has, by message of February 9th, one thousand nine hundred and twenty-five, advised the Senate and House of Representatives of the General Assembly, of his desire to address the members thereof in joint session on Tuesday, February tenth, one thousand nine hundred and twenty-five at twelve o'clock noon, therefore be it

Resolved, (if the Senate concur) That the Senators and Members of the House of Representatives are pleased to comply with the request of His Excellency, and will meet in joint session for that purpose at the time requested in said message, and be it further

Resolved, That a Committee of two Senators to be appointed by the President Pro Tempore of the Senate and two Members of the House of Representatives to be appointed by the Speaker of the House of Representatives shall wait upon the Governor and advise him of the passage of this resolution and of their readiness to hear any message he may desire to deliver.

Ordered, That the Clerk inform the House of Representatives accordingly.

The PRESIDENT. On behalf of the President Pro Tempore the Chair announces as said Committee on the part of the Senate, the Senator from Blair, Mr. Snyder and the Senator from Potter, Mr. Baldwin.

## NOMINATIONS BY THE GOVERNOR.

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

### NOTARIES PUBLIC.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 10, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

BLAIR COUNTY.

George M. Meyers, Bellwood, February 26, 1925.

CENTRE COUNTY.

Harry Keller, Bellefonte, February 22, 1925.

DAUPHIN COUNTY.

Charles W. Lippert, Harrisburg, February 14, 1925.

ERIE COUNTY.

Charles G. Brevillier, Erie, February 26, 1925.

LACKAWANNA COUNTY.

George Yavorek, Eynon, February 19, 1925.

LANCASTER COUNTY.

David R. Forbes, Quarryville, February 9, 1925.
J. Andrew Frantz, Lancaster, February 19, 1925.

LEHIGH COUNTY.

David J. Nagle, Allentown, February 27, 1925.

LYCOMING COUNTY.

Wilson A. Evert, Montoursville, February 19, 1925.

PHILADELPHIA COUNTY.

Ralph Booth, 1430 W. Dauphin, Philadelphia, February 19, 1925.
H. A. Bracken, 7403 Germantown Ave., Philadelphia, February 19, 1925.
Harry Fischer, 213 S. Broad St., Philadelphia, February 19, 1925.
Julius S. Lam, 6731 N. Broad St., Philadelphia, February 1, 1925.
James C. Lynn, 3835 N. Broad St., Philadelphia, February 26, 1925.
Mrs. Amy H. Snyth, 41 Beech St., Norristown, February 19, 1925.
Miss Anna M. Stuart, 2959 Richmond St., Philadelphia, February 19, 1925.

SOMERSET COUNTY.

P. S. Davis, Springs, February 28, 1925.
J. M. Onagey, Meyersdale, February 19, 1925.

WESTMORELAND COUNTY.

R. H. Bellman, New Kensington, February 27, 1925.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 10, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation:

ALLEGHENY COUNTY.

J. A. Buckreis, Bellevue.
Miss Barbara A. Keck, Turtle Creek.

BERKS COUNTY.

Miss Katharine I. Dwight, Reading.

LUZERNE COUNTY.

Judson M. Wheeler, Wyoming.

MERCER COUNTY.

Mrs. Esther K. Rabinovitz, Sharon.

MONTGOMERY COUNTY.

George E. Martin, 1104 E. Price St., Philadelphia.
Miss Martha Y. Martin, Norristown.

PHILADELPHIA COUNTY.

John T. Carroll, 43rd St. and Chester Ave., Philadelphia.
Miss Eleanor H. Erskine, 5032 Larchwood Ave., Philadelphia.
Robert R. Gould, 3951 Fairmount Ave., Philadelphia.
Leon H. Greenhouse, 1507 N. 16th St., Philadelphia.
Clarence E. Koonz, 5601 Thomas Ave., Philadelphia.
Miss Helen M. O'Brien, 2000 N. 25th St., Philadelphia.

VENANGO COUNTY.

Miss Anna M. Kilroy, Oil City.

GIFFORD PINCHOT.

JUSTICE OF THE PEACE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 10, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Chester E. Wiley, of Peach Bottom, to be Justice of the Peace, in and for the Township of Fulton, Lancaster County.

GIFFORD PINCHOT.

EXECUTIVE SESSION.

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38, which requires reports of committees on nominations made by the Governor to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at to-day's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42.

| | | | |
|---|---|---|---|
| Aron, | Davis, | Lanius, | Salus, |
| Baldwin, | Derrick, | Leslie, | Schantz, |
| Barr, | DeWitt, | MacDade, | Snyder, |
| Baumer, | Earnest, | Mansfield, | Sones, |
| Betts, | Gelder, | Miller, | Sprowls, |
| Bonbrake, | Griswold, | North, | Steele, |
| Brown, | Heaton, | Norton, | Stites, |
| Buckman, | Homsher, | Painter, | Vare, |
| Coyne, | Joyce, | Phipps, | Weingartner, |
| Culbertson, | Kunkle, | Quigley, | Woodward, |
| Daix, | Kutz, | | |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. BUCKMAN. Mr. President, I move that the Executive Session do now rise.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

BILL OVER IN ORDER.

Mr. SCHANTZ. Mr. President, I ask that Senate Bill No. 130, on final passage, entitled:

An Act to regulate and standardize the manufacture and sale of clinical thermometers and to provide a penalty.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

## BILLS ON FINAL PASSAGE.

Agreeably to order,

The Senate resumed consideration of Senate Bill No. 143, as follows:

An Act to further amend section three of the act approved the nineteenth day of March one thousand nine hundred and fifteen (Pamphlet Laws five) entitled "A further supplement to an act entitled 'An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof' approved the fifth day of May one thousand nine hundred and eleven constituting the said court the juvenile court of said county and prescribing its organization jurisdiction and powers therein and otherwise" as amended by requiring the salary board to fix the salaries of all employes of such juvenile court

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of the act approved the nineteenth day of March one thousand nine hundred and fifteen (Pamphlet Laws five) entitled "A further supplement to an act entitled 'An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof' approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred ninety-eight), constituting the said court the juvenile court of said county and prescribing its organization jurisdiction and powers therein and otherwise" which was amended by section one of the act appproved the thirtieth day of March one thousand nine hundred and seventeen (Pamphlet Laws nineteen) entitled "An Act to amend section three of an act entitled 'A further supplement to an act entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred ninety-eight), constituting the said court the juvenile court of said county and prescribing its organization jurisdiction and powers therein and otherwise' approved the nineteenth day of March Anno Domini one thousand nine hundred and fifteen" is hereby further amended to read as follows

Section 3 The presiding judge shall appoint a chief probation officer [whose salary shall not exceed three thousand dollars per year] and such additional probation officers as the majority of the judges may determine [at salaries not exceeding fifteen hundred dollars per year whose] The compensation of all employes of said juvenile court shall be fixed by the salary board The presiding judge of the said court shall constitute a member of the salary board when such salaries are to be fixed The powers and duties of the probation officers as herein appointed shall be similar to those heretofore exercised by probation officers appointed by the court of quarter sessions of the peace of said county In addition to such compensation the probation officers shall receive such expenses as may be necessary and shall have been approved by the judge of the juvenile court Said compensation and expenses shall be paid monthly out of the treasury of Allegheny County in the manner in which other county expenses are paid by law

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42

| | | | |
|---|---|---|---|
| Aron, | Davis, | Lanius, | Salus, |
| Baldwin, | Derrick, | Leslie, | Schantz, |
| Barr, | DeWitt, | MacDade, | Snyder, |
| Baumer, | Earnest, | Mansfield, | Sones, |
| Betts, | Gelder, | Miller, | Sprowls, |
| Bonbrake, | Griswold, | North, | Steele, |
| Brown, | Heaton, | Norton, | Stites, |
| Buckman, | Homsher, | Painter, | Vare, |
| Coyne, | Joyce, | Phipps, | Weingartner, |
| Culbertson, | Kunkle, | Quigley, | Woodward, |
| Daix, | Kutz, | | |

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate resumed consideration of Senate Bill No. 169, as follows:

An Act authorizing the entry of sheriffs constables and others by force or otherwise into places or buildings where goods and chattels formerly levied upon are contained for the purpose of sale and providing penalties for interference

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all sheriffs constables or other persons authorized to execute any lawfully issued writ or warrant for the seizure levy or attachment of any goods or chattels of any person named in such writ or warrant or having possession of any goods or chattels described in said writ or warrant who may have seized levied upon or attached such goods or chattels may thereafter enter any place or building in which such goods or chattels are contained or held either peaceably or by breaking in by force for the purpose of selling such goods or chattels theretofore seized levied upon or attached

Section 2 Any person who shall interfere with any sheriff constable or other person authorized by any such writ or warrant to sell any goods or chattels theretofore seized levied upon or attached in order to prevent their sale or who shall prohibit or prevent or attempt to prohibit or prevent any such sheriff constable or other person from entering any place or building in which any such goods or chattels so seized levied upon or attached are contained shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding five hundred dollars ($500) or undergo imprisonment not exceeding thirty days or both at the discretion of the court

Section 3 All acts or parts of acts inconsistent herewith are hereby repealed

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—31

| | | | |
|---|---|---|---|
| Aron, | Davis, | Joyce, | Phipps, |
| Baldwin, | Derrick, | Kutz, | Quigley, |
| Baumer, | DeWitt, | Leslie, | Salus, |
| Bonbrake, | Earnest, | MacDade, | Schantz, |
| Brown, | Gelder, | Mansfield, | Sones, |
| Buckman, | Griswold, | North, | Steele, |
| Coyne, | Heaton, | Norton, | Woodward, |
| Culbertson, | Homsher, | Painter, | |

NAYS—6

| | | | |
|---|---|---|---|
| Barr, | Lanius, | Snyder, | Stites, |
| Betts, | Miller, | | |

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate resumed consideration of Senate Bill No. 202, as follows:

An Act in relation to the procedure in certain classes of cases in which there is raised a question as to the jurisdiction of a court of first instance over the defendant

or the cause of action for which suit is brought and authorizing appeals from the preliminary decision of such questions

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That wherever in any proceeding at law or in equity the question of jurisdiction over the defendant or of the cause of action for which suit is brought is raised in the court of first instance it shall be preliminarily determined by the court upon the pleadings or with depositions as the case may require and the decision may be appealed to the Supreme Court or the Superior Court as in cases of final judgments

Section 2 All such preliminary questions shall be raised by petition setting forth the facts relied upon whereupon a rule to show cause shall be granted and such preliminary question disposed of by the court Such procedure shall be deemed de bene esse only and shall not operate as a general appearance

Section 3 The appeal here provided for must be taken and perfected within fifteen days from the date when the decision is rendered shall be made returnable on the third Monday after it is taken and shall be placed by the appellate court at the head of its argument list for civil cases to be heard at the earliest date consistent with its rules governing the presentation of appeals Provided that as to decision made prior to the approval of this act the fifteen days limitation shall not begin to run until after the date of its approval A failure to appeal within the time specified will be deemed a waiver of all objections to jurisdiction over the defendant personally

Section 4 The right of appeal here conferred is not intended to cover questions of jurisdiction which go to the form of the action alone as between law and equity such as provided for in the Act of June seven one thousand nine hundred and seven Pamphlet Laws four hundred and forty

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. MacDADE. Mr. President and fellow Senators, before you vote upon the bill now under consideration, No. 202, I feel that possibly an explanation should be made as to its purpose. It is to cure what seems to be a defect in the practice before the courts of law on the equity side. This is a little technical, but I think that the reason for the presentation of this bill should be spread upon the minutes of this body; and I have a brief memorandum which I should like to read to you. It is as follows:

Before the passage of the Practice Act of 1915 the question of jurisdiction over a defendant or cause of action was raised in the following manner:

(a) If the record of the case showed that the court had not acquired jurisdiction a rule to set aside the service was in order

(b) If no defects appeared of record to support such a motion and there were extraneous facts upon which the defendant was entitled to question the jurisdiction, a plea in abatement was the proper procedure.

The Practice Act abolished pleas in abatement and provided that defenses theretofore raised therein should be made in the affidavit of defense. It therefore became necessary to raise questions of the jurisdiction of the court based upon facts not of record in the affidavit of defense. But it is a fundamental principle of practice that the filing of an affidavit of defense amounts to a general appearance. It is axiomatic that a general appearance is a submission to the jurisdiction of the court and a waiver of a right to raise this preliminary question.

The same confusion exists in equity practice. It is uncertain how facts which do not appear of record but which go directly to the jurisdiction of the court may be raised. The right to raise preliminary jurisdictional questions by petition, and to support the same with depositions when necessary will be met with the general if not universal approval of bench and bar, and will remove the existing confusion.

The Act also provides for an immediate appeal from the decision by the lower court of law or equity upon the question of jurisdiction.

Under the present status of the law such an order refusing to set aside a service is interlocutory and an appeal will not lie until a final disposition of the case upon its merits. Taking any subsequent step without an express reservation of the jurisdictional question is a waiver thereof. If properly reserved, the question of jurisdiction is presented to the Supreme Court with any questions which may have arisen at the subsequent proceedings. If the Supreme Court decides that the initial objection to the continuance of the suit was well founded, a long, troublesome, expensive proceeding has been declared abortive.

The Act remedies this situation by providing for a final determination of the question of the jurisdiction of the court prior to instead of after the trial on the merits. As under the provisions of the Act such appeals will be placed at the head of the argument list by the Appellate Court, no substantial delay impeding the progress of justice, will result.

This Act is in accord with the recommendation of the Supreme Court in American Trust Company v. Kaufman, 279 Pa. 230 (1924), that the Legislature extend the privilege of immediate appeal to other classes of litigation than those now specifically designated.

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—34.

| | | | |
|---|---|---|---|
| Baldwin, | DeWitt, | MacDade, | Salus, |
| Barr, | Earnest, | Mansfield, | Schantz, |
| Bonbrake, | Gelder, | Miller, | Snyder, |
| Brown, | Griswold, | North, | Sones, |
| Buckman, | Homsher, | Norton, | Steele, |
| Coyne, | Joyce, | Painter, | Vare, |
| Daix, | Kunkle, | Phipps, | Weingartner, |
| Davis, | Kutz, | Quigley, | Woodward, |
| Derrick, | Leslie, | | |

NAYS—6.

| | | | |
|---|---|---|---|
| Aron, | Betts, | Lanius, | Sprowls, |
| Baumer, | Culbertson, | | |

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILLS ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 36, entitled:

An Act authorizing the employment of stenographers by the district attorneys of certain counties

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. DERRICK. Mr. President, I ask unanimous consent to amend Section 1, page 1, line 5, by striking out the words "class may" and inserting in lieu thereof "and seventh classes may, with the consent of the county commissioners"; also line 8 by striking out the word "paid" and inserting in lieu thereof the word "fixed"; also line 8, by inserting after the word "county" the word "commissioners".

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 165, as follows:

An Act authorizing counties to engage in health work and to appropriate monies for such purposes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Board of County Commissioners may provide and appropriate from any monies in the county treasury not otherwise appropriated annually such sum or sums as they deem necessary for the protection of the health cleanliness convenience comfort and safety of the people of the county and said Board of County Commissioners upon their appropriating money for health work as provided for herein shall corporate with the State Department of Health and boroughs and first-class townships within their respective counties in the promotion of health work

Section 2 In case any health officers are appointed under section one of this act such appointees shall be approved by the State Department of Health and such appointees shall have the same powers and duties as are now prescribed for the same officers in boroughs and first-class townships

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40

| | | | |
|---|---|---|---|
| Aron, | Daix, | Kunkle, | Quigley, |
| Baldwin, | Davis, | Kutz, | Salus, |
| Barr, | Derrick, | Lanius, | Schantz, |
| Baumer, | DeWitt, | Leslie, | Snyder, |
| Betts, | Earnest, | Mansfield, | Sones, |
| Bonbrake, | Gelder, | Miller, | Sprowls, |
| Brown, | Griswold, | North, | Steele, |
| Buckman, | Heaton, | Norton, | Stites, |
| Coyne, | Homsher, | Painter, | Vare, |
| Culbertson, | Joyce, | Phipps, | Woodward, |

NAYS—2

MacDade, Weingartner,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 198, entitled:

An Act to amend section two of the act approved the eighth day of May one thousand nine hundred and nineteen (P. L. 148), entitled "An Act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll bridges over the Delaware River" as amended.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42

| | | | |
|---|---|---|---|
| Aron, | Davis, | Lanius, | Salus, |
| Baldwin, | Derrick, | Leslie, | Schantz, |
| Barr, | DeWitt, | MacDade, | Snyder, |
| Baumer, | Earnest, | Mansfield, | Sones, |
| Betts, | Gelder, | Miller, | Sprowls, |
| Bonbrake, | Griswold, | North, | Steele, |
| Brown, | Heaton, | Norton, | Stites, |
| Buckman, | Homsher, | Painter, | Vare, |
| Coyne, | Joyce, | Phipps, | Weingartner, |
| Culbertson, | Kunkle, | Quigley, | Woodward, |
| Daix, | Kutz, | | |

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 199, entitled:

An Act making it unlawful to drive over certain interstate bridges with loads of excessive weight and inflicting penalties

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42

| | | | |
|---|---|---|---|
| Aron, | Davis, | Lanius, | Salus, |
| Baldwin, | Derrick, | Leslie, | Schantz, |
| Barr, | DeWitt, | MacDade, | Snyder, |
| Baumer, | Earnest, | Mansfield, | Sones, |
| Betts, | Gelder, | Miller, | Sprowls, |
| Bonbrake, | Griswold, | North, | Steele, |
| Brown, | Heaton, | Norton, | Stites, |
| Buckman, | Homsher, | Painter, | Vare, |
| Coyne, | Joyce, | Phipps, | Weingartner, |
| Culbertson, | Kunkle, | Quigley, | Woodward, |
| Daix, | Kutz, | | |

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILLS RECOMMITTED.

Mr. BARR. Mr. President, I move that Senate Bill No. 200, on third reading, entitled:

An Act to amend section fourteen of the act approved the eighteenth day of July, one thousand nine hundred and seventeen, (P. L. 1043), entitled "An Act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by providing for the payment of a State annuity to employes who separated from school service prior to the establishment of the Retirement System.

be recommitted to the Committee on Education, for the purpose of amendment.

Mr. SNYDER. Mr. President, I second the motion.

The motion was agreed to.

Mr. NORTON. Mr. President, I move that Senate Bill No. 209 on third reading, entitled:

A Joint Resolution proposing an amendment to Article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section seventeen.

be recommitted to the Committee on Military Affairs, for the purpose of a hearing.

Mr. MILLER. I second the motion.

The motion was agreed to.

## BILL ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 230, as follows:

An Act to ratify and adopt a compact negotiated by Commissioners designated by the Governor under a law of the Commonwealth of Pennsylvania with Commissioners duly authorized thereto by the States of New York and New Jersey for the regularization of the flow of the Delaware River the conservation of the water resources of the Delaware Basin the apportionment thereof among the said States for domestic and municipal supply and the utilization thereof for power and other beneficial uses

Whereas Commissioners duly designated on the part of the Commonwealth of Pennsylvania and Commissioners duly appointed on the part of the State of New Jersey and Commissioners duly appointed on the part of the State of New York to negotiate a compact for the regularization of the flow of the Delaware River the conservation of the water resources of the Delaware Basin the apportionment thereof among the said States for domestic and municipal supply and the utilization thereof for power and other beneficial uses have executed in triplicate a compact for the purposes aforesaid one for each State which agreement is contained in the following words

### COMPACT

The Commonwealth of Pennsylvania by Legislative Act approved the twenty-fourth of May Anno Domini one thousand nine hundred and twenty-three (Pamphlet Laws four hundred forty-eight) and the State of New Jersey by Chapter ninety-four of the Laws of one thousand nine hundred and twenty-three and the State of New York by Chapter fifty-six of the Laws of one thousand nine hundred and twenty-three having authorized their respective Governors to appoint Commissioners for the purpose of negotiating a form of compact or treaty between the said three states and the said states through their Governors having appointed as their Commissioners

For the Commonwealth of Pennsylvania Charles H Miner Robert Y Stuart Philip P Wells

For the State of New Jersey William A Starrett Frederick C Schneider

For the State of New York George MacDonald Rudolph Reimer Jefferson DeMont Thompson

who after negotiations have agreed upon the following articles

### ARTICLE I

This compact between the sovereign states of Pennsylvania New York and New Jersey is entered into for the purpose of conserving by storage and otherwise for all uses the water resources of the said states in the Delaware river its tributaries and drainage area and as a means to that end for making allotments from the said water resources to the said states respectively and determining and adjusting their respective rights therein

### ARTICLE II

Where used in this compact singular words shall be construed as including the plural masculine words shall be construed as including the feminine and neuter and the following terms and expressions shall have the meanings as respectively designated for each

The term "waters of the Delaware river" means all of the surface waters which following their natural courses flow into the channel of the Delaware river above that point in the said channel which marks the boundary between the states of Delaware Pennsylvania and New Jersey.

The term "channel of the Delaware river" means the lands and bed of the river on and over which the waters of the Delaware river flow beginning at the point near "Monument Island" which is the northeastern corner of the Commonwealth of Pennsylvania and extending thence continuously as the said channel winds and turns to the point which is the common boundary between the states of Pennsylvania New Jersey and Delaware

The term "drainage area of the Delaware river" means the entire area of both land and water from which the surface waters naturally flow into the channel of the Delaware river

The term "tributary" or "tributary of the Delaware river" means any watercourse the waters of which naturally reach the channel of said river

The term "domestic and municipal" as applied to the use of water means the use of water by or for waterworks serving the public

The term "sanitation" as applied to the use of water means the use of water for the conveyance of sewage and industrial wastes

The term "sewage" means any substance or liquid containing any of the waste products or excrementitious or other discharges from the bodies of human beings or animals

The term "industrial waste" means any liquid or solid substance not sewage resulting from any process employed in manufacturing or industry

The term "water returned" or its equivalent means the return into a tributary or into the channel of the Delaware river of water after the same has been used for any purpose and in this sense the terms "sewage" and "industrial waste" shall be construed as being "water returned"

The term "industry" as applied to the use of water means the use of water for manufacturing and industrial purposes in all cases in which the water used is not taken from a public water supply system

The term "power" as applied to the use of water means the use of water for the development of energy whether that use be direct or indirect

The term "navigation" as applied to the use of water means the use of water for transportation and for the operation of water craft for all purposes

The term "develop" or "development" when referring to the use of water from the channel of the Delaware river or a tributary shall include any means for making the water available for use by the construction of any intake dam or other works

The term "point of development" means the point nearest the mouth of a tributary at which any dam or intake is built in connection with any development of the waters of such tributary

The term "divert" or "diversion" when referring to water in the channel of the Delaware river means the taking or removal of water from the said channel when the water taken or removed is not returned into the said channel within a distance of twelve miles below the point of diversion measured along the center line of the said channel

The term "divert" or "diversion" when referring to the water of a tributary of the Delaware river means the taking or removal of water from that tributary or from any portion thereof when the water taken or removed is not returned into the channel of the Delaware river either above the point at which the tributary enters the said channel or within a distance of twelve miles below that point measured along the center line of the said channel

The term "point of diversion" means the point or place at which water is taken or removed from a tributary or from the channel of the Delaware river

The term "developed for diversion" means conservation of water by storage or otherwise on or from any one or more tributaries for the purpose of diversion at any point on the tributary or tributaries or at some lower point in the channel of the Delaware river after the water shall have reached said lower point as water in transit

The term "ordinary flow" means a flow of forty-five hundredths (0.45) of a cubic foot per second for each square mile of drainage area above the point at which the "ordinary flow" is to be determined

The term "ordinary low flow" means a flow of fifteen hundredths (0.15) of a cubic foot per second for each square

mile of drainage area above the point at which the "ordinary low flow" is to be determined

The term "allotment" means the share of any signatory state in the water flowing in the channel of the Delaware river which is in excess of all water in transit

The term "New York-New Jersey state line means the boundary line between the states of New York and New Jersey which line for the purpose of this compact shall be considered as crossing the channel of the Delaware river due east to the so-called "Tri-State Rock" and continuing thence in a south-easterly direction across the Neversink river to a rock on the west shore of the Hudson river near the village of Nyack

The term "water in transit" means water which has been developed by storage or otherwise and which is flowing in the channel of the Delaware river under the provisions of Article VII

The term "point of storage" means the point or place in the channel of the Delaware river at which a dam is maintained

The term "Commission" means the Tri-State Delaware River Commission

ARTICLE III

In the development use or diversion of the waters of the Delaware river and in all considerations of quantity and preservation of quality the order of importance and public value shall be as follows (A) domestic and municipal (B) sanitation (C) industry and power and (D) navigation

ARTICLE IV

Any administrative department political subdivision corporation partnership association or person authorized in that behalf by or under the laws of any signatory state may exercise the rights and privileges herein conferred on such state subject to the duties and obligations herein conferred on such state subject to the duties and obligations herein imposed on such state

ARTICLE V

Any tributary or any part of any tributary of the Delaware river may be developed for any purpose by or under the authority of the signatory state in which it is located and water so developed may be diverted for use at any point either within or without the drainage area of the Delaware river in case water so developed is diverted then the following restrictions and limitations shall apply

(1) Every such development shall be carried out in compliance with the legislative provisions governing such matters in the state in which it is located

(2) Every such development shall be so planned and the works shall be so constucted as to bring about the greatest practicable conservation and use of the waters of the tributary on which it is located

(3) In the case of every such development located above the New York-New Jersey state line there shall be maintained below the point of development during the months of July August September and October a reserve flow equal to the ordinary flow at that point and also if at any other time during the year the flow in the tributary at the point of development is less than the ordinary flow at that point then a reserve flow equal to the ordinary flow shall be maintained below the point of development In the case of every such development located below the New York-New Jersey state line there shall at all times be maintained below the point development a reserve flow equal to the ordinary low flow at that point

(4) The total drainage area in any state which may be developed for diversion under the provisions of this article shall not exceed three-fifths of the drainage area of the Delaware river which lies within that state

ARTICLE VI

All water which at any time is flowing in the channel of the Delaware river above the New York-New Jersey state line and which is in excess of all water in transit in said channel is allotted to the states of New Jersey New York and Pennsylvania and with the approval of the Commission as provided in Article VIII hereof each of these states may divert from the said channel at any point above the said state line that portion of its allotment which is in excess of a reserve flow of fifteen hundredths (.15) of a cubic foot per second for each square mile of drainage area above the point of diversion and at any point below the New York-New Jersey state line each of the said states may divert that portion of its allotment which is in excess of a reserve flow of twelve hundredths (0.12) of a cubic foot per second for each square mile of drainage area above the New York-New Jersey state line The allotments of the respective states shall be computed from time to time as follows

In case no tributary within the drainage area above the New York-New Jersey state line shall have been developed for diversion then the allotment of each state at any point in the channel of the Delaware river above the said state line hereinafter called the normal allotment shall be one-third of the total water which may at any time be flowing in said channel at that point In case one or more tributaries within said drainage area shall have been developed for diversion by only one of the signatory states then the respective allotments of the signatory states shall be determined by the following rule The allotment of said diverting state shall be determined by subtracting from its normal allotment an amount to be computed by multiplying said normal allotment by a fraction the numerator of which shall be the total drainage area developed for diversion on said tributaries within that state above the New York-New Jersey state line and the denominator of said fraction shall be the total drainage area above the said state line and the allotment of each one of the other two states shall be determined by adding to its normal allotment one-half of the amount subtracted from the allotment of the diverting state In case tributaries within the drainage area above the New York-New Jersey state line shall have been developed for diversion by two or more states the rule herein above stated shall be applied separately and in turn as to each diverting state and the substractions from and additions to the normal allotments of the states thus determined shall fix the allotments of the states as of that time

All water which originates within the drainage area below the New York-New Jersey state line and enters the channel of the Delaware river below that line and which is in excess of all water in transit in said channel is hereby allotted to the states of New Jersey and Pennsylvania and with the approval of the Commission as provided in Article VIII hereof each of said states may divert from said channel at any point below the said state line that portion of its allotment which is in excess of a reserve flow of eighteen hundredths (0.18) of a cubic foot per second for each square mile of drainage area lying above the point of diversion and below the New York-New Jersey state line The allotments of the states of New Jersey and Pennsylvania in the waters which originate within the drainage area below the New York-New Jersey state line shall be computed from time to time as follows

In case no tributary within the drainage area below the New York-New Jersey state line shall have been developed for diversion then the allotment of the states of New Jersey and Pennsylvania at any point in the channel of the Delaware river below said line hereinafter called the normal allotment shall be one-half of the water which has originated within the said drainage area and which at any time is flowing in the said channel at such point below said state line in case New Jersey or Pennsylvania shall have developed for diversion one or more tributaries within said drainage area then the allotment of the diverting state shall be determined by subtracting from its normal allotment an amount to be computed by multiplying said normal allotment by a fraction the numerator of which shall be the total drainage area developed for diversion on said tributaries within that state below the New York-New Jersey state line and the denominator shall be the total drainage area below said state line and the allotment of the other state shall be increased by the amount by which the allotment of the diverting state has been reduced In case tributaries within the drainage area below the New York-New Jersey state line shall have been developed for diversion by both New Jersey and Pennsylvania the rule herein above stated shall be applied separately and in turn as to each of them and the subtractions from and additions to the normal allotments of the states thus determined shall fix the allotment of the states as of that time

Dams may be constructed across the channel of the Delaware river by or under the authority of any one of the signatory states for the purpose of storing water developed for diversion water in transit belonging to said state or any part or all of the water allotted to it under the provisions

of this article All water so stored may be diverted or released from such reservoir or reservoirs by or under the authority of such state but the flow in the said channel below the point of storage must not be reduced below the ordinary flow whenever the flow above the point of storage is greater than the said ordinary flow When and if the flow in the said channel above the point of storage is less than the ordinary flow then and in every such case a flow equal to that above the point of storage shall be maintained in the said channel below the point of storage At all times however neither the water in transit nor the allotment or allotments of the other signatory state or states shall be interferred with but must at all times be permitted to pass such dam or dams

It is the intention of this article that no water shall be diverted from the channel of the Delaware river above the New York-New Jersey State line whenever the flow in the said channel is less than forty-five hundreths (0.45) of a cubic foot per second for each square mile of the total drainage area lying above the point of diversion and it is further intended that no water shall be diverted from the channel of the Delaware river below the New York-New Jersey state line whenever the flow in the said channel is less than thirty-six hundredths (0.36) of a cubic foot per second for each square mile of the total drainage area lying above the point of diversion but nothing contained in this article shall be construed to limit or prevent the diversion of water in transit of water diverted under any vested right or of water stored for diversion as herein provided

ARTICLE VII

The channel of the Delaware river is hereby constituted a carrier for conducting water designated as "water in transit" which has been developed or stored in accordance with the terms of Article five or Article six Such water may be removed or diverted at any time or place from the channel of the Delaware river by or under authority of the state under whose auspices the development was made irrespective of the quantity of water flowing in the channel of the Delaware river and the reserve flow provisions of Article six The rate at which such water is released or delivered shall be regulated so far as may be consistent with its economic utilization in such manner as not to unduly interfere with private rights or public interests along the said channel The daily rate at which such water may be removed or diverted from the channel of the Delaware river shall not exceed the daily rate at which it is released or delivered and no greater quantity may be diverted from the said channel than shall have been released or delivered from the developments made under the provisions of Articles V and VI less the reserve flows provided for in the said Articles V and VI except that allotted water may be diverted as provided in Article VI No development or construction in the channel of the Delaware river shall be permitted to interfere with the regularity of the flow of any water which has been released or delivered for carriage

ARTICLE VIII

In order to render possible the utilization or diversion of water flowing in the channel of the Delaware river each signatory state shall have the right to build dams entirely or partly across said channel and to construct wing dams headworks intakes or other necessary facilities at any point or points in or along said channel subject to the following limitations and stipulations

(a) All such works shall be built in compliance with the legislative provisions governing such matters in the state or states in which they are located

(b) Works for the development of water power may not be built except with the approval of the Commission in accordance with the provisions of Article ten hereof

(c) Approval of the Commission shall be secured for every project which involves the removal or diversion of more than two million gallons of water per day from the channel of the Delaware river such approval however need not at any time be obtained by any administrative department of a signatory state or any political subdivision within a signatory state or by any corporation partnership association or person in the case of any intake which is in existence at any point in said channel on the date when this compact becomes effective

In the exercise of this authority said Commission shall be governed and its power and authority shall extend to and be limited by the following principles restrictions and reservations to wit

(1) In the case of any project which in the judgment of the Commission will not interfer or conflict with any other use of the water flowing in the channel of the Delaware river the Commission shall approve said project without imposing any restrictions or conditions except such as may be necessary to insure compliance with the provisions of this compact

(2) As between any one or more proposed or possible conflicting uses the action of the Commission shall be based upon the relative importance of the uses to which the water may be put as fixed in Article III of this compact and to the extent that conflict is irreconcilable that possible and practical project which will effect the use of water standing highest in the order of importance shall be approved without restrictions or conditions except such as the Commission may deem necessary to insure compliance with the provisions of this compact To the extent that conflict is avoidable by a reasonable modification of any or all of the projects which may be involved the Commission shall fix the terms of such modification but such terms shall not require as against the higher use pumping in place of gravity delivery of water nor impose on the higher use the cost of any impounding works or any unreasonable enlargement of pipe lines conduits or tunnels or impose on the higher use any undue burden in either expense or convenience of operation In the case of conflict in uses of the same relative order of importance preference shall be given to an established use over a proposed one and the Commission shall have authority to determine the manner in which such conflicting uses may be harmonized without imposing unreasonable expense or undue burden upon either or any of them

ARTICLE IX

No water from the drainage area of the Delaware river shall be diverted to any point outside of the boundaries of the states signatory to this compact No one of the signatory states may give grant or dispose of to another signatory state or to any holder of an authorization therefrom any water developed by or allotted to it under the provisions of this compact except by legislative act when necessary and then only with the approval of the Commission but nothing herein contained shall be construed to prevent or prohibit the joint exercise by or under the authority of any two or more of the signatory states of the rights conferred by this compact and such joint exercise of rights is hereby authorized

ARTICLE X

With the approval of the Commission any signatory state may construct or authorize the construction of a dam wing dam headworks power house or other structure in or across the channel of the Delaware river for the main purpose of the development of water power Provided that every such authorization shall be limited to such period not exceeding fifty years as the said state shall determine and set forth in its authorization Provided further that the holder of such authorization shall be entitled to extension and renewal thereof upon the same terms until such holder shall have received through recapture or purchase by the authorizing state or by a duly authorized subsequent holder of like authority from said state repayment of the capital prudently invested in the power project upon the faith of the authorization plus such reasonable damages if any to property of such holder which is valuable serviceable and dependent for its usefulness upon the continuance of such authorization but not recaptured or purchased as may be caused by the severance therefrom of property taken Provided further that the authorizing state may in the discretion of its appropriate agency officer or employee empowered in that behalf embody in its authorization such terms conditions and stipulations as such agency officer or employee shall deem necessary to protect the present and future interests of each of the three signatory states and their people in the construction maintenance and operation of the project and in the water and power resources to be utilized thereby and suitable to secure to the holder of such authorization a reasonable opportunity for a fair return on the capital prudently invested in the project And provided further that every such authorization shall be on the fol-

lowing conditions which shall be expressed in such authorization namely (a) That the authorization shall become null and void unless within the time specified therein the holder of such authorization shall secure from the United States such license permit or authority as may be lawfully required and (b) that if and to the extent that any of the rights or powers set forth or reserved as rights or powers of the United States in or pursuant to the provisions of such license permit or authority shall be waived by the United States or be unenforceable by the United States then and to that extent such rights and powers (including if so waived or unenforceable any rights of recapture extension or renewal so set forth or reserved) subject to such alterations in plans specifications or structures and such extensions of time for commencing or completing structures as may have been made or granted by the United States may be exercised and enforced by the signatory states which originally authorized the construction No project authorized and constructed under the provisions of this article shall at any time be operated so as to injuriously affect any project for municipal and domestic water supply which has been or may be established under the provisions of this compact Subject to such conditions as the Commission may embody in its approval water for the development of power may be moved from the channel of the Delaware river and carried in a canal or in a pipe to any point below a dam constructed under the provisions of this article but said water shall be returned to the said channel within a distance of twelve miles below the point of removal measured along the center line of said channel and there shall always be maintained in the said channel immediately below the dam such regular and uniform flow of water as the Commission may determine to be reasonable and proper

ARTICLE XI

In connection with each and every development made under any provision of this compact there shall be installed and maintained all equipment and apparatus for measuring quantities and rates of water flow the determination of which may be necessary for the purpose of showing that the development or construction is being operated in compliance with the provisions of this compact

ARTICLE XII

In order to put and maintain the waters in the channel of the Delaware river in a condition sanitary and suitable for the uses and purposes set forth by this compact no sewage or industrial waste shall be discharged or permitted to flow into or be placed in or permitted to fall or move into the channel of the Delaware river or into any of its tributaries otherwise than under the following conditions and restrictions

(1) All sewage discharged or permitted to flow into the channel of the Delaware river above the confluence with the Lehigh river shall within a time reasonable for the construction of the necessary works have been so treated as to remove settleable solids to render the effluent non-putrescible and to effect a reasonable reduction of B Coli Communis

(2) All sewage discharged or permitted to flow into the channel of the Delaware river below the confluence with the Lehigh river shall within a time reasonable for the construction of the necessary works have been so treated as to at least remove settleable solids and shall be discharged through submerged outlets into said channel provided that such submerged outlets shall be located and constructed as may be required by the Commission and provided further that in order to protect the public health in specific instances such higher degree of treatment shall be used as may be determined to be necessary by the Commission after due notice and hearing

(3) All sewage discharged or permitted to flow into any tributary of the Delaware river except the Lehigh river shall be treated to that extent if any which may be necessary to maintain the water of such tributary immediaely above its confluence with the Delaware river in a sanitary condition at any time at least equal to the sanitary condition at such time of the water of the Delaware river immediately above such confluence

All sewage discharged or permitted to flow into the Lehigh river shall be treated to that extent if any which may be necessary to maintain the water of the Lehigh river immediately above its confluence with the Delaware river in that sanitary condition which the Commission after due notice and hearing shall have determined to be necessary because of the nature and extent of the use of the water of the Delaware river below such confluence provided however that the Commission may not require the sanitary condition of the Lehigh river immediately above its confluence with the Delaware river to exceed that of the sanitary condition of the Delaware river immediately above such confluence

(4) All industrial wastes discharged or permitted to flow into or be placed in or permitted to fall or move into the channel of the Delaware river or any tributary thereof shall first have been treated to such extent if any as may be necessary to maintain in the channel of the Delaware river sanitary conditions equivalent to those which would be attained by the treatment of sewage above required in this article provided nevertheless that industrial wastes containing substances likely in the judgment of the Commission to produce offensive tastes and odors in any public water supply from the channel of the Delaware river shall either be wholly prevented from being discharged or from flowing into from being placed in or permitted to fall or move into said channel or any tributary of the Delaware river or shall first have been treated to such an extent as to wholly eliminate such taste and odor producing constituents

This article shall become effective when any one of the signatory states or any holder of an authorization therefrom shall have begun the work of construction on any project under the provisions of this compact

Nothing in this article shall be construed to repeal or prevent the enactment of any legislation or the enforcement of any requirement by any signatory state imposing any additional conditions and restrictions to lessen or prevent the pollution of streams within their several jurisdictions

In order to maintain the water of any tributary immediately above its confluence with the channel of the Delaware river in a sanitary condition which will meet the requirements set forth in paragraphs (3) and (4) of this article the administrative determination and enforcement of the degree of treatment if any necessary to fulfill such requirements shall be made and undertaken by the proper officer or agent of the state wherein such tributary lies provided however that any other signatory state or any municipality citizen or resident thereof or property owner therein or any holder of any authorization therefrom under this compact shall nevertheless have full right either jointly or severally to sue for the enforcement of any and all of the provisions of this article and for the redress of any injuries which may have resulted by reason of a violation thereof

ARTICLE XIII

The beneficial effects of forest covered areas on the regularization of stream flow with attend greater potential use of streams for domestic industrial and navigation purposes and the greater stability of public ownership in management for the protection of forested drainage areas is clearly recognized and agreed to by the states party to this compact Each signatory state hereby adopts and will adhere to a policy covering the establishment and maintenance of an adequate forest cover on public and privately owned land in the drainage area of the Delaware river and in the maintenance of the highest practicable standards of protection from fire on these lands

ARTICLE XIV

All lands water-rights or easements necessary for the construction and maintenance of any dam in or across the channel of the Delaware river may with the approval of the Commission be appropriated and condemned by any signatory state or by the holder of authorization therefrom All damage resulting from the exercise of the right and power of condemnation conferred by this article shall be ascertained recovered and paid as provided by Article XV hereof

ARTICLE XV

All damage to persons or property resulting from the exercise of any rights under this compact shall be determined under the rule of damages in accordance with the procedure and in such manner as is provided by the

law of the state in which the damages are suffered The damages suffered in the State of Pennsylvania shall be ascertained recovered and paid as provided by the forty-first section of the Act approved April twenty-ninth one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) and the amendments and supplements thereto The damages suffered in the State of New York or in the State of New Jersey shall be ascertained recovered and paid as provided by any general or other act applying thereto in effect at the time when the development is authorized The court or courts which have jurisdiction of the subject matter in the respective states shall have jurisdiction of the person of every party in interest for the purposes of notice summons and hearing throughout all three signatory states

ARTICLE XVI

Nothing herein contained shall be construed to abridge any riparian rights under the laws of the several states to the use of water from the channel of the Delaware river or from any of its tributaries except upon payment of just compensation to be ascertained and adjudged by due process of law

ARTICLE XVII

Nothing contained in this compact shall operate to impair any vested right of diversion or use of the waters of the Delaware river which may exist or have become vested at any time prior to the ratification hereof but the amount of water diverted under such vested right shall be charged against the allotment of the state under whose authority or jurisdiction said right became vested In each of the signatory states rights to divert or use the waters of the Delaware river or its tributaries together with properties necessary to effect the same though devoted to public use may be taken for any other public use higher in the order of importance as set forth in Article III provided that nothing in this article shall be construed to authorize the taking of vested rights or property without just compensation to be determined by due process of law governing such matters in the respective states

ARTICLE XVIII

Nothing in this compact shall be construed to prevent the institution or prosecution of any proceedings in any court of competent jurisdiction for the purpose of remedying or correcting by damages injunction mandamus or other process civil or criminal any act of commission or omission in violation of the provisions of this compact for the protection of any rights under it for the enforcement of any of its provisions or for the awarding and enforcement of payment of compensation for any injury which may be caused by the exercise of any right or privilege herein authorized

ARTICLE XIX

Nothing in an existing treaty between any two of the states signatory hereto shall be modified or changed or invalidated by anything herein contained except as any provision in any such existing treaty may be expressly repugnant to any provision of this compact but nothing in any said existing treaty shall be construed to prevent the erection and maintenance of any dam across the channel of the Delaware river as authorized or permitted under the provisions of this compact

ARTICLE XX

The governor of each of the signatory states is hereby directed to designate and appropriate state officer or employee and may appoint not more than two other persons all of whom shall serve until their successors are designated or appointed on a joint Commission to be known as the Tri-State Delaware River Commission In voting on all matters which come before the Commission each signatory state shall have one vote and no decision or approval shall be rendered by the said Commission except on the unanimous vote of the three signatory states Every decision rendered by the Commission shall be accompanied by a certificate of the Commissioners to the effect that the said decision is for the best public interest and is in compliance with the provisions of this compact The Commission in rendering every decision shall therein fully state the reasons on which its action in the premises was based

The Commission shall meet annually on the first Wednesday in October the first annual meeting to be held at Trenton New Jersey and subsequent annual meetings shall be held at such place or places as the Commission may determine The powers and duties of the Commission in addition to those hereinbefore set forth shall be as follows

(1) To make rules and regulations respecting the government of its organization and the conduct of its business

(2) To appoint from among its members a Chairman a Vice Chairman and a Secretary and to hold meetings at such times and such places at it may determine

(3) To set up and require the keeping of a comprehensive system of stream flow and other measurements as may be necessary to determine

(a) The amounts of water diverted and released under any provision of this compact

(b) The maintenance of the required reserve flows below all points of development and diversion

(c) All other facts and data requisite for determining that the provisions of this compact are at all times being complied with

(4) To report annually to the governors for the information of the legislatures of the signatory states as to the developments and projects which have been begun and completed under the terms of this compact and as to such other matters as may come within its purview

(5) To observe the operation of all developments and to issue such orders as may be necessary to require compliance with any of the provisions of this compact

(6) To proceed with a study and investigation looking toward a complete and comprehensive development of all the water resources of the drainage area of the Delaware river and to report the results of such study and investigation to the governors of the signatory states for the information of the respective legislatures

(7) To make a study of the possibilities for the development of water power along the channel of the Delaware river and to designate tentative locations and heights of dams along the said channel

(8) The Commission or any member or any duly authorized officer agent or representative shall have power to and is hereby authorized to enter without let or hindrance upon the lands and property upon which any or all projects and developments are being constructed operated or maintained under any authorization provided by this compact Each state through its appropriate departments shall cooperate with the Commission as the said Commission may require in obtaining such data information and records which may be necessary to enable said Commission to exercise its powers and duties

(9) The attorney general of each signatory state or a deputy shall serve as the legal adviser of the commissioners representing that state

(10) The Commission shall have the power to compel the attendance of witnesses and the production of any papers books documents and records for any purpose that may be necessary to ascertain that the provisions of this compact are at all times complied with and any member of the Commission shall have power to administer oaths to all witnesses who may be called before it Subpoenas issued by the Commission shall be signed by one of the members thereof within the jurisidiction of the state from which he has been designated and may be served by any person of full age The fees of witnesses required to attend before such Commission shall be Five Dollars ($5.00) for each day's attendance and ten cents ($.10) for each mile of travel by the nearest generally traveled route in going to and from the place where the attendance of the witness is required such fees to be paid when the witness is excused from further attendance and the disbursements made in payment of his fees shall be audited and paid in the same manner provided for the payment of expenses of said Commission provided however that no witnesses subpoenaed at the instance of parties other than such Commission shall be entitled to compensation therefrom for attendance and travel unless the Commission shall certify that his testimony was material to the matter investigated and necessary or essential for the effectuation of this compact If the person subpoenaed to attend before the Commission or a member thereof fails to obey the command of such subpoena without reasonable cause or if a person in attendance before such Commission or a member thereof refuses without lawful cause to be examined or to answer a legal or pertinent question or to produce a book or paper or other document when ordered so to do by the Commission, or

any member thereof the Commission or such member thereof may apply to any court of general jurisdiction in the state or county wherein such testimony is taken or to be taken and such court or any judge or justice thereof shall have power upon proof by affidavit of the facts to make an order returnable in not less than two days nor more than ten days directing such person to show cause before the court or the justice thereof who made the order or any other justice or judge having jurisdiction why he should not comply with the subpoena or order of the Commission Upon the return of such order the court or justice or judge before whom the matter shall come on for hearing shall examine such person under oath whose testimony may be relevant and such person shall be given an opportunity to be heard if the court or justice or judge shall determine that such person refuses without reasonable excuse to obey the command of such subpoena or to be examined or to answer a legal or pertinent question or produce a book document or other paper which he was ordered to produce said court or justice or judge may order such person to comply forthwith with the subpoena or order of the Commission and any failure to obey such order of the court or justice or judge may be punished by said court or justice or judge as a contempt of such court No person shall be excused from testifying or producing any books papers or other documents subject to the authorization of this article upon the ground that his testimony might tend to incriminate him or to subject him to a penalty or forfeiture But no person shall be prosecuted punished or subjected to any penalty or forfeiture for or on account of any act transaction matter or thing concerning which he shall under oath have testified or produced documentary evidence and no testimony so given or produced shall be received against him upon any criminal or penal investigations or proceedings provided however that no person so testifying shall be exempt from prosecution or punishment for any perjury committed by him in his testimony Nothing herein contained is intended to give or shall be construed as in any manner giving to any corporation immunity of any kind

(11) The appropriate department of each signatory state represented by the Commissioner designated under the provisions of this article shall as the Commission may determine furnish at the cost of the three signatory states in equal shares all such equipment service and facilities as will enable the Commission to properly and efficiently exercise the powers and perform the duties defined in this article All expenses of the Commission shall be paid share and share alike from funds provided by the signatory states said funds in each state being made available to that department of the state which is represented by the officer or employee designated by the governor as a member of the said Commission and all said expenses shall be paid from said funds on the certification of the said designated state officer or employee or in such other manner as the laws of the signatory state may prescribe

ARTICLE XXI

Should any claim or controversy arise between any two or more of the states signatory to this compact with respect to the meaning or performance of any of the terms of this compact or in case it should become desirable to modify any provision or all of this compact then the governor of each state affected upon the request of any one of them shall each forthwith appoint a Commissioner empowered to jointly consider and adjust such claim or controversy or recommend such modification subject to ratification by the legislatures of the signatory states and the Congress of the United States having consented thereto such modification shall be in full force and effect

ARTICLE XXII

Should any part of this compact be held to be contrary to the Constitution of any signatory state or of the United States all other servable parts of this compact shall continue to be in full force and effect

ARTICLE XXIII

This compact may be terminated at any time by concurrent legislative action of all the signatory states In the event of the termination of this compact all rights and obligations which may have become established or vested under its provisions shall remain and continue unimpaired Said termination shall be subject to such terms and conditions as may be agreed to by the signatory states

ARTICLE XXIV

This compact shall be submitted for adoption to the legislature of each of the signatory states at their several sessions beginning in the month of January one thousand nine hundred twenty-five and upon adoption by the legislative act of each and all of said states the Congress of the United States having consented thereto it shall be in full force and effect

IN WITNESS WHEREOF the Commissioners have signed this compact in triplicate originals one of which shall be deposited with the Secretary of State of each of the signatory states

Done at the City of New York New York this twenty-fourth day of January in the year of our Lord one thousand nine hundred and twenty-five

CHARLES H. MINER
ROBERT Y. STUART
PHILIP P. WELLS
W. A. STARRETT
FREDERICK C. SCHNEIDER
GEORGE MacDONALD
RUDOLPH REIMER
J. D. THOMPSON

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the aforesaid compact and every article matter and thing therein contained shall be and the same hereby is fully ratified confirmed and adopted and shall be and ever hereafter remain in force agreeably to the true tenor and intent thereof

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42.

| | | | |
|---|---|---|---|
| Aron, | Davis, | Lanius, | Salus, |
| Baldwin, | Derrick, | Leslie, | Schantz, |
| Barr, | DeWitt, | MacDade, | Snyder, |
| Baumer, | Earnest, | Mansfield, | Sones, |
| Betts, | Gelder, | Miller, | Sprowls, |
| Bonbrake, | Griswold, | North, | Steele, |
| Brown, | Heaton, | Norton, | Stites, |
| Buckman, | Homsher, | Painter, | Vare, |
| Coyne, | Joyce, | Phipps, | Weingartner, |
| Culbertson, | Kunkle, | Quigley, | Woodward, |
| Daix, | Kutz, | | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 85, as follows:

An Act for the promotion of the safety of the traveling public by authorizing counties and townships to purchase or condemn by the right of eminent domain property and lands along highways so as to eliminate dangerous curves and widen narrow highways

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the au-

thority of the same That any county or township may acquire by purchase or by the right of eminent domain in such property and lands situate along or adjacent to any county or township highway as in the opinion of the commissioners of such county or the commissioners or supervisors of such township may be necessary to eliminate dangerous curves and widen narrow roads or highways for the better protection and safety to the traveling public

Section 2 Upon any such purchase or condemnation the proper authorities of any county or township having had such property and lands condemned may from time to time abate or remove or cause to be abated or removed any such dangerous curve or curves or widen such narrow highway to the extent of the property and land so acquired

Section 3 The proceedings for the condemnation of such property and lands under the provisions of this act and for the assessment of damages for property taken injured or destroyed shall be taken in the same manner as is now provided for the condemnation of land by counties and townships for the laying out and opening of county or township roads or highways as the case may be

Section 4 This act shall not be construed to repeal any acts or parts of acts providing a method of procedure for the widening of county or township roads

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 139, as follows:

An Act authorizing the Secretary of Highways to take over as State highways certain roads leading from State institutions to State highways or railroad stations

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Secretary of Highways is directed to take over for maintenance and improvement as a State highway any public road not exceeding four miles in length and leading from a state institution to an existing State highway or to a railroad station or any public road not exceeding five (5) miles in length that passes through property owned by the Commonwealth of Pennsylvania and leading from one existing State Highway to another existing State Highway

Section 2 All Acts and parts of acts inconsistent with this act are repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. BUCKMAN. Mr. President, I move that Senate Bill No. 139, the bill just read, be recommitted to the Committee on Public Roads and Highways.

Mr. MILLER. Mr. President, I second the motion.

The motion was agreed to.

## SENATE PROCEEDS TO HOUSE TO LISTEN TO READING OF MESSAGE BY THE GOVERNOR.

The hour of 12:00 o'clock noon having arrived, Messrs. Harer and Evans, a Committee from the House of Representatives, being introduced, informed the Senate that the House of Representatives was ready for the reception of the President and Members of the Senate for the purpose of listening to the reading by His Excellency, the Governor, of his message on Law Enforcement.

Whereupon,

The President and members of the Senate proceeded to the hall of the House of Representatives.

## SENATE RETURNS FROM HOUSE.

After some time, the President and Senators returned to the Senate Chamber.

## BILLS INTRODUCED.

Mr. SNYDER. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SNYDER read in his place and presented to the Chair Senate Bill No. 300, entitled:

A Supplement to the act approved the twenty-seventh day of March one thousand nine hundred and twenty-three (Pamphlet Laws thirty-four) entitled "An Act concerning alcoholic liquors; prohibiting the manufacture, advertising, furnishing, traffic in and possession of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws," regulating under permit through an Alcohol Permit Board created in the Department of Agriculture, the manufacture, development, use in manufacture, sale at wholesale, storage by bailees for hire and transportation for hire of any alcohol, or any alcoholic liquid by certain persons; providing for fees and the disposition thereof; authorizing the inspection of the records of permittees and purchasers of said liquids; declaring certain places nuisances and providing for their abatement; and providing penalties.

Which was committed to the Committee on Law and Order.

Mr. JOYCE. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. JOYCE read in his place and presented to the Chair Senate Bill No. 301, entitled:

An Act making an appropriation to the Mercy Hospital, at Wilkes-Barre, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also (By request of Mr. McNichol) read in his place and presented to the Chair Senate Bill No. 302, entitled:

An Act making an appropriation to the Pennsylvania Seamen's Friend Society, of Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 303, entitled:

An Act making an appropriation to the Armory Board to erect and construct an armory in the city of Wilkes-Barre.

Which was committed to the Committee on Appropriations.

## REPORTS FROM COMMITTEES.

Mr. DAIX. Mr. President, I ask unanimous consent to make report from Committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. DAIX, from the Committee on Judiciary General, reported as amended, Senate Bill No. 225, entitled:

An Act to amend section one of an act approved the nineteenth day of February, one thousand eight hundred and seventy-three (P. L. 36), entitled "An Act to authorize the governor to appoint additional notaries public;" by making certain provisions relating to applications for such office.

Mr. DAVIS. Mr. President, I ask unanimous consent to make report from Committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. DAVIS, from the Committee on Elections, reported as committed, Senate Bill No. 144, entitled:

An Act to amend section sixteen, as amended, of the act approved the tenth day of June, one thousand eight hundred and ninety-three, (P. L. 419), entitled "An Act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in regard to such elections," by increasing the number of specimen ballots to be provided for each election district.

Also, from the Committee on Elections, reported as committed, Senate Bill No. 145, entitled:

An Act to amend section ten of the act approved the twelfth day of July, one thousand nine hundred and thirteen, (P. L. 719), entitled "An Act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the Office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," as amended, by increasing the number of speciman ballots to be provided for each election district.

Also, from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 250, entitled:

An act amending section three of an act approved the twentieth day of May, one thousand nine hundred and twenty-one, (P. L. 944), entitled "An Act authorizing the establishment by counties of hospitals for the treatment of persons afflicted with tuberculosis; providing for the management and maintenance thereof; and authorizing the incurring of indebtedness and the levy of taxes therefor," by changing the number and composition of the board of trustees.

## HOUSE MESSAGE.

### HOUSE BILLS FOR CONCURRENCE.

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House of Representatives as follows:

House Bill No. 187, (Senate Bill No. 304), entitled:

An Act to amend section eleven of an act approved the eleventh day of May, one thousand nine hundred and twenty-one, (P. L. 522), entitled, "An Act relating to dogs, and the protection of livestock and poultry from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show and breeding purposes; prescribing certain privileges for hunting dogs, and dogs owned or issued by the Board of Game Commissioners; providing for the assessment of damages done to live stock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes; directing the payment of all moneys collected into the State Treasury; and making an appropriation thereof; and providing penalties;" fixing the fee of the county treasurer for issuing kennel licenses.

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 220 (Senate Bill No. 305), entitled:

A Supplement to the act approved the twenty-fourth day of May, one thousand nine hundred and seventeen, (P. L. 297), entitled, "An Act authorizing the establishment of contagious disease hospitals in the several counties of the Commonwealth, to be constructed and maintained out of county funds;" providing for the establishment and maintenance of contagious disease hospitals by two or more counties jointly.

Which was committed to the Committee on Public Health and Sanitation.

House Bill No. 304 (Senate Bill No. 306), entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania, by adding thereto section seventeen.

Which was committed to the Committee on Military Affairs.

## MOTION TO INVITE THE AUDITOR GENERAL TO ATTEND MEETING OF COMMITTEE ON APPROPRIATIONS.

Mr. BARR. Mr. President, in view of the fact that the announcement has been made by the Chairman of the Committee on Appropriations that there is only one question at issue that is to be heard, and in view of the fact that the Auditor General has been heard previously by the Committee on Appropriations of the House, or the Chairmen of the Committee on Ways and Means and the Committee on Finance of the Senate, it seems to me that the Senate is entitled to hear both sides of this question. It has never appealed to me that there is very much mystery in making up a budget, particularly if I had the data from which to draw my conclusions. That follows in business whether it is big or little, and I would earnestly urge, through a motion, and I sincerely trust that the Chairman of the Committee on Appropriations, in whom I have the utmost confidence both as to his ability to handle the situation, if any untoward circumstances arise between the people who will be there, and further than that his ability to handle this committee to the satisfaction and credit of the Senate, and I would respectfully move you, that the Auditor General be invited to attend this meeting and both the Auditor General and the Budget Officer of the Administration be heard at one and the same time, so that the Senators will get both sides of this question. They can then determine for themselves the truth or falsity of either statement. I have positive knowledge that there are Senators here, big business men, who perhaps have had more business experience than either the Auditor General or the Budget Officer of the Commonwealth and for themselves are able to determine, just as well as they are, what the income of the State is and what the State of Pennsylvania has to expend.

Mr. President, I therefore would ask the Chair to put the motion that I have made, after it is properly seconded.

Mr. BAUMER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. SCHANTZ. Mr. President, if the Senator from Allegheny, Mr. Barr, half means what he says about me, I hope he will withdraw this motion, because, in the first place, the Auditor General already has been invited and will be present. Whether or not he will have anything to say at this time depends upon the exigencies of the case. If it is desired to hear him later full opportunity will be given.

This Committee which is hearing Dr. King, has already heard the Auditor General. He will be present this afternoon, that is already arranged for, and whether or not he will have anything to say this afternoon will depend upon what transpires, it will depend upon the time of day, and numerous other things and if it is desired to have him heard publicly in the future a full opportunity will be granted.

Mr. BARR. Mr. President, under the circumstances I would request then that my motion be not put.

The PRESIDENT. If there is no objection the motion may be withdrawn. The Chair hears none, and the motion made by the Senator from Allegheny, Mr. Barr, is withdrawn.

## MOTION TO READ BILLS THE FIRST TIME.

Mr. SALUS. Mr. President, I move that all bills reported from committees at today's session be read the first time.

Mrs. VARE. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON FIRST READING.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 144, entitled:

An Act to amend section sixteen, as amended, of the act approved the tenth day of June, one thousand eight hundred and ninety-three, (P. L. 419), entitled "An Act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in regard to such elections" by increasing the number of specimen ballots to be provided for each election district.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 145, entitled:

An Act to amend section ten of the act approved the twelfth day of July, one thousand nine hundred and thirteen, (P. L. 719), entitled "An Act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," as amended by increasing the number of specimen ballots to be provided for each election district.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 190, entitled:

An Act regulating the selection, drawing, summoning, and serving of all jurors in the several courts in all counties except those of the first and second class; abolishing the office of jury commissioner; abrogating the duties of sheriff in connection with jurors; vesting in the judges of the common pleas the exclusive function of selection, drawing and regulation, with power to provide, at the cost of the county, the necessary clerical assistance and materials and equipment.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 207, entitled:

An Act to consolidate, revise and amend the laws of this Commonwealth relating to penal proceedings and pleadings and imposing certain costs therein upon the Commonwealth of Pennsylvania and the various counties thereof.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 208, entitled:

An Act to consolidate, revise and amend the penal laws of this Commonwealth.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 216, entitled:

A Joint Resolution ratifying the proposed amendment to the Constitution of the United States regulating the labor of persons under eighteen years of age.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 225, entitled:

An Act to amend section one of an act approved the nineteenth day of February, one thousand eight hundred and seventy-three (P. L. 36), entitled "An Act to authorize the Governor to appoint additional notaries public" by making certain provisions relating to applications for such office.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 250, entitled:

An Act amending section three of an Act approved the twentieth day of May, one thousand nine hundred and twenty-one, (P. L. 944), entitled "An Act authorizing the establishment by counties of hospitals for the treatment of persons afflicted with tuberculosis; providing for the management and maintenance thereof; and authorizing the incurring of indebtedness and the levy of taxes therefor," by changing the number and composition of the board of trustees.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

## ADJOURNMENT.

Mr. LESLIE. Mr. President, I move that the Senate do now adjourn until 10:30 o'clock to-morrow morning.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 12:48 o'clock P. M., until Wednesday morning, February 11, 1925, at 10:30 o'clock.

## HOUSE OF REPRESENTATIVES

TUESDAY, February 10, 1925.

The House met at 11:00 o'clock A. M.
The SPEAKER (Thomas Bluett) in the Chair.

### PRAYER.

The Chaplain, Rev. George P. Donehoo, offered the following prayer:

Almighty God, our Heavenly Father, Thou who art unchanging in Thy being, Thou who laidest the foundation of this universe, we beseech Thee to give unto us at this time a realization that we cannot forsake the foundations which Thou hast laid, and that it is never safe for us, either in religion or in affairs of state, to forsake the foundations which have been so solidly laid. Grant, therefore, to give unto all of us the desire to perpetuate the institutions and laws of this great Nation and of this State. Abide with us personally this morning, blessing us in all of our joys and in all of our sorrows and giving unto us of Thy peace, and keep us in perfect peace with the forgiveness of our sins, for Christ's sake. Amen.

### JOURNAL APPROVED.

The SPEAKER. The Clerk will read the Journal of yesterday's proceedings.

The Clerk proceeded to read the Journal of yesterday's proceedings, when, on motion of Mr. BARTLEY, the further reading was dispensed with and the Journal approved.

### BILLS INTRODUCED AND REFERRED

By Mr. HESS. HOUSE BILL No. 620.

An Act relating to the allocation of moneys to the different counties by the Department of Highways for the construction of highways; providing a method to compel the county commissioners to apply for such moneys; and extending the time for filing applications for money allocated but unexpended prior to the approval of this act.

Referred to the Committee on Public Roads.

By Mr. HESS. HOUSE BILL No. 621.

An Act making an appropriation to the Board of Finance and Revenue out of the Motor License Fund for paying the interest on and redeeming at maturity the bonds of this Commonwealth heretofore or hereafter issued for the purpose of improving and rebuilding highways and for the payment of compensation to the Commonwealth's loan and transfer agent.

Referred to the Committee on Public Roads.

By Mr. HESS. HOUSE BILL No. 622.

An Act to amend section nine of the act approved the fifteenth day of June, one thousand nine hundred and twenty-three (P. L. 834), entitled "An act imposing a State tax, including an additional emergency State tax, on liquid fuels, including all liquids ordinarily, practically, and commercially usuable in internal combustion engines for the generation of power, and all distillates of, and condensates from; petroleum, natural gas, coal, coal tar, and vegetable ferments so usuable and sold in this Commonwealth, except for the purpose of resale; providing for the collection of such tax, and for the distribution and use of the revenues derived therefrom; providing for the filing of certificates and reports of the sale of such liquid fuels to dealers; and fixing penalties", providing that the Commonwealth's share of the revenue from the said tax and said emergency tax shall be paid into the Motor License Fund and appropriating moneys paid into said Motor License Fund hereunder.

Referred to the Committee on Public Roads.

By Mr. HESS. HOUSE BILL No. 623.

An Act to amend sections eleven and twelve of an act approved the thirtieth day of June one thousand nine hundred and nineteen (P. L. 678), entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by, or trailing after motor vehicles; requiring and registration of the same, and the licensing of all operators thereof; providing the fees therefor, and the disposition of such fees; prohibiting the unauthorized us of, and tampering with, motor vehicles; limiting and defining the powers of cities, boroughs, incorporated towns, townships, and counties, as to the regulation of the use and equipment of motor vehicles, and the taxing, registration, or licensing thereof; imposing certain duties on the State Highway Commissioner, and on proprietors of public garages; providing procedure and penalties for violations thereof; and the disposition of fines collected, and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle", as amended.

Referred to the Committee on Public Roads.

By Mr. READER. HOUSE BILL No. 624.

An Act authorizing county treasurers, registers of wills, recorders of deeds, clerks of the courts, sheriffs and prothonotaries of counties of the fifth class to employ attorneys; and fixing salaries of said attorneys, payable from the county treasury.

Referred to the Committee on Counties and Townships.

By Mr. FRED. W. PATTERSON. HOUSE BILL No. 625.

An Act providing for the maintenance of bridges located on State Highways by the Commonwealth.

Referred to the Committee on Public Roads.

By Mr. VOLTZ. HOUSE BILL No. 626.

An Act relating to Sunday sports, amusements, and entertainments; providing for local elections to permit the use of public parks therefor, and to permit the licensing of Sunday sports, amusements, and entertainments; providing for such licensing when so authorized; and making it unlawful in certain cases to conduct or participate in sports, amusements, or entertainments on Sunday.

Referred to the Committee on Law and Order.

By Mr. VOLTZ. HOUSE BILL No. 627.

An Act making an appropriation to the Trustees of Temple University at Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. GILCHRIST. HOUSE BILL No. 628.

An Act to establish as a State Highway a certain section of public road in the counties of Susquehanna and Wayne.

Referred to the Committee on Public Roads.

By Mr. STERLING. HOUSE BILL No. 629.

An Act to amend paragraph five of section thirteen and section fifteen of article nineteen of an act approved the twenty-fifth day of June, one thousand nine hundred and nineteen, (P. L. 581), entitled "An act for the better government of cities of the first class of this Commonwealth," by providing that appointments in the classified service of such cities shall be made from the three persons standing highest on the appropriate list.

Referred to the Committee on Judiciary General.

By Mr. MATHAY. HOUSE BILL No. 630.

An Act to further amend clause three, section one of an act approved the eighth day of May, one thousand eight hundred and fifty-four (P. L. 644), entitled"A further supple-

ment to the act entitled, An act concerning divorces, as amended, by taking away the right of support or alimony in certain cases.

Referred to the Committee on Judiciary General.

By Mr. PEELOR. HOUSE BILL No. 631.

An Act to amend sections two and three of an act, approved the ninth day of June, one thousand nine hundred and eleven entitled "An act to protect trees and woodlands, and providing punishment for the violation thereof."

Referred to the Committee on Forestry.

By Mr. DRINKHOUSE. HOUSE BILL No. 632.

An Act making an appropriation to the National Stomach Hospital, of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. PEELOR. HOUSE BILL No. 633.

An Act to amend section two of an act, approved the fifth day of May, one thousand nine hundred and eleven, entitled "An act to protect the State Forest Reserves, and providing punishment for the violation thereof."

Referred to Committee on Forestry.

By Mr. DILSHEIMER. HOUSE BILL No. 634.

An Act making an appropriation to the Northern Hebrew Day Nursery, Philadelphia, Pennsylvania.

Referred to Committee on Appropriations.

By Mr. W. P. WOOD. HOUSE BILL No. 635.

An Act making an appropriation to the Warren General Hospital, of Warren, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. W. P. WOOD. HOUSE BILL No. 636.

An Act providing for the admission of testimony given in ejectment suits upon a re-trial, and in subsequent real issued when the parties claim under a common source.

Referred to the Committee on Judiciary General.

By Mr. GUERIN. HOUSE BILL No. 637.

An Act to amend section seventy-five of an act approved the thirty-first day of March, one thousand eight hundred and sixty, (P. L. 382), entitled, "An act to Consolidate, Revise and Amend the Penal Laws of this Commonwealth;" by providing that the penalty for murder of the first degree shall be either death or life imprisonment at the discretion of the jury, or of the court, as the case may be.

Referred to the Committee on Judiciary General.

By Mr. GOSS. HOUSE BILL No. 638.

An Act making an appropriation to the Belvedere General Hospital, of Pittsburgh, Allegheny County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WATSON. HOUSE BILL No. 639.

An Act to amend route number one hundred and sixty-one of section six of an act approved the thirty-first day of May, one thousand nine hundred and eleven, (P. L. 468), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing the salaries of Commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance, and repair of said State Highway solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State highway, and procedure therein; providing for work of improvement of State highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvements of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads, and prescribing the contents of township, county, borough or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended.

Referred to the Committee on Public Roads.

By Mr. B. P. EVANS. HOUSE BILL No. 640.

An Act to regulate the practice of Chiropractic and to provide for the appointment and maintenance of a Board of Chiropractic Examiners: To define the powers and duties of said Board of Chiropractic Examiners: To provide for the examining and licensing of Chiropractors in this State and provide for penalties for the violation of this act.

Referred to the Committee on Public Health and Sanitation.

By Mr. McCAIG. HOUSE BILL No. 641.

An Act making an appropriation to the Orphan Asylum of the Holy Family, of Emsworth, Allegheny County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 642.

An Act making an appropriation to Saint Francis Hospital, of Pittsburgh.

Referred to the Committee on Appropriations.

By Mr. BICKETT. HOUSE BILL No. 643.

An Act to establish as a State Highway a certain section of public road in the county of Lawrence.

Referred to the Committee on Public Roads.

By Mr. HAAS. HOUSE BILL No. 644.

An Act to amend sections two, five and six of the act approved the sixteenth day of July, one thousand nine hundred and thirteen (P. L. 752), entitled "A Supplement to an act entitled, 'An act providing for the incorporation and government of cities of the third class', approved the twenty-third day of May, Anno Domini one thousand eight hundred

eighty-nine, creating a City Planning Department, defining its jurisdiction, and extending the same so as to regulate the laying out and recording of plans of lots within the limits of the city, and for three miles beyond the city limits; and to regulate the making and use of certain public improvements until said plans are approved by said department and authoriizng the exercise of the powers herein provided by a park or other municipal commission," by providing for annual appropriations to be made by the city councils to the said commission prohibiting the recording of deeds and transfers of certain properties until the streets and roads abutting upon or bounded within the same have been legally established or approved by the commission, and providing penalties.

Referred to the Committee on Municipal Corporations.

By Mr. HAAS. HOUSE BILL No. 645.

An Act to repeal section fourteen of the act approved the twentieth day of March, one thousand eight hundred and ten, (P. L. 208), entitled "An act to amend and consolidate with its supplements the act entitled 'An act for the recovery of debts and demands, not exceeding one hundred dollars, before a justice of the peace, and for the election of constables, and for other purposes.' "

Referred to the Committee on Judiciary General.

By Mr. HEFFERNAN. HOUSE BILL No. 646.

An Act authorizing and empowering cities of the first class in this Commonwealth to acquire by lease, purchase, or condemnation proceedings any land within or without the limits of said cities, for the purpose of establishing and maintaining municipal airdromes or aviation landing fields; providing for the procedure in cases of condemnation, and the extent of title acquired; authorizing the lease by the cities of portions thereof to individuals or corporations upon such terms as may be fixed, and the lease thereof to the Government of the United States upon nominal or other rental or without consideration.

Referred to the Committee on Judiciary Special.

By Mr. MARSHALL. HOUSE BILL No. 647.

An Act to amend section one hundred and ten of the act approved the fourteenth day of July, one thousand nine hundred and seventeen, (P. L. 840), entitled "An act concerning townships and revising, amending, and consolidating the law relating thereto;" as amended; providing for the election of township commissioners in first class townships not divided into wards.

Referred to the Committee on Counties and Townships.

By Mr. McLAUGHLIN. HOUSE BILL No. 648.

An Act making an appropriation to the Trustees of the Garretson Hospital, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HOLMES. HOUSE BILL No. 649.

An Act to establish as a State Highway a certain section of public road in the county of Centre.

Referred to the Committee on Public Roads.

By Mr. WHITEHOUSE. HOUSE BILL No. 650.

An Act regulating the hours of labor of policemen in cities of the third class.

Referred to the Committee on Municipal Corporations.

By Mr. LUDLOW. HOUSE BILL No. 651.

An Act authorizing the Valley Forge Park Commission to make use of the moneys now in its possession known as the "Wood Fund".

Referred to the Committee on Military.

By Mr. McCORMICK. HOUSE BILL No. 652.

An Act fixing the salaries of the county commissioners, county controller, county treasurer, recorder of deeds and clerk of the courts in counties of the third class.

Referred to the Committee on Counties and Townships.

By Mr. McCORMICK. HOUSE BILL No. 653.

An Act making an appropriation to the Westmoreland Children's Aid Society, at Greensburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. McCORMICK. HOUSE BILL No. 654.

An Act to further amend section one of the act approved the eighth day of June, one thousand nine hundred and seven, (P. L. 487), entitled, "An act fixing the salaries of county poor-directors, in counties of over one hundred and fifty thousand population," by increasing the salaries of county poor-directors, and fixing the salaries of directors of homes for the destitute in counties of over one hundred and fifty thousand population.

Referred to the Committee on Counties and Townships.

By Mr. CHRISTIAN MILLER. HOUSE BILL No. 655.

An Act to promote the safety of travelers and employes upon railroads by compelling common carriers by railroad to properly man their trains.

Referred to the Committee on Railroads.

By Mr. HANTZ. HOUSE BILL No. 656.

An Act to amend section one of an act, approved the twenty-seventh day of April, one thousand nine hundred and eleven, (P. L. 86), entitled "An act regulating the compensation of court criers and tipstaves, in counties containing more than ninety thousand and less than one hundred and fifty thousand inhabitants; providing for the payment of the same by the particular county; limiting the number of tipstaves to be appointed; and repealing an act of assembly entitled 'An act to regulate the fees of court criers and tipstaves of the courts, in judicial districts con taining more than ninety thousand and less than one hundred and fifty thousand inhabitants,' approved the twenty-ninth day of April, Anno Domini one thousand nine hundred and nine," as amended.

Referred to the Committee on Municipal Corporations.

By Mr. MARCUS. HOUSE BILL No. 657.

An Act making an appropriation to the Pennsylvania Association for the Blind, Inc., at Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. McLAUGHLIN. HOUSE BILL No. 658.

An Act making an appropriation to the American Hospital for Diseases of the Stomach, of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HOLMES. HOUSE BILL No. 659.

An Act validating certain proceedings and elections, of counties, cities, boroughs, townships, school districts, and other municipalities or incorporated districts, had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four, entitled "An act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto; and validating bonds issued or authorized to be issued in pursuance of such proceedings and elections.

Referred to the Committee on Elections.

By Mr. SOWERS. HOUSE BILL No. 660.

An Act to amend section ten of an act approved the eighth day ofJune, one thousand nine hundred and seven (P. L. 488), entitled "A supplement to an act entitled 'An act to provide for the better government of cities of the first class in this Commonwealth,' approved the first day of June, one thousand eight hundred and eighty-five; creating a Department of Wharves, Docks and Ferries, for the improvement, regulation and supervision of the construction, extension, alteration, maintenance and use of wharves, piers, bulkheads, docks, slips, basins, ferries, harbors and harbor structures in cities of the first class; and providing for the making and enforcement of rules and regulations, and fixing certain penalties for violation thereof; and providing for the acquisition of property by said cities, by purchase and by condemnation, for certain purposes," as amended; by providing the requirement for a permit for the construction, extension or alteration of any bridge, wholly within the limits of said cities.

Referred to the Committee on Judiciary Special.

By Mr. MARSHALL. HOUSE BILL No. 661.

An Act to amend section two of an act approved the twelfth day of June, one thousand nine hundred and nineten, (P. L. 461), entitled "An act to provide for the removal or retirement of judges of the Supreme, Superior, common pleas, orphans', municipal, and county court, permanently disqualified by reason of physical or mental disability to perform their regular judicial functions or duties, and providing for the payment of compensation to them during the balance of the term for which they may have been elected, and, in certain cases, for the remainder of their lives after resignation or retirement, and for filling the vacancies caused thereby; providing for judges who have been retired or who may have retired or resigned under provisions of previous acts or otherwise; and repealing certain acts;" requiring that judges shall have reached the age of sixty-five years before being eligible to retirement.

Referred to the Committee on Judiciary General.

By Mr. BIDELSPACHER. HOUSE BILL No. 662.

An Act to amend by adding a new section number eight hundred and twenty-four and amend sections eight hundred and twenty-five, eight hundred and twenty-six, eight hundred and twenty-seven, eight hundred and twenty-eight, eight hundred and forty and eight hundred and forty-one of an act approve the twenty-fourth day of May, one thousand nine hundred and twent-three (P. L. 359), entitled, "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto."

Referred to the Committee on Game.

By Mr. NEELY. HOUSE BILL No. 663.

An Act to amend section one hundred and ninety-five of the act approved the fourteenth day of July, one thousand nine hundred and seventeen (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto."

Referred to the Committee on Counties and Townships.

By Miss BENTLEY. HOUSE BILL No. 664.

An Act to amend section one thousand one hundred and eight of an act approved the eighteenth day of May, one thousand and nine hundred and eleven, (Pamphlet Iaws, three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith."

Referred to the Committee on Education.

By Mr. McLAUGHLIN. HOUSE BILL No. 665.

An Act authorizing a State association of township comtract of alnd and the erection thereon of buildings for an Eastern State Penitentiary; making an appropriation therefor, and directing the sale of the site now occupied by the State Penitentiary and the buildings and materials thereon.

Referred to the Committee on Judiciary Special.

By Mr. NEELY. HOUSE BILL No. 666.

An Act authorizing a State association of township commissioners, and providing for the payment of the expenses thereof by the respective counties.

Referred to the Committee on Counties and Townships.

By Mr. MARSHALL. HOUSE BILL No. 667.

An Act to amend clause (b), section twenty-three, of the act approved the seventh day of June, one thousand nine hundred and seventeen, (P. L. 403), entitled "An act, relating to the form, execution, revocation, and interpretation of wills; to nuncupative wills, to the appointment of testamentary guardians; to spendthrifts trusts; to forfeiture of devise or legacy in case of murder of testator to elections to take under or against wills, and to the recording and registering of such elections and of decrees relative thereto, and to the fees therefor;" changing the time within which a surviving spouse must elect to take under or against will of deceased spouse.

Referred to the Committee on Judiciary General.

By Mr. ALEXANDER. HOUSE BILL No. 668.

An Act making appropriation to the Glen Mills Schools in the Eastern Districts of the Commonwealth of Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. RHODES. HOUSE BILL No. 669.

An Act validating the title to real estate, taken and held by corporations of other States, without first having established known places of business and designated authorized agents for the transaction of their business within this Commonwealth.

Referred to the Committee on Judiciary General.

By Miss BENTLEY. HOUSE BILL No. 670.

An Act to amend section one thousand nine hundred and one of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith."

Referred to the Committee on Education.

By Mr. FLINCHBAUGH. HOUSE BILL No. 671.

An Act to establish as a State Highway a certain section of public road in the county of York.

Referred to the Committee on Public Roads.

By Mr. NORTH. HOUSE BILL No. 672.

An Act to establish as a State Highway a certain section of public road in the county of Chester.

Referred to the Committee on Public Roads.

By Mr. MORRISON. HOUSE BILL No. 673.

An Act to further amend section eleven of article six and section fifteen of article seven of an act, approved the twenty-seventh day of June, one thousand nine hundred and thir-

teen (P. L. 568), entitled "An act providing for the incorporation, regulation and government of cities of the third class, regulating nomination and election of municipal officers therein and repealing, consolidating and extending existing laws in relation thereto," by changing the salaries of councilmen and mayors."

Referred to the Committee on Municipal Corporations.

By Mr. FLINCHBAUGH. HOUSE BILL No. 674.

An Act to amend section five of the act approved the thirtieth day of March, one thousand nine hundred and seventeen (P. L. 21), entitled "An act defining optometry; and relating to the right to practice optometry in the Commonwealth of Pennsylvania, and making certain exceptions; and providing a Board of Optometrical Education, Examination, and Licensure, and means and methods whereby the right to practice optometry may be obtained; and providing for the means to carry out the provisions of this act; and providing for the revocation or suspension of licenses given by said board, and providing penalties for violation thereof; and repealing all acts or parts of acts inconsistent therewith," as amended.

Referred to the Committee on Public Health and Sanitation.

By Mr. HAINES. HOUSE BILL No. 675.

An Act to amend sections one, two and four of the act approved the second day of June, one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and eighty-nine) entitled "An act providing a method through which the Commonwealth may cooperate with individuals in building fences to protect farm crops and fruit orchards against damage from wild deer; and making an appropriation."

Referred to the Committee on Agriculture.

By Mr. BALDI. HOUSE BILL No. 676.

An Act to fix the salaries of the deputy register, clerks and employes in the office of the register of will of counties of the first class.

Referred to the Committee on Jundiciary Special.

By Mr. BROMLEY. HOUSE BILL No. 677.

An Act authorizing cities of the first class to appoint a Zoning Commission and a Bureau of Zoning, to adopt and enforce zoning ordinances regulating the height, location, size or bulk and use of buildings, structures and land, the areas to be occupied thereby in proportion to the size of the lots upon which they stand, the size of courts, yards and other open spaces appurtenant thereto, their recession from the street lines upon which they abut, the establishment of districts and boundaries for these purposes, the designation and regulation of residential, commercial and industrial or other uses within such districts and boundaries, and to appoint a Board of Appeals, provide the duties and functions thereof and provide for the administration and enforcement of the rules, regulations and ordinances authorized by this act.

Referred to the Committee on Judiciary General.

By Mr. BALDI. HOUSE BILL No. 678.

An Act to amend section eight of an act approved the nineteenth day of June, one thousand nine hundred and elven (Pamphlet Laws, ten hundred sixty), entitled "An act to provide for licensing and regulating private banking in the Commonwealth of Pennsylvania; and providing penalties for the violation thereof," and providing certain exceptions to which the provisions of the act shall not apply.

Referred to the Committee on Banks and Banking.

By Mr. CRAIG. HOUSE BILL No. 679.

An Act to create a commission to be known as the Home Rule Commission of Pennsylvania, to examine the laws of this Commonwealth and certain laws of other states, and to propose changes in the laws of this Commonwealth in order to give effect to section one of article fifteen of the Constitution; prescribing the powers and duties of the commission; and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. LORENZO D. THOMAS. HOUSE BILL No. 686.

An Act regulating and providing fees of the several clerks of Quarter Sessions of the several counties of this Commonwealth, other than in counties of the first and second classes.

Referred to the Committee on Counties and Townships.

By Mr. HALL. HOUSE BILL No. 687.

An Act authorizing any city of the third class to acquire by purchase all the facilities, improvements and franchises of any water corporation, operating partly within and partly without the limits of the said city, and having obtained the same to supply water to persons, corporations and municipalities, both within the limits of the city and the territory before served by the water corporation without the city; requiring that before so doing the approval of the Public Service Commission be had of the action of the selling company and of the municipal purchase and of the rendering of this service by the Municipality, and regulating the procedure for obtaining this approval; permitting the city to classify the service outside of the city as different from the service within the city as to rates and otherwise; and subjecting the service by the city beyond its limits to the same regulation and control by the Public Service Commission, as to rates, service and otherwise, as though in the territory thus served beyond the limits of the city, the serving was by a water corporation, and providing that higher rates or different regulations for the district outside of the city limits shall not be held to be unjustly discriminatory for the sole reason that they are different from those in force in the city.

Referred to the Committee on Municipal Corporations.

## SENATE MESSAGE.

### SENATE BILLS FOR CONCURRENCE.

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 32. (HOUSE BILL No. 680).

An Act to amend section six hundred and three of an act approved the seventeenth day of May, nineteen hundred and twenty-one (Pamphlet Laws six hundred and eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies, Lloyd's associations, reciptrocal and interinsurance exchanges and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund, providing penalties and repealing existing laws," as amended, providing for the investment of the surplus of domestic stock casualty insurance companies.

Referred to the Committee on Insurance.

SENATE BILL No. 48. (HOUSE BILL No. 681).

An Act relating to fruit syrups and prohibiting the manufacture, sale, offering for sale, exposing for sale or having in possession with intent to sell of any adulterated or misbranded fruit, syrups and providing penalties for the violation thereof, and providing for the enforcement thereof.

Referred to the Committee on Public Health and Sanitation.

SENATE BILL No. 132. (HOUSE BILL No. 682).

An Act providing for a revised edition of the Borough Code and the printing thereof.

Referred to the Committee on Appropriations.

SENATE BILL No. 172. (HOUSE BILL No. 683).

An Act to further amend section one of the act approved fifteen, (P. L. 483), entitled "An act relating to practice in fifteen, (P. L. 483), entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass, except actions for libel and slander; prescribing the pleadings and procedure to be observed therein, and giving the courts power to enforce its provisions;" by providing that the same shall not apply to cases appealed from subordinate courts.

Referred to the Committee on Judiciary General.

SENATE BILL No. 189. (HOUSE BILL No.684).

A Joint Resolution proposing an amendment to section twelve of article three of the Constitution of Pennsylvania.

Referred to the Committee on Judiciary General.

SENATE BILL No. 196. (HOUSE BILL No. 685).

An Act ratifying and confirming the action of the Department of Welfare in classifying the Wernersville State Hospital as a hospital for the care and treatment of the indigent insane.

Referred to the Committee on Judiciary General.

## REPORTS FROM COMMITTEES.

Mr. W. T. BELL, from the Committee on Counties and Townships, reported as committed House Bill No. 430, entitled

An Act authorizing the register of wills and ex-officio clerk of the orphans' courts, with the consent of the judges of the separate orphans' court, in counties of the second class of this Commonwealth, to fix and determine the salaries of assistant clerks in said court.

Mr. McCAIG, from the Committee on Appropriations, reported as amended House Bill No. 393, entitled:

A Supplement to an act, entitled "An act to provide for the ordinary expenses of the Executive, Judicial, and Legislative Departments of the Commonwealth, interest on the public debt, and the support of the public schools, for the two fiscal years beginning June first, one thousand nine hundred and twenty-three; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and twenty-three," as approved the thirtieth day of June, Anno Domini one thousand nine hundred and twenty-three; providing for deficiencies in certain appropriations made to the Executive, and Judicial Department by the act to which this is a supplement, and for other minor expenses, incurred or to be incurred to May thirty-first, one thousand nine hundred and twenty-five by certain of the Executive and Judicial Departments, not provided for by said act.

Mr. GOEHRING, from the Committee on Judiciary Special, reported as committed, House Bill No. 34, entitled:

An Act to amend section twelve of an act approved the seventh day of June one thousand nine hundred and seventeen, (P. L. 447), entitled "An act relating to the administration and distribution of estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents, rents of real estate as assets for payment thereof, the lien thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof, contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents;" increasing widow's and children's exemptions and permitting widowers to claim the same from the wife's estate.

Mr. WILSON, from the Committee on Judiciary Special, reported as committed, House Bill No. 52, entitled:

An Act providing for the sale of property held by husband and wife as tenants by entireties where they have been divorced or have been separated for more than one year; and directing the distribution of the proceeds of such sale.

Mr. DRUMBOR, from the Committee on Judiciary Special, reported as committed House Bill No. 501, entitled:

An Act making it unlawful to give gratuitous fees or "tips."

Mr. HENRY A. MILLER, from the Committee on Counties and Townships, reported as committed House Bill No. 292, entitled:

A Supplement to an act, approved the twenty-third day of June, one thousand nine hundred eleven, (P. L. 1123), entitled, "An act establishing in each county a board of viewers; prescribing their duties; providing for their appointment as viewers, road juries, juries of view, and commissioners to view land; and providing for the charges upon the respective counties in the matter of salaries, costs, and expenses, thereof," as the same was amended and supplemented by subsequent acts, by providing for the compensation to be paid to the members of the board of viewers in counties of the third, fourth, fifth, sixth, seventh and eighth class.

Mr. WELTY, from the Committee on Judiciary Special, reported as committed House Bill No. 390, entitled:

An Act to amend section two of an act approved the seventeenth day of April, one thousand eight hundred and sixty-six (P. L. 110), entitled "An act relating to poor houses and lands."

Mr. WILLISTON P. WOOD, from the Committee on Judiciary Special, reported as amended House Bill No. 271, entitled:

An Act allowing a rebate and imposing a penalty in the collection of county taxes assessed in the cities of the third class in this Commonwealth.

Mr. NORTH, from the Committee on Agriculture, reported as committed House Bill No. 382, entitled:

An Act authorizing departmental administrative boards and commissions under certain restrictions to sell surplus products of the soil, meats, live stock, timber or other materials raised or grown upon or taken from property of the Commonwealth administered by such boards or commissions and to expend the proceeds of such sales for the maintenance of the properties under their control.

Mr. COLVILLE, from the Committee on Judiciary Special, reported as committed, House Bill No. 398, entitled:

An Act to provide for the positions of Principal Deputy Prothonotary and second Deputy Prothonotary in counties of th first class prescribing their powers and duties and fixing their salaries.

Mr. METZINGER, from the Committee on Judiciary Special, reported as committed, House Bill No. 595, entitled:

An Act providing for the filling of vacancies in certain county offices caused by death or resignation, in counties of the first class.

Mr. STARK, from the Committee on Agriculture, reported as committed House Bill No. 361, entitled:

An Act to amend section three of an act, approved the eleventh day of May, one thousand nine hundred and twenty-one (P. L. 522), entitled "An act relating to dogs and the protection of livestock and poultry from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show and breeding purposes; prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to livestock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damage by the Commonwealth; imposing powers and duties upon certain State, county, city, borough, town and township officers and employes; directing the payment of all moneys collected into the State treasury; and making an appropriation therefor; and providing penalties."

Mr. DAVIS, from the Committee on Counties and Townships, reported as committed, House Bill No. 355, entitled:

An Act to amend section eight hundred forty-six of the act approved the fourteenth day of July, one thousand nine hundred and seventeen (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law elating thereto;" requiring persons causing damage to township roads by use of certain devices on the wheels of vehicles to repair such damages, and providing penalties for refusal.

Mr. HIMES, from the Committee on Counties and Townships, reported as amended, House Bill No. 39, entitled:

An Act regulating the compensation of sheriffs in counties of the sixth, seventh and eighth classes, for boarding prisoners, where the sheriff is keeper or warden of the jail in such county.

Mr. WELLS, from the Committee on Appropriations, reported as committed, House Bill No. 281, entitled:

An Act consolidating into one special fund in the State Treasury all separate funds set apart in the State Treasury for the use of the Board of Fish Commissioners, formerly the Department of Fisheries, specifying the purposes for which the moneys in the said fund may be used and appropriating such moneys to the Board of Fish Commissioners for the purposes specified.

Mr. GELNETT, from the Committee on Agriculture, reported as committed House Bill No. 471, entitled:

An Act providing for the quarantine and control of the European Corn Borer; imposing certain powers and duties on the Department of Agriculture; providing penalties.

Mr. MYERS, from the Committee on Public Buildings, reported as committed, House Bill No. 31, entitled:

An Act authorizing the Board of Commissioners of Public Grounds and Buildings to erect a Soldiers' and Sailors' Memorial Bridge, with the approaches thereto and memorial pylons, in the city of Harrisburg, to commemorate the services of the soldiers and sailors of the Commonwealth; providing for the letting of contracts therefor; providing for a proportion of the cost to be paid by the city of Harrisburg and public service corporations using or affected by the building of said bridge; providing for acquiring any property necessary by eminent domain; giving the Board of Commissioners of Public Grounds and Buildings the right to sell a portion of the land to the Pennsylvania Railroad Company to conform to the plans of the architect; providing for the maintenance of said bridge; and making an appropriation to carry out the provisions of this act.

Mr. McBRIDE, from the Committee on Counties and Townships, re-reported as amended, House Bill No. 140, entitled:

An Act to amend the twelfth clause of section three hundred and eighty-one chapter seven of an act approved the fourteenth day of July, one thousand nine hundred and seventeen (P. L. 840), entitled "An act concerning townships and revising, amending and consolidating the law relating thereto."

## BILL RE-REFERRED.

Mr. SPEER returned from the Committee on Judiciary Special, with recommendation that it be re-referred to the Committee on Education, House Bill No. 120, entitled:

An Act to amend the act approved the ninth day of May, one thousand nine hundred and twenty-three, (P. L. 178), entitled, "An act to amend section three hundred and three of an act, approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith,' as amended."

The SPEAKER. The bill is now re-referred to the Committee on Education.

Mr. WILSON returned from the Committee on Judiciary Special, with recommendation that it be re-referred to the Committee on Judiciary General, House Bill No. 444, entitled:

An Act regulating the selection and qualifications of jurors for service in the several courts, civil and criminal, of counties of the second class, creating a Board of Judges from the Court of Common Pleas of said counties for this purpose, prescribing the powers and duties of said Board, imposing the expense of maintaining and operating said Board upon said counties, requiring the County Commissioners of said counties to provide suitable office quarters, equipment and supplies for said Board, authorizing the employment of necessary clerks, assistants and other employes, abolishing the existing office of jury commissioner in said counties, requiring other County Officers and Boards to furnish information to said Board, requiring taxables to furnish information in respect to their qualifications under oath, and prescribing punishments for violation of the provisions hereof.

The SPEAKER. The bill is now re-referred to the Committee on Judiciary General.

## RESOLUTION RELATIVE TO ADDRESS OF GOVERNOR.

Mr. HARER offered the following resolution which was twice read, considered and adopted.

In the House of Representatives, February 10, 1925.

Whereas, His Excellency, the Governor of the Commonwealth has, by message of February ninth, one thousand nine hundred and twenty-five advised the Senate and House of Representatives of the General Assembly, of his desire to address the members thereof in joint session on Tuesday, February tenth, one thousand nine hundred and twenty-five at twelve o'clock noon, therefore be it

Resolved (if the Senate concur), That the Senators and Members of the House of Representatives are pleased to comply with the request of His Excellency, and will meet in joint session for that purpose at the time requested in said message, and be it further

Resolved, That a committee of two Senators to be appointed by the President pro tempore of the Senate and two Members of the House of Representatives to be appointed by

the Speaker of the House of Representatives shall wait upon the Governor and advise him of the passage of this resolution and of their readiness to hear any message he may desire to deliver.

Ordered, That the Clerk present the same to the Senate for concurrence.

## APPOINTMENT OF COMMITTEE

The SPEAKER. The Chair appoints on this committee the gentleman from Lycoming, Mr. Harer, and the gentleman from Montgomery, Mr. Burd P. Evans.

## ANNOUNCEMENT BY THE SPEAKER.

The SPEAKER. The Chair desires to announce that he is very much pleased at the progress the committees are making in reporting bills to the House. He also wants to state at this time, that as far as possible, for the purpose of facilitating reports from the committees at the proper time, when it is due to report, he will first take up reports from this section on the right-hand side of the House and when all the reports are received from that section, he will go to the other sections across the House in order, so that you will not have to stand on your feet from the time reports of committees are asked for until your report has been finally given.

## LEAVES OF ABSENCE.

Mr. LUCAS asked and obtained leave of absence for Mr. Royle, on account of illness in the family.

## BILL RECOMMITTED.

Mr. EARLEY. Mr. Speaker, I move you that House Bill No. 144, bills on second reading, on page 5 of today's calendar, file folio 585, entitled:

An Act to amend section two of the act approved the twenty-fourth day of May, one thousand nine hundred and seventeen, (P. L. 297), entitled "An act authorizing the establishment of contagious disease hospitals in the several counties of the Commonwealth, to be constructed and maintained out of county funds," by removing the restrictions as to location.

be recommitted to the Committee on Public Health and Sanitation for the purpose of amendment.

Mr. HALL. Mr. Speaker, I second the motion.

The motion was agreed to.

## ANNOUNCEMENT BY THE SPEAKER.

The SPEAKER. We will take up the Third Reading Calendar at this time. The members will notice that some of the bills are not now on the files. That is due to a delay of the printer, I am told. But those bills that are on the file, and concerning which there has been no amendment, we will take up for third reading at this time.

## BILLS ON THIRD READING.

Agreeaby to order,

The House proceeded to the third reading and consideration of House Bill No. 187, entitled:

An Act to amend section eleven of an act approved the eleventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred and twenty-two) entitled "An act relating to dogs and the protection of live stock and poultry from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by asesssors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock and poultry by dogs and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and making an appropriation thereof and providing penalties" fixing the fee of the county treasurer for issuing kennel licenses

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—195.

| | | | |
|---|---|---|---|
| Adam, | Fockler, | Marshall, | Schoener, |
| Allman, | Fratt, | Martz, | Schwartz, |
| Anderson, | Frye, | Mathay, | Scott, |
| Armstrong, | Gelnett, | McBride, | Shaffer, |
| Aston, | Gilchrist, | McCaig, | Shambach, |
| Bartley, | Goehring, | McCann, | Sheffer, |
| Behney, | Goodnough, | McClure, J. F., | Smith, G. A., |
| Bell, F. A. | Goss, | McClure, J. H., | Smith, H. J., |
| Bell, W. T. | Greeby, | McCormick, | Soffel, |
| Bentley. | Greenstein, | McDaniel, | Sowers, |
| Berkheiser, | Griffith, | McDermott, | Speer, |
| Bickett, | Grimes, | McKim, | Spencer, |
| Bidelspacher, | Guerin, | McLaughlin, | Stadtlander, |
| Blair, | Haas, | Memolo, | Stark, |
| Blumberg, | Haines, | Metzger, | Staudenmeier, |
| Bray, | Hall, | Metzinger, | Stavitski, |
| Brewster, | Hantz, | Millar, | Sterling, |
| Bromley, | Harding, | Miller, C., | Stock, |
| Brown, E., | Harer, | Miller, H. A., | Storb, |
| Brown, E. P., | Hart, | Moffatt, | Storer, |
| Brown, T. J., | Haws, | Moore, | Strayer, |
| Burchinal, | Heffran, | Morrison, | Talbot, |
| Burke, | Henderson, | Muldowney, | Thomas, L. D., |
| Bush, | Hess, | Munley, | Thomas, M. G., |
| Canon. | Himes, | Myers, | Toepfer, |
| Colville, | Holcombe, | Neely, | Towner, |
| Conner, | Holmes, | Nicholson, | Trescher, |
| Craig, | Holtzman, | Nolte, | Turner, |
| Critchfield, | Horn, | North, | Voltz, |
| Cross, | Howe, | Orr, | Washington, |
| Davies, | Hricko, | Parkinson, | Watson, |
| Davis, | Huber, | Patterson, B.H., | Weamer, |
| DeFrehn, | Irvin, | Patterson, F.W., | Wells, |
| Deibler, | Jones, | Patterson, M., | Welty, |
| Derby, | Kelly, | Peelor, | Wettach, |
| Diehm, | Labar, | Pennock, | Wheeler, |
| Dietz, | Lafferty, | Perry, | Whitehouse, |
| Dilsheimer, | Lauver, | Phillips, | Williams, |
| Donnell, | Leidich, | Pitts, | Wilson, |
| Drinkhouse, | Little, H. A., | Posey, | Witherspoon, |
| Drumbor, | Little, J. T., | Powell, | Witkin, |
| Eaches, | Lockhart, | Prosser, | Wood, N., |
| Earley, | Lotz, | Pryor, | Wood, W. P., |
| Ede, | Lucas, | Raymond, | Wright, |
| Edmonds, | Ludlow, | Rhodes, | Bluett, |
| Emhardt, | Lukehart, | Reader, | Speaker. |
| Evans, B. P., | Lynch, | Rieder, | |
| Evans, F. D., | Malie, | Sarig, | |
| Flinchbaugh, | Mangan, | Sautter, | |
| Flynn, | Marcus, | Schilling, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 304, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section seventeen

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—200.

| | | | |
|---|---|---|---|
| Adam, | Flynn, | Malie, | Sarig, |
| Alexander, | Fockler, | Mangan, | Sautter, |
| Allman, | Fratt, | Marcus, | Schilling, |
| Anderson, | Frye, | Marshall, | Schoener, |
| Armstrong, | Gelnett, | Martz, | Schwartz, |
| Bartley, | Gilchrist, | Mathay, | Scott, |
| Behney, | Goehring, | McBride, | Shaffer, |
| Bell, F. A. | Goodnough, | McCaig, | Shambach, |
| Bell, W. T. | Goss, | McCann, | Sheffer, |
| Bentley. | Greeby, | McClure, J. F., | Smith, G. A., |
| Berkheiser, | Greenstein, | McClure, J. H., | Smith, H. J., |
| Bickett, | Griffith, | McCormick, | Soffel, |
| Bidelspacher, | Grimes, | McDaniel, | Sowers, |
| Blair, | Guerin, | McDermott, | Speer, |
| Blumberg, | Haas, | McGowan, | Spencer, |
| Bray, | Haines, | McKim, | Stadtlander, |
| Brewster, | Hall, | McLaughlin, | Stark, |
| Bromley, | Harding, | Memolo, | Staudenmeier, |
| Brown, E., | Harer, | Metzger, | Stavitski, |
| Brown, E. P., | Hart, | Metzinger, | Sterling, |
| Brown, T. J., | Haws, | Millar, | Stock, |
| Burchinal, | Heffernan, | Miller, C., | Storb, |
| Burke, | Heffran, | Miller, H. A., | Storer, |
| Bush, | Henderson, | Moffatt, | Strayer, |
| Canon, | Hess, | Moore, | Talbot, |
| Colville, | Himes, | Morrison, | Thomas, L. D., |
| Conner, | Holcombe, | Muldowney, | Thomas, M. G., |
| Craig, | Holmes, | Munley, | Toepfer, |
| Critchfield, | Holtzman, | Myers, | Towner, |
| Cross, | Horn, | Neely, | Trescher, |
| Davies, | Howe, | Nicholson, | Turner, |
| Davis, | Hricko, | Nolte, | Voltz, |
| DeFrehn, | Huber, | North, | Washington, |
| Deibler, | Irvin, | Parkinson, | Watson, |
| Derby, | Jones, | Patterson, B.H., | Weamer, |
| Diehm, | Kelly, | Patterson, F.W., | Wells, |
| Dietz, | Labar, | Patterson, M., | Welty, |
| Dilsheimer, | Lafferty, | Peelor, | Wettach, |
| Donnell, | Lauver, | Pennock, | Wheeler, |
| Drinkhouse, | Leidich, | Perry, | Whitehouse, |
| Drumbor, | Little, H. A., | Phillips, | Williams, |
| Duddy, | Little, J. T., | Pitts, | Wilson, |
| Eaches, | Lockhart, | Posey, | Witherspoon, |
| Earley, | Long, | Powell, | Witkin, |
| Ede, | Lotz, | Prosser, | Wood, N., |
| Edmonds, | Lucas, | Pryor, | Wood, W. P., |
| Emhardt, | Ludlow, | Raymond, | Wright, |
| Evans, B. P., | Lukehart, | Reader, | Bluett, |
| Evans, F. D., | Lynch, | Rhodes, | Speaker. |
| Flinchbaugh, | MacMillan, | Rieder, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 220, entitled:

A Supplement to the act approved the twenty-fourth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred and ninety-seven) entitled "An act authorizing the establishment of contagious disease hospitals in the several counties of the Commonwealth to be constructed and maintained out of county funds" providing for the establishment and maintenance of contagious disease hospitals by two or more counties jointly

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—187.

| | | | |
|---|---|---|---|
| Adam, | Flynn, | MacMillan, | Rieder, |
| Alexander, | Fockler, | Mangan, | Sarig, |
| Allman, | Fratt, | Marcus, | Sautter, |
| Anderson, | Frye, | Marshall, | Schilling, |
| Armstrong, | Gelnett, | Martz, | Schoener, |
| Aston, | Gilchrist, | Mathay, | Schwartz, |
| Baldi, | Goehring, | McBride, | Scott, |
| Bartley, | Goodnough, | McCaig, | Shaffer, |
| Bell, F. A. | Goss, | McCann, | Shambach, |
| Bell, W. T. | Greeby, | McClure, J. F., | Sheffer, |
| Bentley. | Greenstein, | McClure, J. H., | Smith, G. A., |
| Berkheiser, | Griffith, | McCormick, | Smith, H. J., |
| Bickett, | Grimes, | McDaniel, | Soffel, |
| Bidelspacher, | Guerin, | McDermott, | Sowers, |
| Blair, | Haas, | McGowan, | Speer, |
| Blumberg, | Haines, | McKim, | Spencer, |
| Bray, | Hall, | McLaughlin, | Stadtlander, |
| Brewster, | Hantz, | Memolo, | Stark, |
| Bromley, | Harding, | Metzger, | Staudenmeier, |
| Brown, E., | Harer, | Metzinger, | Stavitski, |
| Brown, E. P., | Hart, | Millar, | Sterling, |
| Brown, T. J., | Haws, | Miller, C., | Stock, |
| Burchinal, | Heffernan, | Miller, H. A., | Storb, |
| Burke, | Heffran, | Moffatt, | Storer, |
| Colville, | Henderson, | Moore, | Strayer, |
| Conner, | Hess, | Morrison, | Talbot. |
| Craig, | Himes, | Muldowney, | Thomas, L. D., |
| Critchfield, | Holcombe, | Myers, | Thomas, M. G., |
| Cross, | Holmes, | Neely, | Toepfer, |
| Davies, | Holtzman, | Nicholson, | Towner, |
| Davis, | Horn, | Nolte, | Trescher, |
| DeFrehn, | Howe, | North, | Turner, |
| Deibler, | Huber, | Orr, | Voltz, |
| Dengler, | Irvin, | Parkinson, | Watson, |
| Derby, | Jones, | Patterson, B.H., | Weamer, |
| Diehm, | Kelly, | Patterson, F.W., | Wells, |
| Dietz, | Labar, | Patterson, M., | Welty, |
| Dilsheimer, | Lafferty, | Peelor, | Wettach, |
| Donnell, | Lauver, | Pennock, | Wheeler, |
| Drinkhouse, | Leidich, | Perry, | Whitehouse, |
| Drumbor, | Little, H. A., | Phillips, | Williams, |
| Duddy, | Little, J. T., | Pitts, | Wilson, |
| Eaches, | Lockhart, | Posey, | Witherspoon, |
| Earley, | Long, | Powell, | Witkin, |
| Ede, | Lotz, | Prosser, | Wood, N., |
| Edmonds, | Lucas, | Pryor, | Wood, W. P., |
| Emhardt, | Ludlow, | Raymond, | Wright, |
| Evans, B. P., | Lukehart, | Reader, | Bluett, |
| Evans, F. D., | Lynch, | Rhodes, | Speaker. |
| Flinchbaugh, | | | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 421, entitled:

An Act making it unlawful to bribe or attempt to bribe any professional baseball player boxer or wrestler and for such player boxer or wrestler to accept agree to accept or solicit bribes

On the question,

Will the House agree to the bill on third reading?

Mr. WITKIN. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk then read the amendments as follows:

Amend title line 2 by inserting after the word "player" the following: "professional foot-ball player"

Amend Sec. 1, page 1, line 10 by inserting after the word "player" the following: "professional foot-ball player"

Amend Sec. 1, page 1, line 12 by inserting after the word "game" the following: "foot-ball game"

Amend Sec. 2, page 2, line 5 by inserting after the word "player" the following: "professional foot-ball player"

Amend Sec. 2, page 2, line 8 by inserting after the word "game" the following: "foot-ball game."

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there any objection-? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

## SENATE MESSAGE.

### RESOLUTION CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, February 10, 1925.

Whereas, His Excellency, the Governor of the Commonwealth has, by message of February ninth, one thousand nine hundred and twenty-five advised the Senate and House of Representatives of the General Assembly, of his desire to address the members thereof in joint session on Tuesday, February tenth, one thousand nine hundred and twenty-five at twelve o'clock noon, therefore be it

Resolved (if the Senate concur), That the Senators and Members of the House of Representatives are pleased to comply with the requst of His Excellency, and will meet in joint session for that purpose at the time requested in said message, and be it further

Resolved, That a committee of two Senators to be appointed by the President Pro Tempore of the Senate and two Members of the House of Representatives to be appointed by the Speaker of the House of Representatives shall wait upon the Governor and advise him of the passage of this resolution and of their readiness to hear any message he may desire to deliver.

and has appointed on such committee the Senator from Potter, Mr. Baldwin, and the Senator from Blair, Mr. Snyder.

## ANNOUNCEMENT BY THE SPEAKER.

The SPEAKER. Will the committee appointed yesterday to act with the committee of the Senate to invite the Governor to address us in Joint Assembly proceed to its duty at this time.

## QUESTION OF PERSONAL PRIVILEGE.

Mr. STERLING. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. STERLING. Mr. Speaker and gentlemen of the House, by reference to page 134 of the Legislative Journal, it appears that on January 27th this house concurred in the Joint Resolution of the Senate for the appointment of a committee to inquire into the system of printing and filing bills and other printed matter. That resolution provides further that the committee shall make its report on or before March 10th. For my own part, and from my own experience, and I think it is the experience of every member of this house, the date of that resolution should have been much earlier than March 10th. It seems to me that the progress of the business of this house is being constantly retarded through the delay in the printing of matter that should be in the files of the members at the time when the hour fixed for the beginning of business here arrives. In order to adjust that situation and in order further that the business of the House may go on without that hold back, and I move that the Speaker appoint three members of the House to ascertain the cause for delay in printing and filing of House calendars and bills, to confer with the Printer and persons engaged in this work, and to report their findings with recommendations to this House not later than February 17, 1925.

Mr. MILLAR. Mr. Speaker, I second the motion.

The motion was agreed to.

## APPOINTMENT OF COMMITTEE TO INVESTIGATE DELAYS IN PRINTING.

The SPEAKER. The Chair appoints on that committee the gentleman from Philadelphia, Mr. Sterling, the gentleman from Philadelphia, Mr. Millar, and the gentleman from Deleware, Mr. Alexander.

## COMMITTEE DISCHARGED.

Mr. BURD P. EVANS. Mr. Speaker, your committee appointed to conduct the Senate to the Hall of the House of Representatives beg leave to inform you that they have attended to that duty and that the Senate is here present.

The SPEAKER. The Commitee is discharged with the thanks of the House. The President of the Senate will proceed to the Speaker's desk and the President pro tem to the platform, and the members of the Senate will be seated.

## JOINT SESSION.

LIEUTENANT-GOVERNOR DAVID J. DAVIS presiding.

LIEUTENANT-GOVERNOR DAVIS. The Assembly will be in order.

The SERGEANT-AT-ARMS OF THE SENATE. Mr. President, I have the honor to present to you His Excellency, the Governor of the Commonwealth, the Hon. Gifford Pinchot.

LIEUTENANT- GOVERNOR DAVIS. The General Assembly has met in joint session for the purpose of listening to a message from His Excellency, the Governor. I take pleasuree in introducing to you Hon. Gifford Pinchot, Governor of the Commonwealth of Pennsylvania.

## ADDRESS OF GOVERNOR GIFFORD PINCHOT TO THE GENERAL ASSEMBLY OF PENNSYLVANIA.

GOVERNOR GIFFORD PINCHOT:

Ladies and Gentlemen: The Legislature of 1923 had before it three enforcement bills, one for enforcing the Eighteenth Amendment with regard to alcoholic beverages, and two to prevent production of illegal drink by breweries and alcohol distilleries. The first, the Armstrong-Snyder Bill, was enacted into law. As a result great progress has been made in the elimination of illicit saloons and in limiting the illegal sale of liquor to the operations of the bootlegger.

Throughout Pennsylvania the sentiment in favor of law enforcement is notably stronger than it was two years ago. Courts and juries, with certain notable exceptions, now punish offenses against the liquor laws more vigorously than they did, and the whole situation, so far as it is affected by the Armstrong-Snyder Bill, shows marked improvement.

The two bills intended to stop the flood of illegal drink from breweries and alcohol distilleries failed to pass. Con-

sequently it has not been possible to attack the trouble at its source. The results I desire to lay before you.

Philadelphia is a principal center in the United States for the manufacture of illegal drink from denatured alcohol. This statement not only is corroborated by the testimony of official investigators, but the facts which I am about to quote leave little doubt of it. These facts were collected by special investigators, assisted by State Policemen, working under the direction of the Department of Justice and paid for out of funds raised by the Women's Christian Temperance Union for law enforcement.

It is well known that poison bootleg liquor is made out of denatured alcohol, and that denatured alcohol is of two kinds—completely denatured and specially denatured. It is specially easy to remove the denaturing ingredients from most of the latter, which supplies by far the larger part of all the bootleg liquor.

In the two years ending June 30, 1923, the amount of speially denatured alcohol removed and disposed of in the Philadelphia district increased from less than 800,000 to more than 5,000,000 gallons. In the succeeding year there was a slight decrease in production, but it was more than made up by importation. This enormous production and distribution of specially denatured alcohol is at the present time checked by no records which are effective to prevent its passage in huge quantities into the bootleg trade.

This is how the graft is worked.

In the first Pennsylvania District there are 18 distillers, denaturers, and bonded dealers authorized under Federal permit to sell denatured alcohol. They can sell specially denatured alcohol only to manufacturers holding Federal permits. Such manufacturers authorized to make toilet waters, hair tonics, and tobacco sprays by the use of specially denatured alcohol numbered 151 in Philadelphia on November 30, 1924.

The method of operation of a crooked manufacturer in this line is generally as follows: Having withdrawn a consignment of specially denatured alcohol, and having ostensibly but not in fact manufactured it into toilet waters, hair tonics, or tobacco sprays, he proceeds to resell it to a so-called cover house, of which there are 74 known to have been used by Philadelphia manufacturers. The cover houses never receive the toilet water, hair tonic, or tobacco spray supposed to be delivered to them. In some cases they may receive the denatured alcohol, in others not. In either case the cover house is paid a commission for the use of its name in concealing the delivery of the unmanufactured alcohol from the supposed manufacturer to the redistiller and the bootlegger. This commission is usually five percent.

Of the 151 manufacturers of toilet waters, hair tonics and tobacco sprays nearly every one does his supposed manufacturing in a single small room or small building, utterly inadequate in size and equipment for the business alleged to be conducted in it. The premises of the cover houses are similarly inadequate for the business they are alleged to do. In one case a supposed manufacturer, when his permit was temporarily revoked, had his total equipment sold at constable's sale to pay the rent due one small room.

The quantities of specially denatured alcohol withdrawn by these fraudulent manufacturers are almost beyond belief. Five permittees are authorized to withdraw over 655,000 gallons in a single year for toilet waters, hair tonics, and tobacco sprays. This is more than three times the total consumption of all the manufacturers of paints, cements, and varnishes in Philadelphia.

These 151 toilet water, hair tonic, and tobacco spray makers withdrew, in the first ten months of 1924, more than 1,100,000 gallons of specially denatured alcohol, which is probably alcohol enough to make toilet water, hair tonic, and tobacco sprays for the people of the whole world.

Nine permittees claim to have used and sold more than 185,000 gallons of denatured alcohol in tobacco sprays during the first ten months of 1924. I am informed that according to the formula used by the largest manufacturers of tobacco in this country, this was tobacco spray enough to have treated twice over the whole tobacco production of the United States in 1924, and half the production of the entire world.

Of these 151 manufacturers, 128 were found by State officials to be engaged in violations of law or in crooked practices to cover such violations. Their offenses were not only against the Eighteenth Amendment, but of the 128 only 21 had filed incorporation papers in this State, and 57 were doing business in contravention of the law which requires the true owners of a concern to register their names in Harrisburg. None of these concerns keep regular books, and most keep practically none at all. Probably 90 percent of them could gather up their entire manufacturing and office equipment in a small delivery wagon and leave for parts unknown, as did one of the nine largest cover houses when State officers made an appointment late in the afternoon to see the proprietor next morning.

Most of these concerns are without published rating with leading mercantile agencies. Of five permittees (whose permits were revoked for a longer or shorter period in 1924 but reinstated before December 1, 1924) authorized to withdraw specially denatured alcohol for toilet waters, hair tonics or tobacco sprays to the amount of nearly 590,000 gallons in a single year, four were without published commercial rating and one was rated at from $500 to $1,000 with limited credit at that. Every sale made my one of the other four since the restoration of its permit was found by State officers to be ficticious.

To seven of these cover houses, all without published commercial rating, permittee manufacturers claim to have sold more than $400,000 worth of toilet waters and hair tonics during ten months of 1924. One of the cover houses, whose alleged purchases amounted to nearly $100,000, does business in New York City in a single room which it shares with three other persons.

Of the 77 permittee manufacturers in Philadelphia which withdrew over 1,000,000 gallons of specially denatured alcohol during the first ten months of 1924 and made alleged sales to the 74 cover houses already mentioned, 53 were cited during the year just past for violations of law, 34 were doing business under assumed names without registering their true owners, and 54 had no rating in the latest book of a leading commercial agency.

Out of 130 manufacturers in the Philadelphia district cited before the Federal Prohibition authorities since January 1st, 1924, for violations of law, and to show cause why their permits should not be revoked. 122 held permits to make toilet waters and hair tonics. So far as records available to me in Philadelphia disclose up to last Saturday (excluding 14 appeals now pending in Washington and 3 revocations in December) only 19 permits had been permanently revoked, of which 17 made no defense, two agreed to surrender their permits, and all were minor offenders. Without exception the big violators whose permits were revoked have had them restored.

Completely denatured alcohol also is an important source of bootleg liquor. The producers of it are required to keep only records of sales, and its purchasers no records at all. They are subject to no inspection of any sort. There-

fore the diversion of alcohol either after or before denaturing is by no means difficult. That explains at least in part why the production of completely denatured alcohol has more than doubled in two years, and why it increased in 1924 by nearly 7,500,000 gallons.

Two denaturers in Philadelphia during ten months of 1924 sold over 971,000 gallons of completely denatured alcohol to four concerns only one of which had even a commercial rating in the latest agency book, and two of which had neither filed incorporation papers under State law nor had registered the true names of their owners.

Distillers, denaturers, and bonded dealers sell to permittee manufacturers known to be violating the law. They refused to State officials access to their books and plants with two exceptions, in one of which the books had not been added up for nearly a year.

This business from end to end has the unmistakable marks of fraud and crime. The absurdly large amounts of alcohol withdrawn for purposes for which they could not possibly be used, the almost complete absence of manufacturing facilities where manufacture is supposed to go on, the elaborate system of cover houses, and the almost total lack of commercial respectability among the persons engaged in the business—all these combine to show beyond question both the existence of widespread conspiracies to violate the law and its actual violation on a huge scale.

No such flood of strong drink as this has been poured out upon the people of Pennsylvania and the adjoining States since the Eighteenth Amendment was passed. Its existence is a disgrace, but the way to cure it is clear. If these fraudulent manufacturers and cover houses were required to demonstrate the legitimacy of their business before securing a permit from State authorities, if adequate records were required, and if the records and manufacturing plants were freely open to State inspection, this abominable traffic in Pennsylvania would promptly cease. This is the purpose of the united enforcement bill.

As Philadelphia is a center for bootleg alcohol, so Pittsburgh is a center for illegal beer. Law violations by brewers, however, are not concentrated in Pittsburgh as law violations through denatured alcohol are in Philadelphia. Breweries are scattered widely over the State.

The difficulty of securing legal evidence of law violations by breweries known to be producing strong beer are exceedingly great. Not only are officers of the law without authority to inspect breweries during two-thirds of each twenty-four hours, but the brewers have developed systems of spies, watchers, pilot cars, forerunners, and even stockades, which multiply the task of apprehending them. Nevertheless, of about 100 breweries operating in the State, 62 were caught in violations of the law during 1924. Of the 32 which were apprehended by the State Police, only six were padlocked or permanently enjoined from doing business by the United States Courts.

Thirty-two breweries have been caught in one violation; ten have been caught in two; seven in three; four in four; one in six and one in seven violations. More than half of all violations take place during the hours when inspection is denied.

It is obviously ridiculous to contend that 100 breweries are necessary to keep the people of Pennsylvania and the adjoining States supplied with near-beer. The mere fact that 100 are in operation furnishes complete assurance that a large number of them are violating the law. As a matter of fact the State Police have direct reason to believe that more than half of the 100 are actual violators at this time, and because of the obstacles which the brewers put in the way of getting information, the actual percentage is certainly much larger. Without doubt as many as were actually caught in violations during the past year are still actively breaking the law.

One of the most powerful helps for breweries caught in violation is the law's delay. The Ashland Brewery, for example, was first caught violating the law by the State Police on March 15, 1923 and has been caught three times since. Proceedings to close it are still pending. The Eagle Brewery was caught first on July 3, 1923, and has been caught five times since. Proceedings to close it are still pending. The Fountain Springs Brewery was first caught by the State Police February 15, 1923, and has been caught three times since. Proceedings to close it are still pending. The Jenner Brewing Co. was first caught March 23, 1923, and six times after that, before the order padlocking it for one year was granted.

Of the breweries caught by the State Police in 1924, 12 were operating under Federal permit. One was caught producing strong beer after it had been sized and was actually in the custody of the United States Marshal.

This open, continuous, and notorious defiance of the law is an outrage upon the dignity of this Commonwealth. It is well known, and the way to stop it is equally well known. I venture to predict that the passage of the united enforcement bill will reverse this situation before this Administration goes out of office.

The united enforcement bill is a bill to check the flood of illegal drink at its source. This bill is the joint product of organizations representing the majority sentiment for law enforcement in Pennsylvania, and was approved at a meeting at which were present representatives of the Women's Christian Temperance Union, the Anti-Saloon League, the State Federation of Women's Clubs, the State Federation of Adult Bible Classes, the State Grange, the State Council of Republican Women, and the State Administration.

Very briefly the bill provides for the creation of a Permit Board in the Department of Agriculture consisting of the Secretary of Agriculture, the Secretary of Health, and the Attorney General. This Board is authorized to issue permits for the manufacture and use of alcohol and alcoholic liquids not for beverage purposes; to satisfy itself before issuing a permit that business under it will be honostly conducted; and to revoke the permit if it is not. The Board is given the right of inspection, and penalties are provided for violations.

The bill safeguards the right to make cider and other harmless fruit juices, and protects from interference the business of duly licensed druggists.

It was drawn in the light of two years' practical experience in enforcing the Eighteenth Amendment, and contains no provisions except those shown by that experience to be absolutely necessary. It will do the work it is intended to accomplish, and do it with the least possible machinery and without interfering with any person except the lawbreaker.

This administartion is in consant receipt of appeals from communities which are practically helpless in the grip of liquor law violators. The united enforcement bill provides a remedy by checking the flow of illegal drink at the source.

You will observe that the provisions of this bill have been reduced to the very minimum that will produce the results it seeks. Its enemies will doubtless charge that they are drastic. The charge is ridiculous. If you will compare the statutory restrictions placed on the manufacture of whiskey by the Federal Government nearly sixty years ago you will find that this bill, if it errs at all, errs on the side of leniency. These statutory restrictions require, among other things, the submission of a complete plan of every distillery, including all fixed pipes, and "every branch and every cock

or joint thereof and every valve therein," the keeping of a daily record of the name, residence, and duties of every person employed, the restriction of distilling and shipping to certain fixed times, and they allowed an inspecting officer who might be refused admittance to break in by force. This is how the United States handled whiskey. Our bill does none of these things, and nothing that is in their class.

I cannot understand the attitude of any citizen, or any legislator, who refuses to support legislation needed in good faith to sustain the Constitution of the United States. I can understand the attitude of the man who disbelieves in the Eighteenth Amendment and by constitutional methods seeks its repeal. But the man who refuses to permit the fundamental law of his country to be enforced incurs a grave responsibility.

The dominant party in the United States is the Republican Party, and the Republican Party is thoroughly dry. The much heralded effort to secure the passage of a wet plank at Cleveland, which failed so ignominously that the plank was never even presented, is proof enough of that.

Pennsylvania is the leading Republican State. If Pennsylvania is to be loyal to the principles of the National Republican Party it must support the enforcement of the Eighteenth Amendment, to which the Party is openly and irrevocally committed.

In the recent election, which swept the Republican Party back into power with the greatest majority ever given, the foremost issue was loyalty to the Constitution of the United States. I appeal to that loyalty now. No man can be disloyal to a part of the Constitution without being disloyal to the Constitution as a whole. Any attempt to continue or promote the breaking of the Eighteenth Amendment is disloyalty to the Constitution itself.

In the united enforcement bill the issue is drawn with absolute clearness. There is not a line in it but is fairly and reasonably necessary in the Commonwealth of Pennsylvania to enforce the Constitution of the United States.

I call your attention to the unquestionable fact that the passage or defeat of this legislation involves an issue vastly greater than the mere belief or disbelief in prohibition. The facts I have laid before you prove beyond the possibility of question that the law is being broken in this State on a gigantic scale, in the most open, dangerous, and flagrant manner, and yet in ways which, with proper legislative support, can be stopped.

If this bill is passed the sources of illegal drink in Pennsylvania can be and will be dried up. If this bill is beaten not only will these flagrant violations of the law continue, but the law breakers will by its defeat be encouraged to still greater lawelssness. I have respect enough for the traditions of this great Commonwealth, in which the Constitution was born, to revolt to the bottom of my soul against the efforts of sons of Pennsylvania to support and encourage the flouting of that Constitution in the birthplace of liberty itself.

The enemies of law enforcement will try to make it appear that to defeat this bill will bring nearer the day of light wine and beer. Even if such a day could ever come, it would do nothing of the sort. If modification of the Volstead Act is ever to be possible, this much is clear. It can never even be considered until the law is fully enforced.

This is not a question of light wine and beer. It is not a question of unadulterated liquor of any sort. It is a question of stopping the flood of poison drink poured out over this State—a flood of crime, misfortune, diesase, and death which ruins and kills our own people by the thousand, and flows in an evil stream from Pennsylvania into other States as well.

Respect for law lies at the heart of all good citizenship, of civilization, of safety for persons, and safety for property. The Constitution is openly defied in Pennsylvania. It must be vindicated. That is the issue before us.

That issue is the greatest moral issue which now confronts the people of Pennsylvania and of the United States. On the one side is gathered every evil force within this Commonweatlh. On the other are all the churches, all the organizations of women, all the defenders of law and order—in a word, every force of every kind that stands for righteousness in Pennsylvania is behind this bill, and behind them all the Constitution of the United States. With which side will you stand?

LIEUTENANT-GOVERNOR DAVIS. The business for which the General Assembly met in joint session having been transacted, the joint session is adjourned. The Senators will retire to the Senate Chamber.

SPEAKER BLUETT IN THE CHAIR.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 366, entitled:

An Act amending clause forty-six of section three of Article five of an act approved the twenty-seventh day of June, one thousand nine hundred and thirteen, (P. L. 568), entitled "An act providing for the incorporation, regulation, and government of cities of the third class; regulating nomination and election of municipal officers therein; and repealing, consolidating and extending existing laws in relation thereto." as amended, so as to provide that the cities of said class shall have the right to exercise the powers and authority of local self-government in all municipal affairs.

On the question,

Will the House agree to the bill on third reading?

Mr. CRAIG. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk then read the amendment as follows:

Amend Sec. 1, Page 2, line 25, by striking out the word "maintenances" and inserting in lieu thereof "maintenance".

The SPEAKER. Will the House give unanimous consent to the insertion of the amendment at this time? Is there any objection? The Chair hears none and the amendment will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 82, entitled:

An Act amending sections one and two of an act approved the twelfth day of May, one thousand nine hundred and twenty-one, (P. L. 548), entitled "An act providing for the depositing of money with the clerk of the several courts of quarter sessions and oyer and terminer or other courts of record having jurisdiction in this Commonwealth, in lieu of bail and recognizances with surety or sureties, in criminal or quasi criminal prosecution, desertion or non-

support and surety of the peace cases, pending in said courts, and fixing the fees of the said clerk of the courts;" providing for the depositing of cash bail by others than defendants.

On the question,

Will the House agree to the bill on third reading?

Mr. GOEHRING. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk then read the amendment as follows:

Amend Sec. 1, Page 2, line 18, by underscoring after the word "recognizances" the word "or".

The SPEAKER. Will the House give unanimous consent to the insertion of the amendment at this time? Is there any objection? The Chair hears none and the amendment will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

## BILLS ON FIRST READING.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 384, entitled:

An Act regulating the conduct of policemen and firemen at elections and in relation thereto in cities of the second and third class and providing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 210, entitled:

An Act validating certain proceedings and elections of counties cities boroughs township school districts and other municipalities or incorporated districts had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred and seventy-four entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance of such proceedings and elections

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 493, entitled:

An Act providing for the levy of a poll tax in counties of the second third fourth fifth sixth seventh and eighth class and in boroughs towns and townships and abolishing therein taxes on salaries and emoluments of office offices and posts of profit professions trades and occupations

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

## SENATE MESSAGE.

### SENATE BILLS FOR CONCURRENCE.

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 143. (HOUSE BILL No. 719.)

An Act to further amend section three of the act approved the nineteenth day of March, one thousand nine hundred and fifteen (P. L. 5), entitled "A further supplement to an act entitled 'An act to establish a county court for the county of Allegheny, and prescribing its powers and duties; regulating the procedure therein, and providing for the expenses thereof,' approved the fifth day of May, one thousand nine hundred and eleven; (P. L. 198), constituting the said court the juvenile court of said county, and prescribing its organization, jurisdiction, and powers therein andotherwise," as amended, by requiring the salary board to fix the salaries of all employes of such juvenile court.

Referred to the Committee on Judiciary General.

SENATE BILL No. 169. (HOUSE BILL No. 720.)

An Act authorizing the entry of sheriffs constables and others by force or otherwise into places or buildings where goods and chattels formerly levied upon are contained for the purpose of sale and providing penalties for interference.

Referred to the Committee on Judiciary General.

SENATE BILL No. 202. (HOUSE BILL No. 721.)

An Act in relation to the procedure in certain classes of cases in which there is raised a question as to the jurisdiction of a court of first instance over the defendant or the cause of action for which suit is brought and authorizing appeals from the preliminary decision of such questions.

Referred to the Committee on Judiciary General.

SENATE BILL No. 165. (HOUSE BILL No. 722.)

An Act authorizing counties to engage in health work and to appropriate monies for such purposes.

Referred to the Committee on Public Health and Sanitation.

SENATE BILL No. 198. (HOUSE BILL No. 723.)

An Act to amend section two of the act approved he eighh day of May, one thousand nine hundred and nineteen (P. L. 148), entitled "An act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll bridges over the Delaware River" as amended.

Referred to the Committee on Public Roads.

SENATE BILL No. 199. (HOUSE BILL No. 724).

An Act making it unlawful to drive over certain interstate bridges with loads of excessive weight and inflicting penalties.

Referred to the Committee on Public Roads.

SENATE BILL No. 230. (HOUSE BILL No. 725.)

An Act to ratify and adopt a compact negotiated by Commissioners designated by the Governor under a law of the Commonwealth of Pennsylvania with Commissioners duly authorized thereto by the States of New York and New Jersey, for the regulation of the flow of the Delaware River, the conservation of the water resources of the Delaware Basin, the apportionment thereof among the said States for domestic and municipal supply, and the utilization thereof for power and other beneficial uses.

Referred to the Committee on Judiciary General.

SENATE BILL No. 47. (HOUSE BILL No. 726.)

An Act regulating the sale of oysters at retail.

Referred to the Committee on Public Health and Sanitation.

## RECESS.

The SPEAKER. If there is no objection the Chair will declare a recess until 4:30 o'clock this afternoon, and at that hour the gentleman from Philadelphia, Mr. Perry, will preside.

Whereupon, at (12:45 o'clock P. M.) the House took a recess until 4:30 o'clock P. M.

## AFTER RECESS.

The House reconvened at 4:30 o'clock P. M.
MR. PERRY IN THE CHAIR.

## REPORTS FROM COMMITTEES.

Mr. LYNCH, from the Committee on Judiciary Special, reported as committed, House Bill No. 543, entitled:

An Act repealing all acts and parts of acts general, local and special, which impose a State tax on the fees of notaries public.

Mr. EARLEY, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 419, entitled:

An Act to amend sections three and four of the act approved the twenty-sixth day of June, one thousand nine hundred and nineteen (P. L. 640), entitled "An act to discontinue the State quarantine; abolishing all offices and places connected therewith, including the State Quarantine Board, the Quarantine Physician, and the Health Officer for the Port of Philadelphia; providing for the possession, control, and custody of certain books, records, paraphernalia, and property; authorizing the leasing or sale of the real estate or personal property connected with the Marcus Hook Station to the United States Government; and repealing certain acts".

Mr. HALL, from the Committee on Judiciary General, reported as committed, House Bill No. 363, entitled:

An Act to amend section one of the act approved the eleventh day of June, one thousand nine hundred and fifteen (P. L. 938), entitled "An Act to regulate and establish the fees to be charged and collected by the several clerks of the courts of oyer and terminer, general jail delivery, and quarter sessions of the peace, in counties of this Commonwealth having a population of over eight hundred thousand and less than one million five hundred thousand inhabitants, as computed by the last preceding United States census," by fixing fee for certifying certain conviction to Secretary of Highways.

Mr. HESS, from the Committee on Public Roads, reported as committed, House Bill No. 620, entitled:

An Act relating to the allocation of moneys to the different counties by the Department of Highways for the consruction of highways; providing a method to compel the county commisioners to apply for such moneys; and extending the time for filing applications for money allocated but unexpended prior to the approval of this act.

Mr. JONES, from the Committee on Forestry, reported as committed House Bill No. 591, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania, by adding thereto section sixteen.

Mr. PEELOR, from the Committee on Judiciary General, reported as amended, House Bill No. 61, entitled:

An Act relating to jurors; exempting from jury duty women over sixty years of age and mothers of children under the age of five years.

Mr. PEELOR, from the Committee on Judiciary General, reported as committed House Bill No. 365, entitled:

An Act to amend section forty-two of the act approved the fifteenth day of April, one thousand eight hundred and thirty-four, (P. L. 537) entitled, "An act relating to counties and townships and county and township officers," by making county treasurers agents of the Commonwealth in collecting and transmitting money for the Commonwealth and providing their compensation for such services.

Mr. HAWS, from the Committe on Public Health and Sanitation, reported as commited, House Bill No. 513, entitled:

An Act for the protection of the public health by regulating the sale of certified milk; providing for the appointment of a commission by county medical societies or the Department of Agriculture; defining their powers, and providing a penalty.

Mr. WITKIN, from the Committee on Judiciary General, reported as committed, House Bill No. 319, entitled:

An Act authorizing cities of the second class to regulate by ordinance sales of merchandise at public auction and to fix penalties for the violation of the provisions thereof.

Mr. WITKIN, from the Committee on Judiciary General, reported as committed, House Bill No. 475, entitled:

An Act to amend section one of an act approved the nineteenth day of June, one thousand nine hundred and thirteen, (P. L. 528), entitled "An act fixing the penalty for murder of the first degree; regulating the procedure incident to the infliction thereof; prescribing and providing for a place and manner of inflicting said penalty on the ground of the new Western Penitentiary of this Commonwealth, in Centre County; making an appropriation therefor; repealing inconsistent legislation; and providing that neither this act nor said repeal shall apply to any case in which it shall appear that said crime was committed prior to the date of the approval of this act," by providing that the death penalty shall not be imposed upon persons under sixteen years of age.

Mr. EMHARDT, from the Committee on Judiciary Special, reported as amended, House Bill No. 279, entitled:

An Act to fix the salaries of the judges of the courts of common pleas, and the judges of the orphans' courts.

Mr. STAUDENMEIER, from the Committee on Judiciary General, reported as committed, House Bill No. 360, entitled:

An Act to amend section eight of the act approved the sixteenth day of May, one thousand nine hundred and twenty-one (P. L. 559), entitled "An act for the better protection of fish; requiring citizens of the United States residing within this Commonwealth to procure a license from the county treasurer to fish or angle in the waters of this Commonwealth, or in the waters bounding or adjacent thereto, and regulating the issuance of such license; providing penalties for the violation of this act, and the manner of proceeding to enforce compliance therewith; and providing for the disposition of the penalties recovered and license fees received."

Mr. NOLTE, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 526, entitled:

An Act authorizing local boards of health of cities of the third-class, boroughs and first-class townships of the Comonwealth to organize county health associations; providing for the representation of such county associations in a State Association to be formed by representatives from such county health associations; and providing for the payment of the expenses of county and State associations.

Mr. WITHERSPOON, from the Committee on Forestry, reported as committed, House Bill No. 592, entitled:

An Act authorizing the issue and sale of bonds to the amount of twenty-five millions of dollars by the Common-

wealth of Pennsylvania; defining the powers and duties of the Governor, the Auditor General and the State Treasurer in relation thereto; making an appropriation of the proceeds of such bonds for the purpose of acquiring land in the State for forest purposes, providing for the payment of the interest on and the redemption of such bonds by the Board of Finance and Revenue, and for the sale and registration of said bonds; and making an appropriation to carry out the provisions of this act.

Mr. BLUMBERG, from the Committee on Judiciary General, reported as committed, House Bill No. 677, entitled:

An Act authorizing cities of the first class to appoint a Zoning Commission and a Bureau of Zoning, to adopt and enforce zoning ordinances regulating the height, location, size or bulk and use of buildings, structures and lands, the areas to be occupied thereby in proportion to the size of the lots upon which they stand, the size of courts, yards and other open spaces appurtenant thereto, their recession from the street lines upon which they abut, the establishment of districts and boundaries for these purposes, the designation and regulation of residential, commercial and industrial or other uses within such districts and boundaries, and to appoint a Board of Appeals, provide the duties and functions thereof and provide for the administration and enforcement of the rules, regulations and ordinances authorized by this act.

Mr. GOEHRING, from the Committee on Judiciary General, reported as committed, House Bill No. 269, entitled:

An Act to amend clause (d) of section fifty-nine of an act approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 447), entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians and trustees herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also, generally dealing with the jurisdiction, powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents;" providing for payments of property belonging to minors without appointment of guardian in estates of three hundred dollars or less.

Mr. GOEHRING, from the Committee on Judiciary General, reported as amended, House Bill No. 112, entitled:

An Act authorizing the recording of deeds and other instruments by photographic process.

Mr. GOEHRING, from the Committee on Judiciary General, reported as amended, House Bill No. 113, entitled:

An Act providing for the registration of deeds and other instruments from photostatic copies thereof.

Mr. GOEHRING, from the Committee on Judiciary General, reported as amended, House Bill No. 114, entitled:

An Act regulating the recording of deeds and other instruments containing illegible matter.

Mr. NEELY, from the Committee on Judiciary General, reported as committed, House Bill No. 195, entitled:

An Act to further amend section thirteen of the act, approved the thirtieth day of January one thousand eight hundred and seventy-four (P. L. 31) entitled "A further supplement to the act regulating elections in this Commonwealth" as amended, empowering associate judges to act as return boards where the resident president judge is a candidate.

Mr. NORMAN WOOD, from the Committee on Forestry, reported as committed, House Bill No. 470, entitled:

An Act to amend section one thousand and nine of the act approved the third day of June one thousand nine hundred and fifteen, (P. L. 797), entitled "An act to establish a Bureau of Forest Protection with the Department of Forestry; designating the officers who shall constitute the Bureau, their duties and salaries; prescribing penalties for the violation thereof; and repealing all laws, general, special, or local, or any parts thereof, that may be inconsistent with or supplied by this act," said section having been added to Article X of said act by the act approved April twenty-sixth, one thousand nine hundred and twenty-three, (Pamphlet Laws ninety) entitled "An act to amend Article X of the act approved the third day of June, one thousand nine hundred and fifteen (Pamphlet Laws seven hundred and ninety-seven), entitled 'An act to establish a Bureau of Forest Protection with the Department of Forestry; designating the officers who shall constitute the Bureau, their duties and salaries; prescribing penalties for the violation thereof; and repealing all laws, general, special, or local, or any parts thereof, that may be inconsistent with or supplied by this act;' adding thereto a section, to be section one thousand nine, providing a penalty for interfering with notices posted by the Department."

Mr. HORN, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 431, entitled:

An Act to amend the act approved the fourteenth day of June, one thousand nine hundred and twenty-three, (P. L. 802), entitled, "An act relating to mattresses, pillows, bolsters, feather beds, comfortables, cushions, and upholstered furniture; regulating the making, remaking renovating, sterlizing, desinfecting, sale, leasing, delivering and consigning thereof, and the possession thereof with intent to sell, lease, deliver or consign.

Mr. LUDLOW, from the Committee on Constitutional Reform, reported as committed, House Bill No. 88, entitled:

A Joint Resolution proposing an amendment to article nine, section four, of the Constitution of the Commonwealth of Pennsylvania.

Mr. STADTLANDER, from the committee on Judiciary General, reported as committed, House Bill No. 432, entitled:

An Act to amend clause (c) of section eight of the act approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 363), entitled "An act relating to the organization, jurisdiction, and procedure of the orphans' court; the powers and duties of the judges thereof; and appeals therefrom;" authorizing separate orphans' courts to establish a bill of costs for issuing marriage licenses.

Mr. LOTZ, from the committee on Manufactures, reported as committed House Bill No. 484, entitled:

An Act to amend section seven of the act approved the first day of May, one thousand nine hundred and nine, (P. L. 344), entitled "An act to regulate the manufacture and sale of commercial fertilizers; prescribing penalties for its violation, and repealing an act, entitled 'An act to regulate the manufacture and sale of commercial fertilizers;

providing for its enforcement, and prescribing penalties for its violation,' approved the twenty-fifth day of March, Anno Domini one thousand nine hundred and one;" further defining commercial fertilizers.

Mr. IRVIN, from the Committee on Public Roads, reported as committed, House Bill No. 507, (Senate Bill No. 61), entitled:

An Act to amend route number one hundred and two of section six of an act approved the thirty-nrst day of May one thousand nine hundred and eleven (P. L. 468), entitled "An Act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of Commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligations and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway and procedure therein providing for work of improvement of State Highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State Highways and State-aid Highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State Highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of the act" as amended.

Mr. WHITEHOUSE, from the Committee on Public Roads, reported as committed House Bill No. 723 (Senate Bill No. 198), entitled:

An Act to amend section two of the act approved the eighth dav of May, one thousand nine hundred and nineteen (P. L. 148), entitled, "An act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll bridges over the Delaware River," as amended.

Mr. BLUMBERG, from the Committee on Judiciary General, reported as committed, House Bill No. 721 (Senate Bill No. 202), entitled:

An Act in relation to the procedure in certain classes of cases in which there is raised a question as to the jurisdiction of a court of first instance over the defendant or the cause of action for which suit is brought and authorizing appeals from the preliminary decisions of such questions.

Mr. NEELY, from the Committee on Judiciary General, reported as committed, House Bill No. 578 (Senate Bill No. 109), entitled:

An Act validating certain proceedings and elections of counties, cities, boroughs, townships, school districts and other incorporated districts or municipalities had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for hte illegal increase thereof" and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance to such proceedings and elections.

Mr. BRAY, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 681 (Senate Bill No. 48), entitled:

An Act relating to fruit syrups and prohibiting the manufacture, sale, offering for sale, exposing for sale or having in possession with intent to sell of any adulterated or misbranded fruit syrups and providing penalties for the violation thereof and providing for the enforcement thereof.

Mr. GRIFFITH, from the Committee on Public Roads, reported as committed, House Bill No. 573 (Senate Bill No. 52), entitled:

An Act making an appropriation to the Department of Highways to carry into effect the provisions of the act approved the eleventh day of July one thousand nine hundred twenty-three (Pamphlet Laws one thousand and seventy) entitled "An act empowering the State Highway Department to rebuild certain intercounty bridges located on the routes of State Highways which bridges cross rivers and have been heretofore destroyed by fire and making an appropriation."

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 193, as follows:

An Act to validate acts done by corporations before the recording of their charters

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That where heretofore any act has been done or transfer or conveyance of any property been made to or by any corporation created or intended to be created by virtue of the provisions of the act of Assembly approved April twenty-ninth one thousand eight hundred and seventy-four or its supplements in good faith after the issuing of letters patent and before the actual recording of the certificate such acts transfers and conveyances shall after said certificate has been duly recorded as provided in the said act be deemed and taken to be valid and effectual for all purposes Provided This act shall not affect any proceeding now pending

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—199.

| | | | |
|---|---|---|---|
| Adam, | Flinchbaugh, | Malie, | Rieder, |
| Allman, | Flynn, | Mangan, | Sarig, |
| Anderson, | Fockler, | Marcus, | Sautter, |
| Armstrong, | Fratt, | Marshall, | Schilling, |
| Aston, | Frye, | Martz, | Schoener, |
| Baldi, | Gelnett, | Mathay, | Schwartz, |
| Bartley, | Gilchrist, | McBride, | Scott, |
| Behney, | Goehring, | McCaig, | Shaffer, |
| Bell, F. A. | Goodnough, | McCann, | Shambach, |
| Bell, W. T. | Goss, | McClure, J. F., | Sheffer, |
| Bentley. | Greeby, | McClure, J. H., | Smith, G. A., |
| Berkheiser, | Greenstein, | McCormick, | Smith, H. J., |

| | | | |
|---|---|---|---|
| Bickett, | Grimes, | McDaniel, | Soffel, |
| Bidelspacher, | Guerin, | McDermott, | Sowers, |
| Blair, | Haas, | McGowan, | Speer, |
| Blumberg, | Haines, | McKim, | Spencer, |
| Bray, | Hall, | McLaughlin, | Stadtlander, |
| Brewster, | Hantz, | Memolo, | Stark, |
| Bromley, | Harding, | Metzger, | Staudenmeier, |
| Brown, E., | Harer, | Metzinger, | Stavitski, |
| Brown, E. P., | Hart, | Millar, | Sterling, |
| Brown, T. J., | Haws, | Miller, C., | Stock, |
| Burchinal, | Heffernan, | Miller, H. A., | Storb, |
| Burke, | Heffran, | Moffatt, | Storer, |
| Bush, | Henderson, | Moore, | Strayer, |
| Calhoun, | Hess, | Morrison, | Talbot, |
| Canon, | Himes, | Muldowney, | Thomas, L. D., |
| Colville, | Holcombe, | Munley, | Thomas, M. G., |
| Conner, | Holmes, | Myers, | Toepfer, |
| Craig, | Holtzman, | Neely, | Towner, |
| Critchfield, | Horn, | Nicholson, | Trescher, |
| Cross, | Howe, | Nolte, | Turner, |
| Davies, | Hricko, | North, | Voltz, |
| Davis, | Huber, | Orr, | Washington, |
| DeFrehn, | Irvin, | Parkinson, | Watson, |
| Dengler, | Jones, | Patterson, B.H., | Weamer, |
| Derby, | Kelly, | Patterson, F.W., | Wells, |
| Diehm, | Labar, | Patterson, M., | Welty, |
| Dietz, | Lafferty, | Peelor, | Wettach, |
| Dilsheimer, | Lauver, | Pennock, | Wheeler, |
| Donnell, | Leidich, | Perry, | Whitehouse, |
| Drinkhouse, | Little, H. A., | Phillips, | Williams, |
| Drumbor, | Little, J. T., | Pitts, | Wilson, |
| Duddy, | Lockhart, | Posey, | Witherspoon, |
| Eaches, | Long, | Powell, | Witkin, |
| Earley, | Lotz, | Prosser, | Wood, N., |
| Ede, | Lucas, | Pryor, | Wood, W. P., |
| Edmonds, | Ludlow, | Raymond, | Wright, |
| Emhardt, | Lukehart, | Reader, | Bluett, |
| Evans, B. P., | MacMillan, | Rhodes, | Speaker. |
| Evans, F. D., | | | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 194, as follows:

An Act to further amend section three of an act approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" as amended by providing that the vote shall be counted by the Court of Quarter Sessions

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of an act approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-fixe) entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" which was amended by section one of an act approved the eleventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws one thousand forty-two) entitled "An act to further amend section three of an act approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) entitled 'An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof' by designating the peace for the holding of elections for the purpose of increasing indebtedness of independent school districts" is hereby further amended to read as follows

Section 3 The indebtedness of any county city borough township school district or other municipality or incorporated district in this Commonwealth may be authorized to be incerased to an amount exceeding two per centum and not exceeding seven per centum upon the last preceding assessed valuation of the taxable property therein with the assent of the electors thereof duly obtained at a public election to be hld in the said district or municipality Whenever the corporate authorities of any county city borough township school or other municipality or incorporated district by their ordinance or vote shall have signified a desire to make such increase of indebtedness they shall give notice during at least thirty days by weekly advertisements in the newspapers not exceeding three in said district and if no newspapers be published therein by at least twenty printed handbills posted in the most public parts thereof of an election to be held at the place or places of holding the municipal elections in said districts or municipality on a day to be by them fixed for the purpose of obtaining the assent of the electors thereof to such increase of indebtedness

Said notice shall contain a statement of the amount of the last assessed valuation of the amount of the existing debt of the amount and percentage of the proposed increase and for the purposes for which the indebtedness is to be increased Such election shall be held at the place time and under the same regulations as provided by law for the holding of municipal elections and it shall be the duty of the inspectors of such election to receive tickets and to deposit said tickets in a box provided for that purpose as is provided by law in regard to other tickets received at said election and the tickets so received shall be counted and a return thereof made to the clerk of the court of quarter sessions of the proper county duly certified as is required by law together with a certified copy of the ordinance and the advertisement and the said clerk shall make a record of the same and furnish a certified copy thereof under seal showing the result to the corporate authorities of such municipality and the same shall be placed of record upon the minutes thereof The corporate authorities of such municipality shall in all cases fix the time of holding such election on the day of the municipal or of the general election unless more than ninety days elapse between the date of the ordinance or vote desiring such increase and the day of holding the said municipal general election If any other day be fixed for such election the expense of holding the same shall be paid by the municipality for the benefit of which it shall be held In receiving and counting and in making returns of the votes cast the inspectors judges and clerks of said election shall be governed by the laws of this Commonwealth regulating municipal elections and the vote shall be counted by the court of quarter sessions as is in the manner now provided by general laws governing municipal elections and all the penalties of the said election laws for the violation thereof are hereby extended to and shall apply to the voters inspectors judges and clerks voting at and in attendance upon the elections held under the provisions of this act Provided however That when ever the board of school directors of any independent school district by vote shall have signified a desire to make such increase of indebtedness and there is no polling place within said independent school district where municipal or general elections are held the election necessary to be held for the purpose of securing the assent of the electors of such independent school district to such increase of indebtedness shall be held at a regular polling place within the city borough or township of which the said independent school district is a part most convenient to the voters thereof to be selected by the board of school directors of the said independent school district notice of which place shall be set forth in the advertisements and notices required by this act and at said election the ballots described herein shall be furnished to and voted by only such voters as are residents of the said independent school district

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows viz:

YEAS—199.

| | | | |
|---|---|---|---|
| Adam, | Flinchbaugh, | MacMillan, | Rieder, |
| Allman, | Flynn, | Malie, | Sarig, |
| Anderson, | Fockler, | Mangan, | Sautter, |
| Armstrong, | Fratt, | Marcus, | Schilling, |
| Aston, | Frye, | Marshall, | Schwartz, |
| Baldi, | Gelnett, | Martz, | Scott, |
| Bartley, | Gilchrist, | Mathay, | Shaffer, |
| Behney, | Goehring, | McBride, | Shambach, |
| Bell, F. A. | Goodnough, | McCaig, | Sheffer, |

| | | | |
|---|---|---|---|
| Bell, W. T. | Goss, | McCann, | Smith, G. A., |
| Bentley. | Greeby, | McClure, J. F., | Smith, H. J., |
| Berkheiser, | Greenstein, | McClure, J. H., | Soffel, |
| Bickett, | Griffith, | McCormick, | Sowers, |
| Bidelspacher, | Grimes, | McDaniel, | Speer, |
| Blair, | Guerin, | McDermott, | Spencer, |
| Blumberg, | Haas, | McKim, | Stadtlander, |
| Bray, | Haines, | McLaughlin, | Stark, |
| Brewster, | Hall, | Memolo, | Staudenmeier, |
| Bromley, | Hantz, | Metzger, | Stavitski, |
| Brown, E., | Harding, | Metzinger, | Sterling, |
| Brown, E. P., | Harer, | Millar, | Stock, |
| Brown, T. J., | Hart, | Miller, C., | Storb, |
| Burke, | Haws, | Miller, H. A., | Storer, |
| Bush, | Heffernan, | Moffatt, | Strayer, |
| Calhoun, | Heffran, | Moore, | Talbot, |
| Canon, | Henderson, | Morrison, | Thomas, L. D., |
| Colville, | Hess, | Muldowney, | Thomas, M. G., |
| Conner, | Himes, | Munley, | Toepfer, |
| Craig, | Holcombe, | Myers, | Towner, |
| Critchfield, | Holmes, | Neely, | Trescher, |
| Cross, | Holtzman, | Nicholson, | Turner, |
| Davies, | Horn, | Nolte, | Voltz, |
| Davis, | Howe, | North, | Watson, |
| DeFrehn, | Hricko, | Orr, | Weamer, |
| Dengler, | Huber, | Parkinson, | Wells, |
| Derby, | Irvin, | Patterson, B.H., | Welty, |
| Diehm, | Jones, | Patterson, F.W., | Wettach, |
| Dietz, | Kelly, | Patterson, M., | Wheeler, |
| Dilsheimer, | Labar, | Peelor, | Whitehouse, |
| Donnell, | Lafferty, | Pennock, | Williams, |
| Drinkhouse, | Lauver, | Perry, | Wilson, |
| Drumbor, | Leidich, | Phillips, | Witherspoon, |
| Duddy, | Little, H. A., | Pitts, | Witkin, |
| Eaches, | Lockhart, | Posey, | Wood, N., |
| Earley, | Long, | Powell, | Wood, W. P., |
| Ede, | Lotz, | Prosser, | Wright, |
| Edmonds, | Lucas, | Pryor, | |
| Emhardt, | Ludlow, | Raymond, | |
| Evans, B. P., | Lukehart, | Reader, | |
| Evans, F. D., | Lynch, | Rhodes, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 99, as follows:

An Act validating proceedings and ordinances of borough councils providing for joint grading paving curbing and draining of public highways by the borough and county borough and State or the borough county and State and validating municipal liens therefor

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever in any borough in this Commonwealth prior to the passage of this act a highway or part thereof has been jointly improved by the borough and county borough and State or the borough county and State by being graded paved or paved curbed and drained with brick concrete or other paving curbing and draining materials in pursuance of the authority of an Act of Assembly and an ordinance passed and enacted in pursuance thereof and the costs and expenses or part thereof of the improvement assessed on abutting property owners as provided by the ordinance and Act of Assembly authorizing and directing such improvement and a municipal claim or lien has been filed against the property therefor but owing to some defect in the ordinance assessment or notice of assessment or time of filing the lien or for any other reason whatsoever the ordinance or proceeding by the council authorizing and directing the improvement and making the assessment or filing the lien therefor or the proceedings in filing of any municipal claim or lien therefor are for any reason defective or invalid or where by reason of the fact that the interest of the person or corporation named in the lien as owner or reputed owner is an estate in the minerals only whether as tenant or as owner thereof it might or could be contended that the land described in the lien is not bound thereby and especially in case the lien has not been filed within the time prescribed by law such ordinance and all proceedings a thorizing the improvement and making the assessment ther for and any municipal claim or lien filed therefor are hereb validated and made binding for the amount justly and equi ably due and payable on account of such grading pavi curbing and draining Provided That this act shall not a ply to any proceeding suit or lien whereon a final order judgment of any court of record has already been ma or entered

And said bill having been read at length the third tim considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yea and nays were taken and were as follows viz:

YEAS—201.

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | MacMillan, | Rieder, |
| Alexander, | Flinchbaugh, | Malie, | Sarig, |
| Allman, | Flynn, | Mangan, | Sautter, |
| Anderson, | Fockler, | Marcus, | Schilling, |
| Armstrong, | Fratt, | Marshall, | Schoener, |
| Aston, | Frye, | Martz, | Schwartz, |
| Baldi, | Gelnett, | Mathay, | Scott, |
| Bartley, | Gilchrist, | McBride, | Shaffer, |
| Behney, | Goehring, | McCaig, | Shambach, |
| Bell, F. A. | Goodnough, | McCann, | Sheffer, |
| Bell, W. T. | Goss, | McClure, J. F., | Smith, G. A., |
| Bentley. | Greeby, | McClure, J. H., | Smith, H. J., |
| Berkheiser, | Greenstein, | McCormick, | Sowers, |
| Bickett, | Griffith, | McDaniel, | Speer, |
| Bidelspacher, | Grimes, | McDermott, | Spencer, |
| Blair, | Guerin, | McGowan, | Stadtlander, |
| Blumberg, | Haas, | McKim, | Stark, |
| Bray, | Haines, | McLaughlin, | Staudenmeier. |
| Brewster, | Hall, | Memolo, | Stavitski, |
| Bromley, | Hantz, | Metzger, | Sterling, |
| Brown, E., | Harding, | Metzinger, | Stock, |
| Brown, E. P., | Harer, | Millar, | Storb, |
| Brown, T. J., | Hart, | Miller, C., | Storer, |
| Burchinal, | Haws, | Miller, H. A., | Strayer, |
| Burke, | Heffernan, | Moffatt, | Talbot, |
| Bush, | Heffran, | Moore, | Thomas, L. D., |
| Calhoun, | Henderson, | Morrison, | Thomas, M. G., |
| Canon, | Hess, | Muldowney, | Toepfer, |
| Colville, | Himes, | Munley, | Towner, |
| Conner, | Holcombe, | Myers, | Trescher, |
| Craig, | Holmes, | Neely, | Turner, |
| Critchfield, | Holtzman, | Nicholson, | Voltz, |
| Cross, | Horn, | Nolte, | Washington, |
| Davies, | Howe, | North, | Watson, |
| Davis, | Hricko, | Orr, | Weamer, |
| DeFrehn, | Huber, | Parkinson, | Wells, |
| Deibler, | Irvin, | Patterson, B.H., | Welty, |
| Derby, | Jones, | Patterson, F.W., | Wettach, |
| Diehm, | Labar, | Patterson, M., | Wheeler, |
| Dietz, | Lafferty, | Peelor, | Whitehouse, |
| Dilsheimer, | Lauver, | Pennock, | Williams, |
| Donnell, | Leidich, | Perry, | Wilson, |
| Drinkhouse, | Little, H. A., | Phillips, | Witherspoon, |
| Drumbor, | Little, J. T., | Pitts, | Witkin, |
| Duddy, | Lockhart, | Posey, | Wood, N., |
| Eaches, | Long, | Powell, | Wood, W. P., |
| Earley, | Lotz, | Prosser, | Wright, |
| Ede, | Lucas, | Pryor, | |
| Edmonds, | Ludlow, | Raymond, | |
| Emhardt, | Lukehart, | Reader, | |
| Evans, B. P., | Lynch, | Rhodes, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senat for concurrence.

Agreeably to order,

The House proceeded to the third reading and consider ation of House Bill No. 297, as follows:

An Act authorizing counties of the fourth class and cities of the third class to appropriate moneys to State park and State park and harbor commissions

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in Gen

eral Assembly met and it is hereby enacted by the authority of the same That the county commissioners of counties of the fourth class and council of cities of the third class are hereby authorized and empowered to appropriate annually from the county treasurer or city treasury such sum or sums of money as may be deemed advisable to any State park or State park and harbor commission to aid in the construction improvement or maintenance of roads within the limits of such park and for the development of such park Provided however That no such moneys shall be appropriated for expenditures beyond the territorial limits of such county

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—197.

| | | | |
|---|---|---|---|
| Adam, | Fockler, | Mangan, | Sautter, |
| Allman, | Frye, | Marcus, | Schilling, |
| Anderson, | Gelnett, | Marshall, | Schoener, |
| Armstrong, | Gilchrist, | Martz, | Schwartz, |
| Aston, | Goehring, | Mathay, | Scott, |
| Baldi, | Goodnough, | McBride, | Shaffer, |
| Behney, | Goss, | McCaig, | Shambach, |
| Bell, F. A. | Greeby, | McCann, | Sheffer, |
| Bentley. | Greenstein, | McClure J. F., | Smith, G. A., |
| Berkheiser, | Griffith, | McClure, J. H., | Smith, H. J., |
| Bickett, | Grimes, | McCormick, | Sowers, |
| Blair, | Guerin, | McDermott, | Speer, |
| Blumberg, | Haas, | McGowan, | Spencer, |
| Bray, | Haines, | McKim, | Stadtlander, |
| Brewster, | Hall, | McLaughlin, | Stark, |
| Brown, E., | Hantz, | Memolo, | Staudenmeier, |
| Brown, E. P., | Harding, | Metzger, | Stavitski, |
| Brown, T. J., | Harer, | Millar, | Sterling, |
| Burchinal, | Hart, | Miller, C., | Stock, |
| Burke, | Haws, | Miller, H. A., | Storb, |
| Bush, | Heffernan, | Moffatt, | Storer, |
| Calhoun, | Heffran, | Moore, | Strayer, |
| Canon, | Henderson, | Morrison, | Talbot, |
| Colville, | Hess, | Muldowney, | Thomas, L. D., |
| Conner, | Himes, | Munley, | Thomas, M. G., |
| Craig, | Holcombe, | Myers, | Toepfer, |
| Critchfield, | Holmes, | Neely, | Towner, |
| Davies, | Holtzman, | Nicholson, | Trescher, |
| Davis, | Horn, | Nolte, | Turner, |
| DeFrehn, | Howe, | North, | Voltz, |
| Deibler, | Hricko, | Orr, | Washington, |
| Dengler, | Huber, | Parkinson, | Weamer, |
| Derby, | Irvin, | Patterson, B.H., | Wells, |
| Diehm, | Jones, | Patterson, F.W., | Welty, |
| Dietz, | Kelly, | Patterson, M., | Wettach, |
| Dilsheimer, | Labar, | Peelor, | Wheeler, |
| Donnell, | Lauver, | Pennock, | Whitehouse, |
| Drinkhouse, | Leidich, | Perry, | Williams, |
| Drumbor, | Little, H. A., | Phillips, | Wilson, |
| Duddy, | Little, J. T., | Pitts, | Witherspoon, |
| Eaches, | Lockhart, | Posey, | Witkin, |
| Earley, | Long, | Powell, | Wood, N., |
| Ede, | Lotz, | Prosser, | Wood, W. P., |
| Edmonds, | Lucas, | Pryor, | Wright, |
| Emhardt, | Ludlow, | Raymond, | |
| Evans, B. P., | Lukehart, | Reader, | |
| Evans, F. D., | Lynch, | Rhodes, | |
| Flinchbaugh, | MacMillan, | Rieder, | |
| Flynn, | Malie, | Sarig, | |

NAYS—1.

Alexander,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 170, entitled:

An Act providing for and regulating the validation of certain borough ordinances

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—196.

| | | | |
|---|---|---|---|
| Adam, | Evans, B. P., | Lynch, | Rieder, |
| Alexander, | Evans, F. D., | MacMillan, | Sarig, |
| Allman, | Flinchbaugh, | Malie, | Sautter, |
| Anderson, | Flynn, | Mangan, | Schilling, |
| Armstrong, | Fockler, | Marcus, | Schoener, |
| Aston, | Fratt, | Marshall, | Schwartz, |
| Baldi, | Frye, | Martz, | Scott, |
| Bartley, | Gelnett, | Mathay, | Shaffer, |
| Behney, | Gilchrist, | McBride, | Shambach, |
| Bell, F. A. | Goehring, | McCaig, | Sheffer, |
| Bell, W. T. | Goodnough, | McCann, | Smith, G. A., |
| Bentley. | Goss, | McClure J. F., | Smith, H. J., |
| Berkheiser, | Greeby, | McClure, J. H., | Sowers, |
| Bickett, | Greenstein, | McCormick, | Soffel, |
| Bidelspacher, | Griffith, | McDaniel, | Speer, |
| Blair, | Grimes, | McDermott, | Spencer, |
| Blumberg, | Guerin, | McGowan, | Stadtlander, |
| Bray, | Haas, | McKim, | Stark, |
| Brewster, | Haines, | McLaughlin, | Staudenmeier, |
| Bromley, | Hall, | Memolo, | Stavitski, |
| Brown, E., | Hantz, | Metzger, | Sterling, |
| Brown, E. P., | Harding, | Metzinger, | Stock, |
| Brown, T. J., | Harer, | Millar, | Storb, |
| Burchinal, | Hart, | Miller, C., | Strayer, |
| Burke, | Haws, | Miller, H. A., | Talbot, |
| Bush, | Heffernan, | Moffatt, | Thomas, L. D., |
| Calhoun, | Heffran, | Moore, | Thomas, M. G., |
| Canon, | Henderson, | Morrison, | Toepfer, |
| Colville, | Hess, | Muldowney, | Towner, |
| Conner, | Himes, | Munley, | Trescher, |
| Craig, | Holcombe, | Myers, | Turner, |
| Critchfield, | Holmes, | Neely, | Voltz, |
| Cross, | Holtzman, | Nicholson, | Washington, |
| Davies, | Horn, | Nolte, | Weamer, |
| Davis, | Howe, | North, | Wells, |
| DeFrehn, | Hricko, | Orr, | Welty, |
| Deibler, | Huber, | Parkinson, | Wettach, |
| Dengler, | Irvin, | Patterson, B.H., | Wheeler, |
| Derby, | Jones, | Patterson, F.W., | Whitehouse, |
| Diehm, | Kelly, | Patterson, M., | Williams, |
| Dietz, | Labar, | Peelor, | Wilson, |
| Dilsheimer, | Lafferty, | Pennock, | Witherspoon, |
| Donnell, | Lauver, | Perry, | Witkin, |
| Drinkhouse, | Leidich, | Phillips, | Wood, N., |
| Drumbor, | Little, H. A., | Pitts, | Wood, W. P., |
| Duddy, | Little, J. T., | Posey, | Wright, |
| Eaches, | Lockhart, | Powell, | |
| Earley, | Lotz, | Prosser, | |
| Ede, | Lucas, | Pryor, | |
| Edmonds, | Ludlow, | Reader. | |
| Emhardt, | Lukehart, | Rhodes, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 106, as follows:

An Act to amend section one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand and seventy-one) entitled "An Act requiring banks banking corporations copartnerships or associations cooperative banking associations trust safe deposit real estate mortgage title insurance guaranty surety and indemnity companies savings institutions savings banks provident institutions building and loan associations lodges and societies to file of record names of persons authorized to make entries on records of mortgages imposing certain duties on recorders of deeds and declaring certain entries void" by extending its provisions to all corporations copartnerships and associations

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in

General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand and seventy-one) entitled "An act requiring banks banking corporations copartnerships or associations cooperative banking associations trust safe deposit real estate mortgage title insurance guaranty surety and indemnity companies savings institutions savings banks provident institutions building and loan associations lodges and societies to file of record names of persons authorized to make entries on records of mortgages imposing certain duties on recorders of deeds and declaring certain entries void" is hereby amended to read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all banks banking corporations copartnerships or associations banks co-operative banking associations trust safe deposit real estate mortgage title insurance guaranty surety and indemnity companies savings institutions savings banks provident institutions building and loan asociations lodges and societies that have occasion or may be required to acknowledge payments assign extend postpone release or satisfy or to do any other thing to in anywise affect the lien of any mortgage on record in the recorder of deeds' office of any county shall by power of attorney filed of record in such office designate by name the person or persons who are authorized in its name to enter such acknowledgments assignments extensions postponements releases or satisfactions or to do any other thing affecting the lien of any mortgage which appears upon the records in such office

It is unlawful for the recorder of deeds of any county to permit any person other than a person so designated to act for such bank banking corporations copartnership or association bank co-operative banking association trust safe deposit real estate mortgage title insurance guaranty surety and indemnity company savings institutions savings banks provident institutions building and loan associations lodge or society

Any entry on any record in the recorder of deeds' office made in violation of the provisions of this act is void and of no effect.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—200.

| | | | |
|---|---|---|---|
| Adam, | Flinchbaugh, | Malie, | Sautter, |
| Alexander, | Flynn, | Mangan, | Schilling, |
| Allman, | Fockler, | Marcus, | Schoener, |
| Anderson, | Fratt, | Marshall, | Schwartz, |
| Armstrong, | Frye, | Martz, | Scott, |
| Aston, | Gelnett, | Mathay, | Shaffer, |
| Baldi, | Gilchrist, | McBride, | Shambach, |
| Bartley, | Goehring, | McCaig, | Sheffer, |
| Behney, | Goss, | McCann, | Smith, G. A., |
| Bell, F. A. | Greeby, | McClure, J. F., | Smith, H. J., |
| Bell, W. T. | Greenstein, | McClure, J. H., | Soffel, |
| Bentley. | Griffith, | McCormick, | Sowers, |
| Berkheiser, | Grimes, | McDaniel, | Speer, |
| Bickett, | Guerin, | McDermott, | Spencer, |
| Bidelspacher, | Haas, | McGowan, | Stadtlander, |
| Blair, | Haines, | McKim, | Stark, |
| Blumberg, | Hall, | McLaughlin, | Staudenmeier, |
| Bray, | Hantz, | Memolo, | Stavitski, |
| Brewster, | Harding, | Metzger, | Sterling, |
| Bromley, | Harer, | Metzinger, | Stock, |
| Brown, E., | Hart, | Millar, | Storb, |
| Brown, E. P., | Haws, | Miller, C., | Storer, |
| Brown, T. J., | Heffernan, | Miller, H. A., | Strayer, |
| Burchinal, | Heffran, | Moffatt, | Talbot, |
| Burke, | Henderson, | Moore, | Thomas, L. D., |
| Bush, | Hess, | Morrison, | Thomas, M. G., |
| Calhoun, | Himes, | Muldowney, | Toepfer, |
| Canon, | Holcombe, | Munley, | Towner, |
| Colville, | Holmes, | Myers, | Trescher, |
| Conner, | Holtzman, | Neely, | Turner, |
| Craig, | Horn, | Nicholson, | Voltz, |
| Critchfield, | Howe, | Nolte, | Washington, |
| Cross, | Hricko, | North, | Watson, |
| Davies, | Huber, | Orr, | Weamer, |
| Davis, | Irvin, | Parkinson, | Wells, |
| Deibler, | Jones, | Patterson, B.H., | Welty, |
| Dengler, | Kelly, | Patterson, F.W., | Wettach, |
| Derby, | Labar, | Patterson, M., | Wheeler, |
| Diehm, | Lafferty, | Peelor, | Whitehouse, |
| Dietz, | Lauver, | Pennock, | Williams, |
| Dilsheimer, | Leidich, | Perry, | Wilson, |
| Donnell, | Little, H. A., | Phillips, | Witherspoon, |
| Drinkhouse, | Little, J. T., | Pitts, | Witkin, |
| Drumbor, | Lockhart, | Posey, | Wood, N., |
| Duddy, | Long, | Powell, | Wood, W. P., |
| Earley, | Lotz, | Prosser, | Wright, |
| Ede, | Lucas, | Raymond, | |
| Edmonds, | Ludlow, | Reader, | |
| Emhardt, | Lukehart, | Rhodes, | |
| Evans, B. P., | Lynch, | Rieder, | |
| Evans, F. D., | MacMillan, | Sarig, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 27, as follows:

An Act to validate certain municipal assessments municipal claims and municipal liens in the several boroughs of the Commonwealth providing for the filing of claims therefor and the proceedings for the collection of such assessments and claims

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever heretofore the council of any incorporated borough of this Commonwealth has required by ordinance or by amendment to any such ordinance and caused to be graded paved curbed or macadamized with brick stone or other suitable material or otherwise improved any public street or thoroughfare or part thereof either cartway or footwalk pursuant to such ordinance or amendment or has caused ornamental lights to be erected pursuant to such ordinance or amendment or has by ordinance or amendment thereto provided for the assessment against property owners of certain water or lighting rates or both but owing to some defect in the petition action of council notice of publication or other proceeding necessary under existing laws and ordinances to give jurisdiction to such council or because of noncompliance with existing laws as to publication and advertisement of copies of the ordinance or the amendment and posting of handbills prior to the final passage of such ordinance or the amendment or because the ordinance itself or the amendment thereto or the official record book containing the same has been lost mislaid or destroyed or has not been transcribed in the official record book or the time for filing said lien or making said claim has expired or claim has not been filed after notice to do so for any other reason the cost of such improvement or a portion thereof cannot be legally assessed upon the property bounding or abutting upon the street or part thereof improved or owing to some defect in the statement of claim filed to secure the lien or the failure of the borough solicitor to file the lien in the court of common pleas or to sign the same for the cost of such improvement payment thereof cannot be enforced as was contemplated by the act or acts of the General Assembly under which the improvement was attempted to be made and statement of claims filed now by this act such improvements are made valid and binding and the council of such incorporated borough may cause the property bounding or abutting upon the street or part thereof upon which the improvement has been made or is now being made to be assessed in the manner now provided by law with such a portion of the cost of such improvement as is contemplated by the law under which the improvement was made or attempted to be made or is now being made Such assessment or other assessment heretofore regularly made shall be a lien upon the property assessed The lien shall date from the completion of the improvement for which the assessment is made and shall remain a lieu until fully paid and satisfied Provided That a

writ of scire facias is issued to revive the same during every period of five years after the lien is filed as hereinafter provided

Section 2 The council of any incorporated borough of this Commonwealth entitled to a lien under this act shall file a lien therefor in the office of the prothonotary of the county within which the property lies within six months after the completion of the work where the improvement is now in progress or within six months after the approval of this act where the improvement is now completed and the same shall be entered upon record as other municipal claims Such liens shall state the name of the party claimant which shall be the corporate name of the borough making the improvement name of the owner or reputed owner of the property assessed a reasonable description of the property assessed the amount or sum claimed to be due which shall include interest on the assessment from the completion of the improvement for which improvement the claim is made the date of its completion the date of the assessment for which the lien is filed Such lien when so filed shall be prima facia evidence of all matters therein set forth and of the right of the borough to recover the amount therein claimed to be due together with interest from the date of the lien or completion of the improvement costs and an attorney's commission of five per centum for collection

Section 3 The claim when so filed shall be proceeded upon for collection by writ of scire facias Provided That this act shall not apply to any proceeding suit or lien wherein a final order or judgment of any court of record has already been made or entered

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. MARSHALL. Mr. Speaker, I desire to interrogate the sponsor of this bill.

The SPEAKER. Will the gentleman from Lackawanna, Mr. Memolo, permit himself to be interrogated?

Mr. MEMOLO. Yes sir, Mr. Speaker.

Mr. MARSHALL. Mr. Speaker, I notice on page 2 a statement in this bill which reads as follows— as I understand the bill, it is an enabling act and it provides that borough council for certain reasons shall have the right to file liens which otherwise would not be tolerated because of certain distinctions in the law, or for certain reasons they have failed to comply with the law. One of the reasons that they can file is as follows: In a case "where the time for filing said lien or making said claim has expired." As I understand the provisions of this section it would enable borough council and give the borough authority to go back any number of years and file a lien that may be had expired for many years or any other period. If that is the intention or meaning of this act I think it is wrong.

Mr. MEMOLO. It is the same bill that was in here last session, Mr. Marshall.

Mr. MARSHALL. I don't recall the act of last session, but if this bill will enable borough council to file liens that have been dead for an indefinite number of years, it ought not be enacted, because it would create liens on property that have expired.

Mr. MEMOLO. Mr. Speaker, I move that House Bill No. 27, file folio 683, be placed on the postponed calendar.

Mr. ALEXANDER. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 334, as follows:

An Act to amend section one hundred and ninety-six as amended of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one hundred ninety-six of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" which was amended by the act approved the sixteenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred and sixty-four) entitled "An act to amend the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled 'An act concerning townships and revising amending and consolidating the law relating thereto'" is hereby further amended to read as follows

Section 196 The supervisors of townships of the second class and commissioners of townships of the first class and the auditors of townships of the first and second class shall attend such conventions whenever possible Each township supervisor or commissioner and auditor attending such convention shall receive a certificate signed by the presiding officer and acting secretary of the convention attesting his presence at the convention Such certificate shall entitle him to collect from the treasurer of the board of supervisors or commissioners the sum of three dollars per day for each day's attendance and mileage at the rate of four cents per mile traveled to be computed by the route usually traveled from his place of residence to the place where the convention is held No township supervisor or commissioner or auditor shall be paid for more than two days' attendance in any one year.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—202

| | | | |
|---|---|---|---|
| Adam, | Evans, B. P., | MacMillan, | Rieder, |
| Alexander, | Evans, F. D., | Malie, | Sarig, |
| Allman, | Flinchbaugh, | Mangan, | Sautter, |
| Anderson, | Flynn, | Marcus, | Schilling, |
| Armstrong, | Fockler, | Marshall, | Schoener, |
| Aston, | Fratt, | Martz, | Schwartz, |
| Baldi, | Frye, | Mathay, | Scott, |
| Bartley, | Gelnett, | McBride, | Shaffer, |
| Behney, | Gilchrist, | McCaig, | Shambach, |
| Bell, F. A. | Goehring, | McCann, | Sheffer, |
| Bell, W. T. | Goodnough, | McClure, J. F., | Smith, G. A., |
| Bentley. | Goss, | McClure, J. H., | Smith, H. J., |
| Berkheiser, | Greeby, | McCormick, | Soffel, |
| Bickett, | Greenstein, | McDaniel, | Sowers, |
| Bidelspacher, | Griffith, | McDermott, | Speer, |
| Blair, | Grimes, | McGowan, | Spencer, |
| Blumberg, | Guerin, | McKim, | Stadtlander, |
| Bray, | Haas, | McLaughlin, | Stark, |
| Brewster, | Haines, | Memolo, | Staudenmeier, |
| Bromley, | Hall, | Metzger, | Stavitski, |
| Brown, E., | Hantz, | Metzinger, | Sterling, |
| Brown, E. P., | Harding, | Millar, | Stock, |
| Brown, T. J., | Harer, | Miller, C., | Storb, |
| Burchinal, | Hart, | Miller, H. A., | Storer, |
| Burke, | Heffran, | Moffatt, | Strayer, |
| Bush, | Henderson, | Moore, | Talbot, |
| Calhoun, | Hess, | Morrison, | Thomas, L. D., |
| Canon, | Himes, | Muldowney, | Thomas, M. G., |
| Colville, | Holcombe, | Munley, | Toepfer, |
| Conner, | Holmes, | Myers, | Towner, |
| Craig, | Holtzman, | Neely, | Trescher, |
| Critchfield, | Horn, | Nicholson, | Turner, |
| Cross, | Howe, | Nolte, | Voltz, |
| Davies, | Hricko, | North, | Washington, |
| Davis, | Huber, | Orr, | Watson, |
| DeFrehn, | Irvin, | Parkinson, | Weamer, |
| Deibler, | Jones, | Patterson, B.H., | Wells, |
| Dengler, | Kelly, | Patterson, F.W., | Welty, |
| Derby, | Labar, | Patterson, M., | Wettach, |
| Diehm, | Lafferty, | Peelor, | Wheeler, |
| Dietz, | Lauver, | Pennock, | Whitehouse, |
| Dilsheimer, | Lynch, | Rhodes, | |

| | | | |
|---|---|---|---|
| Donnell, | Leidich, | Perry, | Williams, |
| Drinkhouse, | Little, H. A., | Phillips, | Wilson, |
| Drumbor, | Little, J. T., | Pitts, | Witherspoon, |
| Duddy, | Lockhart, | Posey, | Witkin, |
| Eaches, | Long, | Powell, | Wood, N., |
| Earley, | Lotz, | Prosser, | Wood, W. P., |
| Ede, | Lucas, | Pryor, | Wright, |
| Edmonds, | Ludlow, | Raymond, | Bluett, |
| Emhardt, | Lukehart, | Reader, | Speaker. |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 15, as follows:

An Act to amend section four of an act approved the nineteenth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws sixty-seven) entitled "An act regulating the practice bail costs and fees on appeals to the Supreme Court and Superior Court" as amended fixing the time within which appeals may be allowed

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section four of an act approved the nineteenth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws sixty-seven) entitled "An act regulating the practice bail costs and fees on appeals to the Supreme Court and Superior Court" which was amended by an act approved the twenty-second day of March one thousand nine hundred and twenty-three (Pamphlet Laws thirty) entitled "An act amending section four of the act entitled 'An act regulating the practice bail costs and fees on appeals to the Supreme Court and Superior Court' approved the nineteenth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws sixty-seven) by providing a shorter period within which to appeal in cases where loss and hardship would otherwise result to the estates of decedents" is hereby further amended to read as follows:

Section 4 No appeal shall be allowed in any case unless taken within three calendar months from the entry of the sentence order judgment or decree appealed from nor shall an appeal supersede an execution issued or distribution order unless taken and perfected and bail entered in the manner herein prescribed within three weeks from such entry No appeal shall be allowed from any adjudication relating to the validity of any last will and testament where the trial court shall certify that delay will cause hardship and loss to the estate of the decedent unless so taken and perfected within thirty days from filing proof of notice of such certificate to the party or to counsel of record for the party whose time for appeal is thus limited An appeal from the Superior Court to the Supreme Court must be taken and perfected within three calendar months from entry of the order judgment or decree of the Superior Court Appeals taken after the times herein provided for shall be quashed on motion Provided That the limitation of three calendar months Provided that the limitation of three calendar months provided for by this amendment shall apply to cases in which the sentence be 'An act regulating the practice bail costs and fees on appeals to the Supreme Court and Superior Court' approved the nineteenth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws sixty-seven) by providing a shorter period within which to appeal in cases where loss and hardship would otherwise result to the estate of decedents" is hereby further amended to read as follows

Section 4 No appeal shall be allowed in any case unless taken within three calendar months from the entry of the sentence order judgment or decree appealed from nor shall an appeal supersede an execution issued or distribution order unless taken and perfected and bail entered in the manner herein prescribed within three weeks from such entry No appeal shall be allowed from any adjudication relating to the validity of any last will and testament where the trial court shall certify that delay will cause hardship and loss to the estate of the decedent unless so taken and perfected within thirty days from filing proof of notice of such certificate to the party or to counsel of record for the party whose time for appeal is thus limited An appeal from the Superior Court to the Supreme Court must be taken and perfected within three calendar months from the entry of the order judgment or decree of the Superior Court Appeals taken after the times herein provided for shall be quashed on motion Provided That the limitation of three calendar months provided for by this amendment shall apply only to cases in which the sentence order judgment or decree appealed from is entered after the first day of July one thousand nine hundred and twenty-five Appeals from sentences orders judgments or decrees entered prior to the first day of July one thousand nine hundred and twenty-five shall be allowed if taken within six calendar months from the date of the entry of such sentence order judgment or decree as heretofore provided

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—197.

| | | | |
|---|---|---|---|
| Adam, | Flynn, | Malie, | Schilling, |
| Alexander, | Fockler, | Mangan, | Schoener, |
| Allman, | Fratt, | Marcus | Schwartz, |
| Anderson, | Frye, | Marshall, | Scott, |
| Armstrong, | Gelnett, | Martz, | Shaffer, |
| Aston, | Gilchrist, | Mathay, | Shambach, |
| Bartley, | Goehring, | McBride, | Sheffer, |
| Behney, | Goodnough, | McCann, | Smith, G. A., |
| Bell, F. A. | Goss, | McClure, J. F., | Smith, H. J., |
| Bell, W. T. | Greeby, | McClure, J. H., | Soffel, |
| Bentley. | Greenstein, | McCormick, | Sowers, |
| Berkheiser, | Griffith, | McDaniel, | Speer, |
| Bickett, | Grimes, | McDermott, | Spencer, |
| Bidelspacher, | Guerin, | McGowan, | Stadtlander, |
| Blair, | Haas, | McKim, | Stark, |
| Blumberg, | Haines, | McLaughlin, | Staudenmeier, |
| Bray, | Hall, | Memolo, | Stavitski, |
| Brewster, | Hantz, | Metzger, | Sterling, |
| Bromley, | Harding, | Metzinger, | Stock, |
| Brown, E., | Harer, | Millar, | Storb, |
| Brown, E. P., | Hart, | Miller, C., | Storer, |
| Brown, T. J., | Haws, | Miller, H. A., | Strayer, |
| Burchinal, | Heffernan, | Moffatt, | Talbot, |
| Burke, | Heffran, | Moore, | Thomas, L. D., |
| Bush, | Henderson, | Morrison, | Thomas, M. G., |
| Calhoun, | Hess, | Muldowney, | Toepfer, |
| Colville, | Himes, | Munley, | Towner, |
| Conner, | Holcombe, | Myers, | Trescher, |
| Craig, | Holmes, | Neely, | Turner, |
| Critchfield, | Holtzman, | Nicholson, | Voltz, |
| Cross, | Horn, | Nolte, | Washington, |
| Davies, | Howe, | North, | Watson, |
| Davis, | Hricko, | Orr, | Weamer, |
| DeFrehn, | Huber, | Parkinson, | Wells, |
| Deibler, | Irvin, | Patterson, B.H., | Welty, |
| Dengler, | Jones, | Patterson, F.W., | Wettach, |
| Derby, | Kelly, | Patterson, M., | Wheeler, |
| Diehm, | Labar, | Peelor, | Whitehouse, |
| Dilsheimer, | Lafferty, | Pennock, | Williams, |
| Donnell, | Lauver, | Perry, | Wilson, |
| Drinkhouse, | Leidich, | Phillips, | Witherspoon, |
| Drumbor, | Little, H. A., | Pitts, | Witkin, |
| Duddy, | Little, J. T., | Posey, | Wood, N., |
| Eaches, | Lockhart, | Powell, | Wood, W. P., |
| Earley, | Long, | Prosser, | Wright, |
| Ede, | Lotz, | Pryor, | Bluett. |
| Edmonds, | Lucas, | Raymond, | Speaker. |
| Emhardt, | Ludlow, | Rhodes, | |
| Evans, B. P., | Lukehart, | Rieder, | |
| Evans, F. D., | Lynch, | Sarig, | |
| Flinchbaugh, | MacMillan, | Sautter, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 490, as follows:

An Act to validate acts done and contracts conveyances transfers and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the Courts of Common Pleas granting a charter where the applicants for incorporation had failed to register its proposed name as required by law and to validate charters of corporations of the first class granted since the sixteenth day of May one thousand nine hundred and twenty-three where there was a failure to register the name or titel of the proposed corporation at the time of filing its application for a charter as required by law providing for the subsequent filing of such registration and providing for the amendment of names or titles of such corporations in certain cases

Whereas the Courts of Common Pleas of this Commonwealth have granted charters incorporating corporations of the first class where the proposed corporation had failed to register with the Secretary of the Commonwealth its proposed name and address at the time of filing its application for a charter as required by the Act of May 16 1923 Pamphlet Laws two hundred and forty-six and

Whereas some of the organizations so incorporated relying upon the validity of the charter so granted have taken title to and cenveyed real estate taken and created mortgages entered into contracts and perform other acts and business in pursuance and by virtue of such charters and

Whereas doubt exists concerning the validity of the acts done transfers conveyances and mortgages of property made to and by such corporations and the validity of charters so granted now therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That where heretofore any act has been done or contract transfer conveyance or mortgage of any property been made to or by any corporation of the first class after the granting of a charter by decree of any Court of Common Pleas of this Commonwealth where the applicants for incorporation had failed to register with the Secretary of the Commonwealth its proposed name and address prior to the granting of such charter as required by the provisions of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred forty-six) entitled "An act to provide for the registration and protection of names titles or designations of associations societies orders foundations federations organizations and corporations of the first class" all such acts contracts transfers conveyances and mortgages shall be deemed and taken to be valid and effectual for all purposes as if the name of the corporation had been registered as required by law Provided this act shall not apply to cases now in litigation

Section 2 That all charters of incorporation or supplements and amendments thereto heretofore granted by any of the Courts of Common Pleas of this Commonwealth to applicants for incorporation who failed to register with the Secretary of the Commonwealth the name and address of the proposed corporation at the time of filing their applications for a charter as required by the provisions of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred forty-six) entitled "An act to provide for the registration and protection of names titles or designations of associations societies orders foundations federations organizations and corporations of the first class" shall be and hereby are validated and confirmed so that said charters shall have the same force and legal effect as if the applicants for incorporation had complied with all the requirements of law relative to the registration of their proposed names and addresses Provided however that any corporation before deriving the benefits of this section shall file in the office of the Secretary of the Commonwealth within one year after the approval of this act an application for registration of the name and address of such corporation setting forth the date of its incorporation and if the name of such corporation does not conflict with any other name title or designation duly registered according to law it shall be registered and a certificate of such registration shall be filed with the records of the Court which granted the charter and such registration shall have the same force and effect as though made at the time or times required by law Provided also that in the event the name of such corporation is similar to or so nearly resembling the name title or designation of any association society order foundation federation organization or corporation duly registered according to law that it cannot be properly registered or used by the corporation and such prior registration is not withdrawn by such other association society order foundation federation organization or corporation such corporation shall be entitled to have its name or title amended by application to the Court of Common Pleas which granted the charter in the manner now provided by law for the amendment of a charter and a decree granting a change of name of such corporation where the new name or title has been duly registered as required by law shall have the effect to validate confirm and create such association as a corporation in deed and in law with full force and effect as if said association had originally complied with all the requirements of law as to registration of its proposed name and title

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken as follows, viz:

YEAS—201.

| | | | |
|---|---|---|---|
| Adam, | Evans, B. P., | Lynch, | Rieder, |
| Alexander, | Evans, F. D., | MacMillan, | Royle, |
| Allman, | Finchbaugh, | Mangan, | Sautter, |
| Anderson, | Flynn, | Marcus, | Schilling, |
| Armstrong, | Fockler, | Marshall, | Schoener, |
| Aston, | Fratt, | Martz, | Schwartz, |
| Baldi, | Frye, | Mathay, | Scott, |
| Bartley, | Gelnett, | McBride, | Shaffer, |
| Behney, | Gilchrist, | McCaig, | Shambach, |
| Bell, F. A. | Goehring, | McCann, | Sheffer, |
| Bell, W. T. | Goodnough, | McClure, J. F., | Smith, G. A., |
| Bentley. | Goss, | McClure, J. H., | Smith, H. J., |
| Berkheiser, | Greeby, | McCormick, | Soffel, |
| Bickett, | Greenstein, | McDaniel, | Sowers, |
| Bidelspacher, | Griffith, | McDermott, | Speer, |
| Blair, | Grimes, | McGowan, | Spencer, |
| Blumberg, | Guerin, | McKim, | Stadtlander, |
| Bray, | Haas, | McLaughlin, | Stark, |
| Brewster, | Haines, | Memolo, | Staudenmeier, |
| Bromley, | Hall, | Metzger, | Stavitski, |
| Brown, E., | Hantz, | Metzinger, | Sterling, |
| Brown, E. P., | Harding, | Millar, | Stock, |
| Brown, T. J., | Harer, | Miller, C., | Storb, |
| Burchinal, | Hart, | Miller, H. A., | Storer, |
| Burke, | Haws, | Moffatt, | Strayer, |
| Bush, | Heffernan, | Moore, | Talbot, |
| Calhoun, | Heffran, | Morrison, | Thomas, L. D., |
| Canon, | Henderson, | Muldowney, | Thomas, M. G., |
| Colville, | Hess, | Munley, | Toepfer, |
| Conner, | Himes, | Myers, | Towner, |
| Craig, | Holcombe, | Neely, | Trescher, |
| Critchfield, | Holmes, | Nicholson, | Turner, |
| Cross, | Holtzman, | Nolte, | Voltz, |
| Davies, | Horn, | North, | Washington, |
| Davis, | Howe, | Orr, | Watson, |
| DeFrehn, | Hricko, | Parkinson, | Weamer, |
| Deibler, | Huber, | Patterson, B.H., | Wells, |
| Dengler, | Irvin, | Patterson, F.W., | Welty, |
| Derby, | Jones, | Patterson, M., | Wettach, |
| Diehm, | Labar, | Peelor, | Wheeler, |
| Dietz, | Lafferty, | Pennock, | Whitehouse, |
| Dilsheimer, | Lauver, | Perry, | Williams, |
| Donnell, | Leidich, | Phillips, | Wilson, |
| Drinkhouse, | Little, H. A., | Pitts, | Witherspoon, |
| Drumbor, | Little, J. T., | Posey, | Witkin, |
| Duddy, | Lockhart, | Powell, | Wood, N., |
| Eaches, | Long, | Prosser, | Wood, W. P., |
| Earley, | Lotz, | Pryor, | Wright, |
| Ede, | Lucas, | Raymond, | |
| Edmonds, | Ludlow, | Reader, | |
| Emhardt, | Lukehart, | Rhodes, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 266, as follows:

An Act to amend section one of an act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand and twenty-one entitled "An act to exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto" as amended by extending the provisions thereof to property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors and marines and discharging certain taxes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of an act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand and twenty-one) entitled "An act to exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto" which was amended by an act approved the ninth day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred and nineteen) entitled "An act to amend the act of the seventeenth day of July Anno Domini one thousand nine hundred and nineteen (Pamphlet Laws ten hundred twenty-one) entitled 'An act to exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto'" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all churches meeting-houses or other regular places of stated worship with the ground thereto annexed necessary for the occupancy and enjoyment of the same all burial grounds not used or held for private or corporate profit all hospitals universities colleges seminaries academies associations and institutions of learning benevolence or charity with the grounds thereto annexed and necessary for the occupancy and enjoyment of the same founded endowed and maintained by the public or private charity provided that the entire revenue derived by the same be applied to the support of and to increase the efficiency and facilities thereof the repair and the necessary increase of grounds and buildings thereof and for no other purpose and all schoolhouses belonging to any county borough or school district all court houses jails poor-houses and all other public property used for public purposes with the ground thereto annexed and necessary for the occupancy and enjoyment of the same and all real and personal property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors and marines be and the same are hereby exempted from all and every county city borough township bounty road school and poor tax Provided That all property real or personal other than that which is in actual use and occupation for the purposes aforesaid and from which any income or revenue is derived shall be subject to taxation except where exempted by law for State purposes and nothing herein contained shall exempt same therefrom And provided that all property real or personal in actual use and occupation for the purposes aforesaid shall be subject to taxation unless the person or persons association or corporation so using and occupying the same shall be seized of the legal or equitable title in the realty and possessed of the personal property absolutely

Section 2 That all taxes levied since the second day of November one thousand nine hundred and twenty-three upon any real or personal property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors or marines and remaining unpaid are hereby discharged and the trustees or other persons charged with the financial management of such branch post or camp are relieved and discharged from the payment thereof and no such taxes now unpaid shall be collected or be made a lien upon the property of such branch post or camp by the authority levying the same

On the question,

Will the House agree to the bill on third reading?

## BILL RECOMMITTED.

Mr. EARLEY. Mr. Speaker, I move that this bill be recommitted to the Committee on Military Affairs for the purpose of amendment.

Mr. HALL. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILL ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 303, as follows:

An Act to amend sections two and nine to repeal section ten to amend section sixteen and section twenty-two as amended secions twenty-three thirty-one section thirty-two as amended section fifty-two section fifty-four as amended section fifty-seven as amended and section sixty-five of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and sixty-nine) entitled "An act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and sixty-nine) entitled "An act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth" is hereby amended to read as fololws

Section 2 For the purpose of this act the words "National Defense Act" shall be taken to mean an act of Congress entitled "An act for making further and more effectual provisions for the national defense and for other purposes" approved by the President June third nineteen hundred and sixteen and any and all acts that may hereafter be enacted amendatory thereof and supplementary thereto The word "company" shall apply to and indicate the infantry quarter master cavalry field artillery engineer signal medical ordinance air service and general staff units corresponding in general organization to a company of infantry The words "regiment" and "battalion" shall apply to any organization of any arm of the service in equal organization to a regiment or batalion of infantry as the case may be or so denominated by law

Section 2 That section nine of said act is hereby amended to read as follows:

Section 9 The medical department shall consist of the medical corps the dental corps the veterinary corps and the enlisted men pertaining thereto The commissioned officers of the medical corps shall be proportionately distributed among the several grades and assigned to duty with troops in such number and of such grades as may comply with the rules and regulations promulgated in relation thereto The enlisted force of the medical department shall consist of such personal as may conform as far as practicable to the enlisted personnel now or hereafter provided by law or regulations therefor Original enlistments for the medical department shall be made in the grade of private and reenlistments and promotions of enlisted men therein shall be governed by such regulations as may be promulgated relating thereto The Governor is hereby authorized to appoint and commission dental surgeons at the rate of one for each one thousand enlisted men of the line of the Pennsylvania National Guard Dental surgeons shall have the same rank and pay of dental surgeons of like grade and service in the Regular Army

Section 3 That section ten of said act is hereby repealed

Section 4 That section sixteen of said act is hereby amended to read as follows

Section 16 General field and staff corps officers adjutants summary courts and judge advocates are hereby authorized and empowered to administer oaths and affirmations in all matters pertaining to and concerning the Pennsylvania National Guard and all commissioned officers are authorized

and empowered to administer oaths and affirmations in the enlistment of soldiers for the Pennsylvania National Guard Any person who shall falsely swear or affirm to any oath or affirmation before any such officer shall be deemed guilty of perjury and upon trial and conviction thereof shall be sentenced for such offense as provided by law

Section 5 That section twenty-two of said act which was amended by section two of an act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred and twenty-seven) entitled "An act to amend sections eighteen twenty-two twenty-six thirty-two thirty-four thirty-eight fifty-four fifty-five fifty-six fifty-seven fifty-nine and sixty-one of an act entitled 'An act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth' approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and sixty-nine)" is hereby further amended to read as follows

Retirement of Officers and Enlisted Men

Section 22 Commissioned officers who shall have served forty years either as an officer or enlisted man or both in the Pennsylvania National Guard shall upon application made to the Adjutant General be retired from active service and placed upon the retired list as of the next higher grade except a major general whose grade upon the retired list shall remain the same and when any commissioned officer is sixty-four years of age he shall be retired from active service and may be placed upon the retired list as of the next higher grade except a major general whose grade on the retired list shall remain the same Provided That service in the volunteer forces of the United States or in the Army Navy or Marine Corps thereof during the War with Spain in Mexican border service or in any other Federal service may be included as twice its actual length in computing the forty years of service required for retirement Commissioned officers who shall have served as such in the Pennsylvania National Guard or the Pennsylvania Reserve Militia or both may upon application to the Adjutant General be placed upon the retired list as of the highest grade such officers may have held in their service Provided That he shall have held a commission as an officer of the Pennsylvnia National Guard or the Pennsylvania Reserve Militia or both for a period of at least ten years in the aggregate Provided further That service in the volunteer forces in the United States Army in the War with Spain in Mexican border service in the World War or in any other Federal service may be computed as of twice its actual length Provided further That where service in the War with Spain or the World War is computed then such retirement shall be of the next higher grade held in the service except in the case of a major general when the grade shall remain the same The Governor as Commander-in-Chier shall have power and is hereby authorized to relieve from active service and place upon the retired list as of the next higher grade any commissioned officer who has served continuously in any one grade for fifteen years The commission of any officer so relieved from active duty and placed upon the retired list shall be considered terminated

and the office held by him as vacated When an officer has become incapable from any cause of performing the duties of his office he may be ordered before an efficiency board created as herein provided and sitting as a retiring board If he is found disqualified by reason of physical disability incurred in the line of study he may be retired as of next higher grade but if he is found disqualified for any other reason he shall be retired without increase in grade The action of every such board shall be subject to the approval of the Governor as Commander-in-Chief All retired officers shall be entitled to wear the uniform of their grade as retired officers of the Pennsylvania National Guard on all proper military or semimilitary occasions Enlisted men who shall military or semimilitary occasions Enlisted men who shall have served thirty years in the Pennsylvania National Guard or who have become disqualified by reason of physical disability incurred in the line of duty shall upon application to the Adjutant General be retired from active service and placed upon the retired list as of the next higher grade and service in the volunteer forces of the United States or in the Army Navy or Marine corps thereof during the War with Spain in Mexican border service in the World War or in any federal service may be included as twice its actual length in computing the thirty years service required for retirement And provided further That the Governor may confer upon any citizen who has been connected with any military college located within and incorporated under the laws of the Commonwealth and who has had a commission as an officer for a period of thirty years or more granted by the Governor in accordance with the laws of this Commonwealth brevet rank of not more than one grade higher than the highest rank held by him during the term he was so commissioned

Section 6 That section twenty-three of said act is hereby amended to read as follows

Section 23 A commissioned officer responsible for State funds or State property or property of the United States issued to him by the Adjutant General or United States property and disbursing officer or acquired by transfer inventory or purchase from annaul allowance of State funds who may tender his resignation or who may be releived from command by competent orders of the Governor as Commander-in-Chief and whose accounts are not settled may be relieved from active duty by the Governor as Commander-in-Chief and held as supernumernary pending settlement of his accounts and when so relieved from active duty the office in which he is commissioned or to which he is commissioned in which he is commissioned or to which he has been assigned shall be considered as vacated Provided That a commissioned officer so held as supernumerary shall be amenable to court-martial for military offenses to the same extent and in like manner as if upon the active list

Section 7 That section thirty-one of said act is hereby amended to read as follows

Section 31 Camps of instructions combined with troops of the Regular Army and of other State practice marches maneuvers and other exercises including the out-door target practice shall be held at such times and places for such organizations and for such periods as the Governor as Commander-in-Chief may direct none of which shall exceed fifteen days in any one year During such tour of duty an inspection shall be made by such officers as may be designated for that purpose by the Governor as Commander-in-Chief For services during such tours of duty commissioned officers shall be entitled to the same pay and transportation in kind as officers of like grade of the Regular Army are or may hereafter be entitled to by law and any such payments not made from Federal funds [except longevity pay] shall be payable from State funds by the Adjutant General in the usual manner For services during such tours of duty all enlisted men shall be entitled to and shall receive the per diem pay hereinafter prescribed Provided That the difference between the rate of pay for enlisted man as hereinafter provided in this act and the amount that may be received from he Federal Government as Federal rate of pay shall be paid from State funds by the Adjutant General in the usual manner and in addition thereto enlisted men shall be entitled to transportation in kind and subsistence

Section 8 That section thirty-two of said act which was amended by section four of said amending act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred and twenty-seven) is hereby further amended to read as follows

Section 32 When the Pennsylvania National Guard or any part thereof is ordered on active duty by the Governor as Commander-in-Chief and pay is authorized for such duty under the order prescribing the performance thereof the commissioned officers and warrant officers so ordered shall be entitled to the same pay and allowance as officers of like grade and length of service in the Regular Army of the United States Provided That no officer shall receive less than the base pay of his grade as provided by Federal statute The grades of enlisted men shall be such as the Governor as Commander-in-Chief may from time to time direct and shall conform to the grades authorized in tables of organization for the National Guard published by the War Department When enlisted men are ordered on active duty as above prescribed their per diem shall be as follows First grade three dollars and fifty cents second grade three dollars third grade three dollars fourth grade two dollars and fifty cents fifth grade two dollars sixth grade one dollar and seventy-five cents seventh grade one dollar and fifty cents fifty cents in addition to the pay allowed by the Federal Government Provided That the Federal pay of a private shall not be less than one dollar and a private of the first

class one dollar and fifteen cents and in case the Federal Government shall at any time reduce its allowance for a private or a private of the first class below one dollar or one dollar and fifteen cents then the Commonwealth shall pay to such private or private of the first class an amount equal to the reduction below one dollar or one dollar and fifteen cents so that the total pay of the private or private of the first class shall be respectively one dollar and fifty cents and one dollar and sixty-five cents Under such regulations as the Governor as Commander-in-Chief may precribe and conforming with tables of organization authorized for the National Guard by the War Department enlisted men of the sixth and seventh grades may be rated as specialists and receive (extra pay per diem as follows First class one dollar and twenty-five cents second class one dollar third class seventy-five cents fourth class fifty cents fifth class forty cents sixth class fifteen cents) the extra pay per diem allowed by the War Department for specialists Hereafter enlisted men shall receive an increase of ten per centum of their base pay for every five years of service in the National Guard or in the United States Army Navy or Marine Corps or for any two or more of these services combined Provided That such increase shall not exceed forty per centum of their base pay All payments of per diem pay and service pay shall be made by the Adjutant General in the usual manner No deductions shall be made from the pay of officers or enlisted men in active service for dues or other financial obligations imposed by any by-laws rules or regulations of a civic character

Section 9 That section fifty-two of said act is hereby amended to read as follows

Section 52 Courts of inquiry to consist of not to exceed three officers may be instituted by the Governor as Commander-in-Chief or the commanding general of the division for the purposes of investigating the conduct of any officer either upon his own request or upon complaint or charge of improper conduct as an officer or for the purpose of settling rank Any court of inquiry with approval of the convening authority may employ a stenographer to take testimony Courts of inquiry shall without delay report a statement of facts to the officer instituting such court who may in his discretion cause charges to be preferred against the accused

Section 10 That section fifty-four of said act which was amended by section seven of said amending act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred and twenty-seven) is hereby further amended to read as follows

Section 54 General courts-martial in the Pennsylvania National Guard may be convened by order of the Governor or the Division Commander and such courts shall have the power to impose fines not exceeding two hundred dollars ($200) or to sentence to imprisonment in the county jail of the county where the offense was committed for a term not exceeding one year or both [and] together with such reasonable costs as they may assess to sentence to forfeiture of pay and allowances to reprimand to dismissal or dishonorable discharge from the service to a reduction of noncommissioned officers to the ranks or any two or more of such punishments may be combined in the sentences imposed by such courts provided That sentence shall not become operative until after the approval thereof by the appointing power

Section 11 That section fifty-seven of said act which was amended by section ten of said amending act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred and twenty-seven) is hereby further amended to read as follows

Section 57 All courts martial of the Pennsylvania National Guard when not in the active service of the United States shall have power to sentence to confinement in case of failure to pay the fines and costs or any part thereof authorized to be imposed Provided That such sentence of confinement shall not exceed one day for each dollar of fine authorized and imposed Provided further That the sentence shall not become operative until after the approval thereof by the appointing power

Section 12 That section sixty-five of said act is hereby amended to read as follows

Section 65 All fines and penalties imposed and collected through the sentence of courts-martial shall be forwarded to the Arjutant General and by him paid to the commonding officer of the company of which the soldier fined was a member who shall expend and account for the same in a manner similar to other funds received from the Commonwealth

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—197.

| | | | |
|---|---|---|---|
| Adam, | Flinchbaugh, | MacMillan, | Reader, |
| Alexander, | Flynn, | Malie, | Rhodes, |
| Allman, | Fockler, | Mangan, | Sarig, |
| Anderson, | Fratt, | Marcus, | Sautter, |
| Armstrong, | Frye, | Marshall, | Schilling, |
| Aston, | Gelnett, | Martz, | Schoener, |
| Bartley, | Gilchrist, | Mathay, | Schwartz, |
| Behney, | Goehring, | McBride, | Scott, |
| Bell, F. A. | Goodnough, | McCaig, | Shaffer, |
| Bell, W. T. | Goss, | McCann, | Shambach, |
| Bentley. | Greeby, | McClure, J. F., | Sheffer, |
| Bickett, | Greenstein, | McClure, J. H., | Smith, G. A., |
| Bidelspacher, | Griffith, | McCormick, | Smith, H. J., |
| Blair, | Grimes, | McDaniel, | Soffel, |
| Blumberg, | Guerin, | McDermott, | Sowers, |
| Bray, | Haas, | McGowan, | Speer, |
| Brewster, | Haines, | McKim, | Spencer, |
| Bromley, | Hall, | McLaughlin, | Stadtlander, |
| Brown, E., | Hantz, | Memolo, | Stark, |
| Brown, E. P., | Harding, | Metzger, | Staudenmeier, |
| Brown, T. J., | Harer, | Metzinger, | Stavitski, |
| Burchinal, | Hart, | Millar, | Sterling, |
| Burke, | Haws, | Miller, C., | Stock, |
| Bush, | Heffernan, | Miller, H. A., | Storb, |
| Calhoun, | Heffran, | Moffatt, | Storer, |
| Canon, | Henderson, | Moore, | Strayer, |
| | Hess, | Morrison, | Talbot, |
| Conner, | Himes, | Muldowney, | Thomas, L. D., |
| Craig, | Holcombe, | Munley, | Thomas, M. G., |
| Critchfield, | Holmes, | Myers, | Toepfer, |
| Davies, | Holtzman, | Neely, | Towner, |
| Davis, | Horn, | Nicholson, | Trescher, |
| DeFrehn, | Howe, | Nolte, | Turner, |
| Deibler, | Hricko, | North, | Voltz, |
| Dengler, | Huber, | Orr, | Washington, |
| Derby, | Irvin, | Parkinson, | Watson, |
| Diehm, | Jones, | Patterson, B.H., | Weamer, |
| Dietz, | Labar, | Patterson, F.W., | Wells, |
| Dilsheimer, | Lafferty, | Patterson, M., | Welty, |
| Donnell, | Lauver, | Peelor, | Wettach, |
| Drinkhouse, | Leidich, | Pennock, | Wheeler, |
| Drumbor, | Little, H. A., | Perry, | Whitehouse, |
| Duddy, | Little, J. T., | Phillips, | Williams, |
| Eaches, | Lockhart, | Pitts, | Wilson, |
| Earley, | Long, | Posey, | Witherspoon, |
| Ebe, | Lotz, | Powell, | Witkin, |
| Edmonds, | Lucas, | Prosser, | Wood, N., |
| Emhardt, | Ludlow, | Pryor, | Wood, W. P., |
| Evans, B. P., | Lukehart, | Raymond, | Wright, |
| Evans, F. D., | Lynch, | | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

## BILL ON FINAL PASSAGE.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 45, as follows:

An Act to amend section fifty-seven of the act approved the twenty-third day of May one thousand eight hundred and seventy-four (Pamphlet Laws two hundred and thirty) entitled "An Act dividing the cities of this state into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offences in all of said cities and providing for the incorporation and government of cities of the third class providing for the acceptance of said act by certain cities of the third class providing for the election of certain city officers and members of city

councils in such cities and fixing the time when the terms of members of councils and certain city officers then in office cease and be terminated

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section fifty-seven of the act approved the twenty-third day of May one thousand eight hundred seventy-four (Pamphlet Laws two hundred and thirty) entitled "An act dividing the cities of this State into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offenses in all of said cities and providing for the incorporation and government of cities of the third class" is hereby amended to read as follows

Section 57 Any city of the third class or any city of less population than ten thousand inhabitants heretofore incorporated may become subject to the provisions of this act governing such cities of the third class to be hereafter incorporated and the mayor and council of the said city may effect the same by an ordinance thereof duly passed by a majority of the members elected to each branch thereof voting in favor of the same and a certified copy of such ordinance approved by the mayor and duly certified accompanied by a statement of the vote thereon with the names of the members voting for and against said ordinance shall be forwarded to and filed in the office of the Secretary of the Commonwealth and when so filed the Governor shall under the great seal of the Commonwealth certify the surrender of the former charter and the acceptance of the provisions of this act by such city which certificate shall be recorded among the minutes of councils and in the office for the recording of deeds in the proper city and from the date of such certificate the said city shall be governed controlled and regulated by and under the provisions of the act but all of the property and estates of the said city shall be and remain severally and respectively vested in the said city unchanged and as before the said surrender and all of the elected officers therein except members of the city council or members of the select and common council or the controller or city treasurer in any city where such controller or treasurer were not elected by the votes of the city shall hold their respective offices until the expiration of the term for which they were respectively elected and which have all of the rights and powers which belong by law to them respectively under the laws in existence at the date of the surrender as aforesaid no such acceptance shall be construed to be a repeal or surrender of any rights powers privileges and franchises heretofore by law conferred on such city not inconsistent with the provisions of this act the successors to the mayor (and councils school directors controllers) and other officers of such city except members of the council or members of the select and common council or the controller or city treasurer in any city where such controller or treasurer were not elected by the voters of the city (shall continue to hold their respective offices until the Friday (succeeding the third Tuesday of February next following the date of the expiration of their office as fixed by law before the said surrender of the former charter but in any case in which a mayor councils school directors controller or other officer shall have been elected and not is or are yet in office they shall hold their said office for the term for which they shall have been respectively been elected and their successors) shall be elected under the provisions of this act on the said last named third Tuesday in February at the municipal election preceding the expiration of their respective terms to take office on the first Monday of January succeeding such election for such terms as may be provided by the laws governing and regulating cities of the third class

All members of city council or of common or select council of such city shall continue to hold their respective offices until the first Monday of January succeeding the first municipal election occurring at least three months after the date of the certificate issued by the Governor at which time the terms of their respective offices shall cease and be terminated

At the first municipal election occurring at least three months after the date of the certificate issued by the Governor the electors of the city shall elect the four members of council to which said city is entitled under the law governing and regulating cities of the third class and the two nominees receiving respectively the highest number of votes at such election shall serve for four year terms and the two nominees receiving the next highest number of votes at such election shall serve for two year terms from the first Monday of January succeeding such election Biennially thereafter at each municipal election a sufficient number of members of council shall be elected for terms of four years each from the first Monday of January succeeding such election to take the place of those members of city council whose terms then expire

In any such city accepting the provisions of this act where the controller or city treasurer or both were not elected by the voters of the city there shall be elected at the first municipal election occurring at least three months after the date of the certificate by the Governor and quadrennially thereafter a city controller or city treasurer or both for terms of four years each from the first Monday of January succeeding such election and on said first Monday of January the term of office of the controller or city treasurer or both as the case may be then in office shall cease and be terminated

The ward assessors in office in any such city shall continue in office until the end of their respective terms but such assessors shall after the first Monday of January succeeding the first municipal election occurring at least three months after the date of the certificate issued by the Governor have no further power or authority to assess property in said city for city taxation purposes but property shall be assessed by an assessor elected by the city council for a term of four years from said first Monday of January in the manner provided by law governing and regulating cities of the third class Quadrennially thereafter the city council shall elect an assessor for city purposes for a term of four years

All suits prosecutions debts taxes and claims whatever belonging to the said city shall be and remain of full force and shall be sued for recorded or collected under the provisions of law governing the said city prior to the surrender aforesaid and all proceedings therefor commenced before such surrender shall be proceeded in as though no change had been made and all claims and demands of whatever nature against said city existing prior to the said surrender shall remain of full force and be collected as though no change had been made in the laws regulating and governing such city

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—197.

| | | | |
|---|---|---|---|
| Adam, | Flinchbaugh, | Lukehart, | Pryor, |
| Alexander, | Flynn, | Lynch, | Raymond, |
| Allman, | Fockler, | MacMillan, | Rhodes, |
| Anderson, | Fratt, | Malie, | Rieder, |
| Armstrong, | Frye, | Mangan, | Sarig, |
| Aston, | Gelnett, | Marcus, | Sautter, |
| Baldi, | Gilchrist, | Marshall, | Schilling, |
| Bartley, | Goehring, | Martz, | Schwartz, |
| Behney, | Goodnough, | Mathay, | Scott, |
| Bell, F. A. | Goss, | McBride, | Shaffer, |
| Bell, W. T. | Greeby, | McCaig, | Shambach, |
| Berkheiser, | Greenstein, | McCann, | Sheffer, |
| Bickett, | Griffith, | McClure, J. F., | Smith, G. A., |
| Bidelspacher, | Grimes, | McClure, J. H., | Smith, H. J., |
| Blair, | Guerin, | McCormick, | Soffel, |
| Blumberg, | Haas, | McDaniel, | Sowers, |
| Bray, | Haines, | McDermott, | Speer, |
| Brewster, | Hall, | McGowan, | Stadtlander, |
| Bromley, | Hantz, | McKim, | Stark, |
| Brown, E., | Harding, | McLaughlin, | Staudenmeier, |
| Brown, E. P., | Harer, | Memolo, | Stavitski, |
| Brown, T. J., | Hart, | Metzger, | Sterling, |
| Burchinal, | Haws, | Metzinger, | Stock, |
| Burke, | Heffernan, | Millar, | Storb, |
| Calhoun, | Heffran, | Miller, C., | Storer, |
| Canon, | Henderson, | Miller, H. A., | Strayer, |
| Colville, | Hess, | Moffatt, | Talbot, |
| Conner, | Himes, | Moore, | Thomas, L. D., |
| Craig, | Holcombe, | Morrison, | Thomas, M. G., |
| Critchfield, | Holmes, | Muldowney, | Toepfer, |
| Cross, | Holtzman, | Munley, | Towner, |
| Davies, | Horn, | Myers, | Trescher, |
| Davis, | Howe, | Neely, | Turner, |

| | | | |
|---|---|---|---|
| Deibler, | Hricko, | Nicholson, | Voltz, |
| Dengler, | Huber, | Nolte, | Washington, |
| Derby, | Irvin, | North, | Watson, |
| Diehm, | Jones, | Orr, | Weamer, |
| Dietz, | Kelly, | Parkinson, | Wells, |
| Dilsheimer, | Labar, | Patterson, B.H., | Welty, |
| Donnell, | Lafferty, | Patterson, F.W., | Wettach, |
| Drinkhouse, | Lauver, | Patterson, M., | Wheeler, |
| Drumbor, | Leidich, | Peelor, | Whitehouse, |
| Duddy, | Little, H. A., | Pennock, | Williams, |
| Eaches, | Little, J. T., | Perry, | Wilson, |
| Earley, | Lockhart, | Phillips, | Witherspoon, |
| Ede, | Long, | Pitts, | Witkin, |
| Edmonds, | Lotz, | Posey, | Wood, N., |
| Emhardt, | Lucas, | Powell, | Wood, W. P., |
| Evans, B. P., | Ludlow, | Prosser, | Wright, |
| Evans, F. D., | | | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

## BILL RE-REFERRED.

Mr. LUDLOW returned from the Committee on Counties and Townships, with recommendation that it be re-referred to the Committee on Ways and Means, House Bill No. 545, entitled

An act relating to county, borough, township, school, and poor taxes; requiring the collectors of such taxes to give notice to each taxable; fixing a time for the payment of such taxes at face, and adding a penalty on delinquents.

The SPEAKER. The bill is now re-referred to the Committee on Ways and Means.

## BILL ON FINAL PASSAGE.

Mr. MEMOLO asked and obtained unanimous consent to call up House Bill No. 27, file folio 683, on page 2 of today's calendar, bills on final passage, postponed.

Agreeably to order,

The House resumed a consideration on final passage of House Bill No. 27, file folio 683, entitled

An act to validate certain municipal assessments municipal claims and municipal liens in the several boroughs of the Commonwealth providing for the filing of claims therefor and the proceedings for the collection of such assessments and claims

On the question recurring,

Shall the bill pass finally?

## RECONSIDERTION OF VOTE.

Mr. MEMOLO Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

Mr. ALEXANDER. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

## BILL RECOMMITTED.

Mr. MEMOLO. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary Special for the purpose of amendment.

Mr. ALEXANDER. Mr. Speaker, I second the motion.

The motion was agreed to.

## ADJOURNMENT.

Mr. HAAS. Mr. Speaker, I move that the House do now adjourn.

The motion was agreed to, and at (5.50 o'clock P. M.) the House adjourned until tomorrow morning at 10:30 o'clock.

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal.

Session 1925 126th of the General Assembly

Vol. 8. HARRISBURG, PA., WEDNESDAY, FEBRUARY 11, 1925. No. 11.

## SENATE

WEDNESDAY, February 11th, 1925.

The Senate met at 10.30 o'clock A. M.

The PRESIDENT Pro Tempore, (Mr. John G. Homsher), in the Chair.

### PRAYER.

The Chaplain, Rev. Edward S. Ninde, offered the following prayer.

Our Heavenly Father: We thank Thee for another day of life, and we commit the day and we commend ourselves to Thy Divine keeping. May Thy blessing rest upon our Legislature, both the Senate and the Assembly. The moral and physical welfare of millions of men, women, and children, in considerable measure depends upon these legislators. A very high and sacred responsibility devolves upon them. Grant them wisdom and strength from above, that whether in Committee discussion or in public debate they may be guided by a Divine Power, and may every vote that shall be taken reflect the Divine Will.

Bless Pennsylvania; bless America; bless the whole World.

We ask it in the name of Jesus Christ.

Amen.

### JOURNAL APPROVED.

The PRESIDENT—A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BALDWIN, the further reading was dispensed with, and the Journal was approved.

### LEAVES OF ABSENCE.

Mr. BALDWIN asked and obtained leave of absence for the Senator from Delaware, Mr. MacDade.

Mr. KRAUSE asked and obtained leave of absence for the Senator from Philadelphia, Mr. McNichol.

### BILLS INTRODUCED.

Mr. KRAUSE read in his place and presented to the Chair Senate Bill No. 307, entitled:

An Act to amend section six, nine, eleven, twenty-eight, thirty and forty of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled "An Act providing when, how, upon what property and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly."

Which was committed to the Committee on Judiciary General.

Mr. JOYCE read in his place and presented to the Chair Senate Bill No. 308, entitled:

An Act making an appropriation to the Wilkes-Barre General (formerly City) Hospital, Wilkes-Barre, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 309, entitled:

An Act imposing a poll tax for county purposes in all counties except counties of the first class on male and female residents over the age of twenty-one years and abolishing the occupation tax.

Which was committed to the Committee on Elections.

Mr. BETTS read in his place and presented to the Chair Senate Bill No. 310, entitled:

An Act validating certain proceedings and elections of counties, cities, boroughs, townships, school districts, and other municipalities or incorporated districts had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four, (P. L. 65), entitled "An act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto; and validating bonds issued or authorized to be issued in pursuance of such proceedings and elections.

Which was committed to the Committee on Judiciary General.

Mr. LANIUS read in his place and presented to the Chair Senate Bill No. 311, entitled:

An Act to amend section one thousand four hundred thirteen of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue, and repealing all laws, general, special, or local, or any parts thereof that are or may be inconsistent therewith," as amended, making further provision for the special education of certain children incapable of receiving proper education in the regular classes of the public schools.

Which was committed to the Committee on Education.

Also read in his place and presented to the Chair Senate Bill No. 312, entitled:

An Act to amend section one thousand four hundred and forty of an act, approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith;" making provision for assistance to blind and to deaf students in certain schools and institutions.

Which was committed to the Committee on Education.

Also read in his place and presented to the Chair Senate Bill No. 313, entitled:

An Act to amend an act approved the sixteenth day of May, one thousand nine hundred and nineteen, (Pamphlet Laws, one hundred and ninety-six), entitled "An act providing for the time during which pupils may be taught in institutions for the instruction of the blind in this Commonwealth," extending the provisions of the act to pupils in institutions of schools for the deaf as well as for the blind, and authorizing the Department of Public Instruction to determine the number of years during which such pupils may be educated in whole or in part at State expense.

Which was committed to the Committee on Education.

Also read in his place and presented to the Chair Senate Bill No. 314, entitled:

An Act to further amend section one thousand four hundred and fourteen of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for the education of deaf, blind, or crippled children.

Which was committed to the Committee on Education.

## RECONSIDERATION OF SENATE BILL NO. 19.

Mr. JOYCE. Mr. President, I move to reconsider the vote by which Senate Bill No. 19, entitled:

An Act making incurable insanity a cause for divorce and providing procedure in such cases.

was defeated on final passage.

The PRESIDENT. How did the Senator vote?

Mr. JOYCE. Mr. President, I voted "No".

Mr. GELDER. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. GELDER. Mr. President, I voted "No".

The motion was agreed to.

And the question recurring.

Shall the bill pass finally?

## BILL POSTPONED.

Mr. JOYCE. Mr. President, I move that the question together with futher consideration of the bill be postponed for the present.

Mr. GELDER. Mr. President, I second the motion.

The motion was agreed to.

## TIME OF NEXT MEETING.

Mr. JOYCE offered the following resolution, which was twice read, considered and agreed to:

In the Senate, February 11, 1925.

Resolved (if the House of Representatives concur) That when the Legislature adjourns to-day it reconvene on Monday evening, February sixteenth, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

## BILLS OVER IN ORDER.

Mr. BARR. Mr. President, I move that all bills on final passage and third reading on to-day's calendar go over in their order.

Mr. SCHANTZ. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 144, as follows:

An Act to amend section sixteen as amended of the act approved the tenth day of June one thousand eight hundred and ninety-three (Pamphlet Laws four hundred and nineteen) entitled "An act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections" by increasing the number of specimen ballots to be provided for each election district

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section sixteen of the act approved the tenth day of June one thousand eight hundred and ninety-three (Pamphlet Laws four hundred and nineteen) entitled "An act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections" which was amended by the act approved the twenty-fourth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand and seventy-nine) entitled "An act to amend section sixteen of an act approved the tenth day of June one thousand eight hundred and ninety-three (Pamphlet Laws four hundred and nineteen) entitled 'An Act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections'" is hereby further amended to read as follows

Section 16 The county commissioners of each county shall provide for each election district in which an election is to be held one set of such ballots of not less than fifty for every fifty and fraction of fifty voters therein as contained upon the assesor's list They shall also prepare full instructions for the guidance of voters as to obtaining ballots as to the manner of marking them and the method of gaining assistance and as to obtaining new ballots in place of those accidentally spoiled and they shall respectively cause the same together with copies of sections thirty to thirty-five inclusive of this Act to be printed in large clear type on separate cards to be called cards of instruction They shall also in addition to the number of ballots required to be printed for general distribution have printed five hundred official and one hundred sample ballots for every five thousand voters within the county which ballots shall be kept at the office of the commissioners for the use of any district or districts the ballots for which may be lost or destroyed They shall also cause to be printed on tinted paper and without the fac-smile endorsements copies of the form of the ballot provided for each voting place at each election therein which shall be called specimen

ballots and at each election they shall furnish to each voting place together with the ballots to be used there a sufficient number of cards of instruction and specimen ballots [for use as required in section twenty-one of this act] for the use of electors at the polls equal in number to two-fifths the whole number of official ballots provided for such voting place They shall deliver to each election district in cities of the first second and third classes where personal registration is required at every election therein the registers of voters known as the voting check list and ballot check list In all election districts other than in cities of the first second and third classes they shall provide for each election district at every election therein two copies of assessor's lists of voters and shall deliver the same as such lists are now delivered one copy to be called the "ballot check list" for the inspector in charge of the ballots and the other copy to be called the "voting check list" to be used in marking the names of those who have voted

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 145, as follows:

An Act to amend section ten of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred and nineteen) entitled "An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" as amended by increasing the number of specimen ballots to be provided for each election district

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section ten of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred and nineteen) entitled "An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" which was amended by the act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred and thirty-nine) entitled "An act to amend sections seven ten thirteen fourteen and fifteen of an act entitled 'An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to national party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties of the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation' approved the twelfth day of July Anno Domini one thousand nine hundred and thirteen (Pamphlet Laws seven hundred and nineteen) as amended so as to provide fully how many officials and specimen ballots shall be provided for each party at the primaries and to whom the same shall be delivered what other election materials shall be furnished and what printed instructions shall be given voters and election officers how the official ballots shall be given to qualified electors how party membership shall be evidenced and how and when it may be challenged how the vote shall be counted recorded and returned by the election officers what shall be done with the ballots voted their stubs and the unused spoiled and void ballots tally papers oaths of election officers affidavits of voters et cetera lists of voters of each party triplicate and other return sheets and who shall have the custody of the same to require the return and public inspection of all the spoiled and unused ballots from each election district before the computation of any returns therefrom to prescribe the method of computing and canvassing such returns publicly to provide who shall constitute the return board for any county wherein one or more of the commissioners are candidates at any primary to regulate the manner of correcting apparent errors in certain returns and the opening of ballot-boxes and the recounting of votes when any county commisioner prothonotary or judge of the court of common pleas deems it necessary in order to obtain a correct count or upon the petition of three electors averring fraud or error to assure the right of any authorized representative of any party or candidate to hear record and check up the returns as read as well as to inspect the same and any other public documents relating to any primary election to allow any person aggrieved by any decision of the county commisioners or prothonotary to appeal therefrom to the court of common pleas of the proper county to make certain violations of said act as amended hereby misdemeanors and to provide penalties for the punishment of such offenses to provide that nomination petitions of candidates for any municipal office to be filled by a vote of the electors of a senatorial district shall be signed by at least two hundred qualified electors of such district and to repeal inconsistent legislation" is hereby further amended to read as follows

Section 10 The county commissioners shall prepare and furnish to the election officers in each election district in due time for use at the primaries one book of fifty official ballots of each party for every forty and fraction of forty votes cast within the particular election district for the candidate of the particular party who received the largest vote cast for any candidate of such party at any of the last three preceding elections either general or municipal and no additional official ballots shall be furnished any party in any election district unless the number of electors registered and enrolled as members of any particular party in any election district shall exceed the largest vote aforesaid in which case the county commissioners shall furnish official ballots for said party in the ratio aforesaid upon the basis of such enrollment or registration

With the official ballots to be furnished in advance of the primaries the county commissioners shall also furnish and deliver to the election officers specimen ballots for the use of electors at the polls equal in number to [one-fifth] two fifths the whole number of such official ballots said specimen ballots to be printed on colored paper and to be of the same size and form as the official ballots but without any permanent binding or stubs and in addition thereto on the Wednesday preceding every primary the county commissioners shall upon request made at their office there deliver to each candidate whose name is printed on any party ballot or to his authorized representative without charge three specimen ballots of such party for each election district in the county or city or political district thereof in which such

candidate may be voted for for the use of such candidate and the watchers whom he may appoint as hereinafter provided

On the back of each specimen ballot for the primary next preceding the election of a President of the United States the county commissioners shall print sub-division (c) of section six of this act

The official ballots shall be attached to stubs which shall be numbered consecutively from one to the highest number to be furnished to each particular election district and bound in books of fifty each which shall be numbered in the order of the numbers of their stubs in the same manner as at elections and the county commissioners shall keep a record of the number of such books and ballots printed and delivered to each election district and of the number of stubs unused ballots and spoiled and cancelled ballots subsequently returned therefrom

In addition to official and specimen ballots as aforesaid the county commissioners shall prepare and furnish to the election officers in due time for use at the primaries sufficient ballot-boxes and other election materials properly numbered for each election district including the assessor's list or registers known as the "ballot check list" and the "voting check list" respectively blank forms including forms for the duplicate oaths of the election officers and forms of affidavits for electors desiring assistance in marking their ballots and for those challenged as to their identity party membership residence or bribery to make proof of their right to vote blank tally papers and triplicate return sheets for each party blank statements for general returns of all votes cast blank books for making lists of persons voting with sufficient space for noting their party enrollments printed instructions and notice of penalties for the information of electors and election officers and such other supplies as they are or hereafter may be required by law to furnish to said election officers for use at elections and shall deliver them in the same manner as at elections The said forms blanks books and other supplies shall have printed upon them appropriate instructions and shall be in appropriate form for use at the primaries The county commissioners shall also provide for the opening of the polling-places and for the compensation of the owners thereof and shall see that they are in proper order and provided with voting booths as at elections

The county commissioners shall provide each election district with cards of instructions as aforesaid equal in number to one-fifth of the whole number of official ballots furnished thereto on which shall be printed the last paragraph of section eleven of this act and all of section thirteen hereof and such part of section fourteen as relates to the duties of the election officers after the closing of the polls and such other directions regarding the marking and counting of ballots or the general election laws not inconsistent herewith as the county commissioners may think proper The election officers shall post at least three cards of instructions in the voting room outside of the guard-rail as soon as the polls are open and thereafter give such cards to such persons desiring to vote as shall request the same

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 190, as follows:

An Act regulating the selection drawing summoning and serving of all jurors in the several courts in counties of the third class abolishing the office of jury commissioner abrogating the duties of sheriff in connection with jurors vesting in the judges of the common pleas the exclusive function of selection drawing and regulating with power to provide at the cost of the county the necesary clerical assistance and materials and equipment

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the first day of January one thousand nine hundred and twenty-six the office of jury commissioner in counties of the third class is abolished and all duties of the sheriff therein in respect to jurors are entirely abrogated and all duties both of the jury commissioners and sheriff be performed by the judge or judges of the common pleas in the manner provided by this act

Section 2 At least forty days before the first day of January in each year the judge of each county or if more than one a majority of them shall meet and select such number as they may then designate of such persons electors of the county as they may deem properly qualified to serve as jurors for the ensuing year

After selection the names of the persons shall be written upon an alphabetical list adding abode and occupation in duplicate one copy to be filed with the prothonotary and the other retained by the judges and shall also be written upon separate slips of paper to be placed by the judges in a proper jury wheel which shall then be locked and sealed and left with the key in their custody

Section 3 At least thirty days before each term of court the judges of their own motion without a venire shall draw from the wheel as many name-slips as they deem proper of persons to be summoned for each week of said term and before each session of grand jury twenty-four name-slips for such grand jury and the names with the abode and occupation shall be written upon a list to be conspicuously posted in the office of the prothonotary and clerk of the courts at least twenty days beforehand and the said persons at least ten days beforehand shall be notified to appear for service at the proper time by writing duly mailed to the proper address in the name of the judges or personally notified as the latter may direct

The due mailing of such notice shall be deemed prima facie proof of its reception and failure to comply therewith shall be deemed prima facie proof of contempt subject to penalty

Discretionary power to excuse from jury service shall be vested in the judges as heretofore

Practicing physicians and attorneys-at-law shall be exempt from service and their names shall not be placed in the wheel

In any year any person who has served as a juror for a week in the preceding year may be excused upon his own request

When talesmen are required their names shall be drawn from the wheel in the same manner as the original names for the term were drawn they shall be notified in the manner aforesaid to appear forthwith and for failure to do so may be adjudged in contempt

All slips drawn from the wheel shall be destroyed at the end of the week for which they were drawn

Section 4 When from any cause at any time from quashing the array or otherwise the judges believe that additional persons should be selected for the current year or that the wheel should be emptied and an entire new selection made they may proceed to make the selection and follow the other steps as hereinbefore provided

Section 5 In order that the judges may properly perform their duties aforesaid they are empowered to employ such clerical assistance and to procure such material and equipment at the cost of the county as may be deemed necessary and so to regulate their procedure in every respect not inconsistent herewith as may in their judgment best accomplish the purpose of this act

Section 6 All acts and parts of acts local and general inconsistent herewith are hereby repealed

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 207, as follows:

An Act to Consolidate Revise and Amend the Laws of This Commonwealth Relating to Penal Proceedings and Plead-

ings and Imposing Certain Costs Therein Upon the Commonwealth of Pennsylvania and the Various Counties Thereof

GENERAL SUMMARY

ARTICLE I OF PROCEEDINGS TO DETECT THE COMMISSION OF CRIMES AND OF FUGITIVES FROM JUSTICE

Section 1 Writs of arrest et cetera
Section 2 Escapes into another county
Section 3 Arrest out of jurisdiction of justice granting warrant taking of bail in such cases
Section 4 Of property supposed to be stolen found in the possession of one accused
Section 5 Warrant for arrest of fugitive from another state
Section 6 Proceedings and hearing on arrest of fugitive from another state
Section 7 Taking from state without requisition and hearing
Section 8 Violation of above sections by sheriff
Section 9 Arrest of fugitive on information of offense and warrant

ARTICLE II OF BAIL AND HEARING

Section 201 Bail allowed who may admit to bail
Section 202 Character and description of bail and how it is to be taken
Section 203 Forfeiture of cash bail
Section 204 Power of magistrates to admit to bail
Section 205 Power of clerk of court in absence of judge
Section 206 Bail piece allowed all sureties and surrender of bail
Section 207 Courts may empower distrct attorney to approve sureties
Section 208 Bond to contain confession of judgment clause
Section 209 Duty of officer to issue certificates stating offense and bail demanded
Section 210 Hearing in assault cases
Section 211 Discharge and assessment of costs
Section 212 Return of cases within five (5) days

ARTICLE III SETTLEMENT OF CASES NOLLE PROSEQUI AND SURETY OF THE PEACE

Section 301 Settlement of cases
Section 302 Nolle prosequi
Section 303 Surety of the peace
Section 304 Justice to hold hearing in surety of the peace
Section 305 Discharge of defendant costs
Section 306 Duty of justice to suggest compromise
Section 307 Return of surety of the peace cases time of hearing
Section 308 Recognizances in surety cases forfeitures

ARTICLE IV OF INDICTMENTS AND PLEADINGS

Section 401 Sufficiency of indictments time and manner of objections
Section 402 Means by which offense was committed need not be pleaded
Section 403 Murder voluntary manslaughter and involuntary manslaughter essentials of indictments
Section 404 Perjury and subornation of perjury essentials of indictments
Section 405 Stealing definition essentials of indictment
Section 406 Description of property where offense relates to money or negotiable securities
Section 407 Description of property where offense relates to certificates of stock or other non-negotiable securities
Section 408 Libel indictment sufficiency
Section 409 Description of written instruments
Section 410 Allegation of spoken or written words or averments as to pictures
Section 411 Name and indentification of the accused
Section 412 Time of the commission of offense
Section 413 Allegation of ownership of property proof of possession
Section 414 General descriptive allegations
Section 415 Name of person other than accused
Section 416 Meaning of words and phrases
Section 417 Allegation of previous conviction
Section 418 Pleading private statutes
Section 419 Pleading judgments
Section 420 Exceptions in statutes need not be negatived
Section 421 Alternative allegations
Section 422 Indirect allegations
Section 423 Repugnancy
Section 424 Surplusage
Section 425 Defects variances and amendments
Section 426 Joinder of offenses misjoinder duplicity
Section 427 Prosecutor's name to be endorsed on indictment
Section 428 Names of witnesses to be marked on indictment
Section 429 Arraignment abolished except in murder cases
Section 430 Prisoners standing mute
Section 431 Pleas of autrefois acquit and autrefois convict
Section 432 Pleas of guilty without indictment
Section 433 Jurisdiction venue and laws of evidence unchanged

ARTICLE V GRAND JURY COURTS JURISDICTION VENUE AND CHANGE OF VENUE

Section 501 Grand jurors authorized to administer oath
Section 502 Jurisdiction of oyer and terminer
Section 503 Jurisdiction of quarter sessions power of judges
Section 504 Jurisdiction (a) when cause of death occurs in one county and death in another (b) when cause of death occurs on high seas and death in this commonwealth (c) when cause of death occurs in this Commonwealth and death without Commonwealth
Section 505 Jurisdiction of treason committed out of jurisdiction of Commonwealth
Section 506 Offenses near county line
Section 507 Offenses committed during journeys
Section 508 Escape of prisoners and convicts
Section 509 Change of venue for what cause granted
Section 510 Application for change of venue order
Section 511 Proceedings and trial upon change of venue
Section 512 Disposition of defendant and witnesses upon change of venue
Section 513 Additional grounds for change of venue Application to superior court
Section 514 Duty of state policemen
Section 515 Hearing in superior court
Section 516 Place of trial of accessories before the fact
Section 517 Place of trial of accessories after the fact
Section 518 Venue in bastardly cases

ARTICLE VI OF THE TRIAL

Section 601 Prisoners not to be placed in criminal bar to plead
Section 602 Persons indicted for treason to have copy of indictment and list of jurors and witnesses
Section 603 Challenges by the Commonwealth and the defendant
Section 604 How challenges are to be conducted
Section 605 How challenges are to be determined
Section 606 Trail of persons jointly indicted and joint challenges
Section 607 Time of trial of persons committed two term rule
Section 608 Persons indicted for felony or misdemeanor may be found guilty of an attempt to commit the same
Section 609 Persons tried for misdemeanor not to be acquitted if it appears that the offense amounts to a felony
Section 610 Cure of defects in jury process by verdict
Section 611 Witnesses not to be imprisoned except in certain cases
Section 612 Compensation of witnesses in prison for want of bail
Section 613 Appointment of counsel for indigent persons accused of murder
Section 614 No alien entitled to jury de medietate linguae
Section 615 Tales de circumstantibus

ARTICLE VII OF APPEALS AND NEW TRIALS ON THE GROUND OF AFTER DISCOVERED EVIDENCE

Section 701 Removal of indictments and proceedings to supreme or superior court by appeal
Section 702 Exceptions
Section 703 Lower court to file points and answers thereto with the record
Section 704 Appeal to issue from prothonotary's office of proper district orders decrees judgments etc to be entered there
Section 705 All appeals to be taken within thirty days
Section 706 No appeal to operate as supersedeas unless ordered
Section 707 Return day and time of argument to be fixed by the court
Section 708 Not necessary for indigent and destitute appellants to have evidence printed
Section 709 Costs on appeal by destitute defendant in murder case
Section 710 Appeals to stay execution of sentence in capital offenses duty of supreme court to review law and evidence
Section 711 Final proceedings upon affirmance or reversal of judgment
Section 712 The supreme court may authorize new trial in murder case
Section 713 Discharge of rule if evidence not sufficient
Section 714 If evidence sufficient rule to be made absolute

ARTICLE VIII COSTS

Section 801 No costs to be paid by innocent defendants
Section 802 Payment of costs by county or party convicted in cases of felony
Section 803 Payment of costs by prosecutor defendant or county in cases of misdemeanor
Section 804 Defendant's bill of costs where prosecutor is directed to pay costs or costs are divided
Section 805 Costs in stealing
Section 806 Costs in cases of assault
Section 807 Costs to be chargeable against county
Section 808 Costs of trial of escaped convicts
Section 809 Costs where recognizance is forfeited
Section 810 Costs on nolle prosequi
Section 811 Costs where verdict of jury imposing costs is set aside
Section 812 Expenses of district attorney on appeal cases
Section 813 Four dollars payable to county in criminal cases
Section 814 Costs in surety of peace and desertion cases
Section 815 Discharge without proceeding under insolvent laws
Section 816 Costs in cases of joint offenders
Section 817 Duplicate returns complaints etc
Section 818 Payment of costs of investigation of public matters by grand jury
Section 819 Expense incurred in investigation of crime payment by county or defendant

ARTICLE IX SENTENCES AND JUDGMENTS

Section 901 Murder in first degree to be punished by electrocution
Section 902 Transcript of record to Governor and Pardon Board
Section 903 Issuance of warrant by Governor
Section 904 Notice to deliver prisoner nature of confinement
Section 905 Who present at execution
Section 906 Warden to certify to execution of sentence
Section 907 Post mortem examination disposition of body
Section 908 Expenses how paid
Section 909 Repair of necessary buildings
Section 910 Sentence to penitentiary for indefinite term no right of commutation
Section 911 Clerk to furnish warden list of prisoners
Section 912 Applications for parole meeting of board
Section 913 Recommending parole report to Governor
Section 914 Conviction during parole service of unexpired term
Section 915 Board to report reasons for not recommending
Section 916 Parole officers duties salaries and expenses
Section 917 Recommending pardon
Section 918 Arrest and imprisonment for breach of parole
Section 919 Rules and regulations of board of inspectors
Section 920 Parole of prisoners sentenced before July first nineteen hundred and eleven
Section 921 Imprisonment for less than one year
Section 922 Convicts in penal institutions may be required to perform labor
Section 923 Imprisonment for one year or more either in penitentiary county prison or workhouse
Section 924 Commutation of sentence for good behavior
Section 925 Commutation under more than one conviction
Section 926 Monthly report of prisoners to be discharged
Section 927 Conditions of commutation of sentence
Section 928 Prison boards to determine amount of commutation
Section 929 Discretion of Governor in commutation
Section 930 Provisions of act to be read to prisoners
Section 931 Governor to act upon paroles and commutations on recommendation only
Section 932 Suspension of sentence probation
Section 933 Payment of fines in installments
Section 934 Probation officers appointment and salary
Section 935 Violation of probation arrest and sentence
Section 936 Discharge from probation
Section 937 Parole from county prisons jails or workhouses
Section 938 Fulfilment of sentence equivalent to pardon
Section 939 When restitution to be made
Section 940 Civil actions against felons
Section 941 Execution upon judgment of restitution
Section 942 Orders for payment of money to be certified to court of civil jurisdiction
Section 943 Revival and collection of judgments benefit of exemption laws denied
Section 944 Judgment to be entered in fornication and bastardy cases
Section 945 Fieri facias on default no exemption
Section 946 Attachment execution no exemption
Section 947 Reissue of writs and costs on same
Section 948 Procedure in desertion case sentence to labor payment of wages
Section 949 Attachment for violation of order
Section 950 Order for payment of support of child in lieu of fine
Section 951 Payment under court order as defense
Section 952 Fines to be paid to Commonwealth for the use of the county
Section 953 Imprisonment on commutation of death sentence
Section 954 Sentence under unconstitutional law re-sentence
Section 955 Transfer of prisoners
Section 956 Petition for transfer
Section 957 Duty of prison officials to accept transfer of prisoner
Section 958 Expense of transfer and re-transfer of prisoner
Section 959 Written notice of transfer or re-transfer to County Commissioners
Section 960 Imprisonment of prostitutes

ARTICLE X GENERAL PROVISIONS

Section 1001 Insane prisoners jury to find fact of insanity court to order defendant to be detained in custody
Section 1002 Where defendant is found insane when called upon to plead
Section 1003 Expense of examination to be paid by county
Section 1004 Insane prisoners to be removed to hospitals procedure
Section 1005 Where prisoner brought up to be discharged appears to be insane
Section 1006 How expenses to be paid in such cases
Section 1007 Outlawry abolished
Section 1008 Limitation of prosecutions
Section 1009 Limitation in bastardy cases
Section 1010 Effect of unconstitutionality of any section of act
Section 1011 Short title
Section 1012 Definitions
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ARTICLE I OF PROCEEDINGS TO DETECT THE COMMISSION OF CRIMES AND OF FUGITIVES FROM JUSTICE

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the judges of the supreme court of the courts of oyer and terminer and general jail delivery of the courts of quarter sessions of the peace or other courts of record having jurisdiction or any of them are empowered to direct their writs and precepts to the sheriffs and coroners of the several counties within this Commonwealth when need shall be to take persons indicted for any offense before them who may be found in another county and it shall be lawful for the said judges or any of them to issue subpoenas into any county of the Commonwealth for summoning any person to give evidence in any matter or cause before the court and to compel obedience to such writs precepts or subpeonas by attachment or otherwise and under such pains and penalties as other writs or subpoenas are by law granted and awarded and that it shall be lawful for said judges or any of them to direct such writ precept summons subpoena or attachment to be executed by the sheriff of the county in which the same is awarded which said writ precept summons or subpoena shall be the sufficient warrant of such sheriff for executing the same throughout this Commonwealth as fully and effectually as if directed to and executed by the sheriff of the proper county where issued Provided that the reasonable expenses of executing such process when issued on behalf of the Commonwealth shall be paid out of the funds of the county where issued and the expenses of removing any person charged with having committed any offense in one county into another county or of transporting any person charged with having committed any offense in this state from another state into this state for trial or for conveying any person after conviction to the place of imprisonment shall be paid out of the treasury of the county where the offense is charged to have been committed

Section 2 Where any person charged with having committed any offense in any county of this Commonwealth shall go or escape into any other county thereof it shall be lawful for the president or any judge of the court of common pleas or other court of record having jurisdiction in the county where the said person may be found to issue his warrant authorizing and requiring the sheriff of the said county to take the said person and conduct him to the proper county where the said crime is alleged to have been committed the expenses of which shall be paid to the said sheriff by the county to which the said person is conducted

Section 3 A warrant of arrest issued by any judge or alderman of any city or justice of the peace of any county for any offense there committed may be lawfully executed by the officer or person to whom it is directed or the person having the warrant for execution by taking the person named therein whether found in the county where the warrant issued or in any other county of the Commonwealth If the warrant is executed in a county other than that in which it was issued it shall be the duty of the officer or person executing the warrant to carry the defendant before any alderman justice or justices in the city or county where the arrest was made and in case the offense for which the defendant was apprehended is bailable in law by an alderman or justice of the peace and the defendant is willing and ready to give bail for his appearance at the next session of general jail delivery or quarter sessions or other court of record having jurisdiction to be held in and for the county where the offense was committed such alderman justice or justices in the county where the arrest was made may take such bail for the appearance of the defendant in the same manner as the alderman or justice issuing the warrant might have done In the event that the alderman or justice of the peace takes cash bail as hereinafter provided it shall be his duty to furnish the defendant a statement thereof in the manner hereinafter provided and to forthwith transmit at the expense of the defendant the said cash bail by a money order of the Government of the United States certified check of a State or national bank or cashier's or treasurer's check thereof to the clerk of courts of the county in which the offense was committed who shall hold the same in the manner hereinafter provided for the holding of cash bail and subject to the same conditions The said alderman justice or justices so taking bail shall deliver or transmit any recognizance taken and other proceedings to the clerk of the court where the defendant is required to appear by virtue of such recognizance and such recognizance and other proceedings shall be as good and effectual in law as if the same had been entered into taken and acknowledged in the county where the offense was committed and the same proceedings may be had thereon In case the offense for which the defendant shall be apprehended in such other county shall not be bailable in law by an alderman or justice of the peace or such offender shall not give bail for his appearance as hereinbefore provided then the officer or other person so apprehending such defendant shall convey him before the alderman or justice of the peace who issued the warrant there to be dealt with according to law Provided that the warrant so issued as aforesaid shall be stamped with the official seal of the officer issuing the same which seal shall contain his name and official title and the state and county of his residence

Section 4 When any person shall be accused before a magistrate upon oath or affirmation of the crime of burglary robbery or stealing and the said magistrate shall have issued his warrant to apprehend such person or persons or to search for such goods as have been described on oath or affirmation to have been stolen goods if any shall be found in the custody or possession of such person or persons or in the custody or possession of any other person or persons for his use and there is probable cause supported by oath or affirmation to suspect that other goods which may be discovered on such search are stolen it shall and may be lawful for the said magistrate to direct the said goods to be seized and to secure the same in his own custody unless the person in whose possession the same were found shall give sufficient surety to produce the same at the time of his trial and the said magistrate shall forthwith cause an inventory to be taken of the said goods and shall file the same with the clerk of that court in which the accused person is intended to be prosecuted and shall give public notice in the newspapers or otherwise by advertising the same in three or more public places in the city or county where the offense is charged to have been committed before the time of trial noting in such advertisement the said inventory the person charged and time of trial and if on such trial the accused party shall be acquitted and no other claimant shall appear or suit be commenced then at the expiration of three months such goods shall be delivered to the party accused and he shall be discharged and the county be liable to the costs of prosecution but if he be convicted of stealing only and after restitution made to the owner and the sentence of the court being fully complied with shall claim a right in the residue of the said goods and no other shall appear or claim the said goods or any part of them then it shall be lawful notwithstanding the claim of the said party accused to detain such goods for the term of nine months to the end that all persons having any claim thereto may have full opportunity to come and to the satisfaction of the court prove their property in them on which proof the said owner or owners respectively shall receive the said goods or the value thereof if from their perishable nature it shall have been found necessary to make sale thereof upon paying the reasonable charges incurred by the securing of the said goods and establishing their property in the same but if no such claim shall be brought and duly supported then the person so convicted shall be entitled to the remainder of the said goods or the value thereof in case the same shall have been sold agreeably to the original inventory but if upon an attainder of burglary or robbery the court shall after due inquiry be of opinion that the said goods were not the property of such burglar or robber they shall be delivered together with a certified copy of the said inventory to the commissioners of the county who shall endorse a receipt therefor on the original inventory register the said inventory in a book and also cause the same to be publicly advertised giving notice to all persons claiming the said goods to prove their property therein to the said commissioners and unless such proof shall be made within three months from the date of such advertisement the said goods shall be publicly sold and the net moneys arising from such sale shall be paid into the county treasury for the use of the Commonwealth Provided always That if any claimant shall appear within one year and prove his property in the said goods to the satisfaction of the commissioners or in the case of dispute shall obtain the verdict of a jury in favor of such claim the said claimant shall be entitled to recover and receive from the said commissioners or treasurer the net amount of the moneys paid as aforesaid into the hands of the said commissioners or by them paid into the treasury of this Commonwealth

Section 5 It shall be the duty of the Governor of this Commonwealth in all cases where demand is made by the executive authority of another state or territory by requisition accompanied by a certified copy of an indictment or information charging the commission of a crime in such other state

or territory for the arrest as a fugitive from justice of any citizen inhabitant or temporary resident of this Commonwealth to issue and transmit a warrant of arrest for such purpose to the sheriff or other officer authorized by law to execute warrants in the county in which the requisition describes the person to be residing or domiciled and the sheriff deputy sheriff or other officer aforesaid of the county alone shall have authority to execute said warrant

Section 6 It shall be the duty of any person making an arrest by virtue of a warrant issued under the last preceding section of this act before delivering the person arrested to the officer named in the requisition as the agent of the demanding state to take the prisoner before a judge of a court of record in open court if the court be in session otherwise at chambers who shall inform the prisoner of the nature of the process under which he was arrested and the charge against him in the state where the alleged crime was committed and inform him that if he claims that he is not the person charged by the demanding state with the commission of the alleged crime he has a legal right to a writ of habeas corpus upon making affidavit that he is not the person named in the requisition Provided however that the prisoner may waive in writing his right to be taken before said court Any hearing and inquiry upon any writ of habeas corpus in said matter shall be limited to the question of identification only and shall not extend to the merits of the charge If after hearing on such writ the court shall find the prisoner to be the person named in the requisition it shall direct the sheriff or other officer to deliver the prisoner into the custody of the agent of the demanding state otherwise it shall direct his discharge from custody

Section 7 It shall be unlawful for any person or officer to take any person out of this Commonwealth upon the ground that the said person consents to go or by reason of his willingness to waive the proceedings hereinbefore described and any person who shall arrest or procure the arrest of any person in this Commonwealth for the purpose of taking or sending him to another state without a requisition first had and obtained accompanied by a certified copy of the indictment or information and without a warrant issued by or under the direction of the Governor of this Commonwealth served by the sheriff or his deputy and without first taking him before a judge of a court of record as aforesaid shall be guilty of the offense defined by Section 195 of the Penal Code of 1925.

Section 8 Any sheriff deputy sheriff or other officer violating any of the provisions hereof relating to the arrest detention or return of fugitives from justice except as otherwise herein provided shall be deemed guilty of a misdemeanor in office

Section 9 Nothing herein shall be construed to prevent the sheriff of any county chief of police of any city or other person from causing the arrest as a fugitive from justice of any person upon information that such person committed a crime or misdemeanor in another state and that a warrant has there been issued for his arrest or that an indictment has been found there against him Provided That the officers of any town city or county or proper authorities of such other state or territory shall procure a requisition and have it presented to the Governor of this Commonwealth within thirty days after such arrest shall have been made and the prisoner upon being arrested or detained shall be brought before a court or judge in the manner and for the purpose provided in Section 6 of this Act and no person so arrested shall be committed or held to bail for a longer period than thirty days exclusive of the day of his arrest unless such requisition shall have been presented to the Governor of this Commonwealth within such period

ARTICLE II—OF BAIL AND HEARING

Section 201 In all cases the person accused on oath or affirmation of any offense shall be admitted to bail in the form hereinafter provided by any judge justice mayor recorder or alderman where the offense charged has been committed except such persons as are precluded from being bailed by the Constitution of this Commonwealth Provided also That persons accused as aforesaid of murder or manslaughter shall be admitted to bail by the supreme court or one of the judges thereof or by the president or associate law judge of a court of common pleas and by no other authority Persons accused as aforesaid of arson rape robbery sodomy burglary kidnapping with intent to extort money or other property treason sedition blackmail abortion pandering entering a building of another with intent to commit a felony by the use of gunpowder nitroglycerine or other explosive or injuring or stopping or attempting to injure or stop or conspiring to injure or stop any moving railroad train with intent to commit any felony thereon shall be bailable by the supreme court the court of common pleas or other court of record having jurisdiction or by one of the judges thereof or a mayor or recorder of a city and by no other authority

Section 202 Bail may be either one or more sufficient sureties to be taken before the court judge magistrate mayor or recorder in the last preceding section of this act named or it may be cash bail given in lieu of the sureties above named

In prosecutions where magistrates and justices of the peace have power to take bail for hearing or continued hearing before them the defendant may deposit with the committing magistrate in current funds of the government of the United States the amount of the bail or recognizance fixed and enter his own recognizance for his appearance at the time and place required In the event of the non-appearance of the defendant at the time and place required the said bail shall be deemed forfeited and shall be forthwith returned by the said magistrate to the clerk of courts of the county together with a statement in writing of the name of the defendant the name of the prosecutor and the crime charged whereupon the said sum shall be subject to the same disposition as the proceeds of any other forfeited recognizance

In the event that the defendant appears and is discharged or if held for appearance at court gives other surety or bail shall be returned to him forthwith

When a defendant shall be bound over to the court of oyer and terminer or quarter sessions of the peace or other court of record having jurisdiction and the charge is one in which the committing magistrate is permitted to take bail and the defendant desires to give cash bail the magistrate shall accept the same in the amount fixed by him upon the defendant entering into his recognizance for appearance at the time and place fixed and the magistrate shall give the defendant a written statement showing the amount of the said bail and the case in which it was given and he shall forthwith return the amount of the said bail to the clerk of courts of the county together with a statement in writing of the name of the defendant the name of the prosecutor and the crime charged and in the event that the defendant fails to appear at the time and place required by his recognizance the amount of said cash bail shall be deemed forfeited and shall be subject to the same disposition as the proceeds of any other forfeited recognizance

Where the amount of bail is fixed by a judge of a court of record by the district attorney or by the mayor or recorder of a city and the defendant desires to give cash bail he shall deposit the amount thereof as fixed by the proper authority with the clerk of courts of the county in which the case is pending who shall give him a receipt thereof whereupon the defendant shall enter into his recognizance in the office of the clerk of courts for his appearance at the time and place fixed and the amount of said cash bail shall be deemed forfeited in the event of the failure of the defendant to appear at the time and place fixed and shall be subject to the same disposition as the proceeds of any other forfeited recognizance

In case there is no breach or forfeiture of the condition of the bail or recognizance and the proceeding is terminated then upon order of the court the clerk of courts shall pay to the defendant the amount of the bail deposited less a commission of one-half of one percentum of the amount of the bail which the said clerk of courts shall retain for the use of the county

The condition of the bail whether cash bail or sureties be given shall be that the defendant appear and abide the judgment in the case

Section 203 The court having jurisdiction of the trial shall have power and authority to determine whether a forfeiture has occurred of any cash bail given to secure the appearance of a defendant therein and when it shall so determine an entry thereof shall be made under the direction of the court upon the recognizance of the defendant which entry shall be conclusive of the fact of such forfeiture

Section 204 Any magistrate or justice of the peace shall have jurisdiction to release on bail any person committed for a hearing by any other magistrate or justice of the peace in the same county upon presentation to him of a properly signed certificate in the form set forth in Section two hundred and nine hereof stating the offense charged and the

bail demanded signed by the magistrate or justice of the peace who issued the warrant or the officer who has the defendant in custody

In the event that cash bail is taken hereunder it shall be forwarded forthwith to the magistrate or justice of the peace who issued the warrant to be held as cash bail subject to the same disposition as hereinbefore provided

Section 205 The clerks of the courts of quarter sessions and oyer and terminer of this Commonwealth shall have authority in all cases except in the case of a defendant charged with treason felonious homicide or voluntary manslaughter to take bail and recognizances and approve such bonds as may be required by law whenever the law judge or judges or associate judges if there be associate judges shall be absent from the county seat or shall be unable on account of sickness or other cause to attend to the duties of their office

Section 206 All sureties mainpernors and bail in criminal cases shall be entitled to have a bail piece duly certified by the proper officer or person before whom or in whose office the recognizance of such surety mainpernors or bail shall be or remain and upon such bail piece by themselves or their agents to arrest and detain and surrender their principals with the like effect as in cases of bail in civil actions and such bail piece shall be a sufficient warrant or authority for the proper sheriff or jailer to receive the said principal and have him forthcoming to answer the matter or matters alleged against him Provided That nothing herein contained shall prevent the person thus arrested and detained from giving new bail or sureties for his appearance who shall have the same right of surrender hereinbefore provided

Section 207 The several courts of oyer and terminer and quarter sessions of the peace or other court of record having jurisdiction are hereby empowered to authorize the district attorneys of the respective counties to fix the amount of the bail required of defendants in all cases including those in which the committing magistrates are without power to fix bail except cases of felonious homicide and to approve the sufficiency of the sureties on any bond or recognizance given to secure the appearance of a defendant in any of the said courts with the same effect as though the said court or one of the judges thereof acted thereon In all such cases the justification of surety shall be sworn to or affirmed before the clerk of courts or his duly authorized deputy or clerk and the recognizance shall be filed in his office

The court having jurisdiction of the trial may review the action of the district attorney upon the application of the defendant or his counsel and shall have final authority to determine the amount of said bail

Section 208 All bonds and recognizances given to secure the appearance of a defendant in any criminal case before a magistrate or before any court of criminal jurisdiction of this Commonwealth shall be judgment bonds and shall contain provisions authorizing and empowering the district attorney of the proper county to appear for the defendant and the surety or sureties in the bond after any default in the condition thereof and without any declaration filed to confess judgment in favor of the Commonwealth of Pennsylvania and against the principal and sureties as of any term for the amount of the bond together with costs of suit and containing a waiver of inquisition and agreeing to condemnation of any property that may be levied upon by virtue of any execution and waiving and releasing all errors in said proceedings together with stay of exemption from execution or extension of time of payment given by any act of assembly

Section 209 Upon the arrest of any person with or without a warrant upon any charge of crime against the laws of this Commonwealth in order to protect the right to bail and to facilitate the entry thereof it shall be the duty of the sheriff coroner constable or other officer making the arrest or having charge of the prisoner upon application made therefor by counsel or any citizen to issue without cost to the applicant a certificate stating the name or names of the prisoner or prisoners and the charge upon which the arrest was made and the amount of bail demanded if the bail has been fixed

Section 210 In all cases of prosecution for misdemeanor of assault or wilful and malicious bodily injury or disfigurement to another the committing magistrate before whom such case is instituted before he binds over any person so charged to the court of quarter sessions or other court of record having jurisdiction shall enter into a full hearing and investigation of the charge and shall bind the defendant over to the said court only when he is clearly satisfied from all the evidence that the prosecution is well founded but it shall be unnecessary to set forth the character of such hearing in the transcript of the record of the committing magistrate

Section 211 In all such cases when the evidence shows that the prosecution is not well founded the alderman justice of the peace or magistrate shall discharge the defendant and determine by whom the costs shall be paid In so determining he may order that the prosecutor pay all or any part thereof or he may put the costs on the county or if he orders the prosecutor to pay part thereof he may put the other part of the costs upon the county In default of payment of the costs so imposed the prosecutor so defaulting may be committed to the county jail one day for each dollar of such costs or until the costs are paid or until such person is discharged according to law and in such cases the costs shall be paid by the county

Section 212 It shall be the duty of all aldermen justices of the peace and committing magistrates in this Commonwealth upon complaint being made in criminal cases upon oath or affirmation of any person to enter such complaint upon their dockets with the name residence and occupation if any of all the defendants bail and witnesses and to return to the clerk of the court having jurisdiction of the trial a true transcript from the said docket within five days after the binding over or committal of any defendant or defendants charged with any offense

## ARTICLE III—SETTLEMENT OF CASES NOLLE PROSEQUI AND SURETY OF THE PEACE

Section 301 In all cases where a person shall on the complaint of another be bound by recognizance to appear or shall for want of security be committed or shall be indicted for an assault for wilful and malicious bodily injury or disfigurement to another or other misdemeanor to the injury and damage of the party complaining and not charged to have been done with intent to commit a felony or not being an infamous crime and for which there shall also be a remedy by action if the party complaining shall appear before the magistrate who may have taken the recognizance or made the commitment or before the court in which the indictment shall be and acknowledge to have received satisfaction for such injury and damage it shall be lawful for the magistrate in his discretion to discharge the recognizance which may have been taken for the appearance of the defendant or in case of committal to discharge the prisoner or for the court also where such proceeding has been returned to the court in their discretion to order a nolle prosequi to be entered on the indictment as the case may require upon payment of costs Provided That this section shall not extend to any misdemeanor committed by or on any officer or minister of justice

Section 302 No district attorney shall in any criminal case whatsoever enter a nolle prosequi either before or after bill found without the consent of the proper court in writing first had and obtained

Section 303 If any person shall threaten the person of another to wound kill or destroy him or to do him any harm in body or estate and the person threatened shall appear before justice of the peace and attest on oath or affirmation that he believes that by such threatening he is in danger of being hurt in body or estate such person so threatening as aforesaid shall be bound over with one sufficient surety to appear forthwith before the court of quarter sessions of the peace or other court of record having jurisdiction according to law and in the meantime to be of his good behavior and keep the peace toward all citizens of this Commonwealth If any person not being an officer on duty in the military or naval service of the state or of the United States shall go armed with a dirk dagger sword or pistol or other offensive or dangerous weapon without reasonable cause to fear an assault or other injury or violence to his family person or property he may on complaint of any person having reasonable cause to fear a breach of the peace therefrom be required to find surety of the peace as aforesaid

Section 304 In all cases of surety of the peace the justice of the peace or magistrate before whom such case is instituted before he binds anyone over to the court of quarter sessions or other court of record having jurisdiction and in the meantime to keep the peace upon the oath of another as hereinbefore provided shall enter into

a full hearing and investigation of the facts and shall bind over the defendant only when the evidence shows to the satisfaction of the justice or magistrate that the prosecutor's danger of being hurt in body or estate is actual and that the threats were made by the defendant maliciously and with intent to do actual harm

Section 305 In all cases in which the evidence does not show that the threats were maliciously made by the defendant and with intent to do harm and that the prosecutor is actually in danger of being hurt in body or estate it shall be the duty of the justice of the peace to discharge the defendant and to determine how and by whom the costs shall be paid and in determining the question of the payment of the costs he may find that the prosecutor pay them all that the defendant pay them all or that the prosecutor and defendant pay them in equal or unequal proportions and in default of payment may commit the person or persons adjudged to pay the costs to the county jail until they are paid or until such person is discharged according to law

Section 306 It shall be the duty of the justice of the peace or magistrate who has entertained a complaint in a surety of the peace case to afford an opportunity and to suggest to the parties the propriety of compromising their differences before entering into a hearing

Section 307 Where a magistrate alderman or justice of the peace hearing any surety of the peace or desertion case shall determine to return the same to the proper court such return shall be filed immediately with the clerk thereof and the judges of said court whenever the court is in session and it is convenient may dispose of the said complaint

Section 308 All recognizances for the appearance of defendants in surety of the peace cases shall be made forthwith and it shall be the duty of the justice of the peace to make his return to the court of quarter sessions of the peace or other court of record having jurisdiction immediately by sending it to the clerk thereof and the recognizances shall be forfeited if the defendant does not appear upon notice to him and to his surety by mail of the time and place of hearing

## ARTICLE IV—OF INDICTMENTS AND PLEADINGS

Section 401 Every indictment shall be deemed and adjudged sufficient and good in law which charges the crime substantially in the language of the act of assembly prohibiting the crime and prescribing the punishment if any such there be or if at common law so plainly that the nature of the offense charged may be easily understood by the jury

Every objection to any indictment for any formal defect apparent on the face thereof shall be taken by demurrer or on motion to quash such indictment before the jury shall be sworn and not afterward and every court before whom any such objection shall be taken for any formal defect may if it be thought necessary cause the indictment to be forthwith amended in such particular by the clerk or other officer of the court and thereupon the trial shall proceed as if no such defect appeared

Section 402 The means by which an offense was committed need not be alleged in the indictment unless an essential element of the crime

Section 403 It shall be sufficient in every indictment for murder to charge that the defendant did feloniously wilfully and of his malice aforethought kill and murder the deceased it shall be sufficient in every indictment for manslaughter to charge that the defendant did feloniously kill and slay the deceased and in every indictment for involuntary manslaughter it shall be sufficient to charge that the defendant did unlawfully kill and slay the deceased

Section 404 In every indictment for perjury subornation of perjury or for corrupt bargaining or contracting with others to commit wilful and corrupt perjury it shall be sufficient to set forth the substance of the offense charged and in what court or before whom the oath or affirmation was taken or was to have been taken without setting forth any part of the records or proceedings with which the oath was connected and without stating the commission or authority of the court or other authority before whom the perjury was committed or the form of the oath or affirmation or the manner of administering the same and it shall be sufficient to aver that the defendant knowingly and corruptly swore falsely as to the matter alleged without setting forth wherein the testimony or matter sworn to was false

Section 405 The term "stealing" when used in an indictment shall have the following signification The criminal taking obtaining or converting of any property made the subject of the offense by the Penal Code of one thousand nine hundred and twenty-five and including larceny the obtaining of property from another by any false pretenses with intent to defraud and the act of anyone who having in his possession custody or control any property of another shall with intent to deprive the owner thereof fraudulently convert or secrete such property

In an indictment for stealing it shall be sufficient to charge that the accused feloniously stole the property which is the subject of the offense and such indictment shall be supported by proof that the accused committed larceny thereof obtained it from another by any criminal false pretenses with intent to defraud or that having it in his possession custody or control he fraudulently converted or secreted it with intent to deprive the owner thereof

Section 406 In an indictment for stealing robbery obtaining signature to a written instrument by false pretenses receiving stolen property or for any other criminal conversion or misappropriation of property where the offense relates to currency treasury notes certificates bank notes and other securities intended to circulate as money and promissory notes checks drafts bills of exchange postal orders and all other negotiable securities for debt or evidence of debt or any of them it is sufficient to describe the same or any of them as money without specifying the particular character number denomination kind species or nature thereof

Section 407 In an indictment for stealing robbery obtaining signature to a written instrument by false pretenses receiving stolen property or for any other criminal conversion or misappropriation of property where the offense relates to certificates of stock bonds bills of lading mortgages and all other non-negotiable securities for debt or evidence of debt or property or any kind of them it is sufficient to describe the same or any of them as funds without specifying the particular character number denomination kind species or nature thereof

Section 408 An indictment for libel need not set forth any extrinsic facts for the purpose of showing the application to the party libeled of the defamatory matter on which the indictment is founded but it shall be sufficient to state that the same was published concerning him

Section 409 Whenever in an indictment an allegation relative to any instrument which consists wholly or in part of writing or figures pictures or designs is necessary it is sufficient to describe such instrument by any name or description by which it is usually known or by its purport without setting forth a copy or fac simile of the whole or any part thereof

Section 410 Whenever in an indictment an averment relating to any spoken or written word or to any picture is necessary it is sufficient to set forth such spoken or written words by their general purport or to describe such picture generally without setting forth a copy or fac simile of such written words or such picture

Section 411 In any indictment it is sufficient for the purpose of identifying the accused to state his true name to state the name appellation or nickname by which he has been or is known to state a fictitious name or to describe him as a person whose name is unknown or to describe him in any other manner In stating the two names or the name by which the accused has been or is known or a fictitious name it is sufficient to state a surname a surname and one or more Christian name or names or a surname and one or more abbreviations or initials of a Christian name or names

If the accused be a corporation it is sufficient to state the true corporate name or any name or designation by which it has been or is known This is a sufficient ayerment that the corporation is a corporation and that it was duly incorporated according to law

If in the course of a proceeding the true name of a person indicted otherwise than by his true name is disclosed by the accused or by the evidence the court shall upon motion of the accused or of the district attorney and may without such motion insert the true name of the accused wherever his name appears otherwise in the indictment and record and the proceedings shall be continued against him in his true name

No indictment need state the addition degree estate mystery occupation title or residence of the accused

In no case is it necessary to aver or prove that the true

name of the accused is unknown to the grand jury

Section 412 The time of the commission of the crime may be alleged either as a day certain or on or about a given day and either of said allegations shall unless otherwise stated be considered as an allegation that the act was committed before the finding of the indictment after it became a crime and within the period of limitations and the Commonwealth shall be permitted to prove that the act was done on any day after it became a crime before the finding of the indictment and within the Statute of Limitations If the offense is a continuing offense it may be alleged that the crime was committed or that certain acts were done within a certain period of time and this shall be a sufficient allegation that the crime alleged was committed or that the acts alleged were done on divers days and times within that period

Section 413 If an indictment for a crime involving the commission or attempted commission of an injury to property real or personal describes the property with sufficient certainty in other respects to identify it it need not allege the name of the owner thereof

In all cases in which an allegation of ownership of any property in an indictment is supported by proof of a right of possession of such property any statement in the indictment which implies possession of such property by such person is a sufficient allegation of ownership

Section 414 In an indictment in which it is necessary for the purpose of charging the offense under the provisions hereof to describe any person place or thing it is sufficient to describe such person place or thing by any term which in common understanding embraces such person place or thing and in common understanding does not include persons places or things which are not by law the subject of or connected with the offense

Section 415 In any indictment it is sufficient for the purpose of identifying any person other than the accused to state his true name to state the name appellation or nickname by which he has been or is known to state a fictitious name of an office or position held by him to describe him in any manner or to describe him as a "certain person" or by words of similar import In stating the true name of such person or the name by which such person has been or is known it is sufficient to state a surname or a surname and one or more Christian name or names or a surname and one or more abbreviations or initials of a Christian name or names

It is sufficient for the purpose of identifying a county or association of persons not incorporated to state the proper name of such group or association (if such there be) to state any name or designation by which the group or association has been known to state the names of all the persons in such group or association or of one or more of them or to state the name or names of one or more persons in such group or association referring to the other or others as "another" or "others"

It is sufficient for the purpose of identifying a corporation to state the corporate name of such corporation or any name or designation by which such corporation has been or is known

It is sufficient for the purpose of identifying a county city borough township municipality or other incorporated district to state the name or designation by which it has been or is known

It is not necessary for the purpose of identifying any group or association of persons or any corporation to state the legal form of such group or association of persons or of such corporation

In no case is it necessary to aver or prove that the true name of any person group or association of persons or corporations is unknown to the grand jury

If in the course of the trial the true name of any person group or association of persons or corporations identified otherwise than by the true name is disclosed by the evidence the court shall on motion of the accused and may without such motion insert the true name in the indictment whereever the name appears otherwise

Section 416 The words and phrases used in an indictment are to be construed according to their usual acceptation except the words and phrases which have been defined by law or which have acquired a legal signification which words and phrases are to be construed according to their legal signification and shall be sufficient to convey such meaning

Section 417 Whenever it is necessary to allege a prior conviction of the accused in an indictment it is sufficient to allege that the accused was at a stated time in a certain stated court convicted of a certain offense giving the name of the offense if it have one or stating the substantial elements thereof

Section 418 In pleading a private statute or a right derived therefrom it is sufficient to refer to the statute by its title and the day of its passage or in any other manner which identifies the statute and the court must thereupon take judicial notice thereof

Section 419 In pleading a judgment or other determination of or a proceeding before any court or officer civil or military it is unnecessary to allege the facts conferring jurisdiction on such court or officer but it is sufficient to allege generally that such judgment or determination was duly given or made or such proceedings had

Section 420 No indictment for any offense created or defined by statute shall be deemed defective or insufficient for the reason that it fails to negative any exception excuse or proviso contained in the statute creating or defining the offense

The fact that the charge is made shall be considered as an allegation that no legal excuse for the doing of the act exists in the particular case

Section 421 In an indictment for an offense which is constituted of one or more of several acts or which may be committed by one or more of several means or with one or more of several intentions or in one or more of different capacities or which may produce one or more of several results two or more of such acts means intentions capacities or results may be charged in the alternative

Section 422 No indictment is invalid or insufficient for the reason merely that it alleges indirectly and by inference instead of directly any matters facts and circumstances connected with or constituting the offense provided that the nature and cause of the accusation can be understood by a person of common understanding

Section 423 No indictment is invalid by reason of any repugnant allegation contained therein provided that the indictment is sufficient under Section 401 hereof

Section 424 Any allegation herein stated to be unnecessary may if contained in any indictment be rejected as surplusage

Section 425 No indictment is invalid because of any defect or imperfection in or omission of any matter of form only nor because of any miswriting misspelling or false or improper English nor because of the use of foreign words or signs symbols or abbreviations nor because of any other defect imperfect or omission in the manner of charging the offense provided that the indictment is sufficient under Section 401 hereof

A defendant shall not be acquitted on the ground of any variance of whatever character between the allegations and proof if the essential elements of the crime are correctly stated unless he is thereby actually misled and prejudiced in his defense upon the merits of the Case He shall not be acquitted by reason of any immaterial misnomer of a person named in the indictment any immaterial mistake in the description of the property or in the ownership thereof failure to prove unnecessary allegations in the commission of the crime or any other immaterial mistake in the indictment

The court may at any time amend the indictment in respect to any such defect imperfection or omission as above stated and may at any time amend the indictment as to any such variance as above stated to conform to the evidence

If the court is of the opinion that the accused has been actually misled and prejudiced in his defense upon the merits by any such defect imperfection or omission or by any such variance the court may at its own motion unless the accused objects or on motion of the accused postpone the trial to be had before the same or another jury upon such terms as the court sees fit In determining whether the accused has been misled and prejudiced in his defense upon the merits the court shall consider all the circumstances of the case and the entire course of the prosecution

No motion made after verdict nor writ of error nor appeal based upon any such defect imperfection or omission or based upon any such variance shall be sustained unless it be affirmatively shown that the accused was in fact prejudiced in his defense upon the merits and a failure of justice has resulted

Section 426 Charges for any offenses whether felonies or misdemeanors may be joined in the same indictment if those charges are founded on the same facts or form or are

a part of a series of offenses of the same or a similar character

No indictment shall be quashed set aside or dismissed nor shall any demurrer thereto be sustained for any one or more of the following defects merely (First) That there is a misjoinder of the parties accused (Second) That there is a misjoinder of the offenses charged in the indictment or duplicity therein

If the court be of the opinion that either of said defects exists in any indictment it may sever such indictment into separate indictments or into separate counts as shall be proper

No motion made after verdict nor writ of error nor appeal based on the defects enumerated in this section shall be granted or sustained unless it be affirmatively shown that the accused was in fact prejudiced in his defense upon the merits and a failure of justice has resulted

Section 427 No person shall be required to answer to any indictment for any offense whatsoever unless the prosecutor's name if any there be is endorsed thereon and if no perso shall avow himself the prosecutor the court may hear witnesses and determine whether there is such a private prosecutor and if they shall be of opinion that there is such a prosecutor then direct his name to be endorsed on such in dictment

Section 428 The names of all witnesses who are called and testify before the grand jury in support of any bill of indictment shall be endorsed on the bill but the failure to endorse the name of any witness shall not render an indictment defective but the court may require the Commonwealth to furnish the defendant the name or names of any witnesses who were called and testified and whose names are not set forth on the bill

Section 429 In all cases except murder the defendant shall not be arraigned but shall be required to plead orally or by writing endorsed on the indictment In the trial of an indictment charging murder the defendant shall be arraigned in accordance with the method at present in use under existing law

Section 430 If the prisoner shall upon arraignment or when called upon to plead stand mute or not answer directly or shall peremptorily challenge above the number of persons summoned as jurors for his trial to which he is by law entitled the plea of not guilty shall be entered for him on the record the supernumerary challenges shall be disregarded and the trial shall proceed in the same manner as if he had pleaded not guilty and for his trial had put himself upon the country

Section 431 If any plea of autrefois acquit or autrefois convict it shall be sufficient for any defendant to state that he has been lawfully convicted or acquitted as the case may be of the offense charged in the indictment

Section 432 Whenever any person charged with the commission of any crime is willing to enter a plea of guilty and shall notify the district attorney to that effect no bill of indictment charging such offense shall be sent to a grand jury but the district attorney shall at once prepare a bill of indictment in the usual form and the plea of guilty shall at the request of the said defendant or defendant's counsel be entered thereon and the court of the proper county at any session thereof shall thereupon forthwith impose sentence for the offense set forth therein provided however that nothing herein shall be construed to relate to or change the proceedings in homicide cases in this Commonwealth and providing further that the defendant may withdraw his plea of guilty at any time before sentence by leave of the court

Section 433 Nothing in this article shall affect the law or practice relating to the jurisdiction of the court or the place where an accused person can be tried nor prejudice or diminish in any respect the obligation to establish by evidence according to law any acts omissions or intentions which are legally necessary to constitute the offense with which the person accused is charged nor otherwise affect the laws of evidence in criminal cases nor shall anything in this article be interpreted in such a manner as to make invalid any indictment at present valid

## ARTICLE V GRAND JURY COURTS JURISDICTION VENUE AND CHANGE OF VENUE

Section 501 The foreman of the grand jury or any member thereof is hereby authorized and empowered to administer the requisite oaths or affirmations to any witness summoned or appearing before the grand jury for the purpose of testifying on any indictment pending before the grand jury or during the course of any investigation or hearing there lawfully pending

Section 502 The courts of oyer and terminer and general jail delivery shall have power

(1) To inquire by the oaths and affirmations of good and lawful men of the county of all crimes committed or triable in such county

(2) To hear determine and punish the same and to deliver the jails of such county of all prisoners therein according to law

(3) To try indictments found in the quarter sessions and certified according to law

(4) The said courts shall have exclusive jurisdiction and power to try and punish all persons charged with any of the crimes herein enumerated which shall be committed within the respective county to wit

1 All persons charged with any murder or manslaughter or other homicide

2 All persons charged with treason against the Commonwealth or sedition

3 All persons charged with sodomy rape or robbery

4 All persons charged with arson or with the crime of intentionally and unlawfully burning or setting on fire any dwelling house of another or building a parcel thereof or adjoining or appurtenant thereto or any other building by means whereof a dwelling house is burned

5 All persons charged with burglary

6 All persons charged with entering any building of another with intent to commit a felony therein by the use of gunpowder dynamite nitro-glycerine or other explosive

7 Every person charged with having endeavored to conceal the birth of any child by any disposition of the dead body of such child whether the child died before during or after its birth

8 All persons charged with the offense of pandering as defined by Section seventy-five of the Penal Code of one thousand nine hundred and twenty-five

9 All persons charged with the offense of abortion

10 All persons charged with injuring or stopping or attempting to injure or stop or entering into a conspiracy to injure or stop any moving railroad train with intent to commit any felony thereon

11 All persons charged with blackmail as defined by Section one hundred and ninety-nine of the Penal Code of one thousand nine hundred and twenty-five

12 All persons charged with the second or any subsequent offense the maximum punishment whereof exceeds the term of fifteen years

13 All persons charged with kidnapping with intent to extort any money or other property

14 All principals in the second degree and accessories to any of the above-mentioned crimes

Nothing herein contained shall alter affect or impair the jurisdiction of the Municipal Court of the County of Philadelphia

Section 503 The courts of quarter sessions of the peace shall have jurisdiction and power within the respective counties

1 To inquire by the oaths or affirmations of good and lawful men of the county of all crimes whatsoever against the laws of this Commonwealth which shall be triable in the respective county

2 To inquire of hear determine and punish in due form of law all such crimes whereof exclusive jurisdiction is not given as aforesaid to the courts of oyer and terminer of such county

3 To take in the name of the Commonwealth all manner of recognizances and obligations heretofore taken and allowed to be taken by any justice of the peace and they shall certify such as shall be taken in relation to any crime not triable therein to the next court of oyer and terminer having power to take cognizance thereof

4 To continue or discharge the recognizance and obligations of persons bound to keep the peace or to be of good behavior taken as aforesaid or certified into such court by any justice of the peace of such county and to inquire of hear and determine in the manner herein provided all complaints shall be found thereon

5 The courts of quarter sessions shall also have jurisdiction in cases of fines penalties or punishments imposed by any act of assembly for offenses misdemeanors or delinquencies except where it shall be otherwise expressly provided and enacted

6 The said courts shall also have and exercise such other

jurisdiction and powers not herein enumerated as may have been heretofore given to them by law

Whenever any indictment shall be found in any court of quarter sessions for any crime not triable therein it shall be the duty of said court to certify the same into the court of oyer and terminer next to be holden in such county there to be heard and determined in due course of law

The judges of the county courts of oyer and terminer and quarter sessions and every of them shall have power to direct their writs or precepts to all or any of the sheriffs or other officers of any of the counties cities boroughs or towns corporate of this Commonwealth to arrest and bring before them persons indicted for any offenses and amenable to the respective court each of said courts shall have power to award process to levy and recover such fines forfeitures and amercements as shall be imposed taxed or adjudged by them respectively each of the said courts shall have full power and authority to establish such rules for regulating the practice thereof respectively and for expediting the determination of suits causes and proceedings therein as in their discretion they shall judge necessary or proper Provided That such rules shall not be inconsistent with the constitution and laws of this Commonwealth each of the said courts is empowered to issue writs of subpoena under their official seal into any county of this Commonwealth to summon and bring before the respective court any person to give testimony in any cause or matter depending before them under the penalties hitherto appointed and allowed in any such case by the laws of this Commonwealth

Nothing herein contained shall alter affect or impair the jurisdiction of the Municipal Court of the County of Philadelphia

Section 504 (a) If a mortal wound is given or if other violence or injury is inflicted or if poison is administered in one county by means whereof death ensues in another county the homicide may be prosecuted and punished in either county

(b) If a mortal wound is given or if other violence or injury is inflicted or if poison is administered on the high seas or without the Commonwealth by means whereof death ensues in any county thereof the homicide may be prosecuted and punished in the county where the death occurs

(c) If a mortal wound is given or if other violence or injury is inflicted or if poison is administered in any county of the Commonwealth by means whereof death ensues without the Commonwealth the homicide may be prosecuted and punished in the county where the act was committed

Section 505 The trial of all treason against the Commonwealth committed out of the jurisdiction of the state shall be in the county where the offender is apprehended or into which he shall first be brought

Section 506 In any indictment for an offense committed on the boundary or boundaries of two or more counties or within the distance of five hundred yards of any such boundary or boundaries it shall be sufficient to allege that such offense was committed in any of the said counties and every such offense may be inquired of tried determined and punished in the county within which the same shall be so alleged to have been committed in the same manner as if it had been actually committed therein

Section 507 In any indictment for any offense committed on any person or on any property upon any stage coach stage wagon railway car automobile airplane or other carriage whatever employed in any journey it shall be sufficient to allege that such offense was committed within any county or place through any part whereof such coach wagon cart car automobile or other carriage shall have passed in the course of the journey during which such offense shall have been committed and in all cases where the center or other part of any highway shall constitute the boundaries of any two counties it shall be sufficient to allege that the offense was committed in either of the said counties through or adjoining to or by the boundaries of any part whereof such coach wagon cart car automobile or other carriage shall have passed in the course of the journey during which such offense shall have been committed and in any indictment for any offense committed on any person or any property on board any vessel whatsoever employed in any voyage or journey on any navigable river canal or inland navigation it shall be sufficient to allege that such offense was committed in any county or place through any part whereof such vessel shall shall have passed in the course of the voyage or journey during which such offense shall have been committed and in all cases where the side or bank of any navigable river or creek canal or inland navigation or the center or other part thereof shall constitute the boundary of any two counties it shall be sufficient to allege that such offense was committed in either of the said counties through or adjoining to or by the boundary of any part whereof such vessel shall have passed in the course of the voyage or journey during which such offense shall have been committed and every such offense committed in any of the cases aforesaid shall and may be inquired of tried determined and punished in the county or place within which the same shall be so alleged to have been committed in the same manner as if it had actually been committed therein

Section 508 Any and all prisoners or convicts escaping or attempting to escape from the several penitentiaries and reformatories of the Commonwealth of Pennsylvania or from the lands jurisdiction and control of the officers of said penal institutions shall be tried in the counties where said escapes shall have been committed

Section 509 In criminal prosecutions the venue may be changed on application of the defendant or defendants in the following cases

First When the judge who by law is required to try the same is a near relative of the prosecutor or of the defendant or of the person injured or has knowledge of facts which make it necessary that he should be a witness in the case

Second When upon the application of a defendant in a felony it is made to appear to the satisfaction of the court that from undue excitement against the prisoner in the county where the offense was committed a fair trial cannot be had or that there exists in that county so great a prejudice against him that he cannot obtain a fair trial or that there is a combination of persons against him by reason of which he cannot obtain a fair trial

Third When upon the trial of any criminal case an unsuccessful effort has been made to procure and impanel a jury for the trial of the defendant and it shall be made to appear to the court by the written affidavit of some credible witness that a fair trial cannot be had

Fourth When upon the second trial of any felonious homicide the evidence on the former trial thereof shall have been published within the county in which the same is being tried and the regular panel of jurors shall be exhausted without obtaining a jury

Section 510 All applications for change of venue shall be made to the court in which the indictment shall be pending in such manner as the said court shall direct and before the jury shall be sworn therein and if the said court shall be satisfied of the propriety of such a change of venue and that the causes assigned therefor are true and are within the provisions of the law it shall be ordered that the venue thereof shall be changed to some adjoining or convenient county where the causes alleged for a change do not exist

Section 511 When an order for a change of venue shall be made the clerk of the court shall make out a full and complete transcript of the record and proceedings in said cause and transmit the same together with the indictment and all the other papers on file to the clerk of the court to which the venue is charged which transcript shall be entered on the minutes of said court and the trial of said case shall be conducted in the court to which it shall be removed in all respects as if the indictment had been found in the county to which the venue is changed and the costs accruing from a change of venue shall be paid by the county in which the offense was committed

Section 512 Where the court has ordered a change of venue it shall require the accused if the offense is bailable to furnish bail to be approved by the court or judge in such sum as the court may direct conditioned for his appearance in the court to which the venue is changed at the first day of the next term thereof and to abide the order of such court and in default of such mail or if the offense is not bailable a warrant shall be issued directed to the sheriff commanding him to convey safely the prisoner to the jail of the county where he is to be tried there to be kept safely by the jailor thereof until discharged by due course of law and the court shall bind the witnesses on the part of the Commonwealth to appear before the court in which the prisoner is to be tried

Section 513 In addition to the provisions for change of venue hereinbefore stated if any person within the jurisdiction of any county charged with crime shall file with the prothonotary of the Superior Court of this Commonwealth a duly verified petition showing (1) that he is charged with or has been arrested for the alleg-

ed commission of or participation in some crime the nature of which shall be set out in his peition (2) that he has reason to apprehend that because of his race nationally or religion which shall be specifically stated in his petition the petitioner is likely to be denied the equal protection of the laws either by the courts the officers of the law or other inhabitants of the county within whose jurisdiction he is and (3) that some other person or persons of his race color nationality or religion within the jurisdiction of such county charged with an offense similar to that with which the petitioner is charged have been put to death without trial or brutally assualted or otherwise maltreated or have been denied trial by due course of law in the courts of such county upon similar charges because of the race color nationality or religion of such person or persons he shall be entitled to and shall receive the protection of all officers of the Commonwealth The petition above described may be verified and filed either by the person in jeopardy as above described or by another person in his behalf Upon the filing of such petition with the prothonotary of such court it shall be the duty of such prothonotary to issue forthwith to a member of the State police a warrant commanding him to bring the body of such petitioner into court for hearing upon such petition

Section 514 It shall be the duty of such State policeman upon receipt of such warrant to arrest and detain the petitioner and to protect him from assault or injury and in case such petitioner is in the custody of any officer or person upon a warrant to hold petitioner for prosecution in any county court for crime such State policeman shall take such petitioner from such official receipting to him for the body of the petitioner

Section 515 When said petitioner shall have been brought into said Superior Court he shall be entitled to a summary hearing upon his petition before one of the judges thereof and in case he has been taken from the custody of any officer he shall in event his petition is not sustained be surrendered by the State policeman to the officer from whom he had been taken and if he has not been taken from the custody of any officer he shall in the event his petition is not sustained be set at liberty and the costs of the proceedings shall be taxed against him in case the petition is sustained by the court the petitioner shall be remanded to the custody of the Superintendent of State Police for protection or committed to a proper penal institution until petitioner may be tried in a court of quarter sessions of the peace or oyer and terminer of some other county to be selected by the Superior Court upon such indictment information or other charge as may have been or may be made or returned against him and for the purpose of such trial such court so selected shall have and possess jurisdiction to try and determine any and all proceedings upon indictment or information which may be removed from any other county court under this act

Section 516 If any person shall become an accessory before the fact to any felony whether the same be a felony at common law or by virtue of any act of assembly now in force or hereafter to be in force such person may be indicted tried convicted and punished in all respects as if he were a principal felon

Section 517 If any person shall become an accessory after the fact to any felony whether the same be a felony at common law or by virtue of any act of assembly now in force or that may be hereafter in force he may be indicted and convicted as an accessory after the fact to the principal felony together with the principal felon or after the conviction of the principal felon or may be indicted and convicted of a substantive felony whether the principal felon shall or shall not have been previously convicted or shall or shall not be amenable to justice and may thereupon be punished in like manner as any accessory after the fact to the same felony if convicted as an accessory may be punished and the offense of such person however indicted may be inquired of tried determined and punished by any court which shall have jurisdiction to try the principal felon in the same manner as if the act by reason of which such person shall have become accessory had been committed at the same place as the principal felony Provided always That no person who shall be once duly tried for any such offense whether as an accessory after the fact or as for a substantive felony shall be liable to be again indicted or tried for the same offense

Section 518 If a bastard child is begotten out of the State and born within the State or begotten within one of the counties of this State and born in another in the latter case the prosecution of the reputed father shall be in the county where the bastard child shall be born and the like sentence shall be passed as if the bastard child had been begotten within the same county and in the former case viz of a bastard begotten without the State and born within it the like sentence shall be passed except in the imposition of a fine which part of the sentence shall be omitted

## ARTICLE VI OF THE TRIAL

Section 601 No person shall be placed within the prisoner's bar to plead to an indictment or be confined therein during his trial and all persons shall have an opportunity of full and free communication with their counsel

Section 602 Every person indicted for treason shall have a copy of the indictment and a list of the jury and the witnesses to be produced on the trial for proving such indictment mentioning the names and places of abode of such jurors and witnesses delivered to him three whole days before the trial

Section 603 No right to stand aside jurors shall exist in any criminal case in this Commonwealth

The Commonwealth and the defendant shall have the right to challenge for cause as many jurors as either can show legal cause therefor

In addition to the challenges for cause the Commonwealth and the defendant shall each be entitled to peremptory challenges as follows

In all trials for misdemeanors six challenges

In all trials for felonies except those triable exclusively in the courts of oyer and terminer and general jail delivery eight challenges

In all trials for felonies triable exclusively in the courts of oyer and terminer and general jail delivery twenty challenges

Section 604 All challenges shall be conducted as follows The Commonwealth shall challenge one person and then the defendant shall challenge one person and so alternately until all the challenges shall be made but in all cases other than in those triable exclusively in the courts of oyer and terminer and general jail delivery the court in which a case is called for trial may by general rule fix a different manner for exercising peremptory challenges in empanelling a jury

Section 605 When a challenge for cause assigned shall be made in any criminal proceeding the truth of such cause shall be inquired of and determined by the court

Section 606 In all cases in which two or more persons are jointly indicted for any offense it shall be in the discretion of the court to try them jointly or severally except that in cases of felonious homicide the persons charged shall have the right to demand separate trials and in all cases of joint trials the accused shall have the right to the same number of peremptory challenges to which either would be entitled if separately tried and no more

Section 607 If any person shall be committed for any indictable offense and shall not be indicted and tried some time in the next term or session of oyer and terminer and general jail delivery or other court where the offense is properly cognizable after such commitment the judges or justices thereof shall on the last day of the term session or court set at liberty the said prisoner upon bail unless it shall appear to them upon oath or affirmation that the witness for the Commonwealth mentioning their names could not then be produced and if such prisoner shall not be indicted and tried the second term session or court after his commitment unless the delay happen on the application or with the assent of the defendant or upon trial he shall be acquitted he shall be discharged from imprisonment Provided always That nothing in this act shall extend to discharge out of prison any person charged with treason felony or other higher misdemeanor in any other State and who by the Constitution of the United States ought to be delivered up to the executive power of such State nor any person charged with a breach or violation of the law of nations and provided further that where by any law or by rule of court promulgated by authority of any law the term of court are of less duration than three months the word "term" contained in this section shall be construed to mean a period of time of three calendar months

Section 608 If on the trial of any person charged with any offense it shall appear to the jury upon the evidence

that the defendant did not complete the offense charged but was guilty of an attempt to commit the same such person shall not by reason thereof be entitled to be acquitted but the jury shall be at liberty to return as their verdict that the defendant is not guilty of the offense charged but is guilty of an attempt to commit the same and thereupon such person shall be liable to be punished in the same manner as if he had been convicted upon an indictment for attempting to commit the particular offense charged in the indictment and no person so tried as herein lastly mentioned shall be liable to be afterward prosecuted for an attempt to commit the offense for which he was so tried

Section 609 If upon the trial of any person for any misdemeanor it shall appear that the facts given in evidence amount in law to a felony such persons shall not by reason thereof be entitled to be acquitted of such misdemeanor and no person tried for such misdemeanor shall be liable to be afterwards prosecuted for felony on the same facts unless the court before whom such trial may be had shall think fit in its discretion to discharge the jury from giving any verdict upon such trial and direct such person to be indicted for felony in which case such person may be dealt with in all respects as if he had not been put upon his trial for such misdemeanor

Section 610 No verdict in any criminal court shall be set aside nor shall any judgment be arrested or reversed nor sentence delayed for any defect or error in the precept issued from any court or in the venire issued for the summoning and returning of jurors or for any defect or error in drawing summoning or returning any juror or panel of jurors but a trial or an agreement to try on the merits or pleading guilty or the general issue in any case shall be a waiver of all errors and defects in or relative or appertaining to the said precept venire drawing summoning and returning of jurors

Section 611 No witness in any case who enters his or her recognizance in such sums as the magistrate may demand to appear and testify in such prosecutions as require his testimony shall be committed to prison by the judge alderman or magistrate before whom any criminal charge may be preferred Provided however That in all cases triable exclusively in the oyer and terminer where a positive oath is made reduced to writing and signed by the deponent setting forth sufficient reasons or facts to induce the firm belief on the part of the judge magistrate or alderman that any witness will abscond elope or refuse to appear upon the trial the judge magistrate or alderman may exact bail of said witness to testify

Section 612 Any witness in any case who shall be committed in default of bail to prison by any judge alderman magistrate justice of the peace or coroner to appear and testify in behalf of the Commonwealth shall be paid out of the treasury of the proper county and the sum of one dollar and fifty cents for each day or part of a day such witness shall be detained in prison

Section 613 Whenever any person being under indictment charged with murder shall make and file with the clerk of the court of quarter sessions an affidavit setting forth that he is wholly destitute of means to employ counsel and prepare for a defense the judge sitting in the court of oyer and terminer to whom such affidavit is presented shall assign to such person counsel not exceeding two to represent and defend such person at the trial of the case and when services are rendered by counsel pursuant to such assignment the judge sitting at the trial of the case may allow such counsel all personal and incidental expenses upon a sworn statement thereof being filed with the said clerk and also reasonable compensation for services rendered not exceeding two hundred dollars for each counsel which allowance of expenses and compensation shall be a charge upon the county in which the indictment was found to be paid by the county treasurer or in cities co-extensive with counties by the city treasurer upon the certificate of the judge presiding at the trial of the case Provided That in order to be entitled to such expenses and compensation counsel so assigned must file with the judge sitting at the trial of the case an affidavit that he has not directly or indirectly received nor entered into a contract to receive any compensation for such services from any source other than herein provided

Section 614 No alien shall in any criminal case whatsoever be entitled to a jury de medietate linguae or partly of strangers

Section 615 All courts of criminal jurisdiction of this Commonwealth shall be and are hereby authorized and required when occasion shall render the same necessary to order a tales de circumstantibus either for the grand or petit jury and all talesmen shall be liable to the same challenges fines and penalties as the principal jurors

ARTICLE VII OF APPEALS AND OF NEW TRIALS ON THE GROUND OF AFTERDISCOVERED EVIDENCE

Section 701 Every person indicted in any Court of Quarter Sessions of the Peace or in any county Court of Oyer and Terminer and General Jail Delivery or other court of record having jurisdiction may remove by an appeal the indictment and all proceedings thereon or transcript thereof into the Supreme or Superior Court as the case may be in accordance with the law now existing or which may hereafter be adopted

Section 702 Upon the trial of any indictment in any Court of Criminal jurisdiction the defendant may except to any decision of the court upon any point of evidence or law or to the charge of the court in like manner as in civil cases and such exceptions shall be noted as in civil cases and an appeal may be taken to the Supreme or Superior courts as the case may be after conviction or sentence

Section 703 During the trial upon any indictment if the court shall be requested by the defendant to give an opinion upon any point submitted and stated in writing it shall be the duty of the court to answer the same fully and file the point and answer with the record of the case in the same manner and with like effect as in civil cases and the action of the court thereon may be reviewed on appeal by the defendant

Section 704 The appeal shall issue from the Prothonotary's office of the proper district and all orders decrees and judgments in the case also be entered of record there but the application and final hearing may be made and had before the Supreme or Superior Court while sitting in any other district

Section 705 All appeals in criminal cases shall be taken within thirty days from the date of sentence in the court below

Section 706 No appeal from the judgment and sentence in any criminal case shall operate as a supersedeas unless so ordered by the court below or by the appellate court or by a judge thereof either by a general rule or special order and upon such terms as may be required by the court or judge granting the order of supersedeas

Section 707 An appeal taken in a criminal case shall be returnable in the Supreme or Superior Court as the case may be The return day and time of argument of appeals taken in criminal cases to the Supreme or Superior Court shall be fixed by said courts respectively by general rules promulgated from time to time

Section 708 If the appellant shall file in the office of the Prothonotary of the appellate court and in the office of the Clerk of Courts of the proper county at the time the appeal is taken an affidavit that he is destitute and without sufficient means to print the evidence taken upon the trial of the case it shall be the duty of the Clerk of Courts to transmit within ten days thereafter to the Prothonotary of the appellate court a true and correct copy of the reporter's transcript of the evidence from the notes taken by him duly certified by said reporter and the trial judge or by one of the judges of the trial court to the Prothonotary of the Supreme or Superior Court as the case may be In any such case it shall be unnecessary for the appellant to print the evidence but he may refer to the said testimony by the page number shown in said transcript

Section 709 When any person indicted for murder to whom counsel has been assigned hereunder has been convicted of murder in the first degree and such counsel shall deem it necessary to appeal to the Supreme Court a statement of the costs of such appeal including the cost of printing the paper book sworn to by such counsel shall be filed in the office of the Clerk of the Court of Quarter Sessions of the proper county and such costs shall be paid by the Treasurer of such county or where any city is co-extensive with such county by the Treasurer of such city Such costs shall not be paid unless such statement be accompanied by a certificate of the trial judge setting forth the fact of such appointment of counsel and the fact that such appeal was taken

Section 710 In capital offenses an appeal shall stay execution of sentence and upon such appeal it shall be the duty of the Supreme Court to review both the law and the evidence and to determine whether the ingredients necessary to constitute murder in the first degree shall have been proven to exist and if not so proved then shall reverse the judgment and remit the record for a new trial or shall enter such judgment as the laws of this Commonwealth require

Section 711 Upon the affirmance by the Supreme or Superior Court of the judgment in any case the same shall be enforced pursuant to the directions of the judgment so affirmed and the said court may make any further order requisite for carrying the same into effect and if the Supreme or Superior Court shall reverse any judgment they shall remand the record with their opinion setting forth the causes of reversal to the proper court for further proceedings or enter such judgment as the law requires

Section 712 Whenever by petition supported by after-discovered evidence it shall be made to appear to the Supreme Court that there is ground for substantial doubt as to the guilt of any prisoner convicted of murder of the first degree the said court shall have power to authorize the Court of Oyer and Terminer in which such prisoner has been convicted to grant a rule for new trial nunc pro tunc notwithstanding the expiration of the term in which such prisoner was convicted and sentenced and thereupon the said Court of Oyer and Terminer may in its discretion grant and proceed to hear such rule as in other cases

Section 713 Upon the termination of the hearing of such rule if the court of Oyer and Terminer shall not deem the grounds sufficient it shall thereupon discharge said rule and the proceedings shall terminate and the judgment and sentence therefor entered of record shall remain unaffected

Section 714 If said Court of Oyer and Terminer shall be of opinion that of right and justice a new trial should be granted it shall set forth its opinion to that effect and thereupon the prisoner may bring the opinion together with the evidence before the Supreme Court as if upon appeal and if the Supreme Court shall after hearing concur with the Court of Oyer and Terminer that of right and justice a new trial should be had it shall have power to authorize the Court of Oyer and Terminer to make the rule for new trial absolute and thereupon the case shall proceed in said court as if a new trial had been granted in due course at the instance of the prisoner during the term

## ARTICLE VIII COSTS

Section 801 Where any person is brought before a justice of the peace or other magistrate on a charge of having committed a crime and such charge upon examination shall appear to be unfounded no costs shall be charged against or paid by such innocent persons but the same shall be charged against and paid by the county

Section 802 The costs of prosecution accruing on all bills of indictment except as hereinafter provided charging a person with felony returned ignoramus by the grand jury shall be paid by the county and the costs of prosecution accruing on bills of indictment except as hereinafter provided charging a person with felony shall if such person be acquitted by the petit jury on the traverse of the same be paid by the county and in all cases of conviction of any felony all costs shall be paid forthwith by the county unless the person convicted shall pay the same and in all cases in which the county pays the costs it shall have the power to levy and collect the same from the person convicted as costs in similar cases are now collected and in cases of surety of the peace the costs shall be paid by the prosecutor or by the defendant or jointly between them or by the county as the court hearing the case may direct

Section 803 In all prosecutions cases of felony excepted if the bill of indictment shall be returned ignoramus the grand jury returning the same shall decide and certify on such bill whether the county or the prosecutor shall pay the costs of prosecution and in all cases of acquittal by the petit jury on indictments for the offenses aforesaid the jury trying the same shall determine by their verdict whether the county or the prosecutor or the defendant shall pay the costs or whether the same shall be apportioned between the prosecutor and the defendant and in what proportions and the jury grand or petit so determining in case they direct the prosecutor to pay the costs or any portion thereof shall so state in their return or verdict and whenever the jury shall determine as aforesaid that the prosecutor or defendant shall pay the costs the court in which said determination shall be made forthwith pass sentence to that effect and order him to be committed to the jail of the county until the costs are paid unless he give security to pay the same within ten days Upon the termination of any such prosecution by the bill of indictment being ignored by the grand jury or by the verdict of the traverse jury and sentence of the court thereon the costs of prosecution shall be immediately chargeable to and paid by the proper county Provided That the county shall be liable only for the costs of such witnesses as the District Attorney shall certify were subpoenaed by his order and were in attendance and necessary to the trial of the case

Section 804 In all prosecutions where the petit jury trying the case shall acquit the defendant and shall determine by the verdict that the costs shall be apportioned between the prosecutor and the defendant the defendant's bill for his subpoena serving the same and attendance of his material and necessary witnesses shall be included in the costs

Section 805 In all prosecutions for stealing if the bill of indictment shall be returned ignoramus by the grand jury they shall further decide and certify whether the county or the prosecutor shall pay the costs of prosecution and in all cases of acquittal by the petit jury on such indictments the jury shall have power to determine whether the county or the prosecutor or the defendant shall pay the costs or whether the same shall be apportioned between the prosecutor and the defendant and in what proportion

Section 806 In all prosecutions where the charge is that the person accused unlawfully and maliciously maimed or did serious bodily injury or disfigurement to another or attempted to commit the crime of murder or committed any assault which under the law constitutes a felony if the bill of indictment shall be returned ignoramus the grand jury returning the same if they believe from the evidence that the prosecutor had no reasonable ground for making the charge of felony shall decide and certify on such bill whether the prosecutor or the county shall pay the costs of prosecution and in all cases of acquittal by the petit jury on such indictments where a felony is charged the jury trying the same if they shall believe from the evidence that the prosecutor had no reasonable ground for making the charge of felony shall determine by their verdict whether the county or the prosecutor or the defendant shall pay the costs or whether the same shall be apportioned between the prosecutor and the defendant and in what proportion

Section 807 Upon the termination of the prosecution in any of the cases mentioned in Sections eight hundred and five and eight hundred and six the costs of prosecution shall be immediately chargeable to and paid by the proper county and the county shall have the right and power to levy and collect the same from the person directed to pay them as costs in similar cases are now collected

Section 808 The costs of the trial for escape or breaking away of convicts and prisoners from the several penitentiaries and reformatories of the Commonwealth of Pennsylvania or the violation by said convicts and prisoners of any or all of the penal statutes relating to escape shall in each instance be borne and paid by the respective counties of the Commonwealth from whose courts the said convicts shall have been committed to the said penitentiaries or reformatories In case of conviction and sentence of said escaping convicts and prisoners the costs of maintenance of said escaping convicts and prisoners under such new sentence shall be borne by the county from which said convict or prisoner shall have been originally committed

Section 809 Where any recognizance has heretofore been or shall hereafter be taken by any competent authority for the appearance of any person or persons charged with any criminal or other offense before any court judge justice of the peace or other magistrate to answer such charge or offense or to appear before any court judge justice of the peace or magistrate for further hearing and such recognizance shall be forfeited on account of the person or persons so charged failing to comply with the condition therein and the same shall be recovered in any manner whatsoever and paid to the proper authorities as required by law the proper county shall pay all costs which have accrued or shall accrue in any criminal action or other proceedings in which such recognizance has heretofore or shall be given Provided however That in no case shall the amount of costs so paid exceed the amount recovered on such recognizance and paid to such county

Section 810 Whenever a nolle prosequi shall be entered in any criminal proceedings the court may make an order directing the county to pay the costs already made in such proceedings and which order shall be sufficient authority for the payment of the same by the county Provided That the provisions of this section shall not apply to costs for the attendance or subpoenaeing of defendant's witnesses nor to any proceeding where the costs could not be charged upon the county by verdict of the jury

Section 811 Whenever the verdict of a jury imposing costs upon the prosecutor or defendant in any criminal proceeding shall be set aside by the court it shall be lawful for the court to make an order directing the county to pay the same which order shall be sufficient authority for the payment of the same by the county Provided That the provisions of this section shall not apply to costs for the attendance or subpoenaeing of defendant's witnesses

Section 812 When the record in any criminal case shall have been removed by writ of certiorari or otherwise to the Supreme or Superior Court for review and shall have been therein disposed of the necessary expenses of the District Attorney in connection therewith including the costs of printing traveling and incidental expenses shall be paid by the proper county upon the approval of the same by the District Attorney

Section 813 In all criminal cases where a defendant or prosecutor is adjudged to pay the costs of prosecution he shall unless the grand or petit jury direct otherwise pay with the other costs of prosecution the sum of four dollars for the use of the county to be taxed in the bill of costs

Section 814 The costs of the officers including the costs of the justice of the peace and constable in all cases of wife desertion and surety of the peace shall be chargeable to and paid by the proper county as soon as the case is disposed of by the order of the court and it shall be the duty of the District Attorney and County Commissioners to use all due diligence to collect such costs from the party made liable therefor by the sentence or order of the court and to pay the same into the county treasury

Section 815 The County Commissioners upon the order of the Court of Quarter Sessions or other court of record having jurisdiction or in vacation by a law judge thereof in the exercise of its or his discretion and upon such terms as the court or judge may impose may discharge from prison without the delay and expense of any proceedings under the insolvent laws of this Commonwealth every convict who shall have served his term of imprisonment or who shall have been committed for non-payment of costs only or any person who shall have failed to comply with the order of the said court upon conviction of either fornication or bastardy or both and has been confined for a period of more than three months notwithstanding that such person has not paid the costs of prosecution fine made restitution paid the value of stolen goods or property or failed to comply with the court's order or both Provided That in the opinion of said commissioners such person is unable to comply with the said order or orders and provided that such discharge shall not prevent the Commonwealth or any person interested in such payment or restitution from recovering the same from the property of such persons by proper action but no such person shall be so discharged until he shall have made under oath or affirmation schedules in duplicate of all his property real personal or mixed and shall have filed one copy thereof among the papers of the prison wherein he is confined and the other with the Clerk of the Court

Section 816 In all cases where two or more persons have committed an indictable offense the names of all concerned (if a prosecution shall be commenced) shall be contained in one bill of indictment for which no more costs shall be allowed than if the name of one person only was contained therein

Section 817 In instituting criminal prosecutions against any person charged with the commission of a criminal offense or offenses committed at one and the same time or growing out of one and the same prosecution where one complaint or information is legally sufficient to serve and promote the due administration of justice it shall be unlawful to duplicate the complaints informations warrants and subpoenas and where such duplication occurs costs shall be taxed upon one complaint information and subpoena only

Section 818 In all cases where any matter of general public import shall as authorized by law be given in charge to a grand jury for investigation by any Court of Quarter Sessions of the peace of any county within this Commonwealth all costs which may accrue for subpoenas the service thereof upon witnesses and the per diem fees and mileage of witnesses required by the court to attend or testify before any such grand jury shall be paid by the proper county or taxed and paid as other costs on the part of the Commonwealth in any criminal prosecution which may arise out of such investigation where the testimony of the witness is material in the support of the charge contained in the indictment therein as the District Attorney subject to the approval of the court may authorize and direct

Section 819 All necessary expenses incurred by the district attorney of any county of this Comonwealth or by his assistants or any officer directed by him in the investigation of crime and the apprehension and prosecution of persons charged with or suspected of the commission of crime shall be paid by the county upon the approval of the bill of expense by the district attorney and the court of quarter sessions of the county Such expenses so incurred and approved shall be considered part of the costs of the case in the event that a prosecution is instituted which results in the conviction and sentence of a defendant to pay the costs

## ARTICLE IX SENTENCES AND JUDGMENTS

Section 901 Every person his aiders abettors and counsellors convicted of the crime of murder of the first degree shall be sentenced to suffer death in the manner herein provided and not otherwise Such punishment in every case must be inflicted by causing to pass through the body of the convict a current of electricity of intensity sufficient to cause death and the application of such current must be continued until such convict is dead The said punishment shall be inflicted by the warden or deputy warden of the Western Penitentiary or by such person as the warden shall designate and shall be inflicted in a building on the land owned by the Commonwealth in Centre County whereon the buildings of the Western Penitentiary are built

Section 902 Whenever any person shall have been convicted and sentenced to death the clerk of the court where such conviction shall have taken place shall transmit to the Governor of the Commonwealth and to the Board of Pardons a full and complete transcript of the record of such trial and conviction within thirty days after sentence or in the event of an appeal within twenty days after the final disposal of the cause upon such appeal

Section 903 After the receipt of the said record the Governor of the Commonwealth shall issue his warrant directed to the warden of the Western Penitentiary commanding said warden to cause such convict to be executed in said penitentiary within the week to be named in said warrant and in the manner prescribed by law

Section 904 Upon the receipt of such warrant the said warden shall by a written notice under his hand and seal duly notify the officer having the custody of such convict to deliver such convict to the custody of such warden and it shall be the duty of such officer to forthwith cause such delivery to be made Thereupon and until the penalty of death shall be inflicted or until lawfully discharged from such custody said convict shall be kept in solitary confinement in said penitentiary During such confinement no person except the officers of such penitentiary the counsel of such convict and a spiritual adviser selected by such convict or the members of the immediate family of such convict shall be allowed access to such convict without an order of said court or a judge thereof

Section 905 No person except the following shall witness any execution under the provisions of this act the warden of the penitentiary where such execution takes place a qualified physician six reputable adult citizens selected by such warden the spiritual adviser when requested and selected by the convict not more than six duly accredited representatives of the daily newspapers and such officers of said penitentiary as may be selected by said warden

Section 906 After such execution the warden of the Western Penitentiary shall certify in writing under oath or affirmation to the court of oyer and terminer of the county wherein such convict has been sentenced to death that such convict was duly executed at the place and in the manner prescribed in this act and at the time designated in the death

warrant of the Governor Such certificate shall be filed in the office of the clerk of such court

Section 907 Immediately after execution a post-mortem examination of the body of the convict shall be made by the physician present at the execution and his report in writing stating the nature of the examination so made by him shall be annexed to the certificate hereinbefore named and filed therewith After such post-mortem examination the body unless claimed by some relative or relatives of the person so executed shall be delivered to the duly authorized agent of the State Anatomical Board

Section 908 The cost and expense incident to any such execution and such post-mortem examination shall be paid from the contingent fund of the Western Penitentiary

Section 909 The Board of Inspectors of the Western Penitentiary shall have power to erect and repair appropriate buildings located at such place on the ground of the new Western Penitentiary in Centre county as they shall select and they shall have power to construct and repair in said building such electrical apparatus machinery and appliances as may be suitable and sufficient to execute condemned criminals in the manner prescribed herein

Section 910 Whenever any person convicted in any court of this Commonwealth of any crime shall be sentenced to imprisonment in any penitentiary of the State the court instead of pronouncing upon such convict a definite or fixed term of imprisonment shall pronounce upon such convict a sentence of imprisonment for an indefinite term stating in such sentence the minimum and maximum limits thereof and the maximum limit shall never exceed the maximum time now or hereafter prescribed as a penalty for such offense Provided That no person sentenced for an indeterminate term shall be entitled to any benefits of commutation of sentence herein provided for

Section 911 The clerks of the several courts of criminal jurisdiction of this Commonwealth shall not later than the twentieth day of each month forward to the wardens of the State penitentiaries a list of all convicts whom the courts have committed to those institutions on the indeterminate plan the previous month stating maximum and minimum sentence of each The following information shall also be added The full name of the convict together with any alias which such convict may be known to have the name of the county where the conviction was had a brief description of the crime of which the convict was convicted the name of the court in which the conviction was had the name of the trial judge the date of commitment and the name of the penitentiary to which committed the number of times if any that the convict has been in prison the location of said prison and for what offenses Provided That in every case in which stenographic notes of testimony were taken at the time of the trial a copy of such notes of testimony shall likewise accompany such record

Section 912 The Board of Inspectors of each state penitentiary shall meet once each month at its respective penitentiary At each meeting of the said boards held as aforesaid every prisoner confined in such penitentiary upon an indeterminate sentence whose minimum term of sentence will expire within three months shall be given an opportunity to appear before such board and apply for his release on parole as hereinafter provided

Section 913 It shall appear to the Board of Inspectors of any penitentiary in which a convict is imprisoned upon an application by a convict for release on parole that there is a reasonable probability that such applicant will live and remain at liberty without violating the law then said board shall recommend to the Governor that such convict be released on parole subject to such rules and regulations for such convict as said board may prescribe until the expiration of the maximum limit of the sentence imposed on such convict and shall send to the Governor a report of such convict which report shall contain the following namely The full name of the convict together with any alias which said convict may be known to have the name of the county where such conviction was had a brief history of the crime for which convict was sentenced the name of the court in which the conviction was had the name of the judge who sentenced the convict with the sentence and the date thereof the date of the reception of the convict a recommendation as to commutation together with the date for release from the penitentiary if allowed

Section 914 If any convict released on parole shall during the period of parole be convicted of any crime punishable by imprisonment under the laws of this Commonwealth and sentenced to any place of confinement other than a penitentiary such convict shall in addition to the penalty imposed for such crime committed during the said period and after expiration of the same be compelled by detainer and remand as for an escape to serve in the penitentiary to which said convict had been originally committed the remainder of the term (without commutation) which such convict would have been compelled to serve but for the commutation authorizing said parole and if not in conflict with the terms and conditions of the same as granted by the Governor But if sentenced to a penitentiary then the service of the remainder of the said term originally imposed shall precede the commencement of the term imposed for said crime

Section 915 In any case where a Board of Prison Inspectors does not recommend the release on parole of a convict at the termination of the minimum term for which such convict may have been sentenced such board shall report in writing to the Governor its reasons in details for not having made such recommendations

Section 916 Each said Board of Inspectors shall appoint one or more officers to be known as parole officers for its respective penitentiary who shall carefully look after the welfare of all persons who have been paroled from said penitentiary and report to the said boards respectively upon the conduct of such persons at such times and in such manner as may be required by said boards Provided That no convict shall ever be under the charge management or supervision of a probation officer of the opposite sex The salaries of the said parole officers together with the expenses actually incurred by them in the discharge of their duties shall be paid out of the appropriations to the said penitentiary with which they are connected

Section 917 If it shall appear to the Board of Inspectors of any penitentiary from which a convict has been released on parole that there is a reasonable probability that such convict will live and remain at liberty without violating the law and that it will be to the advantage of such convict that he be released from the terms of his parole then upon the application of such convict released upon parole it shall be the duty of the said board to recommend to the Governor that such convict be pardoned absolutely

Section 918 Whenever it shall appear to the Board of Inspectors of a penitentiary that a person released on parole has violated the terms of his parole the secretary of the Board of Inspectors may issue a warrant for the arrest of said person in the same manner as in the case of an escaped convict Upon said convict being returned to the penitentiary he shall be given an opportunity to appear before its Board of Inspectors and if said board shall find that said parole has not been broken the prisoner shall be released and continue subject to the terms of said parole but if it be found that said parole has been broken said board shall declare such convict delinquent after which a full report of the said case shall be forwarded immediately to the Governor who thereupon may issue his mandate reciting the date of commutation for the recommitment of such convict for breach of parole to the penitentiary of original commitment to be imprisoned in said penitentiary for the remainder of a period equal to the unexpired maximum term of such prisoner as originally sentenced (computing the same from the date of arrest for breach of parole) unless sooner released on parole or pardoned but if the Governor shall disapprove the finding of the Board of Inspectors the said prisoner shall be released upon the conditions of his original parole

Section 919 Authority is hereby conferred upon the Boards of Inspectors of all State penitentiaries to establish all the rules and regulations necessary to carry the provisions of this article into effect Provided That no rule or regulation shall be established or adopted relating to the discharge of a convict on parole who has just served the minimum sentence for his or her first offense that will compel him to file any bond for the fulfillment of the requirements of his discharge upon parole other than his own recognizance or to secure any sponsor for his behavior To secure uniformity in these rules and regulations the said boards shall be convened by the Governor in joint Session from time to time when deemed necessary

Section 920 Any convict in the State penitentiaries who is now serving under a sentence or sentences imposed prior to the first day of July one thousand nine hundred

and eleven may when he shall have served one-third of such sentence or sentences be eligible to parole under the provisions and subject to the conditions of this act

Section 921 Whenever a person shall be sentenced to imprisonment for a period of less than one year the imprisonment shall be had and performed in the jail of the county where the conviction shall take place or in a suitable prison in said county where suitable prisons have been provided for such imprisonment Provided however that where existing laws applying to any county permit the imprisonment of persons there convicted in a suitable prison in some other county of the state the imprisonment may be there performed if the court shall so direct

Section 922 All persons sentenced to imprisonment in any penal institution of this Commonwealth may be required to perform such labor as the board of managers or other board or governing body in charge of such penal institution may require under the rules thereof In the event that such labor is performed in the custody of the Sheriff about county buildings or upon the ground and property of the county the County Commissioners are authorized to allow and pay from the moneys of the county to the Sheriff for his services in guarding such prisoners while so employed compensation not to exceed twenty-five cents per hour

Section 923 Whenever any person shall be sentenced to imprisonment for a period of one year or more the sentence shall be either an indeterminate sentence to the penitentiary of the proper district as hereinbefore provided or a definite sentence to a county prison or county workhouse authorized by law to receive such convict and the court shall have power in the latter case to fix the term of said imprisonment not to exceed the term fixed by statute for said offense Provided however that persons convicted of murder of the second degree and voluntary manslaughter shall not be sentenced to the said county prisons or workhouses

Section 924 Every convict confined in any county prison workhouse or county jail in this state on a conviction of crime where the term or terms equals or exceeds one year exclusive of life imprisonment or any term which may be imposed by the court or by statute as an alternative to the payment of a fine may if the governor shall so direct and with the approval of the Board of Inspectors or managers earn for himself a commutation or dimunition of his sentence or sentences as follows namely Two (2) months for the first year three (3) months for second year four (4) months each for the third and fourth years and five (5) months for each subsequent year And for every fractional part of a year the said convict may earn the same rate of commutation as is provided for the year in which said fractional part occurs Provided however That this section shall not include sentences for an intermediate term as hereinbefore provided

Section 925 When any convict in any county prison workhouse or county jail in this state is held under more than one conviction the several terms of imprisonment imposed thereunder shall be construed as one continuing term for the purpose of estimating the amount of commutation to which he may be entitled hereunder

Section 926 On any day not later than the twentieth day fo each month the board of inspectors or mangers or the warden superintendent or keeper of each of the county prisons workhouses or jails of this state shall forward to the governor a report of any convict or convicts who may be discharged the following month by reason of the commutation of his sentence or sentences which shall contain the following information namely The full name of the convict together with any alias which he may be known to have the name of the county where the conviction was had a brief description of the crime of which the convict was convicted the name of the court in which the conviction was had the name of the presiding judge the date of the sentence the date of the reception in the prison the term and fine the amount of commutation recommended and the date for discharge from the prison workhouse or jail is allowed

Section 927 The governor shall in commuting the sentences of convicts annex a condition to the effect that if any convict so commuted shall during the period between the date of his discharge by reason of such commutation and the date of the expiration of the full term for which he was sentenced be convicted of any felony he shall in addition to the penalty which may be imposed for such felony committed in the interval as aforesaid be compelled to serve in the prison or workhouse in which he may be confined for the felony for which he is convicted the remainder of the term without commutation which he would have been compelled to serve but for the commutation of his sentence hereinbefore provided for

Section 928 The boards of inspectors or managers of the county prisons workhouses and county jails in this state shall meet once every month before the date fixed for the transmission of their report to the governor as hereinbefore provided and proceed to determine the amount of commutation which they shall recommend to be allowed to any convict which shall not in any case exceed the amount fixed by this act They shall have full discretion to recommend the withholding of the allowance of commutation for good conduct or of a part thereof as a punishment for offenses against the discipline of the prison workhouse or county jail or for any attempt to escape therefrom

Section 929 In all cases however where the board shall recommend the withholding of the allowance of the whole or any part of the commutation for good conduct they shall forward with their report to the governor their reasons in writing for such disallowance and the governor may in his discretion decrease or increase the amount of commutation as recommended by the said board but he shall not increase the same beyond the amount fixed herein

Section 930 Upon the receipt of any convict in any prison or county jail in this state who shall be entitled to the benefits of commutation hereunder the provisions of the same shall be read to him and the meaning of the same shall be fully explained to him by the clerk of the prison workhouse or jail

Section 931 The Governor shall not accept in cases where only the payment of a fine is imposed as the penalty upon conviction execute any of the powers herein granted unto him to release on parole from a penitentiary or to grant commutation of sentence in a jail prison or workhouse until the Lieutenant Governor Secretary of the Commonwealth Attorney General and the Secretary of Internal Affairs or any three of them after full hearing upon due public notice and in open session according to such rules as they shall provide shall have recommended the said commutations of sentences

Section 932 Whenever any person shall be convicted in any court of this Commonwealth of any crime except murder administering poison kidnapping incest sodomy sedition pandering rape attempted rape arson robbery or burglary and it does not appear to the said court that the defendant has ever before been imprisoned for crime either in this state or elsewhere (but detention in an institution for juvenile delinquents shall not be considered imprisonment) and where the said court believes that the character of the defendant and the circumstances of the cases are such that he is not likely again to engage in an offensive course of conduct that the public good does not demand or require that the defendant should suffer the penalty imposed by law the said court shall have power to suspend the imposing of the sentence and place the defendant on probation for a definite period of such terms and conditions as it may deem right and proper said terms and conditions to be duly entered of record as a part of the judgment of the court in such case

Section 933 In any case where a fine only or the costs of prosecution is imposed and the defendant might be imprisoned until such fine be paid the court may direct as one of the terms of the probation that such fines shall be paid in certain instalments at certain times Provided however That upon payment of the fine judgment shall be satisfied and probation cease

Section 934 Whenever the court may deem it necessary and desirable it may appoint a discreet person to serve as probation officer and such assistants to the probation officer as the court may deem necesary for the performance of such duties as the court shall direct The salary of such probation officer shall be determined by the court and together with the necessary expenses incurred while in actual performance of duty shall be paid by the county upon vouchers approved by the court and county commissioners In no case however shall a defendant be committed in the custody of a probation officer of the opposite sex

Section 935 Whenever a person placed on probation as aforesaid shall violate the terms of his probation he shall be subject to arrest in the same manner as in the case of an escaped convict and shall be brought before the court which released him on probation which court may thereupon pro-

nounce upon such defendant such sentence as may be prescribed by law to begin as such time as the court may direct

Section 936 Whenever it is the judgment of the court that a person on probation has satisfactorily met the conditions of his probation the court shall discharge such defendant and cause record thereof to be made Provided That the length of such period of probation shall not be more than the mixiumum term for which the defendant might have been imprisoned

Section 937 The judges of the courts of quarter sessions and the courts of oyer and terminer or other courts of record having jurisdiction of the several judicial districts of the Commonwealth are authorized after hearing in open court after notice to the District Attorney ten days in advance thereof to release on parole any convict confined in the county prison jail workhouse or house of detention of their respective districts and place him in charge of and under the supervision of a designated probation officer and shall have the power to recommit to prison jail workhouse or house of detention on cause shown by such probation officer that such convict has violated his parole and to reparole if in the judgment of the said judge there is a reasonable probability that the convict will be benefitted by again according liberty to him and also to again recommit for violation of such parole This power shall not extend beyond the limit of the sentence which shall have been first imposed upon the prisoner

Section 938 Where any person has been or shall be convicted of any felony not punishable with death or any misdemeanor punishable with imprisonment and has endured or shall endure the punishment to which such offender has been or shall be adjudged for the same the punishment so endured shall have the like effects and consequences as a pardon by the governor as to the felony or misdemeanor whereof such person was so convicted Provided That nothing herein contained nor the enduring of such punishment shall prevent or mitigate any punishment to which the offender might otherwise be lawfully sentenced on a subsequent conviction for any other felony or misdemeanor and that the provisions of this section shall not extend to the case of a person convicted of wilful and corrupt perjury

Section 939 On all convictions for robbery burglary or stealing of any good chattels or other property made the subject of stealing by the laws of this Commonwealth or for otherwise unlawfully and fraudulent taking or obtaining the same or of receiving such goods chattels or other property knowing the same to be stolen the defendant shall in addition to the punishment heretofore prescribed for such offences be adjudged to restore to the owner the property taken or to pay the value of the same or so much thereof as may not be restored And on all convictions or any indictment for forgery for uttering publishing or passing any forged or counterfeit coin bank notes check or writing or any indictment for fraudulently by means of false pretense obtaining the signature of another to any written instrument with intent to defraud the defendant in addition to the punishment hereinbefore prescribed for such offenses shall be adjudged to make similar restitution or other compensation as in case of stealing to the persons defrauded Provided That nothing herein shall be so construed as to prevent the party aggrieved and to whom restitution is to be awarded from being a competent witness on the trial of the offender

Section 940 In all cases of felony it shall and may be lawful for any person injured or aggrieved by such felony to have and maintain his action against the person or persons guilty of such felony in like manner as if the offense committed had not been feloniously done and in no case whatever shall the action of the party injured be deemed taken or adjudged to be merged in the felony or in any manner affected thereby

Section 941 The imprisonment awarded as part of the punishment of any offender shall not stop or avoid the awarding out of execution to levy such respective sums recovered against them as such offenders refuse or neglect to pay Writs of execution may issue in the same form as such writs are now awarded out of the courts of common pleas and shall be directed to the sheriff or coroner of the proper county requiring him to levy the sums due upon such recoveries as aforesaid of the lands and tenements goods and chattels of such offenders returnable to the next term or session of the court where such conviction was had It shall be the duty of said sheriff or coroner to execute the said writs in the same manner that writs of execution awarded out of the courts of common pleas or executed and to sell the lands goods and chattels levied upon under said writs and to convey the same at any sale held by virture thereof Such sales shall be as valid and effectual in law as any other sales of land taken and sold for the payment of debts by virtue of writs of execution awarded out of the courts of common pleas or other courts of record having jurisdiction in the respective counties

Section 942 In addition to the remedy in the next preceding section provided any order sentence decree or judgement for the payment of any money whatsoever made or entered by any court of criminal jurisdiction of this Commonwealth in any matter or thing within the jurisdiction of the said court may be certified to any court of record of civil jurisdiction of the same county and be entered and indexed in the said court as a judgment with like force and effect as if the same had been recovered therein as a judgment of the latter court

Section 943 When said order sentence decree or judgment is entered as judgment in the court of record of civil jurisdiction aforesaid the same may be revised by scire facias et quare executionem non and be collectible by writs of fieri facias venditioni exponas to other counties to sell real and personal estate and by alias pluries and such other writs of execution as shall be necessary to collect said judgment which writs aforesaid shall issue in the same manner and be of like force and effect for the sale of personal real estate as if the said judgment had been orignially recorded in the said court except that the defendant in any such writs shall not be entitled to the benefit of any exemption laws

Section 944 When any person shall have been convicted of fornication and bastardy and sentenced by any court of competent jurisdiction to pay to the mother of any bastard child any sum or sums of money for the support of such child it shall be lawful for the mother of such child to file in a court of record of civil jurisdiction of the county in which such conviction shall have been had a copy of such sentence certified by the clerks of the proper court and under the seal thereof upon which copy so filed the prothonotary of the court of record of civil jurisdiction shall enter judgment in favor of the mother and against the defendant for the full amount of the said sentence payable in the instalments there provided with interest thereon from the time they shall respectively become due and costs of suit

Section 945 If default be made in the payment of any such instalments and continue for five days a writ of fieri facias may issue for the collection of all past due instalments and no exemption of property from levy and sale shall be allowed

Section 946 In addition to the writ of fieri facias above provided an attachment execution may be issued and in addition to such rights and credits as are now attachable wages and salaries may also be attached thereon and no exemption of any money rights or credits attached thereby shall be allowed

Section 947 The said writs either or both may be issued as often as default occurs until the whole judgment be paid and the defendant shall be liable for all costs on any of said writs when properly issued

Section 948 Whenever in any proceedings brought against any man wherein it is charged that he has without reasonable cause separated himself from his wife or children or from both or has neglected to maintain his wife or children or in any proceedings where any father of an illegitimate child has neglected to comply with the order of court made against him in fornication and bastardy proceedings or in any other proceedings for the support of such child for the payment to the mother of expenses incurred at the birth of the child or in any proceedings where any child of full age has neglected or shall neglect to maintain his or her parents not able to work or of sufficient ability to maintain themselves the court having jurisdiction shall commit the defendant to imprisonment for want of a bond with security or otherwise the court may order the defendant to be imprisoned at hard labor under existing laws or laws that may hereafter be passed in such penal or reformatory institution in this Commonwealth as the court shall direct or the court may discharge a defendant upon his own recognizance in custody of a desertion probation officer or other person subject to such conditions

as the court may in its discretion impose

Whenever any defendant shall be ordered to be imprisoned at hard labor there shall be paid by the official in charge of the penal or reformatory institution in which such defendant is imprisoned to the person designated in the order of the court as the proper recipient of such money to be disbursed by the said recipient as the order of the court may direct the sum of sixty-five cents for each day Sundays and legal holidays only excepted while he remains imprisoned Such sum shall be paid as wages and shall be paid at such times and in such manner as other wages are paid by cities and counties and shall be charged as one of the general running expenses of such institution and if the labor done in such institution is not sufficient to pay the running expenses of such institution such sum shall be charged to and paid by the county from which such defendant was committed

Section 949 If the defendant in any such proceeding shall violate the terms of the order of court the court may issue an attachment upon the petition of such defendant's parent wife child or children or of any other person or persons having knowledge of the facts

In case of the forfeiture of a bail-bond in any such preceedings the court may order that any sum collected by suit or otherwise shall be paid in whole or in part to such parent wife child or children In case of the forfeiture of any bond or recognizance with or without surety given as security under any order of court any sum collected thereon by suit or otherwise shall be paid to such parent wife child or children Such payment shall not bar or in any way affect the power of the court to enforce its orders against the defendant by attachment or otherwise

Section 950 In prosecutions under Section 192 of the Penal Code of nineteen hundred and twenty-five where before the trial with the consent of the defendant indorsed on the bill of indictment as now provided by law or at the trial on entry of a plea of guilty or after conviction instead of imposing the fine therein provided or in addition thereto the court in its discretion having regard to the circumstances and to the financial ability and earning capacity of the defendant shall have the power to make an order which shall be subject to change by the court from time to time as circumstances may require directing the defendant to pay a certain sum periodically for such time and to such person as the court may direct and the court shall have the power to suspend the sentence herein provided and release the defendant from custody on probation in manner provided by "An act for relief of wives and children deserted by their husbands and fathers within this Commonwealth" approved the thirteenth day of April Anno Domini one thousand eight hundred and sixty-seven and the supplements thereto provided that the defendant has entered into a recognizance in such sum with or without surety as the court shall direct for compliance with such order

Section 951 Whenever a parent is paying for the support of a child under an order of court made in any other proceeding civil criminal or quasi-criminal said parent shall not be subject to proceedings for support for the same child hereunder Provided however That if said parent as defendant in such other proceedings has failed to obey such order of court said parent shall be subject to all the provisions hereof

Section 952 All fines imposed upon any party by any court of criminal jurisdiction shall be decreed to be paid to the Commonwealth but the same shall be collected and received for the use of the respective counties in which such fines shal have been imposed as aforesaid as is now directed by law

Section 953 It shall be the duty of the wardens or keepers of the state penitentiaries of the Commonwealth to receive into the prison under their charge on the order or warrant of the governor any person convicted of any crime punishable with death whose sentence shall have been commuted by the governor on condition of being confined for life in one of the state penitentiaries and to keep and confine such persons safely as is by law provided for the keeping and confinement of convicts sentenced to imprisonment in the penitentiaries of this Commonwealth and subject to the laws and regulations providing therefor and it shall be the duty of the sheriff of the county in which such person was condemned on the receipt of such order or warrant of the governor to immediately convey such person to the state penitentiary at the cost of such county and deliver said order or warrant to the warden or keeper of said penitentiary Provided That the persons convicted in any of the counties composing the eastern district and whose sentences may be commuted shall be confined in the state penitentiary of said district and those convicted in any of the counties composing the western district and whose sentences may be commuted shall be confined in the state penitentiary of said district

Section 954 Whenever any person duly convicted of crime in the Commonwealth has been or shall be sentenced under the provisions of a law declared unconstitutional the court declaring said law unconstitutional shall not discharge said convict but shall remand said convict to the court before which said convict was tried for sentence under the provisions of the law in force at the time of the commission of the crime of which said convict stands convicted

Section 955 The court of quarter sessions of the county wherein any penitentiary prison workhouse house of correction or any other institution for adult prisoners is located is hereby authorized and empowered and shall upon petition being presented to it by the board of inspectors if there be such board otherwise the superintendent or official in charge of such penitentiary prison workhouse house of correction or other institution for adult prisoners cannot by reason of overcrowded condition or other existing conditions furnish proper and sufficient accommodations for the care custody control and safety of the inmates thereof and that it is requested that a certain number of inmates set forth in such petition should be transferred therefrom to make an order authorizing and directing the said board of inspectors if there be such board otherwise the superintendent or official in charge to transfer to another prison penitentiary workhouse house of correction or other institution for adult prisoners such person or persons who the board of inspectors if there be such board otherwise the superintendent or official in charge shall specify and designate Said petition for transfer shall in all cases designate the penitentiary prison house of correction workhouse or other institution for adult prisoners within the county to which the said prisoner is to be transferred save in such cases where such county shall not have sufficient accommodation for the care custody and control of such prisoner in which event said petition for transfer shall specify the institution in the county nearest to the county in which the prisoner is confined and in the event of the overcrowded condition or other existing condition of such penitentiary prison workhouse house of correction or other institution for adult prisoners be remedied so that it shall again be able to furnish proper and sufficient accomomdations for the care custody control and safety of inmates thereof said court of quarter sessions of the county wherein the said penitentiary prison workhouse house of correction or other institution for adult prisoners is located is hereby authorized and empowered upon petition being presented to it by the said board of inspectors if there be such board or by the superintendent or other official in charge to retransfer to said penitentiary prison workhouse house of correction or other institution for adult prisoners any or all inmates heretofore transferred under the terms of this act

Section 956 That said petition shall set forth the names of the persons whom the said board of inspectors if there be such board otherwise the superintendent or official in charge deem it advisable to transfer or retransfer the date of their commitment and the term for which they were sentenced and shall further set forth the reasons for which authority is desired to transfer or retransfer the persons therein named A copy of such petition shall be sent by registered mail to the county commissioners of the county from which the prisoner was committed as well as the county commissioners of the county to which the prisoner is transferred or retransferred

Section 957 That it shall be the duty of the warden sheriff superintendent board of managers or board of inspectors of such institution to which transfer or retransfer is desired to be made to accept and receive the person or persons named in said order of the court to be transferred and thereafter in safe custody to keep and provide for such persons transferred or retransferred until the expiration of the term of imprisonment as set forth in the said commitment in accordance with law

Section 958 Such person or persons as may be so transferred or retransferred shall be subject to the same term of imprisonment as that imposed upon them at the time of sentence under law as attached to sentence at the time the same was imposed either as to parole or as to commutation by reason of good behavior The expense of transferring retransferring and keeping such prisoners so transferred or

retransferred shall continue to be borne by the county in which such person was convicted and the same shall be paid to the authorities having charge of the transferred or retransferred prisoner by the said county from time to time as bills are rendered

Section 959 It shall be the duty of the warden or keeper of the prison or institution to which a prisoner is transferred or retransferred immediately upon such transfer to give notice in writing of the transfer or retransfer to the county commissioners of the county in which the prisoner was sentenced and to the clerk of the courts which sentenced the prisoner who shall file and enter the same of record

Section 960 If any person convicted under Section seventy-four of the Penal Code of nineteen hundred and twenty-five be a prostitute the imprisonment there provided may at the discretion of the Court be by commitment to and confinement in a public or private institution in this Commonwealth adopted to the proper control of prostitutes approved by the State Department of Health and State Department of Public Welfare In no case shall the person convicted be committed to a religious institution other than of her own faith if any faith is professed by her All institutions accepting persons for commitment under the provisions of this section shall at all times be open to State inspection as far as the welfare of the persons so committed is concerned

ARTICLE X GENERAL PROVISIONS

Section 1001 In every case in which it shall be given in evidence on the trial of any person charged with any offense that such person was insane at the time of the commission of such offense and he shall be acquitted the jury shall be required to find specially whether such person was insane at the time of the commission of such offence and to declare whether he was acquitted by them on the ground of such insanity and if they shall so find and declare the court or judge before whom such person is tried shall have the power to order him to be kept in strict custody in a hospital for mental diseases in the manner provided in the Act of July eleventh nineteen hundred and twenty-three Pamphlet Laws nine hundred and ninety-eight called the "Mental Health Act of One Thousand Nine Hundred and Twenty-three" and shall be subject to all the provisions of said act

Section 1002 When any person indicted for an offense is called upon to plead or appears before the Court for trial and it shall appear to the court that such person is insane or in such condition as to make it necessary that he be observed or cared for in a hospital for mental diseases proceedings for the commitment of such person to such hospital shall be had in the manner provided for in Sections three hundred and three three hundred and four or three hundred and seven of the Act of July eleventh nineteen hundred and twenty-three called the "Mental Act of One Thousand Nine Hundred and Twenty-three" upon the application of some person to be designated by the Court and after said commitment such person shall be subject to all the provisions of said Mental Health Act of One Thousand Nine Hundred and Twenty-three

Section 1003 The expense of an examination including the fees of physicians and commissioners and all costs incident to such commitment and maintenance shall be paid by the county wherein the indictment was found

Section 1004 Insane prisoners whether detained in prison awaiting trial or undergoing sentence or detained for any other reason may be removed to hospitals in the manner provided and under the terms and conditions set forth in Section three hundred eight Article III of the act of July eleventh one thousand nine hundred and twenty-three Pamphlet Laws nine hundred ninety-eight called "Mental Health Act of One Thousand Nine Hundred and Twenty-three" and subject to all the other provisions of said act applicable to them

Section 1005 In every case in which any person charged with any offense shall be brought before the Court to be discharged for want of prosecution and it shall appear to the Court that such person is insane or in such condition as to make it necessary that he be observed or cared for in a hospital for mental diseases proceedings for the commitment of such person to such hospital shall be had in the manner provided for in Section three hundred seven or Section three hundred three of the Act of July eleventh one thousand nine hundred twenty-three Pamphlet Laws nine hundred ninety-eight called the "Mental Health Act of One Thousand Nine Hundred and Twenty-three" and all the provisions of said act relating to his confinement and discharge shall be applicable to him

Section 1006 The estate and effects of every such insane person shall in all cases be liable to the county for the reimbursement of all costs and expenses paid by such county in pursuance of such order but if any person acquitted on the grounds of insanity shall have no estate or effects the county shall be liable for all costs and expenses as aforesaid in accordance with the Mental Health Act of One Thousand Nine Hundred and Twenty-three with the right to recover such expenses from the estate of such person or from the person liable for his support

Section 1007 All process of outlawry is hereby abolished in the State of Pennsylvania

Section 1008 All indictments which shall hereafter be brought or exhibited for any crime or misdemeanor murder and voluntary manslaughter excepted shall be brought or exhibited within the time and limitation hereafter expressed and not thereafter that is to say

All indictments and prosecutions for treason arson sodomy robbery burglary perjury conterfeiting forgery uttering or publishing any banknote check or draft knowing same to be counterfeited or forged shall be brougnt or exhibited within five years next after the offense shall have been committed and all indictments and prosecutions for other felonies not named or excepted heretofore in this section and for all misdemeanors shall be brought or exhibited within two years next after such felony or misdemeanor shall have been committed Provided however That indictments for crimes committed by any officer director receiver superintendent manager broker attorney agent employee or member of any bank body corporate public company municipal or quasi municipal corporation in their capacity as such may be commenced and prosecuted at any time within four years from the time the alleged crime shall have been committed and all indictments for crimes committed by administrators executors guardians and trustees as such may be brought or exhibited at any time within five years from the final decree of the Court adjudicating the final accounts of said fiduciaries and provided further That if the person against whom such indictment shall be brought or exhibited shall not have been an inhabitant of this state or usual resident therein within said respective terms for which he shall be subjected and liable to prosecution as aforesaid then such indictment may be brought as exhibited against such person at any period within a similar space of time during which he shall be an inhabitant of or usual resident within this state

Section 1009 Proceedings against the parent of a bastard child brought under Section one hundred ninety-two of the Penal Code of one thousand nine hundred and twenty-five may be instituted upon complaint made under oath or affirmation All such proceedings must be brought within two years of the birth of the child Provided however That when the reputed father shall have voluntarily contributed to the support of the child or shall have acknowledged in writing his paternity then a prosecution therefor may be brought within two years of any such contribution or acknowledgment by the reputed father

Section 1010 The unconstitutionality of any section or sections of this act shall not affect the validity of any other sections of the act or of the act as a whole

Section 1011 This act may be cited as the Criminal Procedure Act of one thousand nine hundred and twenty-five

Section 1012 In this act and in any indictment for any offense provided against in this act the following terms shall be construed as defined in this section except where a different intent is plainly declared in the provision to be construed or is plainly apparent from the context thereof

(1) The terms "offense" and "crime" mean any act or omission punishable either on indictment or information whether such act be treason felony or misdemeanor

(2) The singular number includes the plural and the plural number includes the singular

(3) The terms "Persons" "any person" "any one" "the person" "every person" "such person" "other" "an other" and the relative pronoun "he" referring to any of the above terms unless the contrary is expressed or clearly to be implied from the context includes a natural person a corporation partnership and joint stock company and extends to more persons than one and to females as well as males

(4) Terms including the masculine gender include the feminine

(5) The term "sub-division of this Commonwealth" includes a county city borough township municipality and incorporated district

(6) The term "act" or "doing of an act" includes omission to act

(7) The word "property" includes any matter or thing upon or in respect to which an offense may be committed

(8) The word "indictment" includes information presentment complaint and any other formal written accusation as well as indictment

(9) The word "indictment" unless a contrary intention appears includes any count thereof

(10) The words "writing" "written" and any term of like import includes words printed painted engraved lithographed photographed or otherwise copied traced or made visible to the eye

(11) The term "court" unless contrary intention appears means the court before which the trial is had

(12) The terms "justice of the peace" "alderman" "magistrate" or "committing magistrate" or any of them wherever used in this act shall be taken to include any and all persons having power and authority under the laws of this Commonwealth to take criminal informations issue warrants and hold defendants to await the action of the Grand Jury

Section 1013 The following acts of assembly and all parts thereof and all other parts of the laws of this Commonwealth relating to criminal proceedings and pleadings in so far as the same are altered and supplied by this act be and the same are hereby repealed The repeal of the first section of an act shall not repeal the enacting clause thereof

Act of March thirty-first one thousand eight hundred and sixty Pamphlet Laws four hundred and twenty-seven entitled "An Act to consolidate revise and amend the laws of this Commonwealth relating to criminal proceedings and pleadings" The repeal of this Act shall not operate to revive any law or laws by it repealed

Section 13 of the Act of September twenty-third one thousand seven hundred and ninety-one three Smith's Laws thirty-seven entitled "A supplement to the Penal Laws of this State"

Act of March twentieth one thousand eight hundred and eighteen seven Smith's Laws eighty-six entitled "A further supplement to an Act entitled 'An Act to regulate the payment of costs on indictment' "

Act of November sixth one thousand eight hundred and fifty-six Pamphlet Laws (1857) seven hundred and ninety-five entitled "An Act allowing bills of exemption and writs of error in criminal cases"

Section 4 of the Act of January seventh one thousand eight hundred and sixty-seven Pamphlet Laws one thousand three hundred and sixty-nine entitled "A supplement to an Act to revise consolidate and amend the penal laws of this Commonwealth as to punish frauds upon the National currency as well as that of the State and forging or uttering forged instruments"

Act of February fifteenth one thousand eight hundred and seventy Pamphlet Laws fifteen entitled "An Act to allow writs of error in cases of murder and voluntary manslaughter"

Act of February twenty-third one thousand eight hundred and seventy Pamphlet Laws two hundred and twenty-seven entitled "An act to authorize justices of the peace to take recognizances of bail in certain cases in Crawford County"

Act of April twenty-eighth one thousand eight hundred and seventy-one Pamphlet Laws two hundred and forty-four entitled "A supplement to an Act entitled 'An Act to consolidate revise and amend the laws of this Commonwealth relating to penal proceedings and pleadings' approved the thirty-first day of March Anno Domini one thousand eight hundred and sixty"

Act of April ninth one thousand eight hundred and seventy-three Pamphlet Laws sixty-seven entitled "An Act relative to criminal procedure and to provide for payment of defendant's costs"

Act of April twenty-ninth one thousand eight hundred and seventy-four Pamphlet Laws one hundred and sixteen entitled "An Act to provide for the imprisonment of persons where sentences shall be commuted by the Governor

Act of May eleventh one thousand eight hundred and seventy-four Pamphlet Laws one hundred and thirty-two entitled "An act relating to payment of costs in cases of felony"

Act of March eighteenth one thousand eight hundred and seventy-five Pamphlet Laws thirty entitled "An act to authorize changes of venue in criminal cases"

Act of March fourteenth one thousand eight hundred and seventy-seven Pamphlet Laws three entitled "An act to authorize the clerks of the various courts of quarter sessions and oyer and terminer to take recognizances and bail and approve bonds in certain cases"

Section 1 of the Act of March twenty-third one thousand eight hundred and seventy-seven Pamphlet Laws twenty-six entitled "An Act defining the limitation in prosecutions for forgery"

Act of May twenty-fourth one thousand eight hundred and seventy-eight Pamphlet Laws one hundred and thirty-seven entitled "An Act to regulate proceedings under requisitions upon the governor of this Commonwealth for the apprehension of fugitives from justice"

Act of June twelfth one thousand eight hundred and seventy-eight Pamphlet Laws one hundred and eighty-one entitled "An Act relating to commitments by the courts of quarter sessions to county work-houses"

Section 6 of the Act of June twelfth one thousand eight hundred and seventy-eight Pamphlet Laws one hundred and ninety-six entitled "An Act supplementary to an act entitled 'An Act to consolidate revise and amend the penal laws of this Commonwealth' approved the thirty-first day of March Anno Domini one thousand eight hundred and sixty"

Act of June fourth one thousand eight hundred and seventy-nine Pamphlet Laws ninety-five entitled "An Act to amend the second and fifth sections of an Act entitled 'An Act to regulate proceedings under requisition upon the governor of this Commonwealth for the apprehension of fugitives from justice' approved May twenty-fourth Anno Domini one thousand eight hundred and seventy-eight"

Act of June eleventh one thousand eight hundred and eighty-five Pamphlet Laws one hundred and ten entitled "An Act fixing the time for returns in cases of felony by alderman justices of the peace and committing magistrates and requiring criminal cases to be docketed"

Act of May sixth one thousand eight hundred and eighty-seven Pamphlet Laws eighty-six entitled "An Act to authorize the commissioners of the several counties of this Commonwealth to discharge from prison all persons confined in jail without proceedings under the insolvent laws"

Act of May nineteenth one thousand eight hundred and eighty-seven Pamphlet Laws one hundred and thirty-eight entitled "An Act providing for payment of costs in criminal cases by the proper county"

Section 1 of the Act of April twenty-third one thousand eight hundred and eighty-nine Pamphlet Laws forty-eight entitled "An Act fixing the limitation of criminal prosecutions for embezzlement by administrators executors guardians and trustees"

Act of May eighth one thousand eight hundred and eighty-nine Pamphlet Laws one hundred and thirty-five entitled "An Act to amend the forty-sixth section of an Act entitled 'An Act to consolidate revise and amend the laws of this Commonwealth relating to penal proceedings and pleadings' approved the thirty-first day of March Anno Domini one thousand eight hundred and sixty providing in what county homicide shall be tried"

Act of May fifteenth one thousand eight hundred and ninety-five Pamphlet Laws seventy-one entitled "An Act to abolish arraignments in courts of oyer and terminer except where the charge is murder"

Act of June twenty-sixth one thousand eight hundred and ninety-five Pamphlet Laws three hundred and seventy-four entitled "An Act to amend the seventy-fifth section of an Act entitled 'An Act to consolidate revise and amend the laws of this Commonwealth relating to penal proceedings and pleadings' approved the thirty-first day of March Anno Domini one thousand eight hundred and sixty providing for the employment of persons sentenced to simple imprisonment in the county jails of the several counties of this Commonwealth"

Act of May twenty-fifth one thousand eight hundred and ninety-seven Pamphlet Laws eighty-nine entitled "An Act authorizing and requiring grand and petit juries to dispose of the costs in criminal prosecutions for larceny where the value of the goods alleged to be stolen is less than ten

dollars and in the prosecutions for assault or assault and battery where felony is charged and in which the prosecutor had no reasonable ground for making the charge of felony"

The Act of May second one thousand eight hundred and ninety-nine Pamphlet Laws one hundred and seventy-three entitled "An Act to amend section three of an Act entitled 'An Act to consolidate revise and amend the laws of this Commonwealth relating to penal proceedings and pleadings' approved the thirty-first day of March Anno Domini one thousand eight hundred and sixty so as to dispense with the endorsing or backing of warrants by alderman and justices of the peace out of the jurisdiction of the aldermen or justice granting the warrant and to require aldermen and justices to keep an official seal and stamp all warrants granted with said seal"

Act of May second nineteen hundred and one Pamphlet Laws one hundred and twenty-seven entitled "An Act to provide for the payment by the proper county of costs in criminal and other cases where recognizances have been or shall be taken and such recognizances shall be forfeited recovered and paid to the proper authorities"

Act of May eighth nineteen hundred and one Pamphlet Laws one hundred and forty-three entitled "An Act providing that where any court of quarter sessions of the peace or court of oyer and terminer in this Commonwealth has heretofore made or entered or shall hereafter make or enter any order sentence decree or judgment for the payment of any moneys whatsoever in any matter or thing within its jurisdiction a copy of said order sentence decree or judgment may be certified to any court of common pleas of the same county and be entered and indexed therein as a judgment and collected with like force and effect as if the same had been recovered as a judgment in the latter court"

Act of May eleventh nineteen hundred and one Pamphlet Laws one hundred and sixty-six entitled "An Act provided for the commutation of sentences for good behavior of convicts in prisons penitentiaries workhouses and county jails of this State and regulations governing the same"

Act of March sixth nineteen hundred and one Pamphlet Laws sixteen entitled "An Act making it unlawful for district attorneys to stand aside jurors in empaneling any jury in the trial of any indictment charging a felony or a misdemeanor in any court of this Commonwealth and regulating the challenging of jurors by the Commonwealth and the defendant in such cases"

Act of July ninth nineteen hundred and one Pamphlet Laws six hundred and twenty-nine entitled "An Act to amend an Act entitled 'An Act making it unlawful for district attorneys to stand aside jurors in empanelling any jury in the trial of any indictment charging a felony or a misdemeanor in any court of this Commonwealth and regulating the challenging of jurors by the Commonwealth and the defendant in such cases' approved March sixth nineteen hundred and one providing for an increased number of challenges in the trial of persons charged with certain misdemeanors"

Act of April twenty-second one thousand nine hundred and three Pamphlet Laws two hundred and forty-five entitled "An Act relating to new trials in cases of murder"

Act of February twenty-eighth one thousand nine hundred and five Pamphlet Laws twenty-five entitled "An Act amending the seventy-fourth section of an Act entitled 'An Act to consolidate revise and amend the laws of this Commonwealth relating to penal proceedings and pleadings' approved the thirty-first day of March eighteen hundred and sixty by repealing the proviso thereof which prohibits the imposing of sentences to expire between the fifteenth day of November and the fifteenth of February of any year"

Act of March tenth one thousand nine hundred and five Pamphlet Laws thirty-five entitled "An Act relating to the institution prosecution and taxation of costs in criminal cases"

Act of April fourteenth one thousand nine hundred and five Pamphlet Laws one hundred and fifty-two entitled "An Act authorizing the payment of costs by the county in certain criminal proceedings where a nolle prosequi shall be entered or the verdict of the jury set aside"

Act of April fourteenth one thousand nine hundred and five Pamphlet Laws one hundred and fifty-three entitled "A supplement to an Act entitled 'An Act to consolidate revise and amend the laws of this Commonwealth relating to penal proceedings and pleadings' approved the thirty-first day of March Anno Domini one thousand eight hundred and sixty"

Act of March twenty-second one thousand nine hundred and seven Pamphlet Laws thirty-one entitled "An Act to provide for the assignment of counsel in murder cases and for the allowance of expenses and compensation in such cases"

Act of April fifteenth one thousand nine hundred and seven Pamphlet Laws sixty-two entitled "An Act providing that in certain cases defendants may enter pleas of guilty and be sentenced forthwith without a bill of indictment being presented to a grand jury"

Act of May seventh one thousand nine hundred and seven Pamphlet Laws one hundred and sixty-six entitled "An Act relating to the cost where matters are given in charge to a grand jury for investigation and providing for the payment of the same in certain cases by the proper county"

Act of June seventh one thousand nine hundred and seven Pamphlet Laws four hundred and twenty-nine entitled "An Act relating to the collection of any sums of money that a defendant in a prosecution for fornication and bastardy may be sentenced by the court of quarter sessions to pay to the mother of a bastard child"

Act of March eighteenth one thousand nine hundred and nine Pamphlet Laws forty-two entitled "An Act relating to surety of the peace and defining the procedure in such cases"

Act of April twenty-seventh one thousand nine hundred and nine Pamphlet Laws two hundred and sixty entitled "An Act providing for the return of all surety of the peace and desertion cases and also providing that the court of quarter sessions may hear and decide such cases whenever convenient and also providing that bail in such cases shall be taken for an appearance forthwith"

Act of June third one thousand nine hundred and eleven Pamphlet Laws six hundred and twenty-seven entitled "An Act providing for the payment by the proper county or by the treasurer of a city co-extensive with a county of the costs of appeal including printing of paper book in murder cases where counsel have been assigned to the defense of the prisoner"

Act of June nineteenth one thousand nine hundred and eleven Pamphlet Laws one thousand fifty-five entitled "An Act authorizing the release on probation of certain convicts instead of imposing sentences the appointment of probation and parole officers and the payment of their salaries and expenses regulating the manner of sentencing convicts in certain cases and providing for their release on parole their conviction of crime during parole and their re-arrest and re-conviction for breach of parole and extending the powers and duties of boards of prison inspectors of penitentiaries"

Act of June nineteenth one thousand nine hundred and eleven Pamphlet Laws one thousand and fifty-nine entitled "An Act extending the powers of judges of courts of Quarter Sessions and of Oyer and Terminer in relation to releasing prisoners in jails and workhouses on parole"

Act of February twenty-eighth one thousand nine hundred and thirteen Pamphlet Laws two entitled "An Act providing for the resentencing of convicts who have been or shall be sentenced under a law declared to be unconstitutional"

Act of April seventeenth one thousand nine hundred and thirteen Pamphlet Laws seventy-nine entitled "An act to amend Section one of the Act of March thirtieth one thousand nine hundred and eleven (Pamphlet Laws twenty-eight) entitled 'An Act to provide for the payment by the proper county of witnesses committed and held in default of bail to appear and testify in behalf of the Commonwealth'"

Act of May twenty-eighth one thousand nine hundred and thirteen Pamphlet Laws three hundred and sixty-three entitled "An act regulating the discharge of prisoners on parole from the penal institutions of the Commonwealth"

Act of June nineteenth one thousand nine hundred and thirteen Pamphlet Laws five hundred and twenty-eight entitled "An act fixing the penalty for murder of the first degree regulating the procedure incident to the infliction thereof prescribing and providing for a place and manner of inflicting said penalty on the grounds of the new Western Penitentiary of this Commonwealth in Centre County making an appropriation therefor repealing inconsistent legislation and providing that neither this Act nor said repeal shall apply to any case in which it shall appear that said crime was committed prior to the date of the approval of this Act"

Act of June nineteenth one thousand nine hundred thirteen Pamphlet Laws five hundred thirty-two entitled "A supplement to an Act approved the nineteenth day of June one thousand nine hundred eleven entitled 'An Act authorizing the release on probation of certain convicts instead of imposing sentences the appointment of probation and parole officers and the payment of their salaries and expenses regulating the manner of sentencing convicts in certain cases and providing for their release on parole their conviction of crime during parole and their re-arrest and re-conviction for breach of parole and extending the powers and duties of boards of prison inspectors of penitentiaries"

Act of July twenty-second one thousand nine hundred thirteen Pamphlet Laws nine hundred twelve entitled "An Act providing for the payment of the costs incurred in the trial of convicts and prisoners escaping or attempting to escape from the several penitentiaries and reformatories of the Commonwealth of Pennsylvania by the respective counties from whose courts the said escaping convicts or prisoners have been committed and providing for the maintenance of such convicts under sentence for escape et cetera"

Act of April ninth one thousand nine hundred fifteen Pamphlet Laws seventy-six entitled "An Act to further protect the rights and liberty of the people of this Commonwealth when under arrest upon a bailable criminal charge making its infraction a misdemeanor and providing punishment therefor"

Act of April twenty-first one thousand nine hundred fifteen Pamphlet Laws one hundred forty-five entitled "An Act relative to the powers of magistrates in cities of the first class"

Act of May sixth one thousand nine hundred fifteen Pamphlet Laws two hundred sixty-six entitled "An Act to amend an Act approved the sixth day of May one thousand eight hundred and eighty-seven entitled 'An Act to authorize the commissioners of the several counties of this Commonwealth to discharge from prison all persons confined in jail without proceeding under the insolvent laws' "

Act of June third one thousand nine hundred fifteen Pamphlet Laws seven hundred eighty-eight entitled "An Act to amend the tenth and fourteenth sections of an Act entitled 'An Act authorizing the release on probation of certain convicts instead of imposing sentences the appointment of probation and parole officers and the payment of their salaries and expenses regulating the manner of sentencing convicts in certain cases and providing for their release on parole their conviction of crime during parole and their rearrest and reconviction for breach of parole and extending the powers and duties of boards of prison inspectors of penitentiaries' approved the nineteenth day of June Anno Domini one thousand nine hundred eleven so that a convict sentenced to a penitentiary for a crime committed during his period of parole shall begin to serve the said sentence after having first served the remainder of the term which such convict would have been compelled to serve but for the commutation authorizing said parole and so that a convict violating his or her parole may be arrested and confined by authority of the Board of Inspectors of the penitentiary from which such convict shall have been released on parole and investigation and report upon said case made by said board before the Governor shall issue his mandate for the recommitment of such convict"

Act of May twenty-fourth one thousand nine hundred seventeen Pamphlet Laws two hundred sixty-eight entitled "An Act to increase the powers of courts in proceedings for desertion and non-support of wives children or aged parents and in proceedings for failure to comply with orders of court in fornication and bastardy proceedings for the support of illegitimate children directing that imprisonment in such cases be at hard labor in such institution as the court shall name providing for the payment by such institution or in certain cases by the county from which the defendant was committed of the sum of sixty-five cents per day to be paid to the person designated by the order of the court providing for the issuance of attachments and for the disbursement of monies collected on forfeiture of bonds bail-bonds or recognizances and providing for the payment by the county of the expenses incident to carrying out this act"

Sections two four and five of the Act of July eleventh one thousand nine hundred seventeen Pamphlet Laws seven hundred seventy-three entitled "An Act making it a misdemeanor for a parent wilfully to neglect to support a child born out of lawful wedlock whether such child shall have been begotten or shall have been born within or without this Commonwealth providing punishment therefor and empowering the court to make an order for support and to enforce the same And declaring persons making false statements in certain cases guilty of perjury"

Act of May first one thousand nine hundred nineteen Pamphlet Laws one hundred two entitled "An Act providing for a cash deposit in lieu of bail in cases of arrest and prescribing the fees of the sheriff in case of forfeiture" in so far as the same relates to bail in criminal cases

Act of May twenty-seventh one thousand nine hundred nineteen Pamphlet Laws three hundred six entitled "An Act relating to criminal procedure before alderman justices of the peace and magistrates in cases of assault and assault and battery and providing for the assessment of costs in such cases upon the prosecutor defendant or county and the commitment of the prosecutor or defendant in case of default"

Act of June twenty-first one thousand nine hundred nineteen Pamphlet Laws five hundred sixty-nine entitled "An Act to amend the third section of an Act entitled 'An Act authorizing the release on probation of certain convicts instead of imposing sentences the appointment of probation and parole officers and the payment of their salaries and expenses regulating the manner of sentencing convicts in certain cases and providing for their release on parole their conviction of crime during parole and their rearrest and reconviction for breach of parole and extending the powers and duties of boards of prison inspectors of penitentiaries' approved the nineteenth day of June Anno Domini one thousand nine hundred and eleven to empower the court to appoint assistants to the probation officer"

Act of July twenty-first one thousand nine hundred and nineteen Pamphlet Laws one thousand seventy-five entitled "An Act to amend an act approved the eleventh day of July one thousand nine hundred and seventeen entitled 'An act making it a misdemeanor for a parent wilfully to neglect to support a child born out of lawful wedlock whether such child shall have been gotten or shall have been born within or without this Commonwealth providing punishment therefor and empowering the court to make an order for support and to enforce the same And declaring persons making false statements in certain cases guilty of perjury"

Act of April seventh one thousand nine hundred and twenty-one Pamphlet Laws one hundred eighteen entitled "An Act providing for the depositing of money with magistrates justices of the peace and aldermen in lieu of bail or recognizances with surety or sureties in criminal prosecutions desertion and non-support and surety of the peace"

Act of March twelfth one thousand nine hundred and twenty-one Pamphlet Laws five hundred forty-eight entitled "An Act providing for the depositing of money with the clerk of the several courts of quarter sessions and oyer and terminer or other courts of record having jurisdiction in this Commonwealth in lieu of bail and recognizances with surety or sureties in criminal or quasi criminal prosecutions desertion or non-support and surety of the peace cases pending in said courts and fixing the fees of the said clerk of the courts"

Sections two three and four of the Act of May nineteenth one thousand nine hundred and twenty-three Pamphlet Laws two hundred and eighty-three entitled "An Act to assure to persons within the jurisdiction of every county the equal protection of the laws by providing for their removal from the county and their trial in certain criminal cases by a court of quarter sessions of the peace of oyer and terminer of another county imposing penalties upon the counties and officers thereof for failure to provide proper protection and upon individuals for interfering with or obstructing the carrying out of the provisions of this act imposing certain duties upon the Superior Court"

Act of June twenty-ninth one thousand nine hundred and twenty-three Pamphlet Laws nine hundred and seventy-three entitled "An act providing for the payment by counties of expenses incurred by the district attorney and making such expenses a part of the costs of the case where the defendant is convicted"

The Act of June twenty-ninth one thousand nine hundred and twenty-three Pamphlet Laws nine hundred and seventy-five entitled "An Act to amend Section six of the act approved the nineteenth day of June one thousand nine hundred and eleven (Pamphlet Laws one thousand and fifty-five) entitled 'An Act authorizing the release on probation of certain convicts instead of imposing sentences

the amount of probation and parole officers and the payment of their salaries and expenses regulating the manner of sentencing convicts in certain cases and providing for their release on parole their conviction of crime during parole and their re-arrest and re-conviction for breach of parole and extending the powers and duties of boards of prison inspectors of penitentiaries' "

Section three of the Act of June thirteenth one thousand nine hundred and twenty-three Pamphlet Laws nine hundred and eighty-two entitled "An Act for the repression of prostitution and assignation making it unlawful to solicit aid or permit prostitution or to use or permit the use of any place for the purpose of prostitution or assignation making certain evidence admissible in proceedings under this act authorizing the commitment of prostitutes to private institutions providing for their parole and prescribing penalties"

Act of July eleventh one thousand nine hundred and twenty-three Pamphlet Laws one thousand and forty-four entitled "An Act to authorize the transfer and retransfer of person or persons confined in any penitentiary prison workhouse house of correction or any other institution for adult prisoners under sentence of law to some other prison penitentiary workhouse house of correction or other institution for adult prisoners"

The Acts of Assembly and parts thereof hereinbefore repealed shall be and the same are hereby continued in force and effect anything to the contrary notwithstanding as to all crimes and offenses committed before this act Provided That all suits indictments and prosecutions for such crimes and offenses shall be brought within a time limited or prescribed by this act and nothing in this act shall alter or affect the validity of any prosecution heretofore commenced or any indictment heretofore found or alter the procedure therein or the punishment therefor

Nothing herein contained shall repeal alter or affect any act or acts empowering courts to sentence to the Huntingdon Reformatory as now provided by law or any other act or acts relating to said institution

Nothing in this act contained shall alter or repeal any of the laws of this Commonwealth relating to the trial conviction detention sentence and punishment of juvenile delinquents

Nothing in this act contained shall alter or repeal the act of June twelfth one thousand nine hundred and thirteen Pamphlet Laws seven hundred and eleven entitled "An Act establishing a court for the County of Philadelphia prescribing its jurisdiction and powers providing for the service of its writs process or warrants by the proper officers of the county or city of Philadelphia regulating the procedure therein and appeals therefrom and providing for the expenses thereof" or any of its supplements or amendments or alter the jurisdiction of said court

Nothing in this act contained shall be held to repeal or alter any local and special acts relating to any counties of the State empowering justices of the peace to accept pleas of guilty or to try offenses by a jury where such acts so provide

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

## BILL RECOMMITTED.

Mr. BUCKMAN. Mr. President, I move that Senate Bill No. 207 the bill just read, be recommitted to the Committee on Judiciary General, for the purpose of a hearing,

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## BILL ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 208, as follows:

An Act to Consolidate Revise and Amend the Penal Laws of This Commonwealth

GENERAL SUMMARY

TITLE I OFFENSES AGAINST THE GOVERNMENT OF THE COMMONWEALTH

Section 1 Treason
Section 2 Misprison of treason
Section 3 Conspiracy to commit treason
Section 4 Sedition
Section 5 Mutilation et cetera of flag
Section 6 Advertising on flag
Section 7 Bribery of public officers
Section 8 Solicitation of bribes by public officers
Section 9 Bribery of and threats to electors
Section 10 Solicitation of bribes by electors
Section 11 Witness refusing to attend and testify before General Assembly

TITLE II OFFENSES AGAINST PUBLIC JUSTICE AND ADMINISTRATION

Section 12 Conspiracy to indict
Section 13 Prison breach
Section 14 Furnishing weapon to convict
Section 15 Voluntary escape
Section 16 Negligent escape
Section 17 Refusal or neglect of officers to execute process
Section 18 Refusal or neglect of officer to perform duty
Section 19 Refusal of officer to issue certificate
Section 20 Forcibly obstructing officer in execution of legal process etc
Section 21 Assaulting officer in discharge of duty
Section 22 Barratry
Section 23 Compounding offenses
Section 24 Dissuading witness
Section 25 Persuading witness to abscond or secrete himself
Section 26 Witness absconding or secreting himself
Section 27 Extortion in taking illegal fees
Section 28 Embracery and influencing officer unlawfully
Section 29 Bribery of certain officers jurors etc
Section 30 Soliciting and accepting bribes by certain officers jurors etc
Section 31 Witness testifying exempt from prosecution
Section 32 Perjury
Section 33 False entries abstraction and destruction of public records
Section 34 Detaining public records seals and papers
Section 35 False acknowledgment of deeds
Section 36 Offering false instrument for recording
Section 37 False personation of officer

TITLE III—OFFENSES AGAINST THE PUBLIC PEACE

Section 38 Riots routs assemblies and affrays
Section 39 Riotous resistance to officer
Section 40 Riotous destruction of property
Section 41 Forcible entry and detainer
Section 42 Disturbance of assembly
Section 43 Disturbance of public
Section 44 Discharge of weapon in public place
Section 45 Discharge of weapon at serenade or wedding
Section 46 Libels
Section 47 Furnishing libellous matter
Section 48 Limitation on prosecution for libel
Section 49 Anonymous communications
Section 50 Libels on candidates
Section 51 False statements as to banks etc
Section 52 Challenges to duel
Section 53 Concealing challenge
Section 54 Carrying dangerous weapons
Section 55 Carrying bombs and explosives

TITLE IV—OFFENSES AGAINST PUBLIC MORALS AND DECENCY

Section 56 Sodomy
Section 57 Bigamy
Section 58 Unmarried person marrying wife or husband of another
Section 59 Bigamous cohabitation
Section 60 Adultery
Section 61 Fornication and bastardy
Section 62 Incest

Section 63 Possession et cetera of obscene matter
Section 64 Possession et cetera or article et cetera to prevent conception or cause abortion
Section 65 Issuance of warrant
Section 66 Posting indecent matter
Section 67 Participating in or allowing obscene exhibitions
Section 68 Advertising cures for secret diseases
Section 69 Seduction
Section 70 Taking indecent liberties with minor
Section 71 Taking minors for sexual intercourse
Section 72 Keeping disorderly house
Section 73 Keeping bawdy house
Section 74 Prostitution and assignation
Section 75 Pandering
Section 76 Accepting property prostitutes
Section 77 Detaining females in disorderly house
Section 78 Transporting females for purpose of prostitution
Section 79 Venue
Section 80 Sending minor to immoral place
Section 81 Loitering about bawdy house
Section 82 Public indecency
Section 83 Exhibition of idiot
Section 84 Violation of sepulture

TITLE V OFFENSES AGAINST PUBLIC POLICY ECONOMY AND HEALTH

Section 85 Lottery a nuisance
Section 86 Conducting lottery
Section 87 Selling ticket policy et cetera in lottery
Section 88 Gambling
Section 89 Common gamblers
Section 90 Enticing person to gamble
Section 91 Witness
Section 92 Seizure of gambling instruments
Section 93 Pool selling
Section 94 Conducting opium joint
Section 95 Smoking opium in opium joint
Section 96 Enticing person into opium joint
Section 97 Seizure of instrument for smoking opium
Section 98 Prize fighting
Section 99 Betting on boxing et cetera matches
Section 100 Promoting et cetera excessive sport
Section 101 Vagrant
Section 102 Vagrant entering dwelling apprehension of vagrant
Section 103 Loan of public money by officer
Section 104 Deposit of public money by officer
Section 105 Payment of public money without authority of law
Section 106 Misapplication of public money
Section 107 Buying public claim
Section 108 Increasing debt of municipality
Section 109 Increasing debt of municipality procedure
Section 110 Use or disposal of public property
Section 111 Public officer and officer of institution interested in public contract
Section 112 Bank cashier engaging in other business
Section 113 Public officer becoming surety
Section 114 Malversation by corporation officer
Section 115 Corporation officer issuing certificate as currency
Section 116 Foreign corporation transacting business
Section 117 Importing dressed carcass
Section 118 Disposing of infected cattle
Section 119 Sale et cetera of article containing methyl alcohol
Section 120 Illegal sale or manufacture of ethyl alcohol
Section 121 Exposure of poison
Section 122 Polluting drinking water
Section 123 Importing criminals
Section 124 Conveying drug liquor et cetera into prison
Section 125 Conveying article in and out of prison
Section 126 Furnishing tobacco or snuff to minor
Section 127 Sale of weapon to minor
Section 128 Sale et cetera of fireworks
Section 129 Sale et cetera of balloon
Section 130 Keeping boarding house for infant
Section 131 Maintaining home for insane
Section 132 Dealing in human being
Section 133 Regulation of billiard room
Section 134 Certain employment of children prohibited
Section 135 Divulging contents of telegraph or telephone message
Section 136 Purchasing et cetara military supplies
Section 137 Discrimination on account of race color or uniform
Section 138 Discrimination between policy holders
Section 139 Public nuisance
Section 140 Distribution of candy drugs et cetera
Section 141 Throwing waste matter on street
Section 142 Carrying and shipping explosives on train et cetera
Section 143 Conductor to arrest
Section 144 Shipping explosives under false invoice
Section 145 Anchoring vessel on range of range lights
Section 146 Driving and riding animal while intoxicated
Section 147 Hunting while intoxicated
Section 148 Marrying intoxicated person
Section 149 Political assessment
Section 150 Demanding property from employee
Section 151 Bribery of servants employes and agents
Section 152 Using false documents with intent to deceive principal master or employer
Section 153 Speeding to and parking near fires and driving over hose
Section 154 Fase alarm of fire
Section 155 Appointment of special policemen
Section 156 Withholding papers of soldiers et cetera
Section 157 Collecting fee from veterans
Section 158 Railroad employee abandoning train
Section 159 Railroad employee refusing to move car
Section 160 Interference with employee of railroad
Section 161 Unlawful sale of railroad ticket
Section 162 Illegal practice of profession
Section 163 Sale of diploma
Section 164 False statement in application for permit
Section 165 Illegal transaction of business of insurance
Section 166 Offering money for proxies
Section 167 Advertising as agent of foreign or fictitious insurance company
Section 168 Illegal sale of tickets
Section 169 Illegal transaction of business of detective
Section 170 Conducting business under assumed name
Section 171 Bribing in athletic contest

TITLE VI OFFENSE AGAINST THE PERSON

Section 172 Murder
Section 173 Punishment for murder of the first degree
Section 174 Punishment for murder of the second degree
Section 175 Petit treason abolished
Section 176 Death by mob and after rescue
Section 177 Voluntary manslaughter
Section 178 Involuntary manslaughter
Section 179 Time of death
Section 180 Aggravated battery
Section 181 Assault and battery
Section 182 Assault with intent to kill
Section 183 Pointing or discharging firearm
Section 184 Administering drugs et cetera with intent
Section 185 Abortion
Section 186 Abortion causing death
Section 187 Administering drugs et cetera with intent to commit abortion
Section 188 Concealing death of child
Section 189 Abandonment of child
Section 190 Neglect of child
Section 191 Desertion and neglect of wife or child
Section 192 Refusal to support bastard child
Section 193 Rape
Section 194 Kidnapping with intent to extort
Section 195 Other kidnapping
Section 196 Neglect of injured person

TITLE VII OFFENSES AGAINST PERSONAL PROPERTY AND FRAUDULENT DEALING THEREWITH

Section 197 Robbery
Section 198 Robbery with accomplice or being armed
Section 199 Blackmail
Section 200 Stealing
Section 201 Stealing from the person
Section 202 Stealing by public officer

Section 203 Bringing stolen property into the Commonwealth
Section 204 Fraudulent pledging of property by factors
Section 205 Fraudulent pledging of property by bailee
Section 206 Interest in property no defense in stealing
Section 207 No exemption from testifying
Section 208 Obtaining signature by false pretense
Section 209 Receiving stolen property
Section 210 Trial of receivers
Section 211 Altering destroying et cetera identification mark on machines
Section 212 False entries by officers of associations
Section 213 Fraudulent accounts by officers of associations
Section 214 Altering destroying et cetera books of associations
Section 215 False statements by officers of associations
Section 216 Fraudulent pledging of property
Section 217 Receipt of deposits by officers of insolvent banks
Section 218 Fraudulent pledging of name of association
Section 219 Fraud on insurance companies
Section 220 Fraud on ralroad companies
Section 221 Making et cetera check with sufficient funds
Section 222 Obtaining employment by false pretense
Section 223 Publishing deceptive advertisement
Section 224 Professional thieves
Section 225 Possession of false electric meters
Section 226 Possession of false gas meters
Section 227 Omitting distinctive words on notes given for patent rights
Section 228 Fortune telling
Section 229 Fraud on hotel keepers
Section 230 Fraudulent marking of gold
Section 221 Making et cetera check with sufficient funds
Section 232 Fraudulent marking of gold
Section 233 Fraudulent marking of gold
Section 234 Fraudulent marking of silver
Section 235 Fraudulent marking of silver
Section 236 Fraudulent marking of silver
Section 237 Fraudulent marking of silver
Section 238 Presenting unpublished play or music
Section 239 Buying junk
Section 240 Using milk container of another
Section 241 Removing et cetera name of owner from milk container
Section 242 Refilling bottles of another
Section 243 False registration of animals
Section 244 Fraudulent entry of horse in race
Section 245 Fraudulent obtaining of property from bailee
Section 246 Refusal to surrender records
Section 247 Fraudulent destruction of deeds et cetera
Section 248 Frauds on creditors
Section 249 Frauds on certain associations
Section 250 Unauthorized wearing of discharge button
Section 251 Buying selling pledging et cetera insignia of service
Section 252 Frauds on association having grand lodge

TITLE VIII OFFENSES AGAINST REAL PROPERTY AND MALICIOUS MISCHIEF

Section 253 Burglary
Section 254 Breaking and entering buildings or entering building with intent to commit felony
Section 255 Halting injuring et cetera train
Section 256 Making mending or having burglars' tools
Section 257 Burning of building hay motor et cetera
Section 258 Arson
Section 259 Burning woodlands kindling fire in forest reservation
Section 260 Burning with intent to defraud insurer
Section 261 Effect or tenancy and coverture.
Section 262 Placing explosive near building
Section 263 Injuring or obstructing highway bridges et cetera
Section 264 Injuring or obstructing artificial navigation
Section 265 Opening or shutting locks et cetera
Section 266 Injuring bank or wall of stream
Section 267 Injuring mines
Section 268 Injuring oil gas and water wells
Section 269 Obstructing stream
Section 270 Injuring et cetera buoy beacon et cetera
Section 271 Injuring railroad
Section 272 Injuring or taking possession of railroad property
Section 273 Malicious injury to railroad property
Section 274 Malicious injury et cetera to wires cables et cetera
Section 275 Injuring property of electrical company
Section 276 Injuring or defacing buildings and fixtures
Section 277 Injuring trees vines timber produce fences et cetera
Section 278 Injuring fire apparatus
Section 279 Injuring et cetera fire alarm
Section 280 Defacing direction signs
Section 281 Breaking or entering school house or injuring property therein
Section 282 Injuring property in libraries museums et cetera
Section 283 Injuring defacing et cetera monument
Section 284 Injuring property at exhibition
Section 285 Injuring arsenal armory or property therein
Section 286 Injuring baggage
Section 287 Injuring property by bailee thereof
Section 288 Defacing et cetera advertisement
Section 289 Posting advertisement on property of another
Section 290 Killing et cetera animal of another
Section 291 Unlawful entry of game preserve
Section 292 Cruelty to animals
Section 293 Cock-fighting bull-fighting et cetera
Section 294 Seizure of animal used in fighting
Section 295 Injuring ice on pond et cetera

TITLE IX OFFENSES AGAINST THE COIN AND FORGERY

Section 296 Counterfeiting gold and silver coin
Section 297 Mutilating gold and silver coin
Section 298 Buying selling and importing counterfeit gold and silver coin
Section 299 Uttering counterfeit gold and silver coin
Section 300 Counterfeiting minor coin
Section 301 Buying selling and importing minor coin
Section 302 Uttering counterfeit minor coin
Section 303 Making possession et cetera coining tools
Section 304 Proof of forgery
Section 305 Counterfeiting uttering and possessing securities
Section 306 Counterfeiting forging bank notes and checks and uttering same
Section 307 Forgery and uttering of forged instruments
Section 308 Connecting parts of notes
Section 309 Uttering note of fictitious bank
Section 310 Making possessing et cetera plates possessing counterfeit notes bonds paper et cetera
Section 311 Printing advertisement of counterfeit money
Section 312 Using fictitious name in advertising counterfeit money
Section 313 Forgery of seal and uttering instruments impressed with same
Section 314 Forging defacing et cetera of records
Section 315 Forgery of letters telegrams et cetera
Section 316 Forgery of warehouse receipts et cetera
Section 317 Counterfeiting public brands
Section 318 Counterfeiting trade marks
Section 319 Removing marks from property
Section 320 Possessing dies plates et cetera of trade marks
Section 321 Vending goods fraudulently marked
Section 322 Counterfeiting et cetera mark of trade unions and vending goods marked with same
Section 323 Falsely branding goods and offering same for sale
Section 324 Falsely representing food to be kosher

TITLE X GENERAL PROVISIONS

Section 325 Offenses not provided against to be punished as heretofore
Section 326 Civil rights and remedies preserved
Section 327 Civil penalties not affected
Section 328 Restitution of property
Section 329 Principals in the second degree and accessories
Section 330 Conspiracy
Section 331 Attempts
Section 332 Solicitation

Section 333 Offenders to be competent as witnesses
Section 334 Second offenders
Section 335 Effect of repeal amendment or modification of existing laws
Section 336 Effect of unconstitutionality of single sections of act
Section 337 Manner of citing act
Section 338 Definitions
1 Offense
2 Person any person any one the person every person such person other another and relative pronoun he
3 Terms denoting gender
4 Sub-division of this Commonwealth
5 Flag standard color ensign shield
6 Public officer
7 A bribe
8 Public election
9 Prison
10 Imprisoned
11 Prisoner
12 Escape
13 Prostitution
14 Assignation
15 Day or day-time
16 Night or night-time
17 Dwelling or dwelling house
18 Building
19 Writing written
20 Obligation or other security of the United States
21 Lottery
22 Property
23 Food
24 Credit
25 Child
26 Ship
27 Trustee
28 Woodland
29 Injure
30 Wantonly
31 Wilfully
32 Unlawfully
33 Maliciously
34 Sells
Section 339 Acts repealed

## TITLE I OFFENSES AGAINST THE GOVERNMENT OF COMMONWEALTH

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any person who levies war against the Commonwealth of Pennsylvania or adheres to its enemies giving them aid and comfort within the State or elsewhere is guilty of treason and if convicted thereof on confession in open court or on the testimony of two witnesses to the same overt act of the treason of which he is indicted shall be imprisoned for a term of years not exceeding the life of offender or fined not exceeding ten thousand dollars or both

Section 2 Any person having knowledge of the commission of any treason against the Commonwealth of Pennsylvania who conceals and does not as soon as maybe disclose and make known the same to the Governor or Attorney General of the Commonwealth or to some one of the judges justices or district attorneys thereof is guilty of misprison of treason and shall be imprisoned not exceeding six years or fined not exceeding three thousand dollars or both

Section 3 Any person who conspires to overthrow put down or destroy by force the Government of the Commonwealth of Pennsylvania or to levy war against it or to oppose by force the authority thereof or by force to prevent hinder or delay the execution of any law of this Commonwealth or by force to take possess any property of the Commonwealth contrary to the authority thereof is guilty of a felony and shall be imprisoned not exceeding twenty years or fined not exceeding ten thousand dollars or both

Section 4 Any person who makes any writing publication printing cut cartoon or utterance with intent to make or cause to be made any outbreak or demonstration of violence against this Commonwealth or against the United States or to encourage any person to take any measures or engage in any conduct with a view of overthrowing or destroying or attempting to overthrow or destroy by any force or show or threat of force the Government of this Commonwealth or of the United States or to incite or encourage any person to commit any overt act with a view to bringing the Government of this Commonwealth or of the United States into hatred or contempt and any person who makes any writing publication printing cut cartoon or utterance which advocates or teaches the duty necessity or propriety of engaging in crime violence or any form of terroism as a means of accomplishing political reform or change in Government or who knowingly sells gives or distributes any print publication book paper document or written matter in any form which advocates or furthers any of the things above provided against or who organizes or is a member of an assembly society or group which advocates or furthers any of the things above provided against is guilty of sedition a felony and shall be imprisoned not exceeding twenty years or fined not exceeding ten thousand dollars or both

Section 5 Any person publicly mutilates defaces defiles tramples upon or by word or act casts contempt upon any flag standard color ensign or shield of the United States of America or of this Commonwealth or authorized by any law of the United States of America or of this Commonwealth is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 6 Any person who places any word figure mark picture design drawing or advertisement of any nature upon any flag standard color ensign or shield of the United States of America or of this Commonwealth or authorized by any law of the United States of America or of this Commonwealth or exposes to public view any such flag standard color ensign or shield upon which is printed painted or otherwise placed or to which is attached appended affixed or annexed any such word figure mark picture design drawing or advertisement or exposes to public view manufactures sells exposes for sale gives or has in possession for sale for gift or for use for any purpose any substance being an article of merchandise or receptacle or thing for holding or carrying merchandise upon or which is printed painted attached or otherwise placed any such flag standard color ensign or shield in order to call attention to decorate mark or distinguish such substance or receptacle is guilty of a misdemeanor and shall be imprisoned not exceeding six months or fined not exceeding two hundred dollars or both Provided That the Provisions of sections five and six of this act shall not apply to any act permitted by the status of the United States of America or of this Commonwealth or by the United States Army and Navy Regulations nor shall they apply to any printed or written document or production stationery ornament picture badge or jewelry whereon shall be depicted said flag standard color ensign or shield disconnected from any advertisement for the purpose of sale barter or trade

Section 7 Any person who offers or gives a bribe to any public officer or employee of this Commonwealth or of any sub-division thereof the offer to bribe whom or the bribery of whom is not specifically provided against in this act or who threatens or intimidates any such officer or employee with intent to influence his action as such officer or employee is guilty of a felony and shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or both Provided That any open address upon or explanation of any measure or question before either house of the General Assembly or any committee or member thereof or before any municipal council or board or committee thereof or before any public officer shall not be deemed an offense within the meaning of this section

Section 8 Any public officer or employee of this Commonwealth or of any sub-division thereof by whom the solicitation of consent to receive or acceptance of a bribe is not specifically provided against in this act who solicits consents to receive or accepts a bribe is guilty of a felony and shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or both and forfeits his office and is forever disqualified to hold any office of trust honor or profit under the constitution or laws of this Commonwealth

Section 9 Any person who offers or gives a bribe to any elector authorized to vote at any public election or who

dismisses or threatens such elector with dismissal from any office place appointment or employment public or private with intent to influence the vote of such elector at such election is guilty of a misdemeanor and shall be imprisoned not exceeding two years or fined not exceeding one thousand dollars or both

Section 10 Any elector authorized to vote at any public election who solicits consents to receive or accepts a bribe to influence his vote at such election is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 11 Any person who being summoned to attend as a witness before either branch of the General Assembly of this Commonwealth or any committee thereof authorized to summon witnesses refuses or neglects without lawful excuse to attend or to testify pursuant to such summons or to produce upon reasonable notice any material and proper book paper or document in his possession custody or control is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

## TITLE II—OFFENSES AGAINST PUBLIC JUSTICE AND ADMINISTRATION

Section 12 Any person who conspires to charge or indict any person of or for any offense or procures or attempts to procure the arrest or indictment of any person for any offense not believing such person to be guilty thereof is guilty of a felony and shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or bo.

Section 13 Any prisoner who breaks prison or escapes from prison or from lawful custody is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 14 Any person who sells gives or furnishes to any prisoner any weapons or other implement which may be used to injure any person or to aid a prisoner to escape or who brings or sends any such weapon into any prison or building appurtenant thereto or on any land employed for the use or benefit of prisoners is guilty of a felony and shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or both

Section 15 Any sheriff coroner warden jailer guard keeper constable or other person having in his lawful custody any person lawfully arrested for or convicted of any offense who voluntarily permits such person to escape and go at large or connives at or assists such escape or who suffers such person to be taken from his cutody by a mob or riotous assemblage is guilty of a felony and shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or both and forfeits his office and is forever disqualified to hold any office or place of trust honor or profit under the constitution or laws of this Commonwealth

Section 16 Any sheriff coroner warden jailer guard keeper constable or other person who by failing to perform any legal duty permits a person in his lawful custody to escape therefrom is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 17 Any sheriff coroner warden jailer keeper constable or other person who in violation of a duty imposed upon him by law wilfully refuses omits or delays to execute any lawful process directed to him requiring the apprehension or confinement of any person charged with or convicted of a criminal offense whereby such person shall escape is guilty of a misdemeanor and shall be imprisoned not exceeding two years or fined not exceeding one thousand dollars or both

Section 18 Any public officer of this Commonwealth upon whom any duty is or shall be enjoined by law who wilfully neglects or refuses to perform such duty or who wilfully disobeys any provision of law regulating his offical conduct where no special provision shall have been made for such neglect or refusal is guilty of a misdemeanor and shall be impisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 19 Upon arrest of any person charged with an offense it shall be the duty of the sheriff coroner constable police or other official making the arrest or having charge of the prisoner upon application made therefor either by counsel or a citizen to issue without cost to the applicant a certificate stating the name of the prisoner and the charge upon which he has been arrested and imprisoned and the amount of bail demanded if the same has been fixed so that the bail may be entered as authorized by law Any sheriff coroner constable police or other official who made such arrest or has such prisoner in charge or any mayor or director of public safety or subordinate of either of them of any municipal corporation of this Commonwealth by whose order or direction said prisoner is held who fails omits neglects or refuses to issue such certificate immediately upon demand thereof is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 20 Any person who wilfully resists obstructs or opposes or delays any public officer in the discharge of or the attempt to discharge any duty of his office or who forcibly resists obstructs or opposes any person duly authorized in serving or executing or attempting to serve or execute any legal process or who being commanded to aid any public officer in executing any legal process or in the preservation of the peace or in lawfully arresting any person or in retaking any person who has escaped or is attempting to escape from legal custody refuses so to do or who harbors or conceals any person for whose arrest a lawful warrant has been issued knowing that such warrant has been issued is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 21 Any person who assaults or strikes any public officer while such officer is engaged in the lawful discharge of or the attempt to lawfully discharge any duty of his office or who assaults or strikes any person engaged in lawfully serving or executing or lawfully attempting to serve or execute any legal process or in making any lawful arrest or capture or who rescues another in legal custody is guilty of a misdemeanor and shall be imprisoned not exceeding two years or fined not exceeding one thousand dollars or both

Section 22 Any person who vexes others with unjust and groundless judicial proceedings is guilty of barratry a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 23 Any person who accepts any property or promise thereof upon any agreement or understanding compound or conceal any offense herein or hereafter provided against or to abstain from discontinue or delay a prosecution therefor or to withhold any evidence thereof except in a case where such agreement is allowed by law shall be punished as follows If the offense he thus agrees to compound or conceal or to delay or discontinue or abstain from the prosecution of or to withhold evidence of is punishable by death or imprisonment for life he shall be imprisoned not exceeding ten years or fined not exceeding five thousand dollars or both if the offense is punishable by a lesser period of imprisonment than imprisonment for life he shall be imprisoned not exceeding one-third of the longest term or fined not exceeding one-third of the largest sum prescribed for the commission of the offense or by both such imprisonment and fine

Section 24 Any person who wilfully prevents hinders or dissuades any person who has been lawfully summoned as a witness in any trial hearing or other proceeding before any court or officer authorized by law to hear evidence or take testimony from attending or testifying pursuant to the summons is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 25 Any person who with intent to hinder delay or obstruct the ends of justice induces another who has knowledge of any fact tending to show the guilt or innocence of any person suspected of or charged with an offense to leave the Commonwealth or secrete himself so that he cannot be produced as a witness at any legal examination into such offense or at any legal examination or trial of the person suspected of or charged with such offense is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 26 Any person having been lawfully subpoened as a witness in any trial hearing or other proceeding before any court officer or other person authorized by law to hear evidence or take testimony who with intent to hinder delay or obstruct the ends of justice leaves this Commonwealth or absents himself therefrom or secretes himself and refuses to appear or testify in pursuance of such subpoena is

guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 27 Any officer of this Commonwealth or of any sub-division thereof who fraudulently solicits or receives or agrees to receive a fee or other compensation other than such as is allowed by law for his official sevice is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both and forfeits his office and shall be forever disqualified from holding any office of trust honor or profit under the constitution or laws of this Commonwealth or any subdivision thereof

Section 28 Any person who wilfully and unlawfully influences a juror or one drawn or summoned as a juror or a judge justice magistrate master examiner referee arbitrator commissioner appraiser assessor or other person authorized by law to hear or determine any matter in respect to his verdict report judgment award or decision in any matter or cause pending or about to be brought before him is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 29 Any person who offers or gives a bribe to any witness whether under subpoena or not or to any juror or one drawn or summoned as a juror or to any judge justice magistrate examiner referee arbitrator commissioner appraiser assessor or other person authorized by law to hear or determine any matter is guilty of a felony and shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or both

Section 30 Any juror or person drawn or summoned as a juror any witness judge justice magistrate master examiner referee arbitrator commissioner appraiser assessor or other person authorized by law to hear or determine any matter who solicits or receives or agrees to receive a bribe is guilty of a felony and shall be imprisoned not exceeding seven years or fined not exceeding three thousand dollars or both and if he be a judge justice or magistrate forfeits his office and is forever disqualified to hold any office of trust honor or profit under the constitution or laws of this Commonwealth

Section 31 No witness shall be excused from testifying in any criminal proceeding or in any investigation or inquiry before any branch of the General Assembly or any Committee thereof touching his knowledge of the crimes provided for in sections seven eight twenty-eight twenty-nine and thirty of this act under any pretense or allegation whatsoever but the evidence so given or the facts divulged by him shall not be used against him in any prosecution under any of the said sections of this act Provided That the accused shall not be convicted on the testimony of an accomplice unless the same be corroborated by other evidence or the circumstances of the case

Section 32 Any Person who having taken an oath or affirmation legally administered before any officer tribunal body or person authorized by law to require or administer such oath or affirmation wilfully and corruptly swears or affirms falsely in a matter relative to which such oath or affirmation was taken is guilty of perjury a felony and shall be imprisoned not exceeding seven years or fined not exceeding three thousand dollars or both and shall forever be disqualified from being a witness in any matter in controversy in which an oath or affirmation is authorized by law to be administered On an indictment under this section it shall be no defense that the false statement was not material to the issue or that the oath was administered in an irregular manner or that the defendant was not a competent witness or that his testimony not competent or that his testimony was true if he believed it to be false An unqualified statement of that which the defendant did not know to be true is equivalent to a statement of that which he knew to be false

Section 33 Any person who wilfully makes a false entry in falsifies erases alters secretes withdraws avoids carries away destroys or defaces any record filed or deposited by authority of law in a public office or with any public officer of this Commonwealth or any subdivision thereof unless authorized thereto by law is guilty of a misdemeanor and shall be imprisoned not exceeding two years or fined not exceeding one thousand dollars or both and if such person be an officer of the Commonwealth or any sub-division thereof he shall in addition to the penalty above described forfeit his office and be forever disqualified to hold any office of trust honor or profit under the constitution or laws of this Commonwealth

Section 34 Any person who wilfully detains from any person duly commissioned to any office or appointment in this Commonwealth or any sub-division thereof any seal record book paper or other property appertaining or belonging to such office after the same has been duly demanded of him by the person entitled to possession thereof is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 35 Any person who fraudulently acknowledges any deed recognizance or judgment in the name of other person not privy thereto or consenting to the same is guilty of a felony and shall be imprisoned not exceeding seven years or fined not exceeding three thousand dollars or both

Section 36 Any person who knowingly offers any false or forged instrument to be acknowledged filed registered or recorded in any public office which instrument if genuine might be acknowledged filed registered or recorded by virtue of any law of this Commonwealth or of the United States is guilty of a felony and shall be imprisoned not exceeding seven years or fined not exceeding three thousand dollars or both

Section 37 Any person who falsely represents himself to be a public officer or who not being a public officer assumes to act as one is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

## TITLE III—OFFENSES AGAINST THE PUBLIC PEACE

Section 38 Any person who participates in a riot rout unlawful assembly or affray is guilty of a misdemeanor and shall be imprisoned not exceeding three years or fined not exceeding one thousand dollars or both

Section 39 Any person who participates in any riot rout or unlawful assembly whose purpose or the purpose of which is to resist the enforcement of a law of this Commonwealth or of the United States or to obstruct any public officer of this Commonwealth or of the United States in the performance of his duty and any person who being disguised or being armed with a dangerous weapon participates in any riot or unlawful assembly is guilty of a felony and shall be imprisoned not exceeding ten years or fined not exceeding five thousand dollars or both

Section 40 Any person who while participating in any riot rout or unlawful assembly demolishes destroys pulls down or injures any property of another is guilty of a felony and shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or both

Section 41 Any person who through force threats or menaces enters upon or into any building land or tenements or who after entering peacably on any building land or tenements detains possession from or turns out by force or threats or menacing conduct the party in possession is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 42 Any person who maliciously disturbs any lawful assembly meeting parade or procession is guilty of a misdemeanor and shall be imprisoned not exceeding three months or fined not exceeding two hundred dollars or both

Section 43 Any person who wilfully makes any loud boisterous and unseemly noise or uses obscene profane or blasphemous language to the annoyance or disturbance of the public shall on summary conviction be fined not exceeding fifty dollars and pay the costs of prosecution and in default in the payment of such fine and costs be imprisoned not exceeding thirty days

Section 44 Any person who discharges in any street alley court park or public square any implement which impels with force a metal pellet shall on summary conviction be fined not exceeding fifty dollars and pay the costs of prosecution and in default in the payment of such fine and costs be imprisoned not exceeding thirty days

Section 45 Any person who discharges any cannon gun revolver or other explosive device at any serenade or other celebration of any wedding shall on summary conviction

be fined not exceding one hundred dollars and pay the costs of prosecution and in default in the payment of such fine and costs be imprisoned not exceeding two months

Section 46 Any person who maliciously publishes or exhibits any writing picture effiegy sign or any other publication tending either to blacken the memory of one who is dead or the reputation of one who is alive thereby exposing him to hatred contempt or ridicule or which tends to injure any person in his business or occupation is guilty of libel a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 47 Any person who wilfully makes delivers or transmits for publication to any manager editor publisher reporter or other employee of a publisher of any newspaper magazine publication periodical or serial any statement concerning any person which if published therein would be a libel is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 48 No person shall be indicted in more than one county in the Commonwealth for the publication exhibition making delivery or transmission of the same libel upon the same person

Section 49 Any person who without appending his proper signature thereto sends to another any libellous defamatory scurrilous or opprobious writing is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 50 Any person who publishes or exhibits any writing which is designed to or tends to injure or defeat any candidate for nomination or election to public office by reflecting upon his personal character or political actions unless the same be published in a publication avowedly responsible therefor or unless there appears upon such writing in a conspicuous place either the names of the chairman and secretary or the names of two officers of the organization issuing the same or the name of some duly registered elector with description of his election district as responsible therefor is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both and if the statements in such writing be untrue the offender shall be guilty of libel

Section 51 Any person who makes utters circulates or transmits to another any statement untrue in fact derogatory to the financial condition of any bank banking house banking company trust company surety company guarantee company title insurance company or other financial institution in this Commonwealth with intent to injure any such financial institution is guilty of a felony and shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or both

Section 52 Any person who challenges another to an encounter with deadly weapons and any person who being so challenged accepts such challenge is guilty of a misdemeanor and shall be imprisoned not exceeding three years or fined not exceeding one thousand dollars or both

Section 53 Any person who knows of any challenge to an encounter with deadly weapons given or received or who is a witness to the fact of such challenge duel or fighting not being a second thereat or a party criminal therein and conceals the same and does not inform an officer of the law thereof is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 54 Any person who carries any slung-shot metal knuckles handy-billy sand bag club dagger dirk-knife or stilletto concealed about his person or who with intent to use the same unlawfully against another carries any firearms knife razor or other deadly weapon is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both and the jury trying the case may infer such intent from the fact that the defendant carried such weapon upon conviction any weapon mentioned in this section found in the possession of the defendant shall be destroyed by the district attorney

Section 55 Any person who without authority of law carries a bomb or who with intent to use the same unlawfully against the person or property of another carries or possesses any explosive substance is guilty of a misdemeanor and shall be imprisoned not exceeding two years or fined not exceeding one thousand dollars or both

## TITLE IV—OFFENSES AGAINST PUBLIC MORALS AND DECENCY

Section 56 Any person who carnally knows in any manner any animal or bird or carnally knows any male or female person by the anus or by or with the mouth or tongue or voluntarily submits to such carnal knowledge is guilty of sodomy a felony and shall be imprisoned not exceeding ten years or fined not exceeding five thousand dollars or both any sexual penetration as above described consummates the offense of sodomy as in this section defined

Section 57 Any person who having a husband or wife living participates as a principal in a form of marriage with another person which form of marriage would constitute a valid marriage but for the fact that the offender or the offender and the other party has a husband or wife living whether the parties to the second form of marriage cohabit together or not is guilty of bigamy a misdemeanor and shall be imprisoned not exceeding two years or fined not exceeding one thousand dollars or both Provided That if any husband or wife upon any rumor in appearance well founded and believed to be true by such husband or wife of the death of the other (when such other has been absent for two years) shall marry again he or she shall not be liable to the penalty imposed by this section Provided further That the prosecution be instituted within five years from the date of the second form of marriage Provided also That upon a conviction under this section the second marriage shall be declared null and void and a certificate declaring said marriage null and void shall be given to the injured party by the trial judge

Section 58 Any person who being unmarried knowingly participates as a principal in a form of marriage with a married person which form of marriage would constitute a valid marriage but for the fact that the said other person has a husband or wife living whether the parties to the second form of marriage cohabit together or not is guilty of a misdemeanor and shall be imprisoned not exceeding two years or fined not exceeding one thousand dollars or both Provided That the prosecution be instituted within five years from the date of the second marriage

Section 59 Any person who having committed bigamy without this Commonwealth unlawfully cohabits within this Commonweath with the person with whom such bigamy was committed is guilty of a misdemeanor and shall be imprisoned not exceeding two years or fined not exceeding one thousand dollars or both Provided That the prosecution be instituted within five years from the date of the beginning of such cohabitation within this Commonwealth

Section 60 Any man who has sexual intercourse with a woman who he knows to be the wife of another and any married man who knowingly himself to be the husband of one woman has sexual intercourse with any other woman and any woman who has sexual intercourse with a man whom she knows to be the husband of another and any married woman who knowingly herself to be the wife of one man has sexual intercourse with any other man is guilty of adultery a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 61 Any person who commits fornication shall be sentenced to pay a fine not exceeding one hundred dollars to the guardians directors or overseers of the poor of the city county or township where the offense was committed for the use of the poor of such city county or township and any single or unmarried woman having a child born of her body the same shall be sufficient to convict such single or unmarried woman of fornication and the man by such woman charged to be the father of such bastard child shall be the reputed father and she persisting in the said charge in the time of her extremity of labor or afterwards in open court upon the trial of such person so charged the same shall be given in evidence in order to convict such person of fornication and such person being thereof convicted shall be sentenced in addition to the fine aforesaid to pay the expenses incurred at the birth of such child and to give security by one or more sureties and in such sum as the court shall direct to the guardians directors or overseers of the poor of the city county or township where such child was born to perform such order for the maintenance of the said child as the court before which such conviction is had shall direct and appoint

Section 62 Any man who marries or carnally knows any of the following persons when the same is related to him by

consaguinity viz his mother his aunt his sister his daughter the daughter of his son or daughter or any of the following persons when the same is related to him by affinity viz his father's wife his son's wife his son's daughter his wife's daughter or the daughter of his wife's son or daughter knowing at the time of such relationship and any woman who marries or carnally knows any of the following persons when the same is related to her by consaguinity viz her father her uncle her brother her son the son of her son or daughter or any of the following persons when the same is related to her by affinity viz her mother's husband her daughter's husband her husband's son or the son of her husband's son or daughter knowing at the time of such relationship is guilty of incest a felony and shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or both and any such marriage is hereby declared void

Section 63 Any person who sells lends gives away or shows or offers to sell lend give away or show or has in his possession with intent to sell lend give away or show or advertises in any manner any obscene lewd lascivious filthy indecent or disgusting book magazine pamphlet newspaper storypaper paper writing picture drawing post-card photograph figure image or written or printed matter or any article or instrument of indecent or immoral use or purporting to be for indecent or immoral use or who designs copies draws photographs prints utters publishes or in any manner manufactures or prepares any such book picture drawing post-card magazine pamphlet newspaper storypaper paper writing figure image matter article or thing or who writes prints publishes or utters or causes to be written printed publish or uttered any advertisement or notice of any kind giving information or gives information orally directly or indirectly or stating or purporting to do so where how of whom or by what means any or what purports to be any obscene lewd lascivious filthy indecent or disgusting book or other matter article or thing named in this section can be seen purchased obtained or had or who prints utters publishes sells lends gives away or shows or has in his possession with intent to lend sell give away or show any book pamphlet magazine postcard newspaper or other printed paper devoted to the publication of and principally made up of criminal news police reports or accounts of criminal deeds pictures or stories of deeds of bloodshed lust or crime is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 64 Any person who sells lands gives away or in any manner exhibits or offers to sell lend or give away or has in his possession with intent to sell lend or give away or advertises for sale loan or distribution any instrument or article or any recipe drug or medicine for the prevention of conception or for causing unlawful abortion or purporting to be for the prevention of conception or for causing unlawful abortion or advertises or holds out representations that it can be so used or applied or any such description as will be calculated to lead another to so use or apply any such article receipe drug medicine or instrument or who writes or prints a card circular pamphlet advertisement or notice of any kind or gives information orally stating when where how of whom or by what means such an instrument article recipe drug or medicine can be purchased or obtained or who manufactures any such instrument article recipe drug or medicine is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both Provided That nothing in this section shall apply to teaching in regularly chartered medical schools or to the publication of standard medical books or to sales made to licensed medical practitioners

Section 65 A magistrate having jurisdiction to issue warrants in criminal cases upon complaint supported by oath or affirmation that any person within his jurisdiction is offending against the provisions of sections sixty-three or sixty-four of this act shall upon probable cause issue a warrant directed to the sheriff or to a constable marshal or police officer within the county directing him to search for seize and take possession of any of the articles specified in said sections of this act in the possession of the person against whom complaint is made The magistrate must immediately transmit every article seized by virtue of the warrant to the district attorney of the county who must upon the conviction of the person from whose possession the same was taken cause it to be destroyed and the fact of such destruction to be entered upon the records of the court in which the conviction is had

Section 66 Any person who advertises by circular poster or otherwise any indecent lewd or immoral show play or representation or who in a public place or on a fence or wall or other surface contiguous to the public street or highway or in or on any hotel inn or tavern court house church school station house depot for freight or passengers or other building devoted or open to other or like public uses or on the wall of any outbuilding or other structure pertaining thereto makes or exposes places displays posts up or exhibits any obscene lewd indecent or immoral drawing picture writing or print liable to be seen by others passing or coming near the same or who knowingly permits the same to be made exposed placed displayed posted or exhibited on property owned or controlled by him is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding on year or fined not exceeding five hundred dollars or both

Section 67 Any owner lessee or occupier or person in control of any building tent or premises lot park or common who permits within said building or tent or on said premises lot park or common any dramatic theatrical opertic vaudeville fixed or moving pictures or other exhibition of a lascivious sacrilegious obscene indecent or immoral character or such as tend to corrupt morals and any person who gives or participates in any such exhibition is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 68 Any person who prints publishes delivers distributes posts or displays or permits to be posted or displayed or to remain on or in any building premises windows or other surfaces owned or controlled by him any advertisement advertising himself or another as treating or being engaged in the business or profession of treating diseases of the generative organ or who prints publishes delivers or distributes any advertisement concerning a venereal disease lost manhood lost vitality impotency sexual weakness seminal emissions varicocele self-abuse excessive sexual indulgence or a disease peculiar to females or of any medicine drug nostrum or apparatus for the alieviation or cure of a venereal disease lost manhood lost vitality impotency sexual weakness seminal emissions varicocele self-abuse excessive indulgence or diseases peculiar to females is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both Provided That this section shall not apply to advertisements or notices issued by an incorporated hospital of this Commonwealth or by a licensed dispensary or by a municipal board or department of health or by a recognized agency of government or by a reputable medical authority in a medical journal

Section 69 Any person who under promise of marriage or by means of a fraudulent representation that he is married to her seduces and carnally knows any unmarried female of good repute is guilty of a misdemeanor and shall be imprisoned not exceeding three years or fined not exceeding one thousand dollars or both Provided That the promise of marriage shall not be deemed to be established unless the testimony of the female seduced is corroborated by other evidence Provided further That the subsequent intermarriage of the parties or the lapse of two years after the commission of the offense before the finding of an indictment shall be a bar to prosecution under this section

Section 70 Any person over sixteen years of age who takes indecent liberties with a child under the age of sixteen years with or without its consent is guilty of a misdemeanor and shall be imprisoned not exceeding three years or fined not exceeding one thousand dollars or both

Section 71 Any person who takes receives employs or harbors a female under the age of sixteen years for the purpose of prostitution or sexual intercourse or without the consent of her father mother guardian or other person having legal custody of the person takes or receives such female for the purpose of marriage or who inveigles or entices such minor female into a house of ill-fame or of assignation or elsewhere for the purpose of prostitution or

sexual intercourse is guilty of a felony and shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or both

Section 72 Any person who keeps or maintains a common ill-governed and disorderly house to the encouragement of idleness gaming drinking or other misbehaivor to the common nuisance and disturbance of the neighborhood or of orderly citizens or who being the landlord lessor tenant occupier or person in control of any house knowingly permits such house or any part thereof to be let or used as such disorderly house is guilty of a misdemeanor and sha be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 73 Any person who keeps or maintains a bawdy house or place for the practice of fornication or knowingly lets or demises a house or part thereof to be so kept or who being the landlord tenant occupier or person in control of any house knowingly permits such house or any part thereof to be used as a bawdy house or place for the practice of fornication is guilty of a misdemeanor and shall be imprisoned not exceeding two years or fined not exceeding one thousand dollars or both

Section 74 Any person who commits prostitution or assignation or aids or abets prostitution or assignation or who uses any place building or conveyance for the purpose of prostitution or assignation or who permits any place or building owned by him or under his control to be used for the purpose of prostitution or assignation knowing or having reasonable cause to know that the same is so used or who directs takes or transports or offers or agrees to direct take or transport any person to any place or building with knowledge that the purpose of such directing taking or transporting is prostitution or assignation is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 75 Any person who procures a female inmate for a house of prostitution or who induces persuades encourages inveigles or entices a female person to become a prostitute or who by promises threats violence or by any device or scheme causes induces persuades encourages takes places harbors inveigles or entices a female person to become an inmate of a house of prostitution or assignation place or any place where prostitution is practiced encouraged or allowed or who by promises threats violence or by any device or scheme causes induces persuades encourages inveigles or entices an inmate of a house of prostitution or a place of assignation to remain therein as such inmate or who by threats violence or by any device or scheme by fraud or artifice or by duress of person or goods or by abuse of any position of confidence or authority or having legal charge takes places harbors inveigles entices or procures any female person to enter any place in which prostitution is practiced encouraged or allowed for the purpose of prostitution or who by force fraud intimidation or threats places or leaves or procures any other person to place or leave his wife in a house of prostitution or who inveigles entices or procures any female person to come into this Commonwealth or to leave this Commonwealth for the purpose of prostitution or who takes or detains a female with the intent to compel her by force threats menace or duress to maryy him or to marry any other person or who receives or gives or agrees to receive or give any money or thing of value for procuring or attempting to procure any female person to become a prostitute or to come into this Commonwealth or to leave this Commonwealth for the purpose of prostitution is guilty of pandering a felony and shall be imprisoned not exceeding ten years or fined not exceeding five thousand dollars or both

Section 76 Any person who knowingly demands accepts receives levies or appropriates any money or porperty without legal consideration from the proceeds of the earning of any woman engaged in prostitution is guilty of a felony and shall be imprisoned not exceeding ten years or fined not exceeding five thousand dollars or both Any such acceptance receipt levy or appropriation or appropriation of such property shall upon any proceeding or trial for violation of this section be evidence of lack of consideration

Section 77 Any person who attempts to detain any female person in a disorderly house or house of prostitution because of any debt she has contracted or is said to have contracted while living in said house is guilty of a felony and shall be imprisoned not exceeding ten years or fined not exceeding five thousand dollars or both

Section 78 Any person who knowingly transports or obtains transportation for by means of conveyance into through or across this Commonwealth any female person for the purpose of prostitution or with the intent and purpose to induce entice or compel such female person to become a prostitute is guilty of a felony and shall be imprisoned not exceeding ten years or fined not exceeding five thousand dollars or both

Any person who commits the offense in this section provided against may be prosecuted indicted tried and convicted in any county in or through which he shall so transport or attempt to transport any female person as aforesaid Provided That no person shall be convicted in more than one county for the same act of transportation

Section 79 It shall not be a defence to a prosecution for any of the acts prohibited in sections seventy-five and seventy-eight of this act that any part of such act was committed outside of this Commonwealth and the offense shall in such case be deemed and alleged to have been committed and the offender may be tried and punished in any county in which the prostitution was intended to be practiced or in which the offense was consummated or in which any overt act in furtherance of the offense was committed Provided That no person shall be convicted in more than one county for the same act

Section 80 Any person having authority over a minor who for any purpose other than those specified in sections seventy-five seventy-seven and seventy-eight of this act knowingly takes or sends or causes or permits such minor to be taken or sent to or to be or remain in any house of prostitution or assignation or reputed house of prostitution or assignation or other immoral place of resort or amusement or in any place where opium or any preparation thereof is smoked is guilty of a misdemeanor and shall be imprisoned not exceeding two years or fined not exceeding one thousand dollars or both

Any provision of law prohibiting the disclosure of confidential communication between husband and wife shall not apply to prosecution for offenses provided against in sections seventy-five to eighty both inclusive of this act and in the trial of all such offenses the wife shall be a competent witness against the husband

Section 81 Any male person having no apparent trade occupation or business or being without any means of subsistence who stays frequents or loiters in or about any bawdy house is guilty of a misdemeanor and shall be imprisoned not exceeding three years or fined not exceeding one thousand dollars or both

Section 82 Any person who in a public place wilfully does any act of lewdness or indecency which has a tendency to debauch the morals or manners of the people is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 83 Any person who exhibits for a pecuniary consideration any insane idiotic imbecile or deformed person is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 84 Any person who unlawfully opens any tomb vault grave mausoleum or othe place of burial and removes therefrom the body or remains or part thereof of any human being or who unlawfully removes the dead body or remains or part thereof of any human being from any place where the same has been deposited awaiting burial or who unlawfully sells or buys or has in his possession with intent to sell the dead body or remains or part thereof of any human being is guilty of a misdemeanor and shall be imprisoned not exceeding three years or fined not exceeding one thousand dollars or both

## TITLE V.—OFFENSES AGAINST PUBLIC POLICY ECONOMY AND HEALTH

Section 85 A lottery is hereby declared to be a common nuisance and any grant bargain sale conveyance or transfer of any property made in pursuance of any lottery is hereby declared to be void

Section 86 Any person who erects sets up opens makes or draws any lottery or is any way concerned in managing conducting or carrying on the same or who being

the owner landlord tenant occupier or person in control of any building or premises knowingly allows such building or premises to be used for the purpose of managing conducting or carrying on a lottery is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 87 Any person who sells or offers or exposes for sale or barters or exchanges or gives away or advertises for sale barter exchanges or gift any lottery ticket or share or part thereof or any lottery policy or any writing certificate bill token or other device purporting or intending to entitle or represent as entering the holder or bearer or any other person to any prize to be drawn in any lottery or any part of such prize or any interest therein whether such lottery be promoted managed or drawn in this or any other State or county and whether such lottery be lawful in the State or county in which it is drawn or not or who in any newspaper magazine or periodical owned or controlled by him publishes any advertisement of any lottery ticket share policy writing certificate bill token or device aforesaid or of any lottery drawing or lottery scheme or any prospectus scheme or other advertisement of any company association corporation partnership individual conducting managing or controlling any lottery or acting as agent therefor is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

The purchaser of such ticket policy or device shall not be liable to any prosecution or penalty by virtue of this or any other law of the Commonwealth and shall in all respects be a competent witness to prove the offense

Section 88 Any person who keeps or exhibits sets up establishes or maintains any game gaming table device or apparatus for gambling or who being the owner landlord lessee tenant occupant or person in control of any building or premises knowingly allows to be set up established or maintained any such game device or apparatus in such building or on such premises or knowingly allows any person to gamble at such game or with such device or apparatus in such building or on such premises or leases hires or rents such building or premises to be used for gambling at such game or with such device or apparatus or who having knowledge that such game device or apparatus is being maintained in such building or on premises so leased hired or rented by him does not immediately report that fact to the proper authority is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 89 Any person who engages in gambling for a livelihood or who being without any fixed residence is in the habit or practice of gambling is a common gambler and guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 90 Any person who through solicitation invitation or device induces another to visit any building or place kept for gambling is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both and in addition shall be civilly responsible and liable to repay to any person induced by him to enter such gambling place any property the latter may have lost therein

Section 91 No witness shall be excused under any allegation or pretense whatsoever in any prosecution or proceeding for gambling from giving his testimony touching the same but no evidence given or facts divulged by him shall be used or employed against him in any criminal prosecution

Section 92 If an affidavit be made and filed before any magistrate before who complaint has been made of the commission of any of the crimes provided against in sections eighty-six to ninety both inclusive of this act setting forth that the affiant has reason to believe and does believe that the person charged in such complaint has upon his person or at any other place named in said affidavit any gaming table device or apparatus the discovery of which might lead to establish the truth of such charge the said magistrate shall by his warrant command the officer who is authorized to arrest the person so charged to make diligent search for such table device or apparatus and if found to bring the same before such magistrate and the officer so seizing shall deliver the same to the magistrate before whom he takes the prisoner who shall retain possession and be responsible therefor until the discharge commitment or letting to bail of the person so charged after which such officer shall retain such table device or apparatus subject to the order of the court before which such offender may be required to appear until his discharge or conviction and in case of the conviction of such person the gambling table device or apparatus shall by the direction of the court be destroyed and it shall and may be lawful for any constable sheriff or other officer of justice with or without warrant to seize upon secure and remove any device or machine of any kind character or description whatsoever used or employed for the purpose of unlawful gaming as aforesaid and to arrest with or without warrant any person setting up the same and it shall be the duty of such sheriff constable or other officer to make return in writing to the next court of quarter sessions of the proper county setting forth the nature and description of the device or machine so seized and the time place and circumstance under which such seizure was made and the said court upon hearing the parties if they should appear if satisfied that such device or machine was employed and used for the purpose of unlawful gaming as aforesaid shall adjudge the same forfeited and order it to be publicly destroyed and at the same time order reasonable costs and charges to the seizing officer to be paid by the owner or possessor of such device or machine or in case of his default or in case he cannot be found to be paid as costs are now by law paid on indictment and such adjudication shall be conclusive evidence to establish the legality of such seizure in any court of this Commonwealth in any cause in which the question of its legality shall arise no writ of replevin shall issue for any device or machine seized as aforesaid nor shall any action be instituted for or on account of such seizure until the court shall have first adjudicated upon the premises but such writ or action shall forthwith on motion be quashed and abated by the court in which it shall be sued or brought

Section 93 Any person who engages in pool selling or book-making or who occupies any building or place with books apparatus or paraphernalia for the purpose of recording or registering bets or wages or of selling pool or who shall record or register bets or wagers or sell pools upon the result of any political nomination appointment or election or who being the owner or lessee occupant or person in control of any building knowingly permits the same to be used or occupied for any of these purposes or therein keeps exhibits or employs any device or apparatus for the purpose of recording or registering such bets or wagers or the selling of such pools or becomes the custodian or depositary for gain hire or reward of any property staked wagered or pledged or to be wagered or pledged upon any such result or who receives registers records forwards or purports or pretends to forward to or for any race course any property bet or wager of money thing or consideration offered for the purpose of being bet or wagered upon the speed or endurance of any man or beast or occupies any place or building with books papers apparatus or paraphernalia for the purpose of receiving or pretending to receive or for recording or registering or for forwarding or pretending or attempting to forward in any manner whatever any property bet or wagered or to be bet or wagered for any person or receives or offers to receive any property bet or to be bet at any race track or who assists or abets in any manner in any of the acts forbidden by this section is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 94 Any person who sets up establishes or maintains or has in his possession with intent to use any apparatus or device whereby opium or any preparation thereof may be smoked or otherwise used or who being the owner landlord lessee tenant occupant or person in control of any building or premises knowingly allows to be set up establishes or maintained any such apparatus or device in such building or on such premises or knowingly allows persons to collect in such building or on such premises for the purpose of smoking or otherwise using opium or any preparation thereof or leases hires or rents such building or premises to be used for the purpose of smoking or of otherwise using opium or any preparation thereof or who having knowledge that opium or a preparation thereof is being so smoked or otherwise used in such building or on such premises so leased hired or rented by him does not immediately report that fact to the proper authority is guilty of a misde-

meanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 95 Any person who smokes or otherwise uses opium or any preparation thereof in any building or place set up or established for the purpose of smoking or otherwise using opium or any preparation thereof is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 96 Any person who invites or induces another to visit any building or place kept for the purpose of smoking or otherwise using opium or any preparation thereof is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 97 If an affidavit be made and filed before any magistrate before whom complaint has been made of the commission of any of the offenses provided against in sections ninety-four ninety-five and ninety-six of this act setting forth that the affiant has reason to believe and does believe that the person charged in such complaint has upon his person or at any other place named in said affidavit any opium device apparatus or instrument the discovery of which might lead to establish the truth of such charge the said magistrate shall by his warrant command the officer who is authorized to arrest the person so charged to make diligent search for such opium device apparatus or instrument and if found to bring the same before such magistrate and the officer so seizing shall deliver the same to the magistrate before whom he takes the prisoner who shall retain possession and be responsible therefor until the discharge commitment or letting to bail of the person so charged after which such officer shall retain such opium device apparatus or instrument subject to the order of the court before which such offender may be required to appear until his discharge or conviction and in case of the conviction of such person the opium device apparatus or instrument shall by the direction of the court be destoyed It shall and may be lawful for any sheriff constable or other officer of justice with or without warrant to seize upon secure and remove any opium device apparatus or instrument of any kind character or description whatsoever used and employed for the purpose of the unlawful smoking of opium or any preparation thereof or of the unlawful use of opium or any preparation thereof as aforesaid and to arrest with or without warrant any person using or employing the same and the said court upon hearing the parties if they should appear if satisfied that such opium device apparatus or instrument was employed and used for the purpose of the unlawful smoking of opium or any preparation thereof or of the unlawful use of opium or any preparation thereof as aforesaid shall adjudge the same forfeited and order it to be publicly destroyed and at the same time order reasonable costs and charges to the seizing officer to be paid by the owner or possessor of such opium device apparatus or instrument or in case of his default or in case he cannot be found to be paid as costs are now by law paid on indictment and such adjudication shall be conclusive evidence to establish the legality of such seizure in any court of this Commonwealth in any cause in which the question of its legality shall arise no writ of replevin shall issue for any opium device apparatus or instrument seized as aforesaid nor shall any action be instituted for or on account of such seizure until the court shall have first adjudicated upon the premises but such writ or action shall forthwith on motion be quashed and abated by the court in which it shall be sued or brought Provided That sections ninety-four ninety-five and ninety-six of this act shall not apply to druggists or physicians or others engaged in the legitimate use or sale of opium

Section 98 Any person who engages or participates in any prize fight or any fight or pugilistic contest on the result of which any property is wagered or who is present at such fight or lays any bet or wager on the result thereof whether present or not is guilty of a misdemeanor and shall be imprisoned not exceeding two years or fined not exceeding one thousand dollars or both

Section 99 Any person who bets or wagers any money or other property on the result of any boxing sparring or wrestling match or exhibition is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 100 Any person who shall promote manage or participate in any athletic contest or exhibition in which a contestent shall take part for more than twelve hours in one calendar day is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 101 Any person who makes a practice of going about from place to place begging asking or subsisting upon charity for the purpose of acquiring money or a living and who shall have no fixed place of residence or lawful occupation in the county or city in which he does such begging is a tramp and guilty of a misdemeanor and shall be imprisoned not exceeding one year

Section 102 Any tramp who shall enter any dwelling house against the will or without the permission of the owner or occupant thereof such entry not amounting to an offense under any other section of this act or shall kindle any fire in the highway or on the land of another or of the Commonwealth without the owner's consent or shall do or threaten to do injury to any person or to the real or personal estate of another such threat or injury not being otherwise provided against in this act is guilty of a misdemeanor and shall be imprisoned not exceeding three years Any act of begging or vagrancy by any person described by section one hundred and one of this act shall be prima facie evidence that the person committing the same is a tramp within the meaning of this act Any person upon view of any offense described in sections one hundred and one and one hundred and two of this act may apprehend the offender and take him before a justice of the peace or alderman whose duty it shall be after hearing the evidence to discharge or to commit the prisoner for trial as in the case of other misdemeanors Sections one hundred and one and one hundred and two of this act shall not apply to any minor under the age of sixteen years nor to any blind deaf or dumb person nor shall it be applicable to any maimed or crippled person who is unable to perform manual labor

Section 103 Any officer of this Commonwealth or of any sub-division thereof who shall loan out otherwise than is provided for by law with or without interest or return therefor any money or valuable security received by him or which may be in his possession or under his control by virtue of his office is guilty of a felony and shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or both and if still in office be adjudged thereafter incapable of exercising the same and the said office shall be forthwith declared vacant by the court passing sentence

Section 104 Any officer of this Commonwealth or of any sub-division thereof who enters into any contract or agreement with any bank corporation or individual or association of individuals by which said officer is to derive any benefit gain or advantage from the deposit with such bank corporation or individual or association of any money or valuable security held by him or which may be in his possession or under his control by virtue of his said office is guilty of a felony and shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or both and if still in office be adjudged thereafter incapable of exercising the same and said office shall forthwith be declared vacant by the court passing sentence

Section 105 Any officer of this Commonwealth who authorizes the payment of any money by warrant or otherwise out of the State Treasury except in accordance with the provisions of some act of Assembly setting forth the amount to be expended and the purpose of the expenditure or any State Treasurer who pays any money out of the State Treasury except in accordance with the provisions of some act of Assembly setting forth the amount to be expended and the purpose of the expenditure and any officer of this Commonwealth who authorizes the payment of any money by warrant or otherwise out of the State Treasury or any State Treasurer who pays any money out of the State Treasury in excess of the amount thus specifically appropriated is guilty of a misdemeanor and shall be imprisoned not exceeding two years or fined not exceeding one thousand dollars or both Provided however That the provisions of this section shall not be construed to prohibit the Auditor General and State Treasurer of this Commonwealth from returning to any county thereof any money authorized by law to be returned to said counties or the Auditor General and State Treasurer of this Commonwealth from returning to any city borough or township any money received from foreign fire insurance companies authorized by law to be returned to said municipalities

Section 106 Any public officer of this Commonwealth or of any sub-division thereof who has under his control as

such officer any moneys collected by law for a special purpose who applies such moneys to any other purpose than that for which such moneys were collected is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 107 Any public officer of this Commonwealth or of any subdivision thereof who purchases or is interested in the purchase of for any sum less than the amount specified in such warrant order or claim any warrant order or claim on the Commonwealth or on any sub-division thereof is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 108 Whenever the debt of any subdivision of this Commonwealth shall have reached the limit provided for by law it shall be unlawful for such subdivision to increase the same and all such increase shall be void and any obligation issued for such increase or any part thereof shall be of no binding force upon such sub-division and each of the officers thereof wilfully authorizing such increase or wilfully executing any obligation therefor is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 109 Before issuing any such obligation or security mentioned in section one hundred and eight of this act it shall be the duty of the principal officer or officers of such sub-division to comply with all the requirements of any statute in force at the time governing the issuance of such obligation or security

Section 110 Any public officer agent or employee of this Commonwealth or of any sub-division thereof who for private gain uses sells or disposes of any property of the Commonwealth or of any sub-division thereof or who wilfully uses injures sells or disposes of any such property without lawful authority or who is interested either directly or indirectly either personally or as a member or officer of any firm company or corporation contracting with the Commonwealth or any sub-division thereof or any department of such sub-division for the use lease occupation or enjoyment of any of the works material or property of the Commonwealth or any sub-division thereof is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both and forfeits his office or employment and is forever disqualified to hold any office or place of trust honor or profit under the constitution or laws of this Commonwealth or under any sub-division of this Commonwealth

Section 111 Any public officer of this Commonwealth or of any sub-division thereof or any officer trustee or member of the board of managers of any public institution receiving appropriations of money from the Commonwealth who shall be in any wise interested as principal or agent in or receive any gratuity in connection with any contract for the sale or furnishing of any property to or for the use of or the construction of or alterations or improvement to any property of the Commonwealth (if he be an officer of the Commonwealth) or of any sub-division thereof (if he be an officer of such sub-division) or of any public institution receiving appropriations of money from the Commonwealth (if he be an officer or member of the board of managers of such institution) is guilty of a misdemeanor and shall be imprisioned not exceeding one year or fined not exceeding five hundred dollars or both and shall forfeit the office trusteeship or membership held by him

Section 112 Any cashier of any bank who engages directly or indirectly in the purchase or sale of stock or in any profession occupation or calling other than that of his duty as cashier is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both Provided That nothing in this section shall prevent such cashier from managing his own real estate or other private property if such private property be not invested in mercantile mechanical or manufacturing operations

Section 113 Any public officer of this Commonwealth who becomes the surety of any other public officer of this Commonwealth or of any agent of or contractor with the Commonwealth and any public officer of any subdivision of this Commonwealth who becomes the surety of any public officer of the same sub-division thereof or of any agent or contractor with such sub-division is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 114 Any director officer agent or employee of any canal railroad or other public service company who shall be in any wise interested as principal or agent in or receive any gratuity in connection with any contract for the sale or furnishing of any property to or for the use of or the construction of or alteration or improvement to any property of such company of which he is a director officer agent or employee is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 115 Any officer of any municipal or other corporation who not being thereunto authorized by law is instrumental in consents to or connives at the making or issuing of any note bill check ticket or order intended to be used as currency is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 116 Any agent officer or employee of any foreign corporation or any other person who transacts any business within this Commonwealth for any foreign corporation unless the requirements of the acts of assembly in force at the time governing the transaction of business for foreign corporations in this Commonwealth shall have first been complied with is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 117 Any person who imports or sells any dressed carcass of lamb or sheep without first removing from each and every carcass all hoofs is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 118 Any person owning any cattle or sheep affected by any contagious or infectious disease who sells or otherwise disposes of such cattle or sheep either alive or slaughtered from the premises where such disease is known to exist or for a period of two months after such disease shall have disappeared from said premises is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 119 Any person who sells or offers or exposes for sale or has in his possession with intent to distribute or sell any food drug preparation or mixture of any kind intended for internal use which contains methyl or wood alcohol or who sells or offers or exposes for sale or has in his possession with intent to distribute or sell or use upon or apply to the body of another any drug hair tonic bay rum or similar preparation intended for external use which contains methyl or wood alcohol is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both Provided That the provisions of this section shall not apply to a person selling offering or exposing for sale or having in his possession with intent to sell or distribute any medicated liniments used for external use or any veterinary remedy containing methyl or wood alcohol when such remedy is plainly and distinctly labeled in such manner as to indicate that it is intended solely for external use on animals

Section 120 Any person who engages in the manufacture or distillation and sale of ethyl alcohol without having first complied with the provisions of the acts of assembly of this Commonwealth in force at the time governing the manufacture or distillation and sale of such alcohol is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 121 Any person who exposes in any public place or on the land of another or on his own land outside of a building any poison or admixture thereof with intent that the same shall be taken or swallowed by any animal or fowl is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 122 Any person who wilfully poisons or pollutes any spring well stream or reservoir of water is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Any person is hereby authorized to arrest on view any person engaged in any of the acts provided against in this section The use of any land within one mile of any city for the burial of the dead the drainage from which land passes into any stream furnishing drinking water to any city shall be deemed a pollution of such stream within the meaning of this section Provided That the provisions of this section

shall not apply in the case of land now devoted to burial purposes in which there shall have heretofore been burials and sales of burial lots

Section 123 Any master or commander of any ship arriving from any foreign country place or port at any port harbor or place within this Commonweatlh who knowingly brings in such ship any person either as a passenger working hand or otherwise who has been convicted in any foreign country or place of any offense which if committed with in this Commonwealth would be a felony with intent to land such person or permit him to land is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 124 Any person who sells or gives away any spirituous or fermented liquor drug medicine poison opium or other narcotic to any convict or in any prison or in any building appurtenant thereto or on any land employed for the use or benefit of prisoners or who brings or sends into any prison or building appurtenant thereto or on any land employed for the use or benefit of prisoners any spirituous or fermented liquor drug medicine poison opium or other narcotic except the ordinary hospital supply of the prison without a written permit signed by the physician of such prison specifying the name of the prisoner or employee for whom and the time when the same may be furnished and the quantity and quality of the liquor or narcotic to be furnished is guilty of a felony and shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or both

Section 125 Any person who not being authorized thereto by law brings into or conveys out of a prison without the consent of the sheriff warden superintendent keeper or other person having charge thereof any money letter or other article or thing prohibited by law or by the rules of the authorities having charge of such prison is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 126 Any person who shall by gift sale or otherwise furnish cigars tobacco snuff cigarettes or cigarette papers to any person under the age of twenty-one years shall on summary conviction be fined not exceeding two hundred dollars and pay the costs of prosecution and in default in the payment of such fine and costs be imprisoned not exceeding three months

Section 127 Any person who sells to any person under the age of twenty-one years any cannon gun pistol revolver or other such deadly weapon is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 128 Any person who manufactures sells or offers or exposes for sale or gives away or has in his possession session with intent to sell any fire cracker or fire work containing picric acid or picrates dynamite or other high explosive or manufactures sells or offers or exposes for sale or gives away or has in his possession with intent to sell any toy cannon gun pistol revolver or any other such deadly toy weapon or who manufactures sells or offers or exposes for sale or gives away or has in his possession with intent to sell any explosive cane using blank cartridge any blank cartridge pistol any blank cartridge pellet or tablet composed of dynamite or other high explosive for use in pistols hollow canes or any toy for explosive purposes or who manufactures sells or offers or exposes for sale or gives away or has in his possession with intent to sell any fire cracker over six inches in length containing gun-powder or any other explosive material or any fire cracker over three and one-half inches in length which is more than three-quarters of an inch in diameter or any fire cracker over three and one-half inches in length which is more than one inch in diameter is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both and any person who sets off fires or makes use of for the purpose of explosion any of the articles the manufacture of which is provided against in this section shall on summary conviction be fined not exceeding one hundred dollars and pay the costs of prosecution and in default in the payment of such fine and costs be imprisoned not exceeding two months

Section 129 Any person who manufactures sells or offers or exposes for sale or gives away or has in his possession with intent to sell any balloon made or intended to contain in or about it fire for the purpose of ascension is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both and any person who causes to ascend any such balloon is guilty of a misdemeanor and shall be imprisoned not exceeding two months or fined not exceeding one hundred dollars or both Provided The provisions of this section shall not apply to a balloon in which a human being ascends

Section 130 Any person other than an institution duly incorporated for the purpose who shall engage in the business of receiving boarding or keeping children under the age of three years for hire or reward or who shall take or recieve for such purpose more than two such children unaccompanied by an adult care taker without legal commitment or without first having obtained such license to do so as is required by law shall on summary conviction be fined not exceeding one hundred dollars and the costs of prosecution and in default in the payment of such fine and costs be imprisoned not exceeding two months

Section 131 Any person who keeps or maintains a building or place for the reception or custody of persons of unsound mind except as authorized by law or who confines or detains or is concerned in the confinement or detention of such person in any other manner or in any other place than as authorized by law or who is guilty of harsh cruel or unkind treatment of or neglect of duty toward any such person under confinement whether the confinement be lawful or unlawful is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 132 Any person who deals in human beings by trading bartering buying or selling such human being is guilty of a felony and shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or both

Section 133 Any keeper proprietor owner or superintendent of any public pool room billiard room bowling or tenpin ally who keeps such pool room billiard room bowling on tenpin alley open between the hours of one o'clock ante meridan and six o'clock ante meridian of any morning or on the first day of the week commonly called the Sabbath Day or who knowingly allows or permits any person under the age of eighteen years to be present therein shall on summary conviction be fined not exceeding one hundred dollars and pay the costs of prosecution and in default in the payment of such fine and costs be imprisoned not exceeding two months

Section 134 Any person whether parent relative guardian employer or other having in his care custody or control lawful or unlawful any minor under the age of eighteen years who apprentices gives away lets out trains exhibits hires or otherwise disposes of such minor to any person for the purpose of singing playing on musical instruments begging or for any mendicant business whatsoever in the streets roads or other highways of this Commonwealth and any person who takes receives hires employs uses or has in custody any such minor for the vocation occupation calling service or purpose of singing playing upon musical instruments or begging upon the streets roads or highways of this Commonwealth or for any mendicant business whatever is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 135 Any officer operator messenger agent or other person connected with any telegraph or telephone company who uses or divulges the contents or the purport of the contents of any message or conversation which may be sent by filed for transmission with or received by such company for transmission without the consent either of the party sending or filing such message or conversation or of the party to whom such message or conversation was sent or who intentionally suppresses alters adds to or unreasonably delays the transmission or delivery of such message or conversation is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exoeeding five hundred dollars or both Provided That the provisions of this section shall not apply to the publication at any point of any dispatch of a public nature sent with a view to general publicity

Section 136 Any person who knowingly purchases or receives in pawn or pledge any arm accoutrement equipment article of military clothing tent or fly or any quartermaster medical engineer or signal property or ordnance or ordnance stores the property of this Commonwealth or of the United

States in use by the Commonwealth is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 137 Any person being the owner lessee manager employee or person in control of any theatre or other public place of entertainment or amusement or of any hotel restaurant railroad street railway or omnibus line who refuses to admit to or accommodate in or ejects from such theatre or other place of amusement hotel or restaurant or refuses to convey or accommodate on or ejects from such railroad street railway or omnibus line any person on account of race or color or because he wears the uniform of the United States is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 138 Any life insurance company doing business in this Commonwealth or any agent of such company who makes or permits any distinction or discrimination in favor of individuals between insurants of the same class and equal expectations of life in the amount or payment of premiums or rates charged for policies of life or endowment insurance or in the dividends or other benefits payable thereon or in any other of the terms and conditions of the contracts it makes and any such company or its agent who makes any contract of insurance or agreement as to such contract other than as plainly expressed in the policy issued thereon or pays or allows or offers to pay or allows as inducements to insurance any rebate of premium payable on the policy or any special favor or advantage in the dividends or other benefit to accrue thereon or any valuable consideration or inducement whatever not specified in the policy contract of insurance and any insurant who receives as an inducement to insurance any rebate of premium payable on the policy or any special favor or advantage in the dividend or other benefit to accrue thereon or any valuable consideration or inducement whatever not specified in the policy contract of insurance is guilty of a misdemeanor and shall be fined not exceeding five hundred dollars for each and every violation of this section where the amount of insurance is twenty-five thousand dollars or less and for every additional twenty-five thousand dollars insurance or less shall be fined an additional penalty not exceeding five hundred dollars and the offender if an agent shall be disqualified from acting as life insurance agent for the period of three years thereafter

Section 139 Any person who erects sets up establishes maintains keeps up or continues any public or common nuisance is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both and where the said nuisance shall be in existence at the time of the conviction and sentence it shall be lawful for the court in its discretion to direct either the defendent or the sheriff of the proper county at the expense of the defendent to abate the same Provided That all obstructions to private roads laid out according to law shall be nuisances which would be nuisances in cases of obstructions to public roads or highways

Section 140 Any person who distributes any free or trial sample or parcel of any candy medicine drug chemical or chemical compound in or upon any building or in or upon any yeard lawn land street sidewalk letter box or public highway or in any other manner that a child may get possession of the same from such place is guilty of a misdemeanor and shall be imprisoned not exceeding three months or fined not exceeding one hundred dollars or both

Section 141 Any person who throws waste paper sweepings ashes household waste glass nails or rubbish of any kind into any street in any city borough or township or who interferes with scatters or disturbs the contents of any receptacle containing ashes garbage household waste or rubbish placed upon any of said paved streets or sidewalks for the collection of the contents thereof shall on summary conviction be fined not exceeding ten dollars and the costs of prosecution and in default in the payment of such fine and costs be imprisoned not exceeding ten days

Section 142 Any person who enters into or upon any railroad train street car or other conveyance used to carry freight or passengers having in his possession custody or about his person any nitroglycerin dynamite or other high explosive or carries or causes to be carried other than as freight regularly shipped as such such substance upon any railroad train street car or other conveyance is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 143 The conductor or person having charge and control of any railroad train street car or other conveyance for the carriage of freight or passengers shall have power to arrest any person found violating the provisions of section one hundred and forty-two of this act and to detain such person until reaching some place where such person may be delivered to a constable or other police authority and it shall be lawful to prosecute such offender in any county through which said public conveyance passes without reference to the place where such offender was arrested

Section 144 Any person who knowingly delivers for transportation to any canal railroad steamboat express or other transportation company or to any person engaged in the business of transportation any nitroglycerin dualin dynamite gunpowder mining or blasting powder guncotton phosphorus or other explosive material dangerous to life or limb under any false or deceptive invoice or description or without informing such company or person in writing at or before the time when such delivery is made of the true nature of such explosive material and without having the keg barrel can or package containing the same plainly marked with the name of the explosive material therein contained together with the words "dangerous article" is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both and shall be responsible for all damages to persons and property directly or indirectly resulting from the explosion or combustion of any such article

Section 145 The master of any vessel who anchors his vessel on the range line of any range lights established by the authority of the United States in this Commonwealth is guilty of a misdemeanor and shall be fined not exceeding fifty dollars

Section 146 Any person who being under the influence of intoxicating liquor or drugs rides or drives or handles any animal on the public highway is guilty of a misdemeanor and shall on summary conviction be fined not exceeding one hundred dollars and pay the costs of prosecution and in default in the payment of such fine and costs be imprisoned not exceeding two months

Section 147 Any person who being under the influence of intoxicating liquor or drugs engages in hunting with gun pistol rifle or other firearm any bird or animal is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 148 Any person who performs the marriage ceremony between parties when to the knowledge or belief of such person either of the said parties is intoxicated or is insane or is an idiot or a lunatic or is under the age of consent or under a legal impediment to marry is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 149 Any person who directly or indirectly demands or solicits from any public officer or employee of this Commonwealth or of any sub-division thereof any assessment upon the salary of such officer for any political or party purpose and any officer of this Commonwealth or of any sub-division thereof who knowingly permits any assessment to be made on the salary of any officer appointed by or holding office under him or knowingly permits any demand or solicitation by any such officer for the payment or gift of money or property for any political or party purpose is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 150 Any officer agent or employee of any employer of labor who solicits demands or receives directly or indirectly from any person any money or property for the purpose actual or alleged of either obtaining for the latter employment in the service of said employer or of the continuing by the party so paying or solicited in said employment is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 151 Any person who offers or gives to any agent employe or servant of another or to a member of his family or to any one for his use or benefit any commission or property without the knowledge and consent of the principal employer or master as an inducement bribe or reward for doing or omitting to do any act or for showing or forbearing to show any favor or disfavor by such agent

employe or servant in relation to the affairs or business of his principal employer or master and any agent employe or servant who solicits or receives or agrees to receive any property as an inducement bribe or reward for doing or omitting to do any act or for showing any favor or disfavor in relation to the affairs or business of his principal employer or master is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both Provided however that nothing contained in this section shall apply to transactions between a principal employer or master and his agent employe or servant This section shall not be construed to prohibit the practice commonly called "tipping"

Section 152 Any person who uses or gives to an agent employe or servent of another and any agent employe or servant who uses approves or certifies with intent to deceive the principal employer or master any receipt account invoice or other document in respect of which the principal employer or master is interested which contains any statement which is false erroneous or defective in any material particular or which omits to state fully the fact of any commission or property having been given or agreed to be given to such agent employe or servant is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both This section shall not be construed to prohibit the practice commonly called "tipping"

Section 153 Any person who gives any commonly recognized alarm of fire knowing the same to be false is guilty of a misdemeanor and shall be imprisoned not exceeding two years or fined not exceeding five hundred dollars or both

Section 154 Any person except a person connected with a duly constituted fire department who drives at an excessive rate of speed to any fire or who races with any fire apparatus to any fire or who parks any motor or other vehicle within one thousand feet on the same street of any fire other than such motor or other vehicle as may belong to any fire department or as may be used by any person connected with any fire department or any person who drives any motor or other vehicle over any line of hose which for the time being is being used in the extinguishment of any fire or who upon hearing the approach of any fire apparatus does not immediately bring his motor or other vehicle to a stop on his right hand side of the road or stand and remain standing there until such apparatus has passed shall upon summary conviction be sentenced to pay a fine not exceeding twenty-five dollars and the costs of prosecution and in default in the payment of such fine and costs be imprisoned not exceeding fifteen days Provided That this section shall not apply to any ambulance or police patrol nor shall any person be held to have violated the provisions with regard to parking if the act of parking was done prior to such person's knowledge of the existence of the fire

Section 155 Any public officer of this Commonwealth or of any sub-division thereof for any other person association company or corporation who shall employ or appoint as a special deputy marshal or policeman to preserve the public peace or prevent or quell disturbances a person who is not at the time of such employment or appointment a citizen of this Commonwealth is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both Provided That if any company or association be convicted under this section it shall be sentenced to pay a fine not exceeding five thousand dollars Provided further That the provisions of this section shall not apply to the employment or appointment of policemen constables or specials employed or appointed by municipalities for municipal purposes

Section 156 Any person having the possession custody or control of the commission or discharge paper of any person who is or was an officer soldier sailor or marine of the United States army or navy who withholds such paper from the party named in such commission or discharge after demand thereof by such party or who wilfully destroys or mutilates such commission or discharge to the prejudice of the owner thereof or delivers the same to any person other than the party named therein without the written request of such party is guilty of a misdemeanor and shall person other than the widow or legal representative of such party is guilty of a misdemeanor and shall be imprisoned not exceeding three months or fined not exceeding one thousand dollars or both

Section 157 Any person who charges or collects any fee or other compensation for assisting in any manner a veteran in obtaining any of the benefits to which he is entitled under the provisions of the World War Veterans Compensation Act of this Commonwealth is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both Provided that this section shall not apply to the fees authorized by law that may be collected by a notary public or other officer having power to administer oaths for necessary affidavits required under said act

Section 158 Any locomotive engineer or other railroad employee upon any railroad within this Commonwealth who being engaged in any strike or who with intent to incite others to a strike or who in furtherance of any combination or preconcerted arrangement with any other person to bring about or maintain a strike abandons the locomotive engine in his charge when such engine is attached to either a passenger or freight train at any place other than the schedule or otherwise appointed destination of such train or refuses or neglects to continue to discharge his duty or to proceed said train to the place of destination as aforesaid is guilty of a misdemeanor and shall be imprisoned not exceeding six months or fined not exceeding two hundred dollars or both

Section 159 Any railroad employee within this Commonwealth who with intent to further the object of or to lend aid to any strike organized or attempted to be maintained on any other railroad either within or without this Commonwealth refuses or neglects in the course of his employment to aid in the movement over the tracks of the company employing him of the cars of such other railroad company received therefrom in the course of transit is guilty of a misdemeanor and shall be imprisoned not exceeding six months or fined not exceeding two hundred dollars or both

Section 160 Any person who in aid or furtherance of the object of any strike upon any railroad interferes with molest or obstructs any railroad employee engaged in the discharge of his duty as such employee is guilty of a misdemeanor and shall be imprisoned not exceeding six months or fined not exceeding two hundred dollars or both

Section 161 Any Person not being authorized by law to sell tickets or other evidences of the holder's right to travel on a common carrier who sells or transfers for any consideration the whole or any part of any ticket pass or other evidence of the holder's title or right to travel on any common carrier whether the same be situated operated or owned within or without the limits of this Commonwealth is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 162 Any person who enters upon the practice of medicine surgery osteopathy dentistry architecture or other profession without having first been licensed to enter upon the practice of the profession upon which he enters when such license is required by an act of assembly of this Commonwealth in force at the time is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 163 Any person who signs a diploma or other written instrument purporting to confer or to be evidence of the conferring of an academic degree honorary or other by any university college or other institution incorporated under the laws of this Commonwealth knowing that the consideration for the conferring of such degree is the payment or promise of payment by any person of any money or other property is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 164 Any person who wilfully makes any false statement in an application for a permit or license to do any act or engage in any business or occupation or in the practice of any profession where a permit or license is required by law to entitle such person to do the act or engage in the business or occupation or practice the profession is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 165 Any person company or corporation negotating or soliciting in this Commonwealth any contract of insurance or effecting an insurance or pretending to effect the same or receiving and transmitting any offer of insurance or receiving or delivering any policy of insurance or in any manner transacting or aiding in the transaction of the business of insurance without having first complied with the provisions of the acts of Assembly

of this Commonwealth in force at the time regulating the transaction of the business of the character of insurance so transacted is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 166 Any person who offers or gives any money or property to the owner or holder of capital stock of any insurance company or to a member of any mutual insurance company incorporated under the laws of this Commonwealth with intent to secure the voting proxy of any share of such capital stock or of any member is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both and no proxy so obtained shall be voted at any stockholders' or members' meeting of any insurance company incorporated under the laws of this Commonwealth

Section 167 Any person who represents or advertises himself as the agent of any fictitious or spurious insurance company or of any insurance company domiciled in any other State or country which company has not complied with the laws of this Commonwealth is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 168 Any person who engages in the sale of steamship tickets or orders for transportation or advertises or holds himself out as authorized or entitled to sell such tickets or orders without having first complied with the provisions of the acts of assembly of this Commonwealth in force at the time regulating the selling of such tickets or orders is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 169 Any person who engages in the business of a detective for hire or reward or who advertises his business to be that of a detective or of conducting a detective agency without having first complied with the provisions of the acts of assembly of this Commonwealth in force at the time is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 170 Any person who conducts any business under an assumed or fictitious name style or designation without having first complied with the provisions of the acts of assembly of this Commonwealth in force at the time governing the conduct of business under an assumed or fictitious name style or designation is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 171 Any person who offers or gives a bribe to any participant in any athletic contest game or event to so conduct himself as to bring about or assist in bringing about his defeat or the defeat of his team in such contest game or event and any person who influences or attempts to influence any participant in any athletic contest game or event to so conduct himself as to bring about or assist in bringing about his defeat or the defeat of his team is guilty of a misdemeanor and shall be imprisoned not exceeding three years or fined not exceeding one thousand dollars or both

## TITLE VI—OFFENSES AGAINST THE PERSON

Section 172 Any person who commits murder by means of poison or by lying in wait or by any other kind of wilful deliberate and premediatel killing or who commits murder in the perpetration of or attempt to perpetrate any arson rape robbery burglary or kidnapping or who causes the death of another by any of the acts provided against in section two hundred and seventy-one of this act when done with any of the intents mentioned is said section is guilty of murder of first degree and any person who commit any other kind of murder is guilty of murder of the second degree and the jury before whom any person indicted for murder is tried shall if they find such person guilty thereof ascertain in their verdict whether it be murder of the first or second degree but if such person is convicted by confession the court shall proceed by examination of witnesses to determine the degree of the crime and to give sentence accordingly

Section 173 Any person convicted of the offense of murder of the first degree is guilty of a felony and shall be sentenced to suffer death by electrocution and it shall be the duty of the clerk of the court wherein such conviction takes place and he is hereby required to transmit to the Governor of the Commonwealth and the Board of Pardons of the Commonwealth a full and complete transcript of the record of such trial and conviction within thirty days after sentence or in the event of an appeal within twenty days after the final disposal of the cause upon such appeal

Section 174 Any person convicted of the offense of murder of the second degree is guilty of a felony and shall for the first offense be imprisoned not exceeding twenty years and fined not exceeding ten thousand dollars or both and for the second offense shall be imprisoned for life and fined not exceeding ten thousand dollars

Section 175 The offence formerly known as petit treason is hereby declared to be murder

Section 176 If any person participates in any mob or riotous assemblage of persons by which any person is killed or if any person participates in the taking of another from the legal custody of any officer or person lawfully assisting such officer and such person so taken is unlawfully killed before he shall have been returned or retaken into legal custody such person participating in such mob or riotous assemblage and such person participating in such unlawful taking is guilty of murder

Section 177 Any person who commits voluntary manslaughter is guilty of a felony and shall be imprisoned not exceeding twelve years and fined not exceeding six thousand dollars

Section 178 Any person who commits involuntary manslaughter is guilty of a felony and shall be imprisoned not exceeding five years and fined not exceeding two thousand dollars

Section 179 It shall be no defense to a charge of murder or manslaughter that the person killed by the defendant did not die within a year and a day from the time of the act or omission which caused his death

Section 180 Any person who wilfully and maliciously maims or does serious bodily injury or disfigurement to another is guilty of a felony and shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or both

Section 181 Any person who assaults another or who wilfully and maliciously does bodily injury or disfigurement to another is guilty of a misdemeanor and shall be imprisoned not exceeding two years or fined not exceeding one thousand dollars or both

Section 182 Any person who unlawfully assaults another with intent to kill the said other is guilty of a felony and shall be imprisoned not exceeding seven years or fined not exceeding three thousand dollars or both

Section 183 Any person who wantonly or playfully points or discharges a gun pistol or other firearm at any person is guilty of a misdemeanor and shall be imprisoned not exceeding five years or fine not exceeding two thousand dollars or both

Section 184 Any person who administers to another any stupefying or overpowering drug narcotic or anaesthetic agent with intent to enable such offender or any other person to commit or with intent to assist such offender or other person in committing any felony is guilty of a felony and shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or both

Section 185 Any person who unlawfully and intentionally causes the miscarriage of a woman is guilty of abortion a felony and shall be imprisoned not exceeding five years or fined not exceeding three thousand dollars or both

Section 186 Any person who unlawfully administers to or advises or prescribes for any woman pregnant or believed to be but not pregnant any drug poison or other substance or unlawfully uses or advises or prescribes the use of any instrument or other means with intent to procure the miscarriage of such woman and thereby causes the death of such woman or of a child of which she may be quick is guilty of a felony and shall be imprisoned not exceeding ten years or fined six thousand dollars or both

Section 187 Any person who unlawfully administers to or advises or prescribes for any woman believed to be but not pregnant any drug poison or other substance or unlawfully uses or advises or prescribes the use of any instrument or other means to procure the miscarriage of such woman with intent to proceure such miscarriage is guilty of a misdemeanor and shall be imprisoned not exceeding three years or fined not exceeding one thousand dollars or both

Section 188 Any person who endeavors to conceal the birth of a child by any disposition of the dead body of such child whether the child died before during or after

its birth is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined ont exceeding five nundred dollars or both

Section 189 Any parent or other person having the care or custody of any child under the age of seven years who deserts such child in any place with intent wholly to abandon it is guilty of a misdemeanor and shall be imprisoned not exceeding three years or fined not exceeding one thousand dollars or both

Section 190 Any person or other person charged with the care or custody for nurture or education of any child under the age of sixteen years who abandons such child in destitute circumstances or wilfully omits to furnish necessary and proper food clothing shelter and care for such child is guilty of a misdemeanor and shall be imprisoned not exceeding two years or fined not exceeding one thousand dollars or both and any provision of law prohibiting the disclosure of confidential communications between husband and wife shall not apply in prosecutions under this section

Section 191 Any person who wilfully and without lawful excuse separates himself from his wife or from his child if such child be under the age of sixteen years or wilfully and without lawful excuse refuses or neglects to maintain such wife or child such wife or child being destitute or being dependent wholly or in part on their earnings or the earnings of either of them for adequate support and any person of full age who wilfully and without lawful excuse neglects to maintain his parent said parent being unable to maintain himself is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both such fine to be applied in whole or in part to the support of the wife child or parent as the court may direct

Section 192 Any parent of a bastard child whether such child was begotten or born within or without this Commonwealth who wilfully neglects or refuses to maintain such child is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 193 Any person who has unlawful carnal knowledge of a woman forcibly and against her will or who has unlawful carnal knowledge of an idiot or of a woman so imbecile insane drugged or intoxicated as not to be conscious of the nature of the act that is done to her or who has unlawful carnal knowledge of a woman by personating her husband or who being over the age of sixteen years has unlawful carnal knowledge of any woman child under the age of sixteen years with or without her consent is guilty of rape a felony and shall be imprisoned not exceeding fifteen years or fined not exceeding seven thousand dollars or both carnal knowledge shall be deemed complete upon proof of penetration Provided That upon trial of any person charged with unlawful carnal knowledge of a woman child under the age of sixteen years if the jury shall find that such woman child was not of good repute and that the carnal knowledge was with her consent the defendant shall be acquitted of rape and convicted of fornication

Section 194 Any person who takes or carries away or decoys or entices away or secrets or harbors or detains any person with intent to extort any money or other property or to aid another in extorting any money or other property for the restoration of such person is guilty of kidnapping a felony and shall be imprisoned for life or for any term of years or fined not exceeding ten thousand dollars or both

Section 195 Any person who unlawfully takes or carries away or decoys or entices away or secrets or detains any other person against his will or if such other person be a child under the age of fourteen years or a fugitive from the justice of another State or country arrested in this Commonwealth for extradition with or without his voluntary consent with any intent other than that specified in Section one hundred and ninety-four of this act is guilty of a felony and shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or both

Section 196 Any person who while driving or operating any vehicle injures another person and knowing such injury to have been inflicted does not forthwith stop said vehicle and render such aid to the person injured as may be necessary and possible under the circumstances is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

## TITLE VII—OFFENSES AGAINST PERSONAL PROPERTY AND FRAUDULENT DEALING THEREWITH

Section 197 Any person who commits robbery is guilty of a felony and shall be imprisoned not exceeding ten years or fined not exceeding five thousand dollars or both

Section 198 Any person who being armed with an offensive weapon or being aided by an accomplice actually present commits robbery or who in the commission of robbery or immediately before or thereafter inflicts bodily harm on the person robbed is guilty of a felony and shall be imprisioned not exceeding twenty years or fined not exceeding ten thousand dollars or both

Section 199 Any person who obtains any property from another or procures the doing of any act by another person against such other person's will by any oral threat or by any written communication knowing the contents thereof containing a threat that either the defendant or another will accuse the person to whom the threat or communication is made or any other person of an offense or will impute to any such person any disease deformity or disgrace or will kidnap or imprison any such person unlawfully or will unlawfully injure the person property reputation or business of any such person is guilty of a felony and shall be imprisoned not exceeding fifteen years or fined not exceeding seven thousand dollars or both

Section 200 Any person who commits larceny of any property or who with intent to defraud obtains any property from another by any false pretense or who having in his possession custody or control any property of another shall with intent to deprive the owner thereof fraudulently convert or secrete such property is guilty of stealing a felony and shall be imprisoned not exceeding seven years or fined not exceeding three thousand dollars or both

Section 201 Any person who steals any property from the person of another is guilty of a felony and shall be imprisoned not exceeding eight years or fined not exceeding four thousand dollars or both

Section 202 Any public officer of this Commonwealth or of any sub-division thereof who steals any property of the Commonwealth or of any sub-division thereof in his possession or custody or under his control as such officer or who with intent to steal such property fails to deliver possession thereof when thereunto legally required by the proper officer of the Commonwealth or any sub-division thereof or by the person authorized to demand and receive the same is guilty of a felony and shall be imprisoned not exceeding ten years or fined not exceeding five thousand dollars or both

Section 203 Any person who has converted any property without this Commonwealth under such circumstances that if the conversion had been made by him within this Commonwealth such conversion would have constituted stealing who brings such property into this Commonwealth is guilty of stealing and shall be punished as provided in Section two hundred of this act

Section 204 Any person who having the possession of property of another with authority to sell or otherwise dispose of the same or having possession of any bill of lading permit certificate receipt or order for the delivery of merchandise with the like authority deposits or pledges such property or document consigned or entrusted to him as aforesaid as a security for any money borrowed or negotiable instrument received by such person and applies or disposes of the same to his own use in violation of good faith with intent to defraud the owner of such property and such person who with like fraudulent intent applies or disposes of to his own use any money or negotiable instrument raised or acquired by the sale of other disposition of such property and any person who being entrusted with any power of attorney for the sale or transfer of any property fraudulently sells or transfers or otherwise converts such property is guilty of stealing and shall be punished as provided in Section two hundred of this act

Section 205 Any person who being a bailee of any property of another pledges such property without the consent of the owner with intent to defraud the owner is guilty of stealing the said property and shall be punished as provided in section two hundred of this act Provided That this

section shall not apply to any person pledging property which he has purchased in whole or in part with his own money or credit for another and for which he has not been wholly reimbursed by the person for whom it was purchased

Section 206 On the trial of an indictment for stealing it shall not be a defense that the defendant had an interest as partner joint tenant or tenant in common in the property converted

Section 207 No trustee banker merchant broker attorney agent director officer or other person who steals any property entrusted to him is entitled to refuse to make a full and complete discovery by answer to any bill in equity or to answer any question or interrogatory in any civil proceeding in any court of law or equity but no answer to any such bill question or interrogatory shall be admissible in evidence against such person charged with such offense

Section 208 Any person who by any false pretense made with intent to defraud obtains the signature of any person to any written instrument is guilty of a felony and shall be imprisoned not exceeding seven years or fined not exceeding three thousand dollars or both

Section 209 Any person who buys or receives any property which shall have been so appropriated whether within or without this Commonwealth as to constitute stealing under this act knowing or having reasonable grounds to believe such property to have been so appropriated or who corruptly for any money or other propety or promise or agreement for any money or property conceals or withholds any property so appropriated knowing or having reasonable grounds to believe such property to have been so appropriated is guilty of a felony and shall be imprisoned not exceeding seven years or fined not exceeding three thousand dollars or both

Section 210 It shall be lawful to prosecute and punish all buyers and receivers of stolen property as well before as after the principal felon shall be taken and convicted and whether the principal felon be amenable to justice or not which prosecution conviction and sentence of said receivers shall exempt them from being prosecuted as accessories after the fact in case the principal felon shall be afterwards convicted

Section 211 Any person who removes alters defaces covers covers or destroys the manufacturers' serial number or any other manufacturers' number or distinguishing number or identification mark upon any machine or other apparatus (other than a motor vehicle for the purpose of concealing or destroyes the manufactures' serial number or any other other apparatus or who takes into his possession any such machine or apparatus from which the manufacturers' serial number or any other manufacturers' number or distinguishing number or identification mark has been removed altered defaced covered or destroyed for the purpose of concealing or destroying the identity of any such machine or other apparatus knowing at the time of taking possession of such removal alteration defacement covering or destruction is guilty of a misdemeanor and shall be imprisoned not exceeding six months or fined not exceeding one hundred dollars or both

Section 212 Any officer director trustee manager employee or agent of any mutual savings bank savings bank bank of discount and deposit trust company title insurance company surety company or safe deposit company incorporated under the laws of this Commonwealth or of any private bank or unincorporated association receiving deposits of money or of any building and loan association incorporated under the laws of this Commonwealth or authorized to do business therein who wilfully misapplies any of the moneys funds or credits of any such institution of which he is an officer director trustee manager employee or agent or who with intent to defraud such institution or any other company body politic or corporate or any individual person or to deceive any officer of such institution or any bank examiner or other person legally authorized to examine the affairs of any such institution issues or puts forth any certificate of deposit draws any order or bill of exchange makes any acceptance assigns any note bond draft bill of exchange mortgage judgment or other instrument in writing makes or subscribes to any false entry or false statement of fact exhibits or subscribes to any false papers fails to make any entry he should make in any book report or statement of such institution is guilty of a felony and shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or both

Whenever the Commissioner of Banking shall have knowledge of any violation of this section it shall be his duty to institute prosecutions against all persons violating any of the provisions thereof

Section 213 Any person being a director trustee officer manager agent superintendent receiver attorney broker member or employee of any corporation partnership firm or association or of any municipal or quasi-municipal corporation who as such receives or possesses himself of any property of such corporation partnership firm or association or municipal or quasi-municipal corporation otherwise than in payment to him of a just debt or demand and with intent to defraud omits to make or to cause or direct to be made a full and true entry thereof in the books and accounts of such corporation partnership firm or association or municipal or quasi-municipal corporation or makes or concurs in the making of any material false entry in relation thereto in the books and accounts of such corporation partnership firm or association or municipal or quasi-municipal corporation is guilty of a misdemeanor and shall be imprisoned not exceeding three years or fined not exceeding one thousand dollars or both

Section 214 Any person being a director trustee officer manager agent superintendent receiver attorney broker member or employee of any corporation partnership firm or association or of any muncipal or quasi-municipal corporation who with intent to defraud destroys alters mutilates or falsifies any book paper writing or security belonging to or in the possession or custody of such corporation partnership firm association or municipal or quasi-municipal corporation or makes or concurs in the making of any false entry or any material omission in any book of account or other document of such corporation firm association municipal or quasi-municipal corporation is guilty of a misdemeanor and shall be imprisoned not exceeding three years or fined not exceeding one thousand dollars or both

Section 215 Any person being a director trustee officer manager agent superintendent receiver attorney broker member or employee of any body corporate public company or municipal or quasi-municipal corporation who shall make circulate or publish or concur in making circulating or publishing any written statement or account of or concerning such corporation or company its personnel business finances or affairs or prospects which he shall know to be false in any particular with intent to deceive or defraud any person or with intent to induce any person to become a shareholder or partner therein or to entrust or advance any property thereto or to enter into any security for the benefit thereof is guilty of a misdemeanor and shall be imprisoned not exceeding three years or fined not exceeding one thousand dollars or both

Section 216 Any person who repledges or rehypothecates any stock bond or other security received by him for money lent and borrowed during the continuence of the contract of hypothecation or pledging of such security without the consent of the person pledging or hypothecating the same is guilty of a felony and shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or both Provided That this section shall not be construed to prevent persons from pledging or hypothecating stocks or other securities which they have purchased in whole or in part with their own money or credit for others and for which they have not been reimbursed by the parties for whom such stocks or other securities have been purchased

Section 217 Any banker broker officer or employee of any trust or savings institution national State or private bank or of any association under the supervision of the Banking Department who receives any money for deposit knowing that such banker broker trust or savings institution or bank or association is insolvent is guilty of a misdemeanor and shall be imprisoned not exceeding three years or fined not exceeding one thousand dollars or both

Section 218 Any person who being a member of a partnership corporation or association fraudulently uses or pledges the name of the partnership corporation or association for any purpose other than the bona-fide use of said partnership corporation or association is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 219 Any person who knowingly makes any misrepresentation for the purpose of securing from any life insurance company or association a policy of insurance or

certificate of membership upon his own life or the life of any other porson is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 220 Any person in the employ of any railroad company who fraudulently and in neglect of his duty fails to cancel or return to the proper officer agent or company any coupon or other railroad ticket with intent to permit the same to be used in fraud of any such company or who fraudulently stamps prints or signs any such ticket or fraudulently sells or puts in circulation any such ticket is guilty of a felony and shall be imprisoned not exceeding five years or fined not exceeding three thousand dollars or both

Section 221 Any person who with intent to defraud makes draws utters or delivers any check draft or order for the payment of moneys upon any bank banking institution trust company or other depository knowing at the time of such making drawing uttering or delivering that the maker or drawer has not sufficient funds in or credit with such bank banking institution trust company or other depository for the payment of such check draft or order is guilty of a misdemeanor and shall be imprisoned not exceeding two years or fined not exceeding one thousand dollars or both

In any prosecution under this section proof of the making drawing uttering or delivering of a check draft or order together with proof that the person making or drawing such check draft or order had not sufficient funds in or credit with the drawee for the payment of such check draft or order shall be prima facie evidence of intent to defraud and of knowledge of insufficient funds in or credit with such bank banking institution trust company or other depository unless such maker or drawer shall have paid the drawee thereof the amount due thereon together with interest and protest fees within ten days after receiving written notice that such check draft or order has not been paid to the drawee

Section 222 Any person who obtains employment or appointment to any office or place of trust by color or aid of any false or forged letter or certificate of recommendation or of any false statement in writing as to his name residence previous employment or qualification is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 223 Any person who with intent to sell or dispose of any property or service to the public or to increase the consumption thereof or to induce the public to enter into any obligation relating thereto or to acquire any interest therein makes publishes disseminates circulates or places before the public an advertisement concerning such property or service which advertisement contains any assertion representation or statement of fact which is untrue deceptive or misleading and which is known or which by the exercise of reasonable care should be known to be untrue deceptive or misleading is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 224 Any person who is charged on oath or affirmation before a magistrate justice of the peace alderman mayor or burgess in this Commonwealth with being a professional thief burglar or pickpocket and who has been arrested by any police officer detective constable sworn peace officer or watchman at any steamboat landing railroad depot or station ferryhouse on the platform or inside of any street passenger railway car in any church or the vestibule or corridor thereof in any building occupied as a banking institution trust company saving fund or broker's office elevator used to carry passengers in any park or place of public amusement or recreation or the approaches thereto auction stores or crowded thoroughfares public or private and against whom it shall be proven to the satisfaction of the said magistrate justice of the peace alderman mayor or burgess by sufficient testimony that he was frequently or attending such place for an unlawful purpose shall be committed to prison for a term not exceeding ninety days or in the discretion of said mayor magistrate justice of the peace alderman or burgess be required to enter security for his good behavior for a period not exceeding one year Provided however That the defendant may within five days after such conviction appeal to the court of quarter sessions of the county in which such justice of the peace alderman mayor or burgess shall reside upon allowance of said court of quarter sessions or any judge thereof upon cause shown

Section 225 Any person who with intent to defraud has in his possession custody or control any electric meter which has been tampered with or prevented from duly registering the quantity of electricity supplied or consumed or who with such intent interferes with the proper action and just registration of any electric meter or who with such intent diverts or otherwise uses any electric current manufactured or supplied by another is guilty of a misdemeanor and shall be imprisoned not exceeding six months or fined not exceeding two hundred dolars or both

Section 226 Any person who wilfully unlawfully opens closes or in any manner adjusts or tampers with any valve regulator gauge gate disc curb-cock stopcock meter or other regulating operating or measuring device or appliance in or attached to any well tank conduit pipeline main service pipe house-pipe or display pipe or other distributing pipe of any person furnishing gas to consumers or who wilfully and unlawfully enlarges or alters or removes from its connection any mixer furnished or approved by such furnisher of gas or who without express permission first obtained from such furnisher of gas puts on any mixer or consumes the gas of such furnisher of gas or who without such permission taps severs or opens any gas main or pipe or connects with such main or pipe any other main or pipe is guilty of a misdemeanor and shall be imprisoned not exceeding six months or fined not exceeding two hundred dollars or both

Section 227 Any person who takes sells or transfers any promissory note or other negotiable instrument not having the words "given for a patent right" written or printed legibly and prominently on the face of such note or instrument above the signature thereto knowing the consideration of such note or instrument to consist in whole or in part of the right to make use or vend any patent invention claimed to be patented is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 228 Any person who pretends for gain or lucre to predict future events by cards tokens the inspection of the head or hands of any person or by any one's age or by consulting the movements of the heavenly bodies or who for gain or lucre pretends to effect any purpose by spells charms necromancy or incantation or who advises the taking or administering of what are commonly called love powders or potions or prepares the same to be taken or administered or who pretends for lucre or gain to enable anyone to get or to recover stolen property or to tell where lost property is or to stop bad luck or to give good luck or to put bad luck on any person or property or to stop or injure the business or injure the health of any person or to give success in business enterprise speculation lottery lottery numbers or games of chance or win the affections of any person whatever for marriage or seduction or to make one person marry another or to induce any person to alter or make a will in favor of or against any one or tell the place where treasure property money or valuables are hid or to tell the place where to dig or search for gold metals hidden treasure or any other article or to make one person to dispose of property business or any valuable thing in favor of another is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 229 Any person who at any hotel inn or boarding house receives or causes to be furnished any food or accommodations with intent to defraud the owner or proprietor of such hotel inn or boarding house out of the value or price of such food or accommodation and any person who obtains credit at any hotel inn or boarding house by depositing at such hotel inn or boarding house any baggage or property of value less than the amount of such credit or of the bill by such person incurred with such fraudulent intent and any person who after obtaining credit or accommodation at any hotel inn or boarding house absconds from such hotel inn or boarding house and surreptitiously removes his baggage or property therefrom is guilty of a misdemeanor and shall be imprisoned not exceeding six months or fined not exceeding two hundred dollars or both

Section 230 Any person who marks stamps labels or brands with the word "gold" or the words "solid gold" or who sells offers or exposes for sale or has in his possession with intent to sell any article of merchandise marked

stamped labelled or branded with the word "gold" or the words "solid gold" containing less than ten karats of pure gold is guilty of a misdemeanor and shall be imprisoned not exceeding three months or fined not exceeding one hundred dollars or both

Section 231 Any person who marks stamps labels or brands as being of any number of karat not less than ten in fineness or sells offers or exposes for sale or has in his possession with intent to sell any article of merchandise marked stamped labelled or branded as being of any number of karat of gold not less than ten in fineness or wrapped incased or enclosed in any box package cover wrapper or other thing in or by which the said article is packed wrapped incased enclosed or otherwise prepared for distribution having thereupon any engraving label stamp imprint or mark indicating or denoting that such article is of any number of karat of gold not less than ten in fineness unless the component parts of which said article is made are in the follow ratio If marked eighteen karat there must be eighteen parts of pure gold and six parts alloy if fourteen karat there must be fourteen parts of pure gold and ten parts alloy if ten karat there must be ten parts of pure gold and fourteen parts alloy and other qualities in the same proportion with twenty-four karat as the standard of pure gold by which the article is marked is guilty of a misdemeanor and shall be imprisoned not exceeding three months or fined not exceeding one hundred dollars or both

Section 232 Any person who sells or offers or exposes for sale or has in his possession with intent to sell any article of merchandise to which is attached a metal mounting addition or ornament marked stamped or branded with the word "gold" or the words "solid gold" unless such mounting addition or ornament contain not less than ten karats of pure gold is guilty of a misdemeanor and shall be imprisoned not exceeding three months or fined not exceeding one hundred dollars or both

Section 233 Any person who sells or offers or exposes for sale any article of merchandise to which is attached a metal mounting addition or ornament marked stamped or branded as being of any number of karat of gold not less than ten in fineness unless the component parts of which such mounting addition or ornament is made are in the ratio prescribed by section two hundred and thirty-one of this act is guilty of a misdemeanor and shall be imprisoned not exceeding three months or fined not exceeding one hundred dollars or both

Sction 234 Any person who marks stamps labels or brands with the word "sterling" or the words "sterling silver" or who sells or offers or exposes for sale or has in his possession with intent to sell any article of merchandise marked stamped labelled or branded with the word "sterling" or the words "sterling silver" or wrapped incased or enclosed in any box package cover wrapper or any other thing in or by which the said article is packed wrapped enclosed incased or otherwise prepared for sale or distribution having thereon any engraving label stamp imprint or mark indicating or denoting that such article is silver or sterling silver unless nine hundred and twenty-five one-thousandths of the component parts of the metal of which the said article is made is pure silver is guilty of a misdemeanor and shall be imprisoned not exceeding three months or fined not exceeding one hundred dollars or both

Section 235 Any person who marks stamps labels or brands with the word "coin" or the words "coin silver" or who sells or offers or exposes for sale or has in his possession with intent to sell any article of merchandise marked stamped labeled or branded with the word "coin" or the words "coin silver" or wrapped incased or enclosed in any box package cover wrapper or other thing in or by which the said article is packed wrapped incased enclosed or otherwise prepared for sale or distribution having thereupon any engraving label stamp imprint or mark indicating or denoting that such article is coin or coin silver unless nine hundred one-thousandths of the component parts of the metal of which the said article is made is pure silver is guilty of a misdemeanor and shall be imprisoned not exceeding three months or fined not exceeding one hundred dollars or both

Section 236 Any person who sells or offers or exposes for sale or has in his possession with intent to sell any article of merchandise to which is attached a metal mounting addition or ornament marked stamped or branded with the word "sterling" or the words "sterling silver" unless such mounting addition or ornament contain not less than nine hundred and twenty-five one-thousandths parts of pure silver is guilty of a misdemeanor and shall be imprisoned not exceeding three months or fined not exceeding one hundred dollars or both

Section 237 Any person who sells or offers or exposes for sale or has in his possession with intent to sell any article of merchandise to which is attached a metal mounting addition or ornament marked stamped or branded with the word "coin" or the words "coin silver" unless such mounting addition or ornament contain not less than nine hundred one-thousandths parts of pure silver is guilty of a misdemeanor and shall be imprisoned not exceeding three months or fined not exceeding one hundred dollars or both

Section 238 Any person who publicly presents for profit any unpublished dramatic play or musical composition without the consent of the author or authors thereof is guilty of a misdemeanor and shall be imprisoned not exceeding three months or fined not exceeding one hundred dollars or both

Section 239 Any person who buys or receives from a minor knowing him to be such or from any person unknown to such person buying or receiving or from any person pursuing no trade labor or employment for a livelihood any junk rope scrap iron brass lead copper or other metal is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 240 Any person who in the sale delivery or exchange of any milk or cream or the products of milk or cream uses any bottles jar can tub box vessel or other container of another upon which is stamped blown engraved or otherwise marked the name title mark or address of the owner shall on summary conviction be fined not exceeding one hundred dollars and pay the costs of prosecution and in default in the payment of such fine and costs be imprisoned not exceeding two months

Section 241 Any person who without the consent of the owner wilfully and unlawfully removes obliterates or mutilates the name title mark or address of another stamped blown engraved or otherwise marked on any bottle jar can tub box vessel or other container used in the sale or transportation of milk or cream or the products of milk or cream shall on summary conviction be fined not exceeding one hundred dollars and pay the costs of prosecution and in default in the payment of such fine and costs be imprisoned not exceeding two months

Section 242 Any person who without the consent of the owner thereof refills for the purpose of sale with any article of merchandise any bottle upon which is stamped blown engraved or otherwise marked the name title or mark of another which shall have been registered according to law or who buys sells deals or traffics in any such bottle without the consent in writing of the owner theerof shall on summary conviction be fined not exceeding two hundred dollars and pay the costs of prosecution and in default in the payment of such fine and costs be imprisoned not exceeding three months The fact that any person other than the rightful owner thereof refills any such bottle or uses such bottle for the sale therein of any article of merchandise or has in his posession such bottle for the purpose of dealing or trafficking therein is prima facie proof of the unlawful dealing or trafficking in such bottle

Section 243 Any person who by any false representation knowing the same to be false obtains from any club association society or company for improving the breed of animals the registration of any animal in the register of any such club association society or company of a transfer of any such registeration is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 244 Any person who enters for compensation for any purse prize premium stake or sweepstake offered or given by any person club association society or company any animal under an assumed name or out of its proper class when such prize purse premium stake or sweepstake is to be decided by a contest in racing is guilty of a misdemeanor and shall be imprisoned not exceeding six months or fined not exceeding two hundred dollars or both

Section 245 Any person being the bailer of any property who with intent to defraund his bailee obtains possession of such property from the bailee without permission of such bailee his agent or servant with intent to defraud such bailee or who obtains possession of such

property from the bailee by any representation known by him to be false is guilty of a misdemeanor and shall be imprisoned not exceeding three months or fined not exceeding one hundred dollars or both

Section 246 Any officer agent or member of any association the formation of which is provided for by any act of assembly of this Commonwealth who wilfully keeps secretes mutilates or destroys or refuses to surrender to his successor duly elected or appointed or to the proper authority as provided by the constitution or by-laws thereof any seal minute book record ledger voucher or other books or paper or any article of property belonging or appertaining to the affairs of such association is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both and shall be sentenced to surrender such article to the proper authority

Section 247 Any person who fraudulently or maliciously tears burns or in any other way destroys any deed lease will bond mortgag or any bill or note check draft or other security for the payment of money or the delivery of goods or any certificate of loan or other public security of this Commonwealth or of the United States or of any of them or of any foreign country or any certificate of stock or debt of any bank corporation or society either of this Commonwealth or the United States or either of them or of any foreign country or any receipt acquittance release or discharge of any debt suit or other demand or any transfer or assurance of money stocks goods chattels or other property or any letter of attorney or other power or any day book or other book of accounts or any agreement or contract whatever with intent in any of the said cases to defraud prejudice or injure any person is guilty of a misdemeanor and shall be imprisoned not exceeding three years or fined not exceeding one thousand dollars or both

Section 248 Any person who confesses or authorizes the confession of a judgment against himself or against any partnership corporation or association represented by him in favor of one not a bona fide creditor with intent to defraud a creditor or who removes any of his property or the property of any other person out of any county with intent to prevent the same from being levied upon by virtue of any execution or to prevent the said property from being sold by virtue of any said execution after levy has been made thereon or who secretes assigns conveys or otherwise disposes of any of his property of any other person with intent to defraud any creditor or to prevent such property from being levied upon by virtue of any execution or to prevent such property from being sold by virtue of any execution after levy has been made thereon or to prevent such property from being made liable for the payment of his debts or the debts of any other person and any person who receives such property with such intent or who with like intent colludes with any debtor or other person for the concealment or removal of such property or for giving a false color thereto or conceals any grant sale lease bond or other instrument or proceeding either in writing or by parol or becomes a grantee purchaser lessee obligee or other like party in any such instrument or proceeding with the like fraudulent intent or acts as broker scrivener agent or witness in regard to such instrument or proceeding with like intent is guilty of a misdemeanor and shall be imprisoned not exceeding two years or fined not exceeding one thousand dollars or both

Section 249 Any person who fraudulently or with intent to deceive wears any insignia badge button shield or official decoration of any association of veterans or of any fraternal organization or of any trade or labor union or of any other society or association or uses any of the same to obtain aid or assistance unless he be entitled to wear or use the same under the constitution and by-laws rules and regulations of such organization is guilty of a misdemeanor and shall be imprisoned not exceeding two months or fined not exceeding one hundred dollars or both

Section 250 Any person who not being entitled under the laws or regulations of the United States Government to wear the same wears the discharge button issued by the United States Government to soldiers sailors marines and war nurses who served in the military or naval forces of the United States during times of war is guilty of a misdemeanor and shall be imprisoned not exceeding sixty days or fined not exceeding one hundred dollars or both

Section 251 Any person who sells or offers for sale or purchases or accepts as a pledge or pawn a victory medal service button or other medal insignia or decoration granted by the Government of the United States for service in the army navy marine or nurses' corps is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 252 Any person who fraudulently or with intent to deceive uses the name or title of any secret fraternal association society order or organization which has had a grand lodge having jurisdiction in this Commonwealth for ten years or who imitates such name or title or any name or title so nearly resembling it as to be calculated to deceive or who fraudulently or with intent to deceive wears or uses any emblem badge button shield device or insignia of any such organization or who without the authority of the grand lodge aforesaid publishes sells lends gives away or circulates any letter or written or printed matter or device advertising for or soliciting members or applications for membership in such organization or in any alleged or pretended organization using or designated or claiming to be designated by such title or imitation or resemblance thereof or who offers to sell confer communicate or give information as to where how of whom or by what means any alleged or prestended degree or secret or secret work of any such organization or any alleged or pretended organization designed or claiming to be known by such title or imitation or resemblance thereof may be obtained conferred or communicated is guilty of a misdemeanor and shall be imprisoned not exceeding two years or fined not exceeding one thousand dollars or both and the possession by the defendant of any such letter or written or printed matter or device shall be presumptive proof of an intent to violate this section

## TITLE VIII OFFENSES AGAINST REAL PROPERTY AND MALICIOUS MISCHIEF

Section 253 Any person who in the night time breaks and enters any dwelling house of another or building a parcel thereof or adjoining or appurtenant thereto with intent to commit a felony or who enters any building of another with intent to commit a felony therein by the use of gunpowder dynamite nitroglycerin or other explosive is guilty of burglary a felony and shall be imprisoned not exceeding twenty years or fined not exceeding ten thousand dollars or both

Section 254 Any person who in the daytime breaks and enter any building of another or who at any time enters any building of another with intent to commit a felony therein is guilty of a felony and shall be imprisoned not exceeding ten years or fined not exceeding five thousand dollars or both

Section 255 Any person who injures or stops or attempts to injure or stop or enters into a conspiracy to injure or stop any moving railroad train with intent to commit any felony thereon is guilty of a felony and shall be imprisoned not exceeding fifteen years or fined not exceeding seven thousand dollars or both

Section 256 Any person who makes or mends or has in his possesion any tool false key pick-lock bit nippers fuse force-screw punch drill jimmy or any material implement or other mechanical device designed or commonly used for breaking into any vault safe or building with intent to use such tool or implement in the commission of an offense or knowing that the same is intended to be so used is guilty of a misdemeanor and shall be imprisoned not exceeding three years or fined not exceeding one thousand dollars or both and the jury may infer the intent aforesaid from the fact of the possesion by the defendent of any of the articles mentioned in this section

Section 257 Any person who wilfully and maliciously burns or sets on fire any building barrack rick or stack of grain hay fodder bark wood boards or other lumber or motor vehicle of another or any bridge is guilty of a felony and shall be imprisoned not exceeding ten years or fined not exceeding five thousand dollars or both

Section 258 Any person who wilfully and maliciously or wantonly burns or sets on fire the factory mill or dwelling house of another or building a parcel of such dwelling house or adjoining or appurtenant thereto or any other building by means whereof a dwelling house is burnt or who wilfully and maliciously burns any building in which there is to the knowledge of the offender any human being

is guilty of arson a felony and shall be imprisoned not exceeding twenty years or fined not exceeding ten thousand dollars or both

Section 259 Any person who wantonly maliciously or negligently sets on fire any woodlands of another or of the people of the Commonwealth or without consent of the owner causes fire to burn therein or who wantonly maliciously or negligently sets fire upon adjacent land which fire is communicated to such wood-lands or who wilfully kindles any fire upon any forestry reservation except in accordance with such rules as may be prescribed by the Department of Forestry is guilty of a misdemeanor and shall be imprisoned not exceeding six months or fined not exceeding three hundred dollars or both

Section 260 Any person who wilfully burns or sets on fire any building or other property owned by him which is at the time insured against loss or damage by fire with intent to defraud or prejudice the insurer thereof is guilty of a felony and shall be imprisoned not exceeding seven years or fined not exceeding three thousand dollars or both

Section 261 The fact that the offender was the husband or wife of the owner of the property burned or was in possession as tenant or otherwise at the time of the commission of the offense provided against in section two hundred and fifty-eight of this act does not exempt him or her from the provisions of the said section

Section 262 Any person who places or throws in upon under against or near any building any gunpowder dynamite nitroglycerin or other explosive substance under such circumstances as to endanger human life or safety is guilty of a felony and shall be imprisoned not exceeding twelve years or fined not exceeding six thousand dollars or both

Section 263 Any person who wilfully and unlawfully removes or injures any part of a public highway or bridge or a private way or bridge maintained by authority of law or who wilfully injures obstructs or places or throws in or upon any public path street sidewalk alley road or other public way or place any article or substance which might cause injury to any person animal or vehicle is guilty of a misdemeanor and shall be imprisoned not exceeding six months or fined not exceeding three hundred dollars or both

Section 264 Any person who wilfully and unlawfully injures throws down or levels any lock sluice floodgate bank waste-weir dam aqueduct culvert bridge feeder guard wall towing path or berme bank belonging to or used in any artificial navigation or obstructs any such feeder waste-weir aqueduct or culvert is guilty of a misdemeanor and shall be imprisoned not exceeding three years or fined not exceeding one thousand dollars or both

Section 265 Any person who wantonly or maliciously opens or shuts any lock safety gate wicket paddle or culvert gate or any waste feeder or sluice gate or who drives any nail spike pin or wedge into any such gate or fixture thereof or who takes any other means to prevent the perfect and free use of the same or who wantonly or maliciously breaks throws down or injures any fence wall or timber work on or used in connection with any canal pool feeder or other part of any artificial navigation or who wantonly or maliciously obstructs the navigation of any canal or pool is guilty of a misdemeanor and shall be imprisoned not exceeding six months or fined not exceeding three hundred dollars or both

Section 266 Any person who wantonly or maliciously breaks down or cuts down or damages any river or meadow bank or mill dam or the bank or wall of any canal or marsh is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 267 Any person who causes any water to be conveyed into any mine or into any subterraneous passage communicating therewith with intent thereby to damage such mine or to hinder or delay the working thereof or who with like intent wilfully and unlawfully pulls down fills up or obstructs any airway waterway drain pit level or shaft of or belonging to any mine or otherwise wilfully and unlawfully injures any mine is guilty of a misdemeanor and shall be imprisoned not exceeding two years or fined not exceeding one thousand dollars or both

Section 268 Any person who wilfully and unlawfully injures any well sunk for the production of oil gas or water or any reservoir stand-pipe or tank used or intended for the storage of oil gas or water or any pumping station valve pipe or pipe line or conduit used or intended for the transportation of oil gas or water or any gas post burner or reflector appliance works or machinery used in connection with such well reservoir standpipe tank pumping station valve pipe or pipe line is guilty of a misdemeanor and shall be imprisoned not exceeding three years or fined not exceeding one thousand dollars or both

Section 269 Any person who wantonly or maliciously causes to fall into any navigable stream used for the purpose of floating running or manufacturing lumber or into any tributary of such stream any slabs edgings driftwood brush stump log or tree is guilty of a misdemeanor and shall be imprisoned not exceeding six months or fined not exceeding three hundred dollars or both

Section 270 Any person who moors any vessel or raft or hangs on with any vessel or raft to any signal or mark used for purposes of navigation and erected by lawful authority in the waters of this Commonwealth or wilfully and unlawfully removes injures or damages such signal or mark erected in or near any stream by lawful authority or who having through accident run down dragged or in any way injured any such signal or mark fails to give notice as soon as practicable of having so done to the lighthouse inspector of the district in which said signal or mark is located or to the board of wardens for the port of Philadelphia is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 271 Any person who places or throws any obstruction upon or across any railroad whether such railroad be operated by steam electricity or other motive power or loosens removes displaces or injures any rail sleeper bridge viaduct culvert embankment or other thing or structure attached appertaining to or connected with any railroad or turns moves diverts or injures any switch machinery or other appliance appertaining to any such railroad or makes or shows hides or removes or injures any signal or light appertaining to any such railroad or removes any waste brasses or packing from any journal box of any locomotive engine tender carriage coach car caboose or truck used or operated upon any railroad or removes displaces or injures any air appliance wire insulator pole dynamo or motor attached appertaining to or connected with any such railroad or injures any engine tender carriage car or truck upon any such railroad or discharges a firearm or throws or causes to fall or strike against into or upon any engine tender carriage car or truck upon any such railroad any wood stone or other matter or thing with intent in any of the cases aforesaid to obstruct upset overthrow derail or injure any engine tender carriage car or truck used on any such railroad or to endanger the safety of any person traveling or working or being upon any such railroad is guilty of a felony and shall if no person is killed thereby be imprisoned not exceeding ten years or fined not exceeding five thousand dollars or both and if any person is killed thereby be punished as provided for in section one hundred and seventy-three of this act

Section 272 Any person who wilfully and unlawfully but without any of the intents mentioned in section two hundred and seventy-one of this act does any of the acts mentioned in the said section or who wilfully and unlawfully takes possession of or removes any of the property mentioned therein or wilfully and unlawfully prevents or attempts to prevent the use thereof by any railroad company or its employees is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 273 Any person who wilfully and unlawfully breaks or injures any locomotive or stationary engine inclined plane engine house station or depot bridge culvert trestle work or other building or structure belonging to any railroad or any other part of such railroad or wantonly or maliciously deranges or displaces the fixtures or machinery of any locomotive or stationary engine used or employed on any railroad or wantonly or maliciously injures any fence or wall or cross-road passing over or under such railroad is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 274 Any person who wilfully and unlawfully displaces removes or injures or interferes with any line of telegraph or telephone posts wire or cable pier or abutment or any material or property appertaining thereto or who wilfully and unlawfully cuts breaks taps or makes connection with any telegraph or telephone line wire cable or instrument or who not being authorized

thereto reads or copies any message or communication passing over the same or who wilfully and unlawfully prevents obstructs or delays the sending transmission conveyance or delivery of any authorized message or communication by or through any telegraph or telephone line wire or cable under the control of any telegraph or telephone company is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 275 Any person who wilfully and unlawfully injures any power house sub-station cable meter pipe conduit wire line pole tower crossarm insulator transformer switching-device lightning-arrester lamp motor generator or other appliance or apparatus or machinery owned or used by any person using or being engaged in the manufacture or sale or transportation transmission or distribution of electricity for the purpose of light heat or power and any person not being duly authorized thereto who wilfully and unlawfully connects or disconnects any electrical conductor owned by any such person or makes any connection with any such electrical conductor with intent to use or waste the electric current or anywise tampers with any meter used to register electric current consumed or electric energy passing through the same or the characteristics thereof or interferes with the operation of any dynamo or other electric appliance or apparatus of such person or tampers with or interferes with any sub-station cable meter pipe conduit wire line pole tower cross-arm insulator transformer switching-device lightning arrester lamp motor generator or other appliance or apparatus used by such person or by a customer or patron thereof is guilty of a misdemeanor and shall be imprisoned not exceeding three years or fined not exceeding one thousand dollars or both

Section 276 Any person who wantonly or maliciously injures or defaces any building or any fixture thereto is guilty of a misdemeanor and shall be imprisoned not exceeding six months or fined not exceeding three hundred dollars or both

Section 277 Any person who wantonly or maliciously breaks or cuts down or otherwise injures any tree shrub bush plant trellis arbor hotbed hothouse greenhouse or vine being standing or growing on the land of another or of the people of the Commonwealth or who wilfully violates any rule made for the government of the state forest reserves or injures or defaces or removes any notice posted by the department of forestry or wantonly or maliciously breaks or cuts or otherwise injures any wood or timber being on the land of another or of the people of the Commonwealth or who wantonly or maliciously breaks or cuts severs from or injures on the land of another or of the people of the Commonwealth any grain grass vegetables or other growing crop or any other produce thereof or anything attached thereto or who wantonly or maliciously breaks cuts down or otherwise injures or defaces any wall fence or enclosure of another or of the people of the Commonwealth or any tree rock post or other monument which has been either erected or marked for the purposes of designating a point in the boundary of the Commonwealth or of any subdivision thereof or of any farm tract or lot of land or alters destroys defaces adds to or changes any mark or inscription thereon is guilty of a misdemeanor and shall be imprisoned not exceeding six months or fined not exceeding three hundred dollars or both

Section 287 Any person who wilfully and unlawfully injures any hose or engine or any apparatus appertaining to the same belonging to the Commonwealth or any sub-division thereof or to any fire engine or hose company is guilty of a misdemeanor and shall be imprisoned not exceeding two years or fined not exceeding one thousand dollars or both

Section 279 Any person who wantonly or maliciously injures or interferes with or interrupts the working of any fire alarm telegraph or telephone box fire alarm signal box or any pole post wire or other appurtenance thereto is guilty of a misdemeanor and shall be imprisoned not exceeding two years or fined not exceeding one thousand dollars or both

Section 280 Any person who wantonly or maliciously removes injures or defaces any sign or index board lawfully erected upon or near any public street road or bridge for the direction guidance or safety of travelers whether the same be erected on public or private property shall on summary conviction be fined not exceeding one hundred dollars and pay the costs of prosecution and in default in the payment of such fine and costs be imprisoned not exceeding two months

Section 281 Any person who wilfully and unlawfully breaks or enters any building used for public school purposes or any outhouse used in connection therewith or who wantonly or maliciously injures or defaces any furniture book paper map chart or apparatus in any such building is guilty of a misdemeanor and shall be imprisoned not exceeding six months or fined not exceeding three hundred dollars or both

Section 282 Any person who wantonly or maliciously injures or defaces soils obliterates or destroys any book volume chart map magazine newspaper picture painting engraving statuary coin model apparatus specimen or other article in any public library gallery museum collection fair or exhibition or in any library gallery museum collection or exhibition which is either at all times or from time to time open for the admission of the public or any considerable number of persons either by the permission of the owner thereof or by the payment of money for entrance to the same or of any college or university or of any other incorporated institution devoted to educational scientific literary artistic historical or charitable purpose is guilty of a misdemeanor and shall be imprisoned not exceeding six months or fined not exceeding three hundred dollars or both

Section 283 Any person who wilfully and unlawfully injures or defaces any statue or monument or wilfully and unlawfully destroys alters defaces adds to or changes any inscription upon any such statue or monument is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 284 Any person who wantonly or maliciously injures defaces or soils any property of exhibitors visitors or lessees at any fair or exhibition is guilty of a misdemeanor and shall be imprisoned not exceeding three months or fined not exceeding one hundred dollars or both

Section 285 Any person who wilfully and unlawfully injures any arsenal armory or any uniform arm equipment or other property therein is guilty of a misdemeanor and shall be imprisoned not exceeding three months or fined not exceeding one hundred dollars or both

Section 286 Any person whose duty it is to handle remove or care for the baggage of passengers on any common carrier who wilfully and unlawfully injures any box package parcel or other such baggage while loading transporting unloading delivering or sorting the same is guilty of a misdemeanor and shall be imprisoned not exceeding three months or fined not exceeding one hundred dollars or both

Section 287 Any person who being bailee for hire of any property of another wilfully and unlawfully injures such property is guilty of a misdemeanor and shall be imprisoned not exceeding three months or fined not exceeding one hundred dollars or both

Section 288 Any person who wantonly or maliciously destroys mutilates defaces or removes any show bill placard programme poster or other advertisement lawfully erected posted or being upon any rail fence billboard or other structure is guilty of a misdemeanor and shall be imprisoned not exceeding three months or fined not exceeding one hundred dollars or both

Section 289 Any person who wilfully and unlawfully paints writes places or affixes any placard notice sign or advertisement upon any property of another without the consent of the owner of said property is guilty of a misdemeanor and shall be imprisoned not exceeding three months or fined not exceeding one hundred dollars or both

Section 290 Any person who wilfully and unlawfully kills wounds injures or disfigures any cattle horse mule dog or other domestice animal or fowl of another or who wilfully and unlawfully administers any poison to any such animal or fowl is guilty of a misdemeanor and shall be imprisoned not exceeding three years or fined not exceeding one thousand dollars or both Provided That the provisions of this section shall not apply to the killing of any animal or fowl taken or found in the act of destroying any other domestic animal or fowl

Section 291 Any person who enters an enclosed private game preserve of another with intent to wantonly or maliciously destroy or capture any animal or fish or to injure or destroy any other thing therein is guilty of a

misdemeanor and shall be imprisoned not exceeding six months or fined not exceeding three hundred dollars or both

Section 292 Any person who cruelly ill-treats over-drives over-rides over-loads beats or tortures torments or otherwise abuses any animal whether wild or tame or whether belonging to himself or another who being the owner or having possession or custody of any animal deprives such animal of necessary food drink shelter or protection or neglects or refuses to furnish it with such food or drink shelter or protection or cruelly drives rides or works it when unfit for labor or cruelly abandons it or carries it in or upon any vehicle or otherwise in a cruel manner or knowingly and wilfully authorizes or permits it to be subjected to unnecessary torture suffering or cruelty of any kind or abandons it to die in any public place shall on summary conviction be fined not exceeding two hundred dollars and pay the costs of prosecution and in default in the payment of such fine and costs be imprisoned not exceeding three months

Section 293 Any person who causes to fight any cock bull bear dog or other creature for money or other property or who keeps uses or is in any way connected with or interested in the management of or receives money for the admission of any person to any place kept or used for the purpose of fighting or baiting any cock bull bear dog or other creature shall on summary conviction be fined not exceeding two hundred dollars and pay the costs of prosecution and in default in the payment of such fine and costs be imprisoned not exceeding three months

Section 294 An agent of the Pennsylvania society or of any other society for the prevention of cruelty to animals is hereby authorized and empowered to seize any bull bear dog cock or other creature kept used or intended to be used for the purpose of fighting or baiting and to sell the same for the benefit of said society Provided That when the seizure is made the animal so seized shall not be deemed absolutely forfeited but shall be held by the officer seizing it until a conviction of some person is first obtained under section two hundred and ninety-three of this act for keeping or using or being connected with or interested in the management of any place used for fighting or baiting animals and it shall have been found that the animal seized was found on the premises which are the subject of the complaint And further provided That the agent making such seizure shall make due return to the magistrate or alderman before whom the complaint is heard of the number and kind of animals or creatures so seized by him and it shall be the duty of the magistrate or alderman hearing the complaint in case of a conviction to make the forfeiture of such animals or creatures seized a part of the sentence

Section 295 Any person who wilfully and unlawfully injures or defiles any ice forming formed or being upon any water of another from which ice is taken as an article of merchandise or for domestic consumption is guilty of a misdemeanor and shall be imprisoned not exceeding three months or fined not exceeding one hundred dollars or both

## TITLE IX OFFENSES AGAINST THE COIN AND FORGERY

Section 296 Any person who falsely makes forges or counterfeits any coin resembling or apparently intended to resemble any gold coin or silver coin which is or shall be current or in actual use or circulation as money within this Commonwealth is guilty of a felony and shall be imprisoned not exceeding ten years or fined not exceeding five thousand dollars or both

Section 297 Any person who fraudulently defaces mutilates impairs diminishes falsifies or scales any gold or silver coin which is or shall be current or in actual use or circulation as money in this Commonwealth is guilty of a felony and shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or both

Section 298 Any person who buys sells receives pays or puts off or offers so to do any false forged or counterfeit coin resembling or apparently intended to resemble or pass for any gold or silver coin which is or shall be current or in actual use or circulation as money within this Commonwealth at or for a lower rate or value than the same by its denomination imports or was coined forged or counterfeited for knowning the same to be false forged or counterfeited or who brings into this Commonwealth any false forged or counterfeited coin resembling or apparently intended to resemble any gold or silver coin which is or shall be current or in actual use or circulation as money within this Commonwealth knowing the same to be false forged or counterfeit is guilty of a felony and shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or both

Section 299 Any person who tenders utters passes or puts off any false forged or counterfeit coin resembling or apparently intended to resemble any gold or silver coin which is or shall be current or in actual use or circulation in this Commonwealth knowing the same to be false forged or counterfeit or who has in his possession any such false forged or counterfeit gold or silver coin knowing the same to be false forged or counterfeit with intent to utter pass or put off the same is guilty of a felony and shall be imprisoned not exceeding ten years or fined not exceeding five thousand dollars or both

Section 300 Any person who falsely makes forges or counterfeits any coin resembling or apparently intended to resemble any copper nickel bronze or other minor coin which is or shall be current or in actual use or circulation as money within this Commonwealth is guilty of a misdemeanor and shall be imprisoned not exceeding three years or fined not exceeding one thousand dollars or both

Section 301 Any person who buys sells receives pays puts off or offers to so to do any false forged or counterfeit coin resembling or apparently intended to resemble any copper nickel bronze or other minor coin which is or shall be current or in actual use or circulation as money within this Commonwealth at or for a lower rate of value than the same by its denomination imports or was coined forged or counterfeited for knowing the same to be false forged or counterfeited or who brings into this Commonwealth any false forged or counterfeited coin resembling or apparently intended to resemble any copper nickel bronze or other minor coin which is or shall be current or in actual use or circulation as money within this Commonwealth knowing the same to be false forged or counterfeit is guilty of a misdemeanor and shall be imprisoned not exceeding three years or fined not exceeding one thousand dollars or both

Section 302 Any person who tenders utters passes or puts off any false forged or counterfeit coin resembling or apparently intended to resemble any copper nickel bronze or other minor coin which is or shall be current or in actual use or circulation as money within this Commonwealth knowing the same to be false forged or counterfeit or who has in his possession custody or control any such false forged or counterfeit minor coin knowing the same to be false forged or counterfeit with the intent to utter pass or put off the same is guilty of a misdemeanor and shall be imprisoned not exceeding three years or fined not exceeding one thousand dollars or both

Section 303 Any person who makes mends buys sells conceals or has in his possession custody or control any puncheon matrix die hub stamp mould edger or cutting engine or part thereof used or designed for coining forging or counterfeiting any coin knowing that such tool or instrument is intended to be used in the false and fraudulent making forging or counterfeiting of any coin which is or shall be current or in actual use or circulation as money within this Commonwealth or with intent to use such tool or instrument for the fraudulent purpose aforesaid is guilty of a felony and shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or both

Section 304 Where upon the trial of any person charged with any of the offenses enumerated in sections two hundred and ninety-six two hundred and ninety-eight two hundred and ninety-nine three hundred three hundred and one and three hundred and two of this act it shall be necessary to prove any coin produced in evidence against such person to be false forged or counterfeit it shall not be necessary to prove the same to be false forged or counterfeit by the evidence of any officer of the United States mint but it shall be sufficient to prove the same false forged or counterfeit by the evidence of any credible witness

Section 305 Any person who falsely makes forges counterfeits or alters any obligation or other security of the United States or knowingly utters publishes or puts off any such falsely made forged counterfeited or altered obligation knowing the same to be false forged counterfeit or altered or has in his possession custody or control any such falsely made forged counterfeited or altered obligation knowing the same to be forged counterfeited or altered with intent to

utter publish or put off such obligation is guilty of a felony and shall be imprisoned not exceeding fifteen years or fined not exceeding seven thousand dollars or both

Section 306 Any person who falsely makes forges or counterfeits any bill or note in imitation of or purporting to be a bill or note issued by any bank incorporated under the laws of this Commonwealth or under the laws of any of the States or territories of the Union or of the District of Columbia or any order check or draft on any such bank or any cashier of the same or who passes utters or publishes any false forged or counterfeit bill or note as and for a true note issued by any such bank or any false forged or counterfeit order check or draft upon any such bank or any cashier thereof knowing the same to be falsely made forged or counterfeited or who passes utters or publishes any forged or counterfeit note or bill in imitation of or purporting to be a bill or note issued by any such bank knowing the same to be false forged or counterfeited is guilty of felony and shall be imprisoned not exceeding fifteen years or fined not exceeding seven thousand dollars or both

Section 307 Any person who committs forgery of any written instrument the forging of which is not otherwise specially provided against in this act or who utters any such forged instrument knowing the same to be forged is guilty of a felony and shall be imprisoned not exceeding ten years or fined not exceeding five thousand dollars or both

Section 308 Any person who fraudulently places together or connects different parts of two or more notes bills or other instruments in such a manner as to produce one or more notes or instruments with intent to pass or utter all or any thereof as genuine and any person who utters publishes or passes the same or either of them with intent to defraud is guilty of a felony and in either case such person shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or both

Section 309 Any person who fraudulently utters or passes any note or bill purporting to be the note or bill of a bank company or association which never in fact legally existed knowing that the bank company or association purporting to have issued the same never legally existed is guilty of a felony and shall be imprisoned not exceeding fifteen years or fined not exceeding seven thousand dollars or both

Section 310 Any person who makes engraves or prepares or has in his possession custody or control any plate or substance made engraved or prepared after the similitude of any plate or substance from which any note or bill issued by any bank incorporated under the laws of the United States or of this Commonwealth or under the laws of any of the States or territorries of the Union or of the District of Columbia shall have been taken or printed or whereupon or by means whereof any note or bill may be made printed or prepared after the similitude of any note or bill issued by any such bank or made or prepared after the similitude of any plate or substance from which any obligation or other security of the United States or any bond note coupon or other instrument issued by this Commonwealth or any other State or territory of the Union or by any corporation company or individual shall have been taken or printed or wherefrom or by means whereof any obligation or other security of the United States or any bond note coupon or other instrument for the payment of money may be made printed or prepared after the similitude of such obligation or other security or of such bond note coupon or other instrument issued as aforesaid with intent to use such plate or substance or cause or suffer the same to be used in forging or counterfeiting any of the instruments aforesaid or passes utters or publishes any such forged or counterfeit note bill coupon or other instrument knowing the same to be false forged or counterfeit or has in his possession custody or control any note bill bond coupon or other instrument aforesaid made printed engraved or otherwise prepared after the similitude of any note bill bond coupon or other instrument issued by the United States or by this Commonwealth or by any of the States or territories of the Union or by any corporation company or individual with intent to pass utter or publish such simulated note or who has in his possession custody or control any paper adapted to the making of any such bill note bond coupon or other instrument aforesaid and similar to the paper on which said obligations or evidences of debt shall have been issued with intent to use such paper or suffer the same to be used in forging or counterfeiting any such instrumennt is guilty of a felony and shall be imprisoned not exceeding fifteen years or fined not exceeding seven thousand dollars or both

Section 311 Any person who prints writes utters publishes sells lends gives away circulates or distributes or has in his possession with intent to publish sell lend give away circulate or distribute any letter writing circular paper pamphlet hand bill or any other written or printed matter advertising offering or purporting to advertise or offer for sale loan exchange gift or distribution or to furnish procure or distribute any counterfeit coin paper money internal revenue stamp postage stamp or any other token of value or what purports to be counterfeit coin paper money internal revenue stamp postage stamp or any other token of value or giving or purporting to give information where how of whom or by what means any counterfeit coin paper money internal revenue stamp or postage stamp or token of value can be procured or had or what purports to be counterfeit coin paper money internal revenue stamp postage stamp or other token of value can be procured or had whether called "green articles" "queer coin" "paper goods" "bills" "spurious treasury notes" "United States goods" "green paper goods" "business that is not legitimate" "cigars" "green cigars" or by any other name or title or any other device is guilty of a felony and shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or both

Section 312 Any person who for executing operating promoting carrying on or in the aiding assisting or abetting in the promoting operating or carrying on or executing of any scheme or device whatsoever to defraud by use or means of any papers writings letters circulars or written or printed matter concerning the offering for sale loan gift distribution or exchange of counterfeit coin paper money internal revenue stamp postage stamp or other token of value as provided in section three hundred and eleven of this act shall use any ficticious false or asumed name or address other than his own right proper and lawful name or whoever in the executing operating promoting carrying on aiding assisting or abetting in the execution promoting or carrying on of any scheme or device offering for sale loan gift or distribution or purporting to offer for sale loan gift or distribution or giving or purporting to give information where how of whom or by what means any counterfeit coin paper money internal revenue stamp postage stamp or other token of value can be had knowingly receives or takes from the mails of the United States any letter or package addressed to any fictitious false or assumed name or address or name other than his own right proper or lawful name is guilty of a felony and shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or both Any letter circular writing or paper offering or purporting to offer for sale loan gift or distribution or giving or purporting to give information directly or indirectly where how of whom or by what means any counterfeit coin paper money internal revenue stamp postage stamp or token of value may be obtained or had or concerning any similar scheme or device to defraud the public whether such article matter or thing is called "green articles" "bills" "business that is not legitimate" "spurious treasury "notes" "United States goods" "green paper goods" "cigars" green cigars" or by any other name device or title of a similar character shall be deemed presumptive proof of the fraudulent character of such scheme

Section 313 Any person who falsely or fraudulently makes forges or counterfeits the great or less seal of the Commonwealth the seal of any court office county or corporation or any other seal authorized by the law of the United States or this Commonwealth or of any other State or any territory of the United States or who falsely and fradulently utters or publishes any instrument or writing impressed with such forged or counterfeit seal knowing the same to be forged or counterfeited is guilty of a felony and shall be imprisoned not exceeding seven years or fined not exceeding three thousand dollars or both

Section 314 Any person who forges or fradulently defaces alters corrupts withdraws carries away falsifies discharges secretes or avoids any record charter gift grant conveyance contract fine forfeited recognizance or other forfeiture or any registry acknowledgement or certificate or any minute document books or any other proceeding filed or deposited by authority of law in any public office or with any public officer of this Commonwealth or any sub-division thereof is guilty of a felony and shall be imprisoned not

exceeding seven years or fined not exceeding three thousand dollars or both and if such person be a public officer of this Commonwealth or any subdivision thereof he shall in addition to the penalty above prescribed forfeit his office and be forever disqualified from holding any office of trust honor or profit under the construction or laws of this Commonwealth

Section 315 Any person who with intent to injure or defraud falsely makes forges or alters any telegram letter or other written communication paper or instrument by which forging or altering any other person is injured in his good name standing position or general reputation is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 316 Any person who issues or delivers any receipt or other paper by which it appears that any goods wares or merchandise have been stored in any elevator or in any place designated by law for the storage of any goods wares merchandise or delivered to any warehouseman wharfinger or other bailee unless the same has been so delivered and is at the time actually under the control of such warehouseman wharfinger or bailee and any person who issues or delivers any second or duplicate receipt or other such paper while any former receipt or other such paper representing any goods wares or merchandise shall be outstanding and uncalled without writing across the face of the same the word "duplicate" and any person who sells encumbers ships transfers or removes beyond his immediate control any goods wares or merchandise for which a receipt or other such paper aforesaid has been given by him unless such receipt or other such paper bears on its face the words "not negotiable" or unless it is surrendered to be cancelled at the time of such sale encumbrance transfer or removal or unless in the case of a partial delivery a memorandum thereof is endorsed upon such paper is guilty of a felony and shall be imprisoned not exceeding five years or fined not exceeding two thousand dollars or both

Section 317 Any person who counterfeits or fraudulently impresses or makes the brand mark or any number or other mark of any public inspector or a mark or number in imitation thereof upon any article subject by law to inspection or upon any cask vessel or container containing such article or upon any plug of such cask vessel or container or fraudulently puts any stamped plug into any cask vessel or container or fraudulently alters defaces conceals or erases any such inspection mark duly made and any person who counterfeits or fraudulently impresses or makes upon any article subject by law to inspection or upon any cask vessel or container containing such article the brand mark or any number or other mark of any miller manufacturer packer or other person or fraudulently alters defaces or erases any such mark or fraudulently impresses or makes the brand mark or any number or other mark of any person upon such article cask vessel or container is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 318 Any person who forges or conterfeits any private stamp mark wrapper or label resembling or apparently intended to resemble the private stamp mark wrapper or label usually affixed by any other person to or used by any other person on or in the sale of any goods wares or merchandise with intent to deceive or defraud such other person or the purchaser of any such goods wares or merchandise is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 319 Any person who wilfully and unlawfully defaces obliterates or removes any mark letter or brand from any saw-log board shingle bolt or lumber of any kind floating in or lodged upon the bank of any river or stream is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 320 Any person who has in his possession custody or control any engraving or printed stamp wrapper or label or any other representation likeness copy or imitation of the private stamp mark wrapper or label usually affixed by any other person to or used by any other person on or in the sale of any goods wares or merchandise or any die or plate from which such engraving stamp wrapper label or other representation may be made with intent to use or sell the said die plate engraving stamp wrapper or label in aiding in vending any goods wares or merchandise in imitation of or intended to resemble or to be sold for the goods wares or merchandise of such other person is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 321 Any person who vends any goods wares or merchandise having thereon any forged or counterfeit stamp mark wrapper or label of another knowing the same to bear such forged or counterfeit stamp mark wrapper or label without disclosing the fact to the purchaser thereof is guilty of a misdemeanor and shall be imprisoned not exceeding six months or fined not exceeding three hundred dollars or both

Section 322 Any person who forges counterfeits or imitates any duly registered trade-mark label symbol or private stamp of any association or union of persons authorized by law to register a trade-mark label symbol or private stamp or uses displays sells or offers for sale any counterfeit or imitation of any such trade-mark label symbol or stamp or uses any original or bona fide trade-mark label symbol or stamp without authority from the association or union owning controlling or having jurisdiction over the same or after the license or authority to use the same has been rescinded or revoked by the association or union owning controlling or having jurisdiction over the same or has in his possession custody or control any such counterfeit trade-mark label symbol or stamp with intent to use or sell the same in aiding in vending any goods wares or merchandise and any person who knowingly uses any such trade-mark label symbol or stamp of such association or union by placing the same on any goods wares or merchandise which is not the product of members of such association or union and any person who knowingly sells or offers for sale any goods wares or merchandise on which such trade-mark label symbal or stamp is so wrongfully placed is guilty of a misdemeanor and shall be imprisoned not exceeding two years or fined not exceeding one thousand dollars or both

Section 323 Any person who with intent to defraud puts upon any article of merchandise or upon any cask vessel container stopper case cover wrapper package band ticket label or other thing covering or attached to such article or with which such article is intended to be sold or is sold any false description or other indication of or respecting the kind number quantity weight or measure of such article or any part thereof or the place or country where it was manufactured made or produced or the quality or grade of any such article if the quality or grade thereof is required by law to be marked branded or otherwise indicated on or with such article or sells or offers for sale or has in his possession custody or control with intent to sell any article which to his knowledge is falsely described or indicated in any of the ways aforesaid or is otherwise misbranded within the meaning of the word misbranded as defined by any act of assembly of this Commonwealth in force at the time is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

Section 324 Any person who knowingly falsely represents any article of food sold or offered or exposed for sale to be Kosher or as having been prepared under and of a product sanctioned by the orthodox Hebrew religious requirements or who knowingly falsely represents any such article to be so constituted or prepared by inscribing or permitting to be inscribed thereon or on the container thereof the word "Kosher" in any language or who falsely represents any such article to be so constituted by having the word "Kosher" inscribed in any language on his business establishment is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both

## TITLE X—GENERAL PROVISIONS

Section 325 Every offense now punishable either by the statute or common law of this Commonwealth and not specially provided for by this act shall continue to be an offense and to be punishable as heretofore

Section 326 The provisions of this act shall not effect any civil rights or remedies now existing by virtue of the common law or of any statute

Section 327 The omission to specify or affirm in this act any liability to any penalty forfeiture or other remedy imposed by law and allowed to be recovered or enforced in

any civil action or proceeding for any act or omission declared punishable herein does not affect any right to recover or enforce the same

Section 328 On conviction of any person for stealing or for robbery or burglary in which it shall appear that the defendant also committed stealing or for any other offense in which it shall appear that the defendant unlawfully and fraudulently took or obtained property or received property knowing the same to have been stolen or unlawfully and fraudulently taken the defendant shall in addition to the penalty hereinbefore prescribed for any such offense be adjudged to restore to the owner the property taken or received or to pay to him the value of the same or so much thereof as may not be restored And on conviction of any person for forgery uttering or publishing any forged or counterfeit coin bank note bill check obligation security or other writing the defendant shall in addition to the punishment hereinbefore prescribed for any such offense be adjudged to make similar restitution or other compensation as in the case of stealing to the person defrauded Provided that nothing herein shall prevent the party aggrieved and to whom restitution is to be awarded from being a competent witness on the trial of the offender

Section 329 Every principal in the second degree and every accessory before the fact to any felony for whom no punishment is or shall be specially prescribed by law is subject to the same punishment as the principal in the first degree to such felony and every person who counsels aids or abets the commission of any misdemeanor for whom no punishment is or shall be specially prescribed by law is liable to be proceeded against and punished as the principal offender and every accessory after the fact to any felony for whom no punishment is or shall be specially prescribed by law shall be imprisoned not exceeding two years or fined not exceeding one thousand dollars or both

Section 330 Any person who conspires with another to commit an offense the conspiracy to commit such offense not being otherwise specially provided against by an act of assembly of this Commonwealth in force at the time is if he conspire to commit an offense which is punishable by imprisonment for a term greater than ten years guilty of a felony if he conspire to commit an offense which is punishable by imprisonment for a term less than ten years he is guilty of a misdemeanor and shall be punished as follows If he conspire to commit an offense which is punishable by death or by imprisonment for life he shall be imprisoned not exceeding twenty years or fined not exceeding ten thousand dollars or both if he conspire to commit an offense which is punishable by a lesser period of imprisonment than imprisonment for life he shall be imprisoned not exceeding one-half of the longest term or fined not exceeding one-half of the largest sum prescribed for the commission of the offense he conspired to commit or by both such imprisonment and fine

Section 331 Any person who attempts to commit an offense the attempt to commit such offense not being otherwise specially provided against by an act of assembly of this Commonwealth in force at the time is if he attempt to commit an offense which is punishable by imprisonment for a term greater than ten years guilty of a felony if he attempt to commit an offense which is punishable by imprisonment for a term less than ten years he is guilty of a misdemeanor and shall be punished as follows If he attempts to commit an offense which is punishable by death or by imprisonment for life he shall be imprisoned not exceeding twenty years or fined not exceeding ten thousand dollars or both If he attempt to commit an offense which is punishable by a lessor period of imprisonment than imprisonment for life he shall be imprisoned not exceeding one-half of the longest term or fined not exceeding one-half of the largest sum prescribed for the commission of the offense he attempted to commit or by both such imprisonment and fine

Section 332 Any person who solicits another to commit an offense the solicitation to commit such offense not being otherwise specially provided against by an act of assembly of this Commonwealth in force at the time is guilty of a misdemeanor and shall be imprisoned not exceeding one year or fined not exceeding five hundred dollars or both the term of imprisonment and the fine in any case not to exceed the term of imprisonment and the fine prescribed by law for the offense solicited

Section 333 Any person convicted of any offense is notwithstanding such conviction a competent witness in any cause or proceeding civil or criminal but the conviction of such person may be proved for the purpose of affecting the weight of his testimony

Section 334 Except in the case of one convicted for a second time of murder in the second degree any person convicted of an offense punishable with imprisonment for a term less than the life of the offender who after such conviction is convicted of an offense subjecting him to imprisonment for a term less than life shall be imprisoned not exceeding double the whole period of time which is or shall be prescribed for the offense of which he is last convicted

Section 335 The repeal of existing laws or modifications thereof embraced in this act shall not affect any act done or any right accruing or accrued or any suit or proceeding had or commenced in any civil cause prior to said repeal or modifications but all liabilities under said laws shall continue and may be enforced in the same manner as if said repeal or modifications had not been made

All offenses committed and all penalties forfeitures or liabilities incurred prior to the taking effect hereof under any law embraced in or changed modified or repealed by this act may be prosecuted and punished in the same manner and with the same effect as if this act had not been passed

Section 336 The unconstitutionality of any section or sections of this act shall not affect the validity of any other sections of the act as a whole

Section 337 This act may be cited as "The Penal Code of one thousand nine hundred and twenty-five"

Section 338 In this act and in any indictment for any offense provided against in this act the following terms shall be construed as defined in this section except where a different intent is plainly declared in the provision to be construed or is plainly apparent from the context thereof

1 The term "offense" means any act or omission punishable either on indictment or information whether such act be treason felony or misdemeanor

2 The terms "person" "any person" "any one" "the person" "every person" "such person" "other" "another" and the relative pronoun "he" referring to any of the above terms unless the contrary is expressed or clearly to be implied from the context includes a natural person a corporation partnership limited partnership company and joint stock company and extends to more persons than one and to females as well as males

3 Terms denoting the masculine gender include the feminine and terms denoting the singular number include the plural

4 The term "sub-division of this Commonwealth" includes a county city borough township municipality and incorporated district

5 The terms "flag standard color ensign shield" as used in sections five and six of this act mean Any flag standard color ensign or shield on copy picture or representation thereof made of any substance or represented or produced on any substance and of any size evidently purporting to be such flag standard color insignia or shield of the United States of America or of this Commonwealth or a copy picture or representation thereof

6 The term "public officer" means any person elected or appointed to discharge a public duty who has qualified for such duty

7 The term "a bribe" means any money goods right in action property thing of value benefit or advantage testimonial privilege appointment office or position present or prospective or any promise or undertaking to give any such asked given or accepted with intent to influence unlawfully the person to whom it is given or by whom it is asked or accepted or another at his instance in his action vote or opinion

8 The term "public election" includes the taking of a vote to select a person for public office or to be a candidate for public office or to be a delegate to select such person and also includes the taking of a vote on a proposed amendment to the constitution a vote to select delegates to a constitutional convention and a vote upon any other question submitted by law to the electors of the Commonwealth

9 The term "prison" means any building or place designated by law for the keeping or detention of persons in custody under process of law or under any lawful arrest

10 The term "imprisoned" means confined in a prison

11 The term "prisoner" means any person held or detained

in custody under process of law or under any lawful arrest

12 The term "escape" means the act of a prisoner in gaining his liberty before he is delivered in due course of law

13 The term "day" or "day-time" means the period of time between sunrise and sunset

14 The term "night" or "night-time" means the period of time between sunset and sunrise

15 The term "prostitution" means the offering or using of the body for sexual intercourse for hire

16 The term "assignation" means the making of an appointment or engagement for prostitution or any act in the furtherance of such appointment or engagement

17 The term "dwelling" or "dwelling house" means a building the whole or any part of which is usually occupied by a person therein at night and any building within the curtilage of such house.

18 The term "building" includes a railway car ship booth tent shop or other erection or part thereof

19 The term "writing" or "written" includes words printed carved or engraved lithographed photographed or otherwise copied traced or made visible to the eye and also includes any picture

20 The term "obligation or other security of the United States" means all bonds certificates of indebtedness national bank currency coupons United States notes Treasury notes gold certificates fractional notes certificates of deposit bills checks or drafts for money drawn by or upon authorized officers of the United States stamps and other representatives of value of whatever denomination which have been or may be issued under any act of Congress

21 The term "lottery" means any scheme for the disposal or distribution of property by chance among persons who have paid or have promised to pay a valuable consideration for the chance of obtaining such property or a portion of it for any share or interest in such property upon any agreement understanding or expectation that it is to be distributed or disposed of by lot or chance

22 The term "property" as used in Sections two hundred two hundred and one two hundred and two two hundred and three two hundred and four two hundred and five and two hundred and seven two hundred and nine two hundred and ten includes every kind of property other than real property and includes real property and fixtures thereto when served from the land whether the severance was by the hand of the thief or of another and whether the aspiration followed immediately on the taking or not it includes all deeds and instruments relating to or evidencing the title or right to any property real or personal or giving a right to recover or receive any money or goods and all other choses in action it also includes any release acquittance voucher receipt or ticket policy of insurance or certificate of membership in any insurance company

23 The term "food" includes all articles used for food or drink by man whether simple mixed or compounded It does not include medicine

24 The term "credit" as used in Section two hundred and twenty-one means any arrangement or understanding with the bank banking institution trust company or depository for the payment of the check draft or order mentioned in said section

25 The term "ship" means any boat ship vessel or structure of any size adapted to be navigated from place to place for the transportation of persons or merchandise

26 The term "trustee" means a trustee on some express trust created by deed will or instrument in writing and also includes the heir devisee and personal representative of any such trustee and all executors administrators and assignees and any guardian appointed by any court

27 The term "woodland" includes woods farmers' wood lots marshes brush barrens brush-lands moors and wild unseeded uncultivated lands

28 The term "injure" includes destroy

29 The term "wantonly" means without regard to propriety or to the rights or safety of others or careless of consequences yet without settled malice It requires intent to do the act it characterizes and excludes a lawful justification or excuse it includes "wilfully"

30 The term "wilfully" means intentionally as distinguished from accidentally or thoughtlessly or negligently

31 The term "unlawfully" means contrary to law or illegal or not permitted by either civil or criminal law If an act subjects the doer either to a penalty or to damages it is unlawful

32 The term "maliciously" as used in sections of this act relating to injury to property means with ill will or malevolence or grudge or spite or enmity or anger either to the owner of the property or to the property itself It includes "wilfully"

33 The term "sells" includes barters and exchanges

Section 339 The following acts of assembly and parts thereof and all other parts of the penal laws of this Commonwealth in so far as the same are altered and supplied by this act are and the same are hereby repealed The repeal of the first section of an act shall not repeal the enacting clause thereof

Section twenty-eight of an act entitled "An act for establishing a health office and to secure the city and port of Philadelphia from the introduction of pestilential and contagious diseases and for other purposes" approved January twenty-ninth one thousand eight hundred and eighteen

Section one of an act entitled "A further supplement to the act entitled 'An act for the prevention of vice and immorality and of unlawful gaming and restraining disorderly sports and dissipation' passed twenty-second April seventeen hundred and ninety-four" approved March twelfth one thousand eight hundred and thirty

Section one of an act entitled "A resolution providing for the resumption of specie payments by the banks and for other purposes" approved April third one thousand eight hundred and forty

Section two of an act entitled "An act relating to investigations into the affairs of banks or savings institutions applying to the legislature for re-charter" approved January twenty-six one thousand eight hundred and forty-nine

Section three of an act entitled "A supplement to the act entitled 'An act regulating turnpike and plank road companies' approved January the twenty-sixth Anno Domini one thousand eight hundred and forty-nine" approved April seventh one thousand eight hundred and forty-nine

Section five of an act entitled "A supplement to the road laws of this Commonwealth and to incorporate the Mutual fire insurance company of Lawrence County" approved April twenty-sixth one thousand eight hundred and fifty

Section four of an act entitled "An act to protect certain domestic and private rights and prevent abuses in the sale and use of intoxicating drinks" approved May eighth one thousand eight hundred and fifty-four

Section one of an act entitled "An act relating to city county and township treasurers" approved May sixteenth one thousand eight hundred and fifty-seven

An Act entitled "An act to consolidate revise and amend the penal laws of this Commonwealth" approved March thirty-first one thousand eight hundred and sixty

An act entitled "An act for the suppression of fortune telling and similar purposes" approved April eighth one thousand eight hundred and sixty-one

Sections one and two of an act entitled "An act supplementary to an act entitled 'An act to consolidate revise and amend the penal laws of this Commonwealth' approved March thirty-first one thousand eight hundred and sixty" approved April eighteenth one thousand eight hundred sixty-one

An act entitled "An act supplementary to an act to consolidate revise and amend the penal laws of this Commonwealth passed the thirty-first day of March Anno Domini one thousand eight hundred and sixty" approved May first one thousand eight hundred and sixty-one

Section thirty-six of an act entitled "Supplement to an act to establish a system of free banking in Pennsylvania and to secure the public against loss from insolvent banks approved March thirty-first one thousand eight hundred and sixty" approved May first one thousand eight hundred and sixty-one

Section four of an act entitled "A further supplement to an act to establish a board of wardens for the port of Philadelphia and for the regulation of pilots and pilotages and for other purposes therein mentioned passed twenty-ninth of March Anno Domini one thousand eight hundred and three" approved May fourteenth one thousand eight hundred and sixty-one

Section seventeen of an act entitled "A further supplement to the act entitled 'An act for the regulation and continuance of a system of education by common schools' approved the eighth day of May one thousand eight hundred

and fifty-four" approved April eleventh one thousand eight hundred and sixty-two

Section one of an act entitled "A supplement to an act to provide for the incorporation of insurance companies approved the second day of April Anno Domini one thousand eight hundred and fifty-six" approved April eleventh one thousand eight hundred and sixty-two

Sections one and two of an act entitled "A supplement to the act to consolidate revise and amend the penal laws of this Commonwealth approved the thirty-first day of March one thousand eight hundred and sixty" approved April twenty-second one thousand eight hundred and sixty-three

Section one of an act entitled "An act to punish the fraudulent receiving of money on deposit" approved April twenty-second one thousand eight hundred and sixty-three

Section three of an act entitled "An act to prevent fraud upon travellers" approved May sixth one thousand eight hundred and sixty-three

Section one of an act entitled "An act to punish the recruiting of men for the volunteer service of other states" approved March eleventh one thousand eight hundred and sixty-four

Section three of an act entitled "An act to promote the establishment of district and school libraries" approved May fifth one thousand eight hundred and sixty-four

Section one of an act entitled "A further supplement to an act to incorporate the city of Philadelphia relating to fire alarm and police telegraph" approved February twenty-eighth one thousand eight hundred and sixty-five

An act entitled "An act to promote the safety of travellers on railroads and to punish negligent and careless employees thereof" approved March twenty-second one thousand eight hundred and sixty-five

Section three of an act entitled "An act to provide for the payment of gratuities and annuities to the soldiers of the war of one thousand eight hundred and twelve and to their widows" approved March thirtieth one thousand eight hundred and sixty-six

Sections one and three of an act entitled "An act to prevent the extension of disease among cattle" approved April twelfth one thousand eight hundred and sixty-six

Sections one two and three of an act entitled "A supplement to an act to revise consolidate and amend the penal laws of this Commonweatlh so as to punish frauds upon the national currency as well as that of the state and forging or uttering forged instruments" approved January seventh one thousand eight hundred and sixty-seven

Section two of an act entitled "An act making it an offense for railroad corporations within this Commonwealth to make any distinction with their passengers on account of race or color and punishing said corporations and their agents and employees for the commision of such offense" approved March twenty-second one thousand eight hundred and sixty-seven

An act entitled "An act to prevent and punish prize fighting" approved March twenty-second one thousand eight hundred and sixty-seven

An act entitled "An act for the prevention of the mutilation and destruction of show bills placards posters programmes announcements et cetera and for the protection of the proprietors of places of amusement merchants manufactures and others in the city of Philadelphia and county of Centre" approved April second one thousand eight hundred and sixty-nine

Section one of an act entitled "An act to prevent the injury or destruction of baggage within the limits of the state of Pennsylvania" approved February twelfth one thousand eight hundred and seventy

An act entitled "A further supplement to the act entitled 'An act to consolidate revise and amend the penal laws of this Commonwealth' approved March thirty-first one thousand eight hundred and sixty" approved February twenty-fourth one thousand eight hundred and seventy

An act entitled "An act to prevent and punish publication of obscene advertisements and the sale of noxious medicines" approved March sixteenth one thousand eight hundred and seventy

An act entitled "An act supplementary to an act entitled 'An act to consolidate revise and amend the laws of this Commonwealth relating to penal proceedings and pleadings' approved the thirty-first day of March Anno Domini one thousand eight hundred and sixty" approved April second one thousand eight hundred and seventy

Section nine of an act entitled "A further supplement to the act relating to elections in this Commonwealth" approved April sixth one thousand eight hundred and seventy

An act entitled "An act to punish the sale and transfer of mineral water bottles and other bottles and for the protection of bottlers and vendors of mineral water and other beverages in this Commonwealth" approved April ninth one thousand eight hundred and seventy

An act entitled "An act to prohibit the sale of academic degrees" approved May nineteenth one thousand eight hundred and seventy

An act entitled "An act amendatory to an act entitled 'An act for the punishment of cruelty to animals in this Commonwealth' approved March twenty-ninth one thousand eight hundred and sixty-nine" approved June second one thousand eight hundred and seventy-one

An act entitled "An act to punish witnesses who refuse or neglect to appear and testify before legislative committees" approved March fourteenth one thousand eight hundred and seventy-two

An act entitled "A further supplement to an act entitled 'An act for the punishment of cruelty to animals in this Commonwealth' approved March twenty-ninth one thousand eight hundred and sixty-nine" approved April third one thousand eight hundred and seventy-two

Section two of an act entitled "An act to regulate the execution and transfer of notes given for patent rights" approved April twelfth one thousand eight hundred and seventy-two

An act entitled "An act defining the offense of corrupt solicitation of members of assembly state county election municipal or other public officers and prescribing punishment therefor" approved April twenty-ninth one thousand eigh hundred and seventy-four

Section thirty-four clause six of an act entitled "An act to provide for the incorporation and regulation of certain corporations" approved April twenty-ninth one thousand eight hundred and seventy-four

An act entitled "An act to prevent traffic in children" approved May fifteenth one thousand eight hundred and seventy-four

Sections eight nine and twelve of an act entitled "An act dividing the cities of this state into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offenses in all of said cities and providing for the incorporation and government of cities of the third class" approved May twenty-third one thousand eight hundred and seventy-four

An act entitled "A supplement to the act approved March thirty-first one thousand eight hundred and sixty entitled 'An act to consolidate revise and amend the penal laws of this Commonwealth' further defining the offense of kidnapping and fixing additional penalties thereto" approved February twenty-fifth one thousand eight hundred and seventy-five

An act entitled "An act to punish persons for carrying concealed weapons within this Commonwealth" approved March eighteenth one thousand eight hundred and seventy-five

Section four of an act entitled "An act to carry into effect section five of article fourteen of the constitution relative to the salaries of county officers and the payment of fees received by them into the state or county treasury in counties containing over one hundred and fifty thousand inhabitants" approved March thirty-first one thousand eight hundred and seventy-six

Section one of an act entitled "An act to prevent fraud and fraudulent practices upon or by hotel keepers inn keepers and boarding house keepers" approved April twentieth one thousand eight hundred and seventy-six

An act entitled "An act regulating the selling of baled hay et cetera in this Commonwealth" approved May eighth one thousand eight hundred and seventy-six

An act entitled "An act to prevent the defiling of ice upon ponds streams rivers creeks and canals owned or leased for the production of ice for sale" approved May eighth one thousand eight hundred and seventy-six

An act entitled "A further supplement to an act to consolidate revise and amend the penal laws of this Common-

wealth approved March thirty-first one thousand eight hundred and sixty defining and providing for the punishment of the offenses of unlawfully obtaining the key or means used to open any bank vault safe or other depository" approved May eighth one thousand eight hundred and seventy-six

An act entitled "An act to punish persons for pointing or discharging firearms at other persons within this commonwealth" approved May eighth one thousand eight hundred and seventy-six

Section nineteen of an act entitled "An act for the incorporation and regulation of banks of discount and deposit" approved May thirteenth one thousand eight hundred and seventy-six

An act entitled "An act to provide for the better protection of passengers upon railroads and to insure the prompt transportation and delivery of freights" approved March twenty-second one thousand eight hundred and seventy-seven

An act entitled "An act to provide for the arrest and punishment of persons carrying dangerous substances upon public conveyances" approved May twenty-third one thousand eight hundred and seventy-eight

An act entitled "An act to prevent the wanton use of poisons" approved May twenty-third one thousand eight hundred and seventy-eight

Sections one two three four and five of an act entitled "An act supplementary to an act entitled 'An act to consolidate revise and amend the penal laws of this commonwealth' approved the thirty-first day of March Anno Domini one thousand eight hundred and sixty" approved June twelfth one thousand eight hundred and seventy-eight

An act entitled "An act extending protection to foreign and domestic insurance companies from fraudulent agents" approved June seventeenth one thousand eight hundred and seventy-eight

An act entitled "An act to define and punish tramps" approved April thirtieth one thousand eight hundred and seventy-nine

Sections one and two of an act entitled "An act for the protection of the aids to navigation established by the authority of the United States lighthouse board within the state of Pennsylvania" approved May thirteenth one thousand eight hundred and seventy-nine

An act entitled "A supplement to section sixty-eight of an act entitled 'An act to consolidate revise and amend the penal laws of the commonwealth of Pennsylvania' passed March Anno Domini one thousand eight hundred and sixty in relation to the violation of sepulchres in this commonwealth" approved May nineteenth one thousand eight hundred and seventy-nine

An act entitled "An act to define the terms sodomy and buggery as used in the laws of this commonwealth" approved June eleventh one thousand eight hundred and seventy-nine

Section one of an act entitled "An act to prevent the burning of the woods in any of the counties of this commonwealth" approved June eleventh one thousand eight hundred and seventy-nine

An act entitled "An act to protect fruit gardens growing crops et cetera and punish trespass" approved June eighth one thousand eight hundred and eighty-one

An act entitled "An act to prohibit the defacing of walls fences and trees by painting posting or otherwise and providing a penalty therefor" approved June eighth one thousand eight hundred and eighty-one

An act entitled "An act to punish frauds upon life insurance companies by agents physicians and others" approved June tenth one thousand eight hundred and eighty-one

An act entitled "An act to prohibit sale to any person under sixteen years of age of deadly weapons gunpowder and explosive substances in the commonwealth of Pennsylvania" approved June tenth one thousand eight hundred and eighty-one

An act entitled "An act declaring that the posesssion as tenant or otherwise at the time of the commission of the offense shall not exempt him from conviction and punishment for arson" approved June tenth one thousand eight hundred and eighty-one

Section nine of an act entitled "An act to abolish the office of the collector of all outstanding or delinquent taxes to authorize and empower the receiver of taxes to collect the delinquent taxes and to provide for the more efficient collection of said delinquent taxes in cities of the first class" approved April nineteenth one thousand eight hundred and eighty-three

Section three of an act entitled "An act to enforce the provisions of the seventeenth article of the constitution relative to railroads and canals" approved June fourth one thousand eight hundred and eighty-three

An act entitled "An act to prevent the obstruction of the navigable streams of this Commonwealth" approved June thirteenth one thousand eight hundred and eighty-three

An act entitled "An act to prohibit political parties committees or members thereof from assessing upon or demanding from public officials contributions for political purposes in the several counties of this Commonwealth" approved June thirteenth one thousand eight hundred and eighty-three

An act entitled "An act to enable officers soldiers sailors and marines of the United States army or navy to recover possession of their commissions or discharges and providing a fine and punishment for withholding the same from the owners thereof" approved April thirtieth one thousand eight hundred and eighty-five

Section eighteen of an act entitled "An act to provide for the incorporation and regulation of natural gas companies" approved May twenty-ninth one thousand eight hundred and eighty-five

An act entitled "An act to punish co-partners for fraudulently appropriating the property or using the name of the co-partnership corporation or association" approved June third one thousand eight hundred and eighty-five

An act entitled "An act to punish defraulting tax collectors" approved June third one thousand eight hundred and eighty-five

An act entitled "An act to make it a misdemeanor for any member of a co-partnership firm or association to keep fraudulent accounts or destroy or mutilate the books of the co-partnership firm or association" approved June fourth one thousand eight hundred and eighty-five

An act entitled "An act to prevent the establishment of joints booths or other places for the smoking or other use of opium" approved June tenth one thousand eight hundred and eighty-five

An act entitled "An act to prohibit the manufacture and sale of toy deadly weapons in the Commonwealth of Pennsylvania" approved June eleventh one thousand eight hundred and eighty-five

An act entitled "A supplement to an act to consolidate revise and amend the penal laws of the commonwealth approved the thirty-first day of March Anno Domini one thousand eight hundred and sixty" approved June twenty-third one thousand eight hundred and eighty-five

An act entitled "An act to prevent the wilfully cutting mutilating or otherwise injuring any book volume map chart magazine newspaper painting engraving or statuary in public libraries museums or galleries" approved June twenty-third one thousand eight hundred and eighty-five

An act entitled "An act for the protection of livery stable keepers" approved March twenty-second one thousand eight hundred and eighty-seven

Section fifty-three of an act entitled "'An act to provide for the organization discipline and regulation of the National Guard of Pennsylvania" approved April thirteenth one thousand eight hundred and eighty-seven

An act entitled "An act to prevent and punish the making and dissemination of obscene literature and other immoral and indecent matter" approved May sixth one thousand eight hundred and eighty-seven

An act entitled "An act to prevent the mutilation destruction tearing down or removing of any show bills placard programme poster or other advertisement" approved May sixth one thousand eight hundred and eighty-seven

An act entitled "A supplement to an act entitled 'An act to consolidate revise and amend the penal laws of this commonwealth' approved the thirty-first day of March one thousand eight hundred and sixty amending the ninety-first section thereof defining rape and carnal knowledge of female children and prescribing the penalty thereof" approved May nineteenth one thousand eight hundred and eighty-seven

An act entitled "An act to provide civil rights for all people regardless of race or color" approved May nineteenth one thousand eight hundred and eighty-seven

An act entitled "An act to punish false pretenses in obtaining registration of cattle and other animals and to

punish false pedigrees" approved May nineteenth one thousand eight hundred and eighty-seven

An act entitled "An act to amend an act entitled 'An act to prevent the wilfully cutting marking mutilating or otherwise injuring any book volume map chart newspaper painting engraving or statuary in public libraries museums or galleries' approved June twenty-third one thousand eight hundred and eighty-five extending the provisions thereof to libraries museums or galleries attached to or controlled by institutions incorporated under the laws of this Commonwealth" approved May nineteenth one thousand eight hundred and eighty-seven

An act entitled "An act relating to saw logs and lumber floating in or lodged upon the banks of rivers and streams of this Commonwealth" approved May twenty-third one thousand eight hundred and eighty-seven

An act entitled "A supplement to an act entitled 'An act to consolidate revise and amend the penal laws of this Commonwealth' approved the thirty-first of March one thousand eight hundred and sixty relating to breaking or entering cars or locomotives and providing penalties therefor" approved May twenty-third one thousand eight hundred and eighty-seven

Section four of an act entitled "An act to authorize the councils of cities of the first class of the Commonwealth to appropriate annually a sum not exceeding five hundred dollars for the support and maintenance of each company of the National Guard using or occupying an armory building room or quarters within said cities in addition to the annual appropriation by the legislature" approved May twenty-fourth one thousand eight hundred and eighty-seven

Section five of an act entitled "An act to authorize the Adjutant General to supply the posts of the Grand Army of the Republic and the camps of the Sons of Veterans United States America located within the state with such arms and accoutrements as may belong to the state and not be necessary for the equipment of the National Guard" approved June first one thousand eight hundred and eighty-seven

Section three of an act entitled "An act for the encouragement of forest culture and providing penalties for the injury and destruction of forests" approved June first one thousand eight hundred and eighty-seven

Section nineteen of an act entitled "An act to encourage and authorize the formation of cooperative associations productive and distributive by farmers mechanics laborers and other persons" approved June seventh one thousand eight hundred and eighty-seven

An act entitled "An act to prevent persons from unlawfully using or wearing the insignia or rosette of the military order of the Loyal Legion of the United States or the badge or button of the Grand Army of the Republic or the badge or shield of the Union Veteran Legion" approved March eighth one thousand eight hundred and eighty-nine

Sections one three and five of an act entitled "An act to prevent and punish the wrongful use or detention or misappropriation of milk cans butter tubs and market boxes from the owners thereof and the mutilation or obliteration of the name or residence of the owner of such cans tubs or boxes" approved May fourth one thousand eight hundred and eighty-nine

An act entitled "An act to prohibit the sale of cigarettes to persons under the age of sixteen years and prescribing the punishment for the same" approved May seventh one thousand eight hundred and eighty-nine

An act entitled "An act prohibiting the printing or circulating of publications offering for sale et cetera counterfeit coin paper money et cetera" approved May eighth one thousand eight hundred and eighty-nine

An act entitled "An act forbidding the refilling of or dealing or trafficking in registered bottles by persons other than the owners thereof without the written permission of the owner declaring it to be a misdemeanor so to do imposing a penalty therefor and providing what shall be prima faci proof thereof" approved May eighth one thousand eight hundred and eighty-nine

An act entitled "An act relating to the receiving of deposits by insolvent bankers brokers or any officer of a bank national state or private defining the offense and providing a punishment therefor" approved May ninth one thousand eight hundred and eighty-nine

An act entitled "An act to provide for the punishment of persons injuring or defacing statues and monuments erected by authority of or within the Commonwealth altering defacing or adding to the inscriptions thereon" approved May ninth one thousand eight hundred and eighty-nine

Sections six and seven of an act entitled "An act to authorize the chartering of associations of employees and to provide punishment for the fraudulent appropriation or use of their money" approved May thirteenth one thousand eight hundred and eighty-nine

Sections eight nine eleven twelve and fourteen of article four of an act entitled "An act providing for the incorporation and government of cities of the third class" approved May twenty-third one thousand eight hundred and eighty-nine

An act entitled "An act defining the offense of taking a human life through the wilful and malicious wrecking of cars and locomotives upon railroads in this commonwealth" approved May twenty-sixth one thousand eight hundred and ninety-one

An act entitled "An act amending section seventy-six of an act to consolidate revise and amend the penal laws of this commonwealth approved March thirty-first one thousand eight hundred and sixty increasing the maximum punishment for the first conviction of murder in the second degree to twenty years" approved April fourteenth one thousand eight hundred and ninety-three

An act entitled "An act relative to the appointing of special deputies marshals or policemen by sheriffs mayors or the persons authorized by law to make such appointments and by individuals associations or corporations incorporated under the laws of this State or any other State of the United States making it a misdemeanor for persons to exercise the functions of such officers without authority" approved May twenty-ninth one thousand eight hundred and ninety-three

An act entitled "An act to provide for the punishment of persons wilfully procuring the publication of false statements" approved June third one thousand eight hundred and ninety-three

An act entitled "An act to amend the one hundred and eightieth section of an act entitled 'An act to consolidate revise and amend the penal laws of this commonwealth' approved the thirty-first day of March one thousand eight hundred and sixty so as to make the said section applicable to all penal laws of this Commonwealth" approved June third one thousand eight hundred and ninety-three

An act entitled "An act to prevent entering of trotting or pacing horses out of their classes" approved June sixth one thousand eight hundred and ninety-three

An act entitled "An act to punish pool-selling receiving and transmitting bets or aiding in pool-selling or betting" approved May twenty-second one thousand eight hundred and ninety-five

An act entitled "An act to prohibit giving and raising a false alarm of fire in the Commonwealth of Pennsylvania approved May twenty-second one thousand eight hundred and ninety-five

An act entitled "An act to amend an act entitled 'An act to protect fruit gardens growing crops grass et cetera and punish trespass' approved the eighth day of June Anno Domini one thousand eight hundred and eighty-one so as to protect berries and nuts by punishing trespass" approved June eighteenth one thousand eight hundred and ninety-five

An act entitled "An act to prohibit the illicit conveyance of articles into and from the Pennsylvania Industrial Reformatory" approved June twenty-fourth one thousand eight hundred and ninety-five

An act entitled "An act declaring it to be a misdemeanor to trespass on certain enclosed land of a water company and providing that any watchman of a water company or any constable or policeman duly authorized to make arrests may arrest without warrant" approved June twenty-fourth one thousand eight hundred and ninety-five

An act entitled "An act to prevent the pollution of the waters of streams supplying centers of population by the use of land for burial purposes within prescribed limits" approved June twenty-fourth one thousand eight hundred and ninety-five

An act entitled "An act to amend an act entitled 'An act to prevent persons from unlawfully using or wearing the insignia or rosette of the military order of the Loyal Legion of the United States or the badge or button of the Grand Army of the Republic or the badge or shield of the Union Veteran Legion and providing for the summary con-

viction of offenders under the same" approved June twenty-fifth one thousand eight hundred and ninety-five

An act entitled "An act for the protection of railroad travellers defining the crime of train robbery and punishing the same" approved June twenty-fifth one thousand eight hundred and ninety-five

An act entitled "An act to prohibit exhibitions of physical or mental deformities in certain public places" approved June twenty-fifth one thousand eight hundred and ninety-five

An act entitled "An act to prevent the interference of unauthorized persons with electrical conductors and electrical appliances and machinery of companies using generating or supplying electricity for light heat or power" approved June twenty-fifth one thousand eight hundred and ninety-five

An act entitled "An act to protect the property of natural gas companies and other furnishers of gas and the interest of consumers of gas" approved June twenty-sixth one thousand eight hundred and ninety-five

An act entitled "An act punishing the printing posting and distributing any libelous circulars or poster or other written or printed paper" approved June twenty-sixth one thousand eight hundred and ninety-five

An act entitled "An act to amend an act entitled 'An act to prevent any life insurance company or agent thereof doing business in Pennsylvania from making or permitting any distinction or discrimination in favor of individuals between insurants of the same class and equal expectation of life in the amount or payment of premiums or rates charged for policies of life or endowment insurance and providing a penalty for violation thereof' approved the seventh day of May Anno Domini one thousand eight hundred and eighty-nine extending its provisions so as to include insurants and enlarging the penalty for the violation thereof" approved July second one thousand eight hundred and ninety-five

An act entitled "An act to protect the American flag from insult and degradation" approved April twenty-ninth one thousand eight hundred and ninety-seven

An act entitled "An act to prohibit any person from falsely representing himself to be or falsely assuming to act as a detective or any elective or appointed officer within the commonwealth of Pennsylvania and prescribing the penalty therefor" approved May fifth one thousand eight hundred and ninety-seven

An act entitled "An act to prevent and punish the loan gift sale or distribution of indecent or immoral writings printings pictures photographs or representations of all matters of an indecent or immoral character and of all articles drugs recipes et cetera to prevent conception or to produce unlawful abortion or intended or purporting to be used for such purposes or either of them and also to prevent the advertisement exhibition or publication of the same and to authorize the seizure and destruction of all such matters" approved May twelfth one thousand eight hundred and ninety-seven

An act entitled "An act for the protection of public school houses and other buildings used and occupied for property" approved May nineteenth one thousand eight hundred and ninety-seven

An act entitled "An act punishing the sending of anonymous communications of a libelous defamatory scurrilous or opprobrious nature" approved May twenty-fifth one thousand eight hundred and ninety-seven

An act entitled "An act to amend an act making it a misdemeanor to levy blackmail or extort money or other valuable thing by threats charges or accusations and fixing the penalty therefor" approved May twenty-seventh one thousand eight hundred and ninety-seven

An act entitled "An act to protect employees of corporations in their right to form join or belong to labor organizations by prescribing penalties for any interference therewith" approved June fourth one thousand eight hundred and ninety-seven

An act entitled "An act to prevent the wearing of the badge or button of any labor or fraternal organization by others than members and fixing a penalty for the same" approved June tenth one thousand eight hundred and ninety-seven

An act entitled "An act for the better protection of employees in and about the coal mines by preventing mine superintendents mine foremen and assistants from receiving or soliciting any sums of money or other valuable consideration from men while in their employ and providing a penalty for violation of the same" approved June fifteenth one thousand eight hundred and ninety-seven

An act entitled "An act to regulate the sale of goods marked 'gold' or 'solid gold'" approved June fifteenth one thousand eight hundred and ninety-seven

An act entitled "An act to regulate the sale of goods marked 'sterling' or 'sterling silver' or 'coin' or 'coin silver'" approved June twenty-second one thousand eight hundred and ninety-seven

An act entitled "An act making it a misdemeanor for persons to obtain or attempt to obtain positions of trust or solicit alms by fraud or misrepresentation and providing a penalty for the same" approved June twenty-second one thousand eight hundred and ninety-seven

An act entitled "An act making unlawful the willful injury to or destruction of side paths in this commonwealth declaring such injury to be a misdemeanor and providing for the punishment thereof" approved April twenty-eighth one thousand eight hundred and ninety-nine

An act entitled "An act to punish the buying or receiving of junk rope scrap iron brass or other metals from minors unknown or irresponsible parties" approved May fifth one thousand eight hundred and ninety-nine

Section two of an act entitled "An act to establish a Department of Forestry to provide for its proper administration to regulate the acquisition of land for the Commonwealth and to provide for the control protection and maintenance of forestry reservations by the Department of Forestry" approved February twenty-fifth one thousand nine hundred and one

An act entitled "An act amending the second section of an act entitled 'A supplement to an act to consolidate revise and amend the penal laws of this Commonwealth' approved the thirty-first day of March one thousand eight hundred and sixty approved the twenty-second day of April one thousand eight hundred and sixty-three increasing the penalty thereof" approved March thirteenth one thousand nine hundred and one

Sections one and four of an act entitled "An act relating to criminal prosecutions and civil suits for libel and repealing the act entitled 'An act relating to libel and its punishment' approved July first one thousand eight hundred and ninety-seven" approved April eleventh one thousand nine hundred and one

An act entitled "An act to punish kid-nappers their aiders assistors and abettors" approved April fourth one thousand nine hundred and one

An act entitled "An act to define and punish the crime of giving or administering any drug narcotic or anaesthetic agent to persons by mixing the same with any food or drink with felonious intent" approved April twenty-fourth one thousand nine hundred and one

An act entitled "An act to protect children and making it a misdemeanor to place free or trial samples of medicine dyes ink coloring or polishing compounds in any form where children can secure the same" approved May second one thousand nine hundred and one

An act entitled "An act to prevent burgesses and councilmen of the several boroughs within this Commonwealth from soliciting or receiving bribes and to punish any person who may offer to bribe the same" approved May second one thousand nine hundred and one

An act entitled "An act to amend an act approved the twenty-fifth day of June Anno Domini one thousand eight hundred and ninety-five 'Creating and defining the offense of disorderly conduct by persons on the public highways roads streets lanes alleys parks squares or commons of the Commonwealth or near thereto and fixing penalties for committing such offense so as to provide for the right of appeal" approved May second one thousand nine hundred and one

An act entitled "An act prohibiting the public presentation for profit of unpublished dramatic plays and musical compositions without consent of the authors thereof and providing punishment for violation of the provisions of this Act" approved May twenty-ninth one thousand nine hundred and one

An act entitled "An act relating to the arrest and punishment of professional thieves burglars and pick-pockets" approved June seventh one thousand nine hundred and one

An act entitled "An act to prohibit the manufacture and

sale of fire crackers containing dynamite" approved June nineteenth one thousand nine hundred and one

An act entitled "An act to prevent the importation and selling in the Commonwealth of Pennsylvania of dressed carcasses of lamb and sheep with the hoofs on" approved June twentieth one thousand nine hundred and one

An act entitled "An act making it a misdemeanor for any person connected with any line of telegraph or telephone within this State to use or cause to be used or make known or cause to be made known or in any manner divulge the contents of any telegraphic or telephonic dispatch and prescribing the punishment therefor" approved July tenth one thousand nine hundred and one

An act entitled "An act to prevent bigamous marriages defining same and declaring same misdemeanors fixing the punishment declaring certain marriages void exempting certain persons from the penalties marking out limits of time within which the prosecution must be brought and repealing inconsistent acts" approved March twenty-seventh one thousand nine hundred and three

An act entitled "An act making it a misdemeanor for persons to unlawfully use or wear any insignia or button of any association society or trades union" approved March twenty-seventh one thousand nine hundred and three

Section three of an act entitled "An act to amend sections two and three of an act entitled 'An act to provide for the adoption of trade marks labels symbols or private stamps by any incorporated or unincorporated association or union of working-men and to regulate the same' approved March twenty-one Anno Domini one thousand eight hundred and ninety-five amended by an act approved May second Anno Domini one thousand nine hundred and one" approved April third one thousand nine hundred and three

An act entitled "An act for the protection of the health of persons addicted to the smoking of cigarettes and imposing a fine for the violation of its provisions" approved April fourth one thousand nine hundred and three

An act entitled "An act prohibiting athletic exhibitions of longer duration than twelve hours in every calendar day" approved April eleventh one thousand nine hundred and three

An act entitled "An act to prohibit the discharge of flobert rifles air guns spring guns in cities and boroughs of this Commonwealth" approved April fifteenth one thousand nine hundred and three

An act entitled "An act to amend an act approved the twenty-eighth day of June one thousand eight hundred and eighty-five entitled 'A supplement to an act to consolidate revise and amend the penal laws of this Commonwealth' approved the thirty-first day of March one thousand eight hundred and sixty prohibiting the disposing of property to defraud creditors and prohibiting the removing of any property out of any county to prevent the same from being levied upon or sold on execution" approved April twenty-second one thousand nine hundred and three

An act entitled "An act to prevent officers or members of boards of managers of institutions receiving appropriations of State money from selling supplies to such institutions or acting as agent for sale of the same" approved April twenty-third one thousand nine hundred and three

An act entitled "An act to amend Section one hundred and fifty-four of the act of March twenty-one one thousand eight hundred and sixty entitled 'An act to consolidate revise and amend the penal laws of this Commonwealth'" approved April twenty-fourth one thousand nine hundred and three

An Act entitled "An act to prevent and punish the stealing of wire forming part of a line for the transmission of electricity" approved March eighth one thousand nine hundred and five

An act entitled "An act making it a misdemeanor for persons to have in their possession certain mechanical devices or tools commonly called 'burglar tools' and prescribing the punishment thereof" approved March fourteenth one thousand nine hundred and five

An act entitled "An act to amend an act entitled 'An act for the protection of the health of persons addicted to the smoking of cigarettes and imposing a fine for the violation of its provisions' approved April fourth Anno Domini one thousand nine hundred and three" approved March sixteenth one thousand nine hundred and five

An act entitled "An act to prohibit the sale or use of certain fireworks firecrackers pistols explosive canes and ammunition and providing penalties for violations thereof" approved March twenty-fourth one thousand nine hundred and five

An act entitled "An act providing for the punishment of male persons frequenting bawdy houses or taking money or other valuable things from the proprietress or inmate thereof" approved April eighteenth one thousand nine hundred and five

An act entitled "An act to prevent the buying and selling of infant children and providing for the punishment therefor" approved April eighteenth one thousand nine hundred and five

An act entitled "An act to prohibit the throwing of waste paper sweepings ashes household waste nails or rubbish of any kind into any street in any city borough or township in this Commonwealth or to disturb the contents of any receptacle placed upon any street or sidewalk for collection" approved April twentieth one thousand nine hundred and five

An act entitled "An act to amend an act entitled 'An act to consolidate revise and amend the penal laws of this Commonwealth' approved the thirty-first day of March one thousand eight hundred and sixty and supplement thereto providing for the punishment of persons committing or attempting to commit a felony with explosives" approved April twenty-second one thousand nine hundred and five

An act entitled "An act to prohibit the fraudulent use of the name or title of secret fraternities societies orders or organizations also prohibiting the fraudulent wearing or using of any emblem badge button or insignia of such secret fraternal organization and fixing the penalty for violation of this act" approved March twenty-eighth one thousand nine hundred and seven

An act entitled "An act making false statements reports entries in books and exhibiting false papers of any bank trust company or building and loan association a misdemeanor" approved May eighth one thousand nine hundred and seven

An act entitled "An act to prohibit the depositing casting throwing or placing of packages parcels or samples of medicines or candies in the houses buildings porches verandas or on the lawns lands streets or public highways within this Commonwealth and prescribing penalties for the violation thereof" approved May eighth one thousand nine hundred and seven

An act entitled "An act to prevent and punish the desecration of the flag of the United States and of this State" approved May twenty-third one thousand nine hundred and seven

Sections two and three of an act entitled "An act to provide for the better protection of children under the age of sixteen years and providing punishment for the violation thereof" approved May twenty-ninth one thousand nine hundred and seven

An act entitled "An act providing for the protection of minor children and providing penalties for the violation thereof" approved March twenty-fourth one thousand nine hundred and nine

An act entitled "An act prohibiting the buying having or receiving of stolen property in the Commonwealth of Pennsylvania and providing for the punishment thereof" approved April twenty-third one thousand nine hundred and nine

An act entitled "An act making it a misdemeanor for any president vice-president cashier treasurer secretary teller bookeeper clerk employee or agent of any mutual savings bank savings bank bank of discount and deposit trust company title insurance company surety company of safe deposit company incorporated under the laws of this Commonwealth or of any private bank or unincorporated association receiving deposits of money or of any building and loan association incorporated under the laws of this Commonwealth or authorized to do business therein his or their aiders and abettors to embezzle abstract or wilfully misapply any of the moneys funds or credits of such institution or to issue certificates of deposit draw any order or bill of exchange make any acceptance assign any note bond draft bill of exchange mortgage judgment or other instrument in writing without authority from the directors of such instituton with intent to deceive or defraud or to make a false entry in the books reports or statements thereof with like intent prescribing penalties and authorizing the Banking Commissioner to institute prosecutions" approved April twenty-third one thousand nine hundred and nine

An act entitled "An act making it a misdemeanor for any person to make utter circulate or transmit false or

derogatory statements affecting the solvency or financial standing of any bank banking house banking company trust company surety company guaranty company title insurance company or other financial institution in this Commonwealth and providing penalties for violation of this act" approved April twenty-third one thousand nine hundred and nine

An act entitled "An act making it a misdemeanor to destroy remove or deface any sign erected on or near by a highway for the guidance of the public and providing for the punishment of violations of this act" approved April twenty-third one thousand nine hundred and nine

An act entitled "An act for the protection of livery stable keepers and fixing a penalty for any violation thereof" approved April twenty-seventh one thousand nine hundred and nine

An act entitled "An act to prevent the inducing enticing or procuring or attempting to induce entice or procure into the Commonwealth of Pennsylvania any woman or girl for immoral purposes and providing a punishment for the violation thereof" approved May first one thousand nine hundred and nine

An act entitled "An act making it a misdemeanor for any officer of this Commonwealth to authorize to be paid or for the State Treasurer to pay any money out of the State Treasury except in accordance with the provisions of an act of Assembly specifying the amount and purpose of the expenditure of for any officer of this Commonwealth to authorize to be paid or for the State Treasurer to pay any money out of the State Treasury in excess of the amount of such specific appropriation and providing penalties for the violation thereof" approved May eleventh one thousand nine hundred and nine

An act entitled "An act to regulate the amusement and places of public amusement in this Commonwealth by prohibiting any dramatic theatrical operatic or vaudeville exhibition or the exhibition of any fixed or moving pictures of a lascivious sacrilegious obscene indecent or immoral nature or character and providing penalties for the violation thereof" approved April thirteenth one thousand nine hundred and eleven

An act entitled "An act to protect the dignity and honor of the uniform of the United States in the State of Pennsylvania and providing a penalty for any violation thereof" approved May fifth one thousand nine hundred and eleven

An act entitled "An act to protect the State Forest Reserves and providing punishment for the violation thereof" approved May fifth one thousand nine hundred and eleven

An act entitled "An act to prohibit the bringing into prisons of all weapons or other implements which may be used to injure any convict or person or in assisting any convict to escape punishment or the selling of furnishing of same to convicts to prohibit the bringing into prisons of all spirituous or fermented liquors drugs medicines poisons opium morphine or any other kind or character of narcotics or the giving selling or furnishing of spirituous or fermented liquor drugs medicines poisons opium morphine or any other kind or character of narcotics or bringing into or taking out letters notes money or contrabrand of any kind whatsoever and providing a penalty for the violation thereof" approved May eleventh one thousand nine hundred and eleven

An act entitled "An act to regulate the use of fire crackers fire works blank cartridges pellets tablets et cetera in any county in this Commonwealth and providing penalties for the violation thereof" approved June first one thousand nine hundred and eleven

An act entitled "An act defining what shall constitute the offense of malicious injury to railroads providing the punishment thereof fixing the punishment in case of loss of life as a result of such offense and repealing Sections one hundred and forty-two and one hundred and forty-three of the act approved the thirty-first day of March Anno Domini one thousand eight hunderd and sixty entitled 'An act to consolidate revise and amend the penal laws of this Commonwealth' and an act approved the twenty-sixth day of May Anno Domini one thousand eight hundred and ninety-one entitled 'An act defining the offense of the taking of human life through the wilful and malicious wrecking of cars and locomotives upon the railroads of this Commonwealth'" approved June first one thousand nine hundred and eleven

An act entitled "An act to restrain and regulate the sale and manufacture of certain fire crackers fire-works and certain explosive materials used in canes cannons pistols or any toy and providing penalties for the violation thereof" approved June first one thousand nine hundred and eleven

An act entitled "An act to amend an act entitled 'An act making the wilful and malicious taking or removal of the waste or packing from out any journal box or boxes of any locomotive engine tender carriage coach car caboose or truck used or operated upon any railroad whether the same be operated by steam or electricity a felony and providing penalties therefor' approved the tenth day of June Anno Domini one thousand nine hundred and one so as to include brasses or the air-appliances" approved June first one thousand nine hundred and eleven

An act entitled "An act for the protection of shade and fruit trees growing on or along any highway street or road" approved June seventh one thousand nine hundred and eleven

An act entitled "An act defining and prohibiting pandering providing penalties for violation thereof and regulating competency of certain evidence at the trial thereof" approved June seventh one thousand nine hundred and eleven

An act entitled "An act to punish the interference or the permitting of interference of unauthorized persons with fhe electrical conductors electrical appliances and machinery electric meters and other apparatus of companies using generating or supplying electricity for light heat or power and to punish any consumer of electricty for knowingly having in his possession or under his control any electric meter that has been tampered with or prevented from duly registering and providing penalties therefor" approved June eighth one thousand nine hundred and eleven

An act entitled "An act making it a misdemeanor for an officer or employee of any employer of labor in Pennsylvania to solicit demand or receive directly or indirectly from any person any moneys or other valuable thing for the purpose actual or alleged of either obtaining for the latter employment in the service of the said employer or continued in said employment and providing for the punishment thereof on conviction" approved June ninth one thousand nine hundred and eleven

An act entitled "An act making it a misdemeanor to intimidate levy blackmail or extort money or other valuable thing or attempt so to do from any person and providing punishment therefor" approved June ninth one thousand nine hundred and eleven

An act entitled "An act to protect trees and woodlands and providing punishment for the violation thereof" approved June ninth one thousand nine hundred and eleven

An act entitled "An act providing for the protection of owners of animals of vehicles and providing penalties for the violation theerof" approved June thirteenth one thousand nine hundred and eleven

An act entitled "An act to amend an act approved the first day of June one thousand nine hundred and eleven entitled 'An act defining what shall constitute the offense of malicious injury to railroads providing a punishment therefor fixing the punishment in case of loss of life as a result of such offense and repealing Sections one hundred and forty-two and one hundred and forty-three of an act approved the thirty-first day of March Anno Domini one thousand eight hundred and sixty entitled "An act to consolidate revise and amend the penal laws of this Commonwealth" and an act approved the twenty-sixth day of May Anno Domini one thousand eight hundred and ninety-one entitled "An act defining the offense of taking human life through the wilful and malicious wrecking of cars and locomotives upon railroads in this Commonwealth"'" approved May ninth one thousand nine hundred and thirteen

An act entitled "An act relating to extortion and attempted extortion by threats and fixing a penalty therefor" approved May nineteenth one thousand nine hundred and thirteen

An act entitled "An act to amend Section one of an act approved the twenty-first day of Mav one thousand nine hundred and one entitled 'An act creating and defining the offense of disorderly conduct by persons on railroad and railway cars public or private parks and picnic grounds kept for the amusement of the public in this Commonwealth and fixing the penalties for the commission of such offenses' and imposing duties on conductors" approved May nineteenth one thousand nine hundred and thirteen

An act entitled "An act for the protection of keepers of garages or automobile shops and providing a penalty for the removal of automobiles from the said garage or shop with intent to defraud the keepers or owners" approved June fifth one thousand nine hundred and thirteen

An act entitled "An act to further protect the rights and liberty of the people of this Commonwealth when under arrest upon a bailable criminal charge making its infraction a misdemeanor and providing punishment therefor" approved April ninth one thousand nine hundred and fifteen

Section fifty-eight of an act entitled "An act providing for the organization discipline maintenance and regulation of the militia of the Commonwealth" approved April ninth one thousand nine hundred and fifteen

An act entitled "An act relating to balloons and imposing a penalty" approved May sixth one thousand nine hundred and fifteen

An act entitled "An act to\prohibit the unauthorized use of certain containers in the sale exchange or delivery of milk cream or their products or any other products and prescribing penalties" approved May seventeenth one thousand nine hundred and seventeen

An act entitled "An act making the fraudulent conversion of property or the proceeds of property a misdemeanor prescribing the penalties therefor and regulating the procedure therein" approved May eighteenth one thousand nine hundred and seventeen

An act entitled "An act regulating the conduct and prescribing the duties of drivers or operators of automobiles motorcycles or other vehicles on public highways who shall injure any person or persons by so doing on said highway and providing penalties for violations of this act" approved May twenty-fourth one thousand nine hundred and seventeen

Section thirty-two of an act entitled "An act providing for the organization government discipline maintenance and regulation of an additional armed land force for the defense of the Commonwealth of Pennsylvania during any war in which the United States may become engaged" approved June twenty-second one thousand nine hundred and seventeen

An act entitled "An act making it a misdemeanor to take remove steal or destroy any seed or plants after the same have been sown or planted" approved June twenty-eighth one thousand nine hundred and seventeen

An act entitled "An act amending Section one of the act of June twenty-third one thousand eight hundred and eighty-five (Pamphlet Laws one hundred and forty-five) entitled 'An act to protect oil gas and water wells tanks pipes and machinery connected therewith and to prevent wilful and malicious injury thereto' extending the provisions thereof to reservoirs stand pipes pumping stations power houses and other buildings or appliances used for the supply of water or electric current" approved July sixth one thousand nine hundred and seventeen

An act entitled "An act to prohibit the use of cannon guns revolvers or other explosive devices at wedding ceremonies and providing a penalty" approved July eleventh one thousand nine hundred and seventeen

An act entitled "An act defining sodomy and prescribing penalties for the commission of sodomy assault with intent to commit sodomy and solicitation to commit sodomy" approved July sixteenth one thousand nine hundred and seventeen

An act entitled "An act to amend the first Section of an act approved the eighteenth day of April Anno Domini one thousand nine hundred and five entitled 'An act for the better regulation of public poolrooms billiard-rooms bowling and tenpin alleys in the Commonwealth of Pennsylvania' and to regulate the time for closing the same" approved July seventeenth one thousand nine hundred and seventeen

An act entitled "An act to amend Section one hundred of an act approved the thirty-first day of March one thousand eight hundred and sixty (Pamphlet Laws three hundred eighty-two) entitled 'An act to consolidate revise and amend the penal laws of this Commonwealth'" approved April eighteenth one thousand nine hundred and nineteen

An act entitled "An act declaring it a misdemeanor for any maker or drawer with intent to defraud to make or draw or utter or deliver any check draft or order when such person has not sufficient funds in or credit with the depository upon which the same is drawn" approved April eighteenth one thousand nine hundred and nineteen

An act entitled "An act to prevent the felonious taking and stealing of motor vehicles and the receiving and purchasing of stolen motor vehicles" approved May first one thousand nine hundred and nineteen

Sections seven and eight of an act entitled "An act to amend and revise an act entitled 'An act providing for the incorporation and government of cities of the third class regulating the nomination and election of municipal officers therein and repealing cancelling and extending existing laws in relation thereto' approved the twenty-seventh day of June Anno Domini one thousand nine hundred and thirteen enlarging changing modifying and defining certain of the powers of cities of the third class" approved May twenty-seventh one thousand nine hundred and nineteen

An act entitled "An act making it a felony to receive or assist in receiving or bringing into the Commonwealth of Pennsylvania any stolen property and fixing a penalty" approved June twentieth one thousand nine hundred and nineteen

An act entitled "An act defining sedition and prescribing the punishment therefor" approved June twenty-sixth one thousand nine hundred and nineteen

An act entitled "An act declaring it a felony to wilfully and maliciously burn or cause to be burned or to set fire to or attempt to set fire to any motor vehicle" approved July seventh one thousand nine hundred and nineteen

An act entitled "An act prohibiting advertisements relating to the treatment of disease of the generative organs and prescribing penalties" approved July twenty-first one thousand nine hundred and nineteen

An act entitled "An act making it a misdemeanor for persons to unlawfully use or wear the insignia or buttons of the American Legion or the official decorations of said organization" approved March thirty-first one thousand nine hundred and twenty-one

An act entitled "An act making it unlawful to accept or offer inducements to procure a defeat in any athletic contest" approved April thirteenth one thousand nine hundred and twenty-one

An act entitled "An act making it unlawful to turn in or sound false alarms of fire and to meddle or interfere with or break or destroy any fire alarm telegraph system" approved April thirteenth one thousand nine hundred and twenty-one

An act entitled "An act prohibiting advertisements of cures or medicines relating to venereal diseases and certain sexual disorders and prescribing the penalties" approved April twenty-first one thousand nine hundred and twenty-one

An act entitled "An act making it unlawful to give or offer money to secure proxies for use at meetings of insurance companies" approved May fifth one thousand nine hundred and twenty-one

Section three of an act entitled "An act to supplement an act entitled 'An act authorizing the erection and construction by counties of memorial halls in memory of soldiers sailors and marines of such counties providing for an election to determine whether such hall shall be erected providing for the purchase and condemnation of property for such purposes regulating the use of such halls and providing for the maintenance and care of the same by a board of control at the expense of the county approved the seventeenth day of March one thousand nine hundred and twenty-one by providing for the planting of memorial trees and prescribing penalties" approved May fifth one thousand nine hundred and twenty-one

An act entitled "An act to amend section one of the act approved the twenty-sixth day of June one thousand nine hundred and nineteen entitled 'An act defining sedition and prescribing the punishment therefor" approved May tenth one thousand nine hundred and twenty-one

Sections two three and four of an act entitled "An act defining a private game preserve and making it a misdemeanor to enter such preserve for certain purposes or to break injure or destroy the enclosure of the same and fixing penalties" approved May tenth one thousand nine hundred and twenty-one

Section thirty-nine of an act entitled "An act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth" approved May seventeenth one thousand nine hundred and twenty-one

An act entitled "An act to amend an act approved the ninth day of May one thousand nine hundred and thirteen

(Pamphlet Laws one hundred and ninety-eight) entitled 'An act prohibiting the furnishing by gift sale or otherwise of cigarettes or cigarette paper to minors requiring minors to divulge where and from whom cigarettes or cigarette paper have been obtained and providing penalties for violation of this act' providing for the punishment of first and second offenses by summary conviction and fine" approved May seventeenth one thousand nine hundred and twenty-one

An act entitled "An act giving additional protection to human beings in this Commonwealth and imposing penalties upon those who may shoot at or wound or kill a human being in mistake for either game or other wild creatures" approved May twentieth one thousand nine hundred and twenty-one

An act entitled "An act to amend section fifty-five of an act approved the thirty-first day of March one thousand eight hundred and sixty (Pamphlet Laws three hundred and eighty-two) entitled 'An act to Consolidate Revise and amend the Penal Laws of this Commonwealth'" approved March twenty-sixth one thousand nine hundred and twenty-three

An act entitled "An act to amend an act approved the thirty-first day of March one thousand nine hundred and twenty-one (Pamphlet Laws seventy-eight) entitled 'An act to prohibit the speeding and racing of certain motor vehicles to fires the parking of motor vehicles in the vicinity of fires and the driving of motor vehicles over lines of hose' by extending the provisions thereof to all vehicles" approved April twenty-sixth one thousand nine hundred and twenty-three

An act entitled "An act making unlawful the wearing of the discharge button issued by the United States Government by any person not entitled to wear the same" approved May ninth one thousand nine hundred and twenty-three

Section thirteen of an act entitled "An act providing compensation for the residents of this Commonwealth who served in the military or naval forces of the United States during the World War imposing certain duties on the Adjutant General making an appropriation and repealing inconsistent legislation" approved May sixteenth one thousand nine hundred and twenty-three

Sections five six eight eleven and twelve of an act entitled "An act to assure to persons within the jurisdiction of every county the equal protection of the laws by providing for their removal from the county and their trial in certain criminal cases by a court of quarter sessions of the peace or oyer and terminer of another county imposing penalties upon the counties and officers thereof for failure to provide proper protection and upon individuals for interfering with or obstructing the carrying out of the provisions of this act and imposing certain duties upon the Superior Court" approved May nineteenth one thousand nine hundred and twenty-three

An act entitled "An act to amend section seventy-four of the act approved the thirty-first day of March one thousand eight hundred and sixty (Pamphlet Laws three hundred and eighty-two) entitled 'An act to consolidate revise and amend the penal laws of this Commonwealth" approved May twenty-second one thousand nine hundred and twenty-three

An act entitled "An Act prohibiting persons from concealing changing or destroying manufacturers' serial numbers or identification marks upon machines or apparatus or from taking possession of any such machines with the knowledge of such concealment change or destruction and prescribing penalties for violation thereof" approved May thirty-first one thousand nine hundred and twenty-three

Section twenty-four of an act entitled "An act allowing and regulating boxing sparring and wrestling matches and exhibitions establishing a State Athletic Commission making an appropriation therefor and appropriating moneys received for monument and memorial purposes and prescribing penalties" approved June fourteenth one thousand nine hundred and twenty-three

An act entitled "An act prohibiting the purchase sale accepting as a pledge or pawn offering for sale stealing or conversion of medals buttons insignias or decorations granted by the Government of the United States for services in the army navy marine or nurses' corps" approved June twenty-eighth one thousand nine hundred and twenty-three

An act entitled "An act to prohibit the bribing of agents employes or servants and the giving or use of false documents with intent to deceive a principal employer or master to regulate evidence in such proceedings and to provide penalties for violation of this act" approved May twenty-ninth one thousand nine hundred and twenty-three

Section two of an act entitled "An act for the repression of prostitution and assignation making it unlawful to solicit aid or permit prostitution or to use or permit the use of any place for the purpose of prostitution or assignation making certain evidence admissible in proceedings under this act authorizing the commitment of prostitutes to private institutions providing for their parole and prescribing penalties" approved June thirtieth one thousand nine hundred and twenty-three

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. BUCKMAN. Mr. President, I move that Senate Bill No. 208, the bill just read, be recommitted to the Committee on Judiciary General, for the purpose of a hearing.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 216, as follows:

A Joint Resolution ratifying the proposed amendment to the constitution of the United States regulating the labor of persons under eighteen years of age

Whereas the Congress of the United States of America has in due form as prescribed by the constitution of the United States passed the following joint resolution proposing an amendment to the constitution of the United States which proposed amendment is as follows

"Resolved by the Senate and House of Representatives of the United States of America in Congress assembled (two-thirds of each House concurring therein) That the following article is proposed as an amendment to the constitution of the United States which when ratified by the legislatures of three-fourths of the several states shall be valid to all intents and purposes as a part of the constitution

"Section 1 The Congress shall have power to limit regulate and prohibit the labor of persons under eighteen years of age

Section 2 The power of the several states is unimpaired by this article except that the operation of state laws shall be suspended to the extent necessary to give effect to legislation enacted by Congress"

And whereas said resolution has been submitted to the various states of the United States of America for ratification in acordance with the provisions of the constitution of the United States therefore be it

Resolved By the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That the General Assembly of the Commonwealth of Pennsylvania hereby ratifies the above recited amendment to the constitution of the United States of America as proposed in said joint resolution passed by the Congress of the United States in the first session of the sixty-eighth Congress and be it further

Resolved That a certified copy of this resolution be forwarded by the Secretary of the Commonwealth of Pennsylvania to the Secretary of State for the United States of America

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 225, as follows:

An Act to amend section one of an act approved the nineteenth day of February one thousand eight hundred and seventy-three (Pamphlet Laws thirty-six) entitled "An act to authorize the governor to appoint additional notaries public" by making certain provisions relating to applications for such office

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of an act approved the nineteenth day of February one thousand eight hundred and seventy-three (Pamphlet Laws thirty-six) entitled "An act to authorize the governor to appoint additional notaries public" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the governor is hereby authorized to appoint as many notaries public as in his judgment the interests of the public may require Every applicant for a commission as a notary public shall have the endorsement of any three citizens of good character of the county wherein the applicant resides setting forth that they know personally that the applicant (a) is capable and reliable (b) has a reputation for sobriety and truthfulness (c) is qualified to hold the office of notary public In addition thereto each applicant shall be recommended by the State Senator from his district or in case a vacancy exists in said district said applicant shall be recommended by a State Senator in an adjoining district Provided That before any commission shall be issued under this act a receipt from the state treasurer shall first be produced showing the payment of twenty-five dollars into the state treasury for the use of the Commonwealth

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole in this case being dispensed with,

The Senate proceeded to th second reading and consideration of Snate Bill No. 250, as follows:

An Act amending section three of an act approved the twentieth day of May one thousand nine hundred and twenty-one (Pamphlet Laws nine hundred and forty-four) entitled "An act authorizing the establishment by counties of hospitals for the treatment of persons afflicted with tuberculosis providing for the management and maintenance thereof and authorizing the incurring of inbedtedness and the levy of taxes therefor" by changing the number and composition of the board of trustees

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of the act approved the twentieth day of May one thousand nine hundred and twenty-one (Pamphlet Laws nine hundred and forty-four) entitled "An act authorizing the establishment by counties of hospitals for the treatment of persons afflicted with tuberculosis providing for the management and maintenance thereof and authorizing the incurring of indebtedness and the levy of taxes therefor" is hereby amended to read as follows

Section 3 Such hospital shall be managed by a board of trustees consisting of [five] nine members [who] three of whom shall be the county commissioners of the county one of the said board shall be the county controller of the county and the other five members shall be electors of the county one of who shall be a licensed physician [Such] and the latter five members of the said board of trustees shall be appointed by the court of common pleas of the county one for a term of five years one for a term of four years one for a term of three years one for a term of two years and one for a term of one year or until their successors are appointed and have qualified All appointments thereafter shall be for a full term of five years All vacancies in the membership of the Board appointed by the court of common pleas shall be filed by the court of common pleas upon the petition of the remaining members of the board Provided however in any county having no county controller one of the county auditors shall be appointed a trustee by the court of common pleas

The board of trustees may employ such physician nurses and other employes as may be necessary to properly conduct such hospital and shall fix their compensation which shall be paid from the county treasury

The board of trustees shall make general rules and regulations for the management of the hospital and are authorized subject to the approval of the county commissioners to undertake such coordinated activities as will promote the usefulness of the hospital in the prevention of tuberculosis They shal serve without compensation except that the actual expenses in connection with their service shall be paid

And said bill having been read at length the second time and agreed to,

Ordered, To be transacted for a third reading.

## REPORTS FROM COMMITTEES.

Mr. MANSFIELD. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MANSFIELD, from the Committee on Public Health and Sanitation, reported as committed, Senate Bill No. 305, (House Bill No. 220), entitled:

A Supplement to the act approved the twenty-fourth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred and ninety-seven) entitled "An act authorizing the establishment of contagious disease hospitals in the several counties of the Commonwealth to be constructed and maintained out of county funds" providing for the establishment and maintenance of contagious disease hospitals by two or more counties jointly

Mr. MILLER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MILLER, from the Committee on Public Health and Sanitation, reported as amended, Senate Bill No. 162, entitled:

An Act for the protection of the public health, prescribing sanitary regulations and standards for tenement, lodging and boarding houses in cities of the second and third classes, boroughs, towns and townships; vesting jurisdiction for the enforcement of the same in the Department of Health of Pennsylvania and in Boards of Health of municipalities; providing penal and injunction proceedings for the enforcement of this act, and repealing acts inconsistent herewith.

## MOTION TO READ BILLS THE FIRST TIME.

Mr. BUCKMAN. Mr. President, I move that all bills reported from committees at today's session be read the first time.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON FIRST READING.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 162, entitled:

An Act for the protection of the public health, prescribing sanitary regulation and standards for tenement, lodging and boarding houses in cities of the second and third class, boroughs, towns and townships, vesting jurisdiction for the enforcement of the same in the Department of Health of Pennsylvania and in Boards of Health of Municipalities; providing penal and injunction proceedings for the enforcement of this act, and repealing acts inconsistent herewith.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 305, (House Bill No. 220), entitled:

A Supplement to the act approved the twenty-fourth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred and ninety-seven), entitled "An Act authorizing the establishment of contagious disease hospitals in the several counties of the Commonwealth to be constructed and maintained out of county funds" providing for the establishment and maintenance of contagious disease hospitals by two or more counties jointly.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

## NOMINATIONS BY THE GOVERNOR.

The Private Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 11, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation:

ARMSTRONG COUNTY.

F. L. Bottomfield, Leechburg.

JUNIATA COUNTY.

Martyn P. Crawford, Mifflintown.

LEHIGH COUNTY.

A. C. Lamson, Allentown.

LUZERNE COUNTY.

P. W. McKeown, Wilkes-Barre.

LYCOMING COUNTY.

L. A. Henderson, Montgomery.

NORTHUMBERLAND COUNTY

Miss Florence E. Mosteller, Sunbury.

PHILADELPHIA COUNTY.

Barnett Cooklyn, 2528 S. Percy St., Phila.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 11, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

ALLEGHENY COUNTY.

Mrs. B. M. Evans, 5800 Baum Blvd., Pittsburgh, Feb. 19, 1925.

CENTRE COUNTY.

Miss Belle Weaver, Bellefonte, Feb. 19, 1925.

FOREST COUNTY.

J. A. Foreman, Tionesta, Feb. 19, 1925.

LACKAWANNA COUNTY.

Fedele Musso, Scranton, Feb. 19, 1925.
George W. Thomas, Scranton, Feb. 11, 1925.

PHILADELPHIA COUNTY.

James F. Gossner, Linden Ave. & Tulip St., Phila., Feb. 28, 1925.
Carl Krupp, 2120 S. 22nd St., Phila., Feb. 19, 1925.
Mrs. S. F. T. Lemisch, 6036 Market St., Feb. 19, 1925.
Harry C. Weber, 2801 N. 26th St., Phila., Feb. 5, 1925.

WESTMORELAND COUNTY.

James V. Conti, Monessen, Feb. 8, 1925.

GIFFORD PINCHOT.

## EXECUTIVE SESSION.

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38, which requires reports of committees on nominations made by the Governor to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at to-day's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—37

| | | | |
|---|---|---|---|
| Aron, | Davis, | Kunkle, | Quigley, |
| Baldwin, | Derrick, | Kutz, | Salus, |
| Barr, | Earnest, | Lanius, | Schantz, |
| Baumer, | Gelder, | Leslie, | Snyder, |
| Betts, | Griswold, | Mansfield, | Sones, |
| Bonbrake, | Heaton, | Miller, | Steele, |
| Brown, | Homsher, | North, | Stites, |
| Buckman, | Joyce, | Norton, | Vare, |
| Coyne, | Krause, | Phipps, | Weingartner, |
| Culbertson, | | | |

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. BUCKMAN. Mr. President, I move that the Executive Session do now rise.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## COMMITTEE TO STUDY METHOD OF PRINTING AND FILING BILLS AND RESOLUTIONS.

The PRESIDENT. In accordance with the concurrent resolution of January 27th, 1925, offered by Senator Miller, for the appointment of a Committee to study the method of printing and filing bills and resolutions, the Chair appoints as said Committee on the part of the Senate, the Senator from Crawford, Mr. Miller, and the Senator from Montgomery, Mr. Stites.

## APPOINTMENTS TO COMMITTEE.

The PRESIDENT. The Chair announces the appointment of the Senator from York, Mr. Lanius, to the Committee on Education.

## RECESS.

Mr. BUCKMAN. Mr. President, I move that the Senate do now take a recess for five minutes.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## AFTER RECESS.

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

## HOUSE MESSAGES.

### HOUSE BILL FOR CONCURRENCE.

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House of Representatives as follows:

House Bill No. 15, (Senate Bill No. 315), entitled:

An Act to amend section four of an act approved the nineteenth day of May, one thousand eight hundred and ninety-seven (P. L. 67), entitled "An act regulating the practice, bail, costs and fees on appeals to the Supreme Court and Superior Court," as amended, fixing the time within which appeals may be allowed.

Which was committed to the Committee on Judiciary General.

House Bill No. 45, (Senate Bill No. 316), entitled:

An Act to amend section fifty-seven of the act approved the twenty-third day of May, one thousand eight hundred and seventy-four, (P. L. 230), entitled "An Act dividing the cities of this state into three classes; regulating the passage of ordinances; providing for contracts for supplies and work for said cities; authorizing the increase of indebtedness, and the creation of a sinking fund to redeem the same; defining and punishing certain offences in all of said cities, and prividing for the incorporation and government of cities of the third class," providing for the acceptance of said act by certain cities of the third class; providing for the election of certain city officers, and members of city council in such cities; and fixing the time when the terms of members of councils and certain city officers then in office shall cease and be terminated.

Which was committed to the Committee on Municipal Affairs.

House Bill No. 99, (Senate Bill No. 317), entitled:

An Act validating proceedings and ordinances of borough councils providing for joint grading, paving, curbing and draining of public highways by the borough and county, borough and State, or the borough, county and State; and validating municipal liens therefor.

Which was committed to the Committee on Judiciary General.

House Bill No. 106, (Senate Bill No. 318), entitled:

An Act to amend section one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand and seventy-one), entitled "An act requiring banks banking corporations copartnerships or associations cooperative banking association trust safe deposit real estate mortgage title insurance guaranty surety and indemnity companies savings institutions savings banks provident institutions building and loan associations lodges and societies to file of record names of persons authorized to make entries on records of mortgages imposing certain duties on recorders of deeds and declaring certain entries void" by extending its provisions to all corporations copartnerships and associations.

Which was committed to the Committee on Banks and Building and Loan Associations.

House Bill No. 170, (Senate Bill No. 319), entitled:

An Act providing for and regulating the validation of certain borough ordinances.

Which was committed to the Committee on Judiciary General.

House Bill No. 193, (Senate Bill No. 320), entitled:

An Act to validate acts done by corporations before the recording of their charters.

Which was committed to the Committee on Judiciary General

House Bill No. 194, (Senate Bill No. 321), entitled:

An Act to further amend section three of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four (P. L. 65), entitled "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," as amended; by providing that the vote shall be counted by the Court of Quarter Sessions.

Which was committed to the Committee on Judiciary General.

House Bill No. 297, (Senate Bill No. 322), entitled:

An Act authorizing counties of the fourth class and cities of the third class to appropriate moneys to State park and State park and harbor commissions.

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 303, (Senate Bill No. 323), entitled:

An Act to amend sections two and nine to repeal section ten to amend section sixteen and section twenty-two as amended sections twenty-three thirty-one section thirty-two as amended section fifty-two section fifty-four as amended section fifty-seven as amended and section sixty-five of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and sixty-nine) entitled "An act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth.

Which was committed to the Committee on Military Affairs.

House Bill No. 334, (Senate Bill No. 324), entitled:

An Act to amend section one hundred and ninety-six, as amended, of the act approved the fourteenth day of July, one thousand nine hundred and seventeen (P. L. 840), entitled "An act concerning townships; and revising, amending and consolidating the law relating thereto."

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 490, (Senate Bill No. 325), entitled:

An Act to validate acts done and contracts conveyances transfers and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the Courts of Common Pleas granting a charter where the applicants for incorporation had failed to register its proposed name as required by law and to validate charters of corporations of the first class granted since the sixteenth day of May one thousand nine hundred and twenty-three where there was a failure to register the name or title of the proposed corporation at the time of filing its application for a charter as required by law providing for the subsequent filing of such registration and providing for the amendment of names or titles of such corporations in certain cases

Which was committed to the Committee on Judiciary General.

## TIME OF NEXT MEETING.

The Clerk of the House of Representatives being introduced, presented communication from the House of Repre-

sentatives, informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, February 11, 1925.

Resolved (if the House of Representatives concur), That when the Legislature adjourns today it reconvene on Monday evening, February sixteenth, at nine o'clock.

## BILLS INTRODUCED.

Mr. EARNEST. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. EARNEST read in his place and presented to the Chair Senate Bill No. 326, entitled:

An Act to amend section three of an act aproved the fourteenth day of June, one thousand nine hundred and twenty-three, (Pamphlet Laws, seven hundred ninety-five), entitled "An act to amend sections ten, eleven, twelve and fourteen of, and to add sections eleven (a) and eleven (b) to, an act, entitled 'An act to regulate the practice of osteopathy in the State of Pennsylvania; to provide for the establishment of a Board of Osteopathic Examiners; to define the powers and duties of said Board of Osteopathic Examiners; to provide for the examining and licensing of osteopaths in this State; and to provide penalties for the violation of this Act,' approved the nineteenth day of March, one thousand nine hundred and nine (Pamphlet Laws, forty-six); changing the preliminary educational requirements; creating a board to examine and license osteopathic physicians to practice operative surgery; providing for such examination and licensing; regulating the practice of the same, and requiring additional qualifications therefor; defining osteopathy; and providing for the effect or reports and certificates made by osteopathic physicians; and granting additional powers to the Board of Osteopathic Examiners to revoke licenses."

Which was committed to the Committee on Public Health and Sanitation.

Mr. LESLIE. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LESLIE read in his place and presented to the Chair Senate Bill No. 327, entitled:

An Act making an appropriation to the McKeesport Hospital, Pennsylvania.

Which was committed to the Committee on Appropriations.

## ADJOURNMENT.

Mr. BUCKMAN. Mr. President, I move that the Senate do now adjourn until Monday evening, February 16th, 1925, at nine o'clock.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11.35, until Monday evening, February 16th, 1925, at nine o'clock.

# HOUSE OF REPRESENTATIVES.

WEDNESDAY, FEBRUARY 11, 1925.

The House met at 10:30 o'clock A. M.

The SPEAKER (Thomas Bluett) in the Chair.

## PRAYER.

The Chaplain, Rev. George P. Donehoo, offered the following prayer:

Almighty God, we thank Thee that we have the right to be called Thy children; that in this universe of law, back of the sun and moon and stars, each one of us has a Father who knows us, and understands us and sympathizes with us. Keep us from feeling that this world in which we live is a world of cold, heartless law, but that it is law back of which is the heart of a Father who loves everyone. Bless us, therefore, this morning as Thy children in everything we do. Be with the Speaker and members of this House and all those who are employed in it. Guide us and direct us, and give us the greatest gift that God can give to any human soul—His peace, and keep us in perfect peace through Jesus Christ. Amen.

## JOURNAL APPROVED.

The SPEAKER. The Clerk will read the Journal of yesterday's proceedings.

The Clerk proceeded to read the Journal of yesterday's proceedings, when, on motion of Mr. Behney, the further reading was dispensed with and the Journal approved.

## BILLS INTRODUCED AND REFERRED.

By Mr. McKIM. HOUSE BILL No. 688.

An Act creating by appropriation a Revolving Fund in the State Treasury to be used by certain State-owned institutions within the Department of Welfare as working capital pending the payment by counties and other agencies of amounts due to such institutions for maintenance of inmates; requiring such institutions before becoming entitled to participate in the use of moneys in said fund to pay into it certain special funds now in their possession, and from time to time to reimburse the fund for moneys previously advanced; and appropriating moneys from time to time in said fund.

Referred to the Committee on Appropriations.

By Mr. McKIM. HOUSE BILL No. 689.

An Act to amend sections two, three, six, seven and eight and paragraph three of section ten of the act, approved the fourteenth day of June, one thousand nine hundred and twenty-three (P. L. 802), entitled "An act relating to mattresses, pillows, bolsters, feather beds, comfortables, cushions, and upholstered furniture; regulating the making, remaking, renovating, sterilizing, disinfecting, sale, leasing, delivering and consigning thereof, and the possession thereof with intent to sell, lease, deliver or consign, by permitting in the making, remaking, or renovating of any mattress, pillow, bolster, feather bed, comfortable, cushion, or article of upholstered furniture, the use of shoddy, if sterilized, and permitting the use of an official adhesive stamp, together with a tag containing the information required by the act, in lieu of the official tag procured from the Department of Labor and Industry.

Referred to the Committee on Public Health and Sanitation.

By Mr. DAVIS. HOUSE BILL No. 690.

An Act fixing the salaries of the county commissioners, county controller, recorder of deeds and clerk of courts in counties of the third class.

Referred to the Committee on Counties and Townships.

By Mr. HAAS. HOUSE BILL No. 691.

An Act to further regulate the appointment and commission of police by the Governor, requiring applicants for appointment to be citizens of the Commonwealth, providing for the appointment of an inspector, defining his powers and fixing his salary.

Referred to the Committee on Municipal Corporations.

By Mr. HAAS. HOUSE BILL No. 692.

An Act to amend section six of the act approved the twenty-seventh day of February, one thousand eight hundred

and sixty-five, (P. L. 225), entitled "An act empowering railroad companies to employ police force."

Referred to the Committee on Railroads.

By Mr. DUDDY. HOUSE BILL No. 693.

An Act for the safety of persons employed in the anthracite coal mines; requiring the forwarding in certain cases of miners' certificates to the Department of Mines and providing for their return; providing penalties; and further regulating the granting and issuing of miners' certificates.

Refered to the Committee on Mines and Mining.

By Mr. MOORE. HOUSE BILL No. 694.

An Act making an appropriation to the Washington Hospital Association of Washington, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. METZGER. HOUSE BILL No. 695.

An Act establishing a State highway in the County of Dauphin, and providing for its location, construction improvement and maintenance by the Commonwealth.

Refered to the Committee on Public Roads.

By Miss GRIMES. HOUSE BILL No. 696.

An Act providing for the protection of the public health by regulating the occupation of hairdressers, cosmeticians, cosmetologists and dermatrichologists; creating a State Board of Examiners for the licensing of persons to carry on and to teach such practices; providing rules regulating the proper conduct and sanitation of hairdressing, cosmetician, cosmetologist and dermatrichologist establishments and schools wherein the practice is conducted; prohibiting the use of dangerous hair dyes, hair tonics and cosmetics, and providing penalties for violation thereof.

Referred to the Committee on Public Health and Sanitation.

By Mr. JAMES H. McCLURE. HOUSE BILL No. 697.

An Act making a deficiency appropriation to the Braddock General Hospital, Braddock, Pennsyvlania.

Referred to the Committee on Appropriations.

By Mr. JAMES H. McCLURE. HOUSE BILL No. 698.

An Act making an appropriation to the Braddock General Hospital, Braddock, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BRAY. HOUSE BILL No. 699.

An Act to establish as a State Highway a certain section of public road in the county of Carbon.

Referred to the Committee on Public Roads.

By Mr. SCOTT. HOUSE BILL No. 700.

An Act to establish as a State Highway a certain section of public road in the county of Schuylkill.

Referred to the Committee on Public Roads.

By Mr. LAUVER. HOUSE BILL No. 701.

An Act to establish as a State Highway a certain section of public road in the county of Juniata.

Referred to the Committee on Public Roads

By Mr. WASHINGTON. HOUSE BILL No. 702.

An Act to amend section five of the act approved the fifteenth day of April, one thousand eight hundred and thirty-four, (P. L. 537), entitled "An act relating to counties and townships and county and township officers; " providing that in suits brought against counties, process shall be served upon and defense made by the county commissioners, and controller.

Referred to Committee on Counties and Townships.

By Mr. BREWSTER. HOUSE BILL No. 703.

An Act to establish as a State Highway a certain section of pubilc road in the county of Huntingdon.

Referred to the Committee on Public Roads.

By Mr. GOSS. HOUSE BILL No. 704.

An Act relating to hotels and restaurants; providing for the licensing and regulation thereof, and imposing penalties.

Referred to the Committee on Public Health and Sanitation.

By Mr. WILLIAMS HOUSE BILL No. 705.

An Act to establish as a State Highway a certain section of public road in the county of Tioga.

Refered to the Committee on Public Roads.

By Mr. WILLIAMS. HOUSE BILL No. 706.

An Act to establish as a State Highway a Certain section of public road in the counties of Tioga and Bradford.

Referred to the Committee on Public Roads.

By Mr. WILLIAMS. HOUSE BILL No. 707.

An Act to establish as a State Highway a certain section of public road in the county of Tioga.

Referred to the Committee on Public Roads.

By Mr. WILLIAMS. HOUSE BILL No. 708.

An Act to establish as a State Highway a certain section of public road in the county of Tioga.

Referred to the Committee on Public Roads.

By Mr. HALL. HOUSE BILL No. 709.

An Act to amend section thirteen of an act approved the nineteenth day of March, one thousand nine hundred and nine (P. L. 46), entitled "An act to regulate the practice of osteopathy in the State of Pennsylvania; to provide for the establishment of a State Board of Osteopathic Examiners; to define the powers and duties of said Board of Osteopathic Examiners; to provide for the examining and licensing of osteopaths in this State; and to provide penalties for the violation of this act;" by requiring osteopathic physicians to register annually and imposing a fee therefor.

Referred to the Committee on Public Health and Sanitation.

By Mr. LUDLOW. HOUSE BILL No. 710.

An Act to amend, revise, change, and consolidate the laws relating to the assessment of persons, property and subjects of taxation, and the levy and collection of taxes in counties of the second, third, fourth, fifth, sixth, seventh, and eighth classes, and in cities of the third class, boroughs, towns, townships, school districts of the second, third and fourth classes, independent school districts, and certain poor districts; permitting cities of the second class to accept the provisions of this act and become subject thereto; and repealing existing laws.

Referred to the Committee on Judiciary Local.

By Mr. LUDLOW. HOUSE BILL No. 711.

An Act to amend section two of the act approved the twentieth day of June, one thousand nine hundred and nineteen, (P. L. 521), entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within

this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," as amended; fixing the rate for the taxation of property passing to or for the use of actual places of religious worship and institutions of purely public charity.

Referred to the Committee on Judiciary General.

By Mr. THOMAS. HOUSE BILL No. 712.

An Act providing for the compensation of the county solicitor and the solicitor of the county controller in counties of the third class.

Referred to the Committee on Counties and Townships.

By Mr. SOWERS. HOUSE BILL No. 713.

An Act to amend section four of the act approved the sixth day of April, one thousand eight hundred and thirty (P. L. 272), entitled "An act for the levy and collection of taxes upon proceedings in courts, and in the offices of register and recorder, and for other purposes;" by imposing an additional tax on deeds and conveyances of real estate; and making such deeds and conveyances invalid under certain conditions.

Referred to the Committee on Judiciary Special.

By Mr. MARCUS. HOUSE BILL No. 714.

An Act making an appropriation to the Tuberculosis League, of Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. SOWERS. HOUSE BILL No. 715.

An Act to amend section two of the act approved the eighth day of May, one thousand nine hundred and one (P. L. 142), entitled "An act relative to verdicts and judgments in actions of ejectment, and to regulate procedure, in such actions," as amended; by requiring defendants to file an answer within fifteen days after the declaration is served upon him, and authorizing the prothonotary to enter judgment for failure thereof.

Referred to the Committee on Judiciary Special.

By Mr. MATTHEW PATTERSON. HOUSE BILL No. 716.

An Act to amend an act approved the seventeenth day of March, one thousand nine hundred and twenty-one, (P. L. 32), entitled "An act authorizing the erection and construction by counties of memorial halls in memory of the soldiers, sailors and marines of such counties; providing for an election to determine whether such hall shall be erected; providing for the purchase and condemnation of property for such purposes; regulating the use of such halls; and providing for the maintenance and care of the same, by a board of control, at the expense of the county," by providing that in counties of the first class the expenditures of which are defrayed by any city within such counties, the powers, duties and obligations of the county commissioners with respect to such act shall devolve upon such city.

Referred to the Committee on Municipal Corporations.

By Mr. ASTON. HOUSE BILL No. 717.

An Act authorizing the county controller to bring suit in the name of the county on contracts upon neglect or refusal of the board of commisioners so to do after notice.

Referred to the Committee on Judiciary General.

By Mrs. PENNOCK. HOUSE BILL No. 718.

An Act making an appropriation to the West Philadelphia General Homeopathic Hospital, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. LOTZ. HOUSE BILL No. 727.

An Act to amend an act approved the third day of May, one thousand nine hundred and nine, (P. L. 424), entitled "An act providing that in all counties having more than five hundred thousand inhabitants, advertisements and notices, required by law or rules of court to be published in newspapers of general circulation, unless dispensed with by special order of court, shall be published in the legal newspaper, issued at least weekly, of the proper county, designated by rules of court for the publication of court or other legal notices," as amended, by extending the provisions thereof to counties of the fifth class.

Referred to the Committee on Counties and Townships.

By Mr. ARMSTRONG. HOUSE BILL No. 728.

A Supplement to the act approved the twenty-seventh day of March one thousand nine hundred and twenty-three (Pamphlet Laws thirty-four) entitled "An act concerning alcoholic liquors; prohibiting the manufacture, advertising, furnishing, traffic in and possession of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws," regulating under permit through an Alcohol Permit Board created in the Department of Agriculture, the manufacture, development, use in manufacture, sale at wholesale, storage by bailees for hire and transportation for hire of any alcohol, or any alcoholic liquid by certain persons; providing for fees and the disposition thereof; authorizing the inspection of the records of permittees and purchasers of said liquids; declaring certain places nuisances and providing for their abatement; and providing penalties.

Referred to the Committee on Law and Order.

By Mr. DIEHM. HOUSE BILL No. 729.

An Act making an appropriation to the Agricultural Experiment Station of the Pennsylvania State College to maintain substations for the purpose of making experiments in the improvement, culture, curing, and preparation of tobacco, and providing for the publication of the report thereof

Referred to the Committee on Appropriations.

By Mr. HESS. HOUSE BILL No. 730.

An Act to further amend section five of the act approved the twenty-fourth day of July, one thousand nine hundred and thirteen, (P. L. 1018), entitled "An act making it unlawful for the commissioners of any county in this Commonwealth to contract to repair, build, or rebuild any county bridges without due advertisement for sealed proposals, excepting contracts not amounting to two hundred and fifty dollars," by excepting contracts for the repair, building or rebuilding of any bridge or bridges that will cost less than one thousand dollars.

Referred to the Committee on Public Roads.

By Mr. SHAMBACH. HOUSE BILL No. 731.

An Act to amend section seven hundred and sixteen of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto."

Referred to the Committee on Game.

By Mr. MARSHALL. HOUSE BILL No. 732.

An Act authorizing and regulating the establishment and operation by counties of hospitals for the treatment of persons afflicted with tuberculosis; providing for the acquisition of property for such hospitals by the power of eminent domain; the incurring of indebtedness and the levying of taxes; the appointment of an advisory board; authorizing counties to pay for patients cared for in hospitals of other counties; authorizing counties to receive

gifts or trust funds for the erection and maintenance of such hospitals; validating proceedings, elections and erections, under existing laws repealed by this act and all indebtedness incurred in connection therewith.

Referred to the Committee on Counties and Townships.

By Mr. DUDDY. HOUSE BILL No. 733.

An Act relating to depositories of county funds in counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; providing for the selection thereof by the county treasurer, county commissioners and controller, if any there be, and for the payment of interest on county funds for the use of the county; imposing certain expenses upon counties in connection therewith, and providing penalties.

Referred to the Committee on Counties and Townships.

By Mr. SCOTT. HOUSE BILL No. 734.

An Act to establish as a State Highway a certain section of public road in the counties of Carbon and schuylkill.

Referred to the Committee on Public Roads.

By Mr. ORR. HOUSE BILL No. 735.

An Act to establish as a State Highway a certain section of public road in the counties of Montgomery and Bucks.

Referred to the Committee on Public Roads.

By Mr. HALL. HOUSE BILL No. 736.

An Act defining and regulating the business of auctioneers; providing for State and local licensing thereof, imposing duties upon the Secretary of the Commonwealth and providing penalties.

Referred to the Committee on Judiciary General.

By Mr. SOWERS. HOUSE BILL No. 737.

An Act providing for appeals from all judgments, orders and decreas of the various courts of the Commonwealth.

Referred to the Committee on Judiciary Special.

By Mr. SOWERS. HOUSE BILL No. 738.

An Act to amend section one of the act approved the twentieth day of April, one thousand nine hundred and twenty-one, (P. L. 150), entitled "An act to amend the first section of an act entitled 'An act to amend the first section of an act, entitled "An Act increasing the salaries of tipstaves in the courts of any county in this Commonwealth having a population of not less than five hundred thousand," approved the thirtieth day of May, Anno Domini one thousand eight hundred and ninety-five, by changing the the limit of population of such counties, and increasing the minimum and maximum limits of said salaries,' approved the first day of June, one thousand nine hundred and eleven, by limiting the provisions of said act to counties of the first class, and providing for the salaries of such tipstaves;" increasing the salary of said tipstaves.

Referred to the Committee on Judiciary Special.

By Mr. SHAMBACH. HOUSE BILL No. 739.

An Act to establish as a State Highway a certain section of public road in the county of Snyder.

Referred to the Committee on Public Roads.

By Mr. EMHARDT. HOUSE BILL No. 740.

An Act supplementing the act and repealing sections seven and nine as amended of an act approved the second day of May,one thousand eight hundred and ninety-nine, (P. L. 184), entitled "An act to provide revenue by imposing a mercantile license tax on venders of or dealers in goods, wares and merchandise, and providing for the collection of said tax," by providing a method of collecting mercantile license taxes in cities of the first and second classes.

Referred to the Committee on Judiciary Special.

By Mr. EMHARDT. HOUSE BILL No. 741.

A Supplement to an act approved the second day of May, one thousand eight hundred and ninety-nine, (P. L. 184), entitled "An act to provide revenue by imposing a mercantile license tax on venders of or dealers in goods, wares and merchandise, and providing for the collection of said tax," providing for the assessment of said tax for parts of a year, and for appeals therefrom.

Referred to the Committee on Judiciary Special.

## BILLS RE-REFERRED.

Mr. ALEXANDER returned from the Committee on Judiciary General, with recommendation that it be re-referred to the Committee on Ways and Means, House Bill No. 314, entitled

An Act to amend section one of an act approved the seventeenth day of July, one thousand nine hundred and nineteen, (P. L. 1021), entitled "An act to exempt from taxation public property used for public purposes, actual places of religious worship, places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto," as amended.

The SPEAKER. The bill is now re-referred to the Committee on Ways and Means.

Mr. LUDLOW returned from the Committee on Constitutional Reform, with recommendation that it be re-referred to the Committee on Ways and Means, House Bill No. 547, entitled

A Joint Resolution proposing an amendment to Article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto Section One B.

The SPEAKER. The bill is now re-referred to the Committee on Ways and Means.

Mr. BLUMBERG returned from the Committee on Judiciary General, with recommendation that it be re-referred to the Committee on Judiciary Special, House Bill No. 173, entitled

An Act to amend sections one and two of the act approved the eighth day of June, one thousand eight hundred and ninety-three, (P. L. 344), entitled "An act relating to husband and wife; enlarging her capacity to acquire and dispose of property, to sue and be sued, and to make a last will; and enabling them to sue and to testify against each other in certain cases;" authorizing a married woman to mortgage her real property without the rejoinder of her husband.

The SPEAKER. The bill is now re-referred to the Committee on Judiciary Special.

Mr. WITKIN returned from the Committee on Judiciary General, with recommendation that it be re-referred to the Committee on Ways and Means, House Bill No. 163, entitled

An Act to further amend section two of the act approved the twentieth day of June, one thousand nine hundred and nineteen (P. L. 521), entitled, "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the

tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," as amended, imposing an additional tax upon the transfer of that part of the estate of every decedent which is composed of tax exempt securities.

The SPEAKER. The bill is now re-referred to the Committee on Ways and Means.

Mr. EDMONDS returned from the Committee on Judiciary General, with recommendation that it be re-referred to the Committee on Ways and Means, House Bill No. 533, entitled

An Act to amend section one, and section two as amended, of an act approved the twentieth day of June, one thousand nine hundred and nineteen (P. L. 521), entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal;" discontinuing the collection of the tax on the personal property of non-resident decedents.

The SPEAKER. The bill is now re-referred to the Committee on Ways and Means.

## REPORTS FROM COMMITTEES.

Mr. GREENSTEIN, from the Committee on Judiciary General reported as committed, House Bill No. 455, entitled

An Act to further amend section six hundred seventeen of the act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended.

Miss THOMAS, from the Committee on Education, reported as committed, House Bill No. 450, entitled

An Act requiring all professional examining boards within the Department of Public Instruction to pay into the general fund of the State Treasury all fees received by them and all unexpended balances of moneys accrued from fees heretofore received, abolishing all special funds in the State Treasury for any such boards, and transferring to the general fund of the State Treasury any unexpended balances in any such funds.

Mr. LUDLOW, from the Committee on Education, reported as committed, House Bill No. 449, entitled

An Act authorizing the Department of Public Instruction annually to fix the fees to be charged for the several professional examining boards within the said Department and prescribing the basis upon which such fees shall be fixed.

Mr. EDMONDS, from the Committee on Judiciary General, reported as committed, House Bill No. 574, (Senate Bill No. 54), entitled

An Act validating certain proceedings of counties cities boroughs townships school districts and other incorporated districts or municipalities had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance to such proceedings.

Mr. LABAR, from the Committee on Education, reported as committed, House Bill No. 580, (Senate Bill No. 133), entitled

An Act to amend section one thousand and six of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" requiring the Superintendent of Public Instruction to send to every school director a copy of each new edition of the School Code.

## COMMUNICATION FROM THE GOVERNOR.

### MINUTES OF THE EXECUTIVE BOARD.

The SPEAKER. The Chair lays before the House a communication from His Excellency, the Governor, which the Clerk will read.

The communication was read by the Clerk as follows:

Commonwealth of Pennsylvania,
Governors Office, Harrisburg, February 9, 1925.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: In response to the resolution of the House of Representatives of February 3, 1925, asking for a copy of the minutes of the Executive Board and any other data or schedules prepared for the Executive Board relating to the salaries or classification of State employes, I have the honor to transmit the following:

A copy of the minutes of the Executive Board of October 31, 1924, adopting tentatively the classification of employees of the State, exclusive of all per diem employees and those in State-owned institutions and in the Departments of the Auditor General, State Treasurer, and Secretary of Internal Affairs.

A copy of this Tentative Classification.

A table showing the salaries paid under this classification in the appointive departments of the Commonwealth of Pennsylvania for certain definite positions as compared with those paid for the same positions in the Federal Service, in four States, in eight cities, and in the Dominion of Canada. These include all the figures found to be available for comparison.

A table comparing the beginning salaries of four standard positions under the appointive departments at Harrisburg with the beginning salaries for the same work in the elective departments at Harrisburg, and with the average paid by the other public agencies noted above.

A comparative table showing the average salary of all employees in the appointive departments and in the elective departments as of June 1, 1924.

A comparative table of the range of salary rates paid for indentical positions before and after classification.

A table of the comparable General Fund expenditures of the appointive departments for salaries and wages for the first eighteen months of the present biennium and the first eighteen months of the previous biennium.

These documents show:

1st. That a saving of $1,372,000 for comparable General Fund expenditures for salaries and wages of the appointive departments was actually made in the first eighteen months of this biennium as compared with the first eighteen months of the previous biennium, or at the rate of $1,825,000 for the two-year period. To be ultra conservative I have reduced the total estimated saving by $75,000, and have taken it at $1,750,000.

2nd. That the total payroll of the appointive departments for comparable functions under the General Fund for salaries and wages during the present biennium has been less by 15½ per cent than during the previous biennium.

3rd. That the rates of salary paid under the classification to employees of the Commonwealth are neither unduly above nor unduly below those paid for the same work by other governments, and are fair both to the employees and to the taxpayers. A comparison of similar positions in these 14 jurisdictions shows that for 41 positions the rate paid is the same as in Pennsylvania, in 122 the rates paid are lower than in Pennsylvania, and in 192 positions the rates paid are higher than those in the Pennsylvania classification.

4th. That the average salary for all employees in the elective departments is 30 percent greater than that for all employees in the appointive departments; and that if the average rate of salary paid in the elective departments were adopted in the appointive departments, in which qualifications of at least as high grade are required, the total payroll of the appointive departments under all Funds for the biennium would now be $5,700,000 more than it is.

5th. That a definite set of standard qualifications for all positions lower than Cabinet Officers has, for the first time in the history of Pennsylvania, been prepared and published, and is now in effect. These standard requirements, up to which employees must measure, are the guarantee that the money of the State is no longer wasted by the appointment of incompetent persons.

6th. That glaring inequalities of salary for precisely the same work, often to the extent of two to one, have been wiped out by the classification, and that a fair and open field for promotion based on merit has been substituted for promotion by political pull.

Out of 5,400 employees now affected by the tentative classification, 1,139 have by transfer or promotion been assigned to more responsible or more difficult work and therefore to higher pay. In spite of these promotions, which affect mainly the lower paid groups, the total salary roll has been so reduced by the abolition of political sinecures and the removal of highly paid political incompetents that the average salary received per year by Harrisburg employees in all the appointive departments including both Special and General Funds, has fallen from $1,700 in October, 1922 to $1,645 in October, 1924.

The tentative classification as it applied both to employees then in the service and to new employees was tried out during a full year before its tentative adoption by the Executive Board. The classification for State-owned institutions is well under way and will be given effect on the first of next June.

The economies practiced under the General Fund have been duplicated in the Special Funds. It was well known in advance, was specially provided for in the last Budget, and was freely discussed in the last Legislature, that the growth of the State would result in larger receipts from motor licenses, hunting licenses, etc. Preparation was accordingly made to spend these increased receipts for the purposes required by law with economy and intelligence. The amount of service rendered to the Commonwealth under the Special Funds has therefore increased far faster than the total receipts, and the good results which followed the classification have been secured for the services under these Funds as well as for those under the General Fund.

There was, as provided for in the Budget of 1923, a decrease in the appropriation for administration purposes to the Highway Department out of the General Fund and these administrative expenses in this biennium were paid from the Motor Fund instead. But the savings in other spending agencies have been such that about $12,000,000 appropriated for new construction and State-aid out of the General Fund, some for as long back as 1917 and 1919 were made available for the first time in 1923-25. The Highway Department will, as a result, spend or contract for $12,000,000 out of the General Fund in 1923-25 as compared with a total expenditure from the General Fund for Highway purposes in 1921-23 of $5,000,000. And this increase from General Fund expenditures went directly into the building of roads in this State.

The Highway Department spent for salaries in the biennium of 1921-23 $4,081,561, and for wages $10,634,698, a total of $14,716,259. In the biennium of 1923-25 it is estimated in the Budget that $7,084,245 would be spent for salaries and $15,561,597 for wages, a total of $22,645,842.

The payroll increases are due to the following:

1. Included in this sum are the expenditures for the Highway Motor Patrol, a new activity in the present biennium.

2. For the first time all operators were registered and all car owners were required to take out titles, a new and costly duty in this biennium.

3. There was an increase in the number of motor vehicles to be registered, and therefore an increase of cost.

4. Plans were made in advance, and paid for, for the expansion of new road construction work for 1925 and 1926 because of the $50,000,000 bond issue.

5. For the first time right of way surveys were undertaken to establish proper widths of highways for future needs.

6. For the first time a highway transport survey was made to determine traffic needs.

Taking all of these factors into consideration the Highway Department is getting better results for the same purposes with less money than ever before. For instance, the amount of maintenance work increased 100 percent and yet the wages spent on maintenance increased but 48 percent. Considering the size of its job and its new work the Highway Department has shown exactly the same economies and competency that the departments under the General Fund have shown, and the same may be said of all the other Special Funds.

There has been much irresponsible talk to the effect that the Special Funds have been drawn upon to do the work left undone by savings made in the General Fund. Any diversion of Special Funds to General Fund purposes would be illegal and would subject the fiscal officers to punishment. This should suffice to set that particular rumor permanently at rest.

Finally, I have no hesitation in saying that the morale of the employees and their service to the Commonwealth per dollar expended are now higher than they have ever been before.

February 9,1925.

I hereby certify that the following are the true and correct copies of those parts of the minutes of the Executive Board dealing with classification:

I.

Meeting held on October 31, 1924:

"The Secretary presented a tentative classification, which appears as "Exhibit A" of these minutes, of the positions held by employes in the service of the Commonwealth of Pennsylvania, exclusive of hourly and per diem employes, those in State-owned institutions, and in the Departments of the Auditor General, the Treasury and Internal Affairs, together with a tentative plan for salary increases for merit. On motion of the Secretary of the Commonwealth, seconded by the Attorney General, the Board decided to adopt the classification subject to revisions from time to time by the Executive Board, whether by changing classes or salary rates, by making new classes, by changes in service requirements for salary increases within a class, or otherwise in order to meet changing market or employment conditions."

II.

Meeting held on December 8, 1924:

"The Secretary presented the first draft of a proposed additional class to the Tentative Classification of Employes to be known as Expert Stenographer with a salary range from $1800 to $2100. The proposal was laid on the table for consideration at future meetings."

P. S. STAHLNECKER,
Secretary, Executive Board.

EXHIBITS

A tentative classification of the positions held by employes in the service of the Commonwealth of Pennsylvania.

Exclusive of hourly and per diem employees those in State-owned institutions, and the Departments of the Au-

ditor General, the Treasury and Internal Affairs. Together with a tentative plan for salary increases for merit approved by the Executive Board of the Commonwealth of Pennsylvania, Harrisburg, Pennsylvania, 1924.

Executive Board—Gifford Pinchot, Governor, Chairman; Clyde L. King, Secretary of the Commonwealth; George W. Woodruff, Attorney General; Paul D. Wright, Secretary of Highways; Robert Y. Stuart, Secretary of Forests and Waters; P. S. Stahlnecker, Secretary to the Governor, Secretary.

## TENTATIVE CLASSIFICATION OF POSITIONS AND PLAN FOR SALARY INCREASES AS REQUIRED BY SECTION 709, ACT 274 P. L. 1923, "THE ADMINISTRATIVE CODE."

The provisions of Act No. 274, "The Administrative Code." Section 709, under which this classification is being developed, are as follows:

Section 709, Executive Board,—The Executive Board shall have the power:

(a) To standardize all titles, salaries, and wages of persons employed by the administrative departments, boards, and commissions execpt the Department of the Auditor General, the Treasury Department, and the Department of Internal Affairs. In establishing such standards the board may;

(1) Take into consideration the location of the work and the conditions under which the service is rendered, and

(2) Establish different standards for different kinds, grades, and classes of similar work or service;

The objects of this classification in order to fulfill the requirements of the act above quoted are:

1. To provide a standard title for each class of positions.
2. To secure uniform pay for similar services in the various spending agencies of the Commonwealth.
3. To assure equal employment advantages for all employes engaged on work of similar responsibility requiring similar training.
4. To provide a fair opportunity for transfer and promotion, based on ability and length of service.

In order to carry out the objects indicated above:

1. This classification must necessarily be of positions, not persons.
2. Salary grades within classes are necessary to insure compensation based on personal ability, character of work and length of service.
3. Classes are devised to cover all work of similar type requiring equal minimum qualifications, whereas salary grades cover individual ability and service.
4. Special qualifications are set up for each class of positions.
5. General qualifications are set up for all employes in the State service.
6. Classes are grouped in accordance with the kind of work into which they fall in order to achieve equity in salary increases due to merit.

### GENERAL QUALIFICATIONS

All employes in State service must have the following general qualifications.

1. Every employe must be of high moral character.
2. No one will be employed who is suffering from any communicable disease.
3. In view of the Retirement Laws, except under unusual circumstances approved in each case by the Executive Board, no new employe shall be over fifty years of age.

The special qualification required for each class of position are given in the following pages.

The Executive Board will establish, from time to time, equivalents for certain special qualifications as reguired for particular classes within this classification.

As an example, the following equivalent shall hold for the college training and experience as specified for Civil Engineers on Chart 1.

For Civil Engineers in the Class "Technical or Professional Administrator or Expert," the "total experience equivalent," (column 6, chart 1) "of college education" (column 1, chart 1), and "total experience" (column 2, chart 1) shall be:

1. At least 26 years of age.
2. At least 8 years active practice of Civil Engineering, two years of which shall have been in responsible administration of engineering work.

For Civil Engineers in the Class "Senior Technical or Professional Administrator or Expert," the "total experience equivalent," (column 6, chart 1) of "college education," (column 1, chart 1), and "total experience," (column 2, chart 1) shall be of "college education," (column 1, chart 1), and "total experience," (column 2 chart 1), shall be:

1. At least 30 years of age.
2. Twelve years active practice of Civil Engineering, five years of which shall have been in responsible administration of engineering work.
3. Competency in design as well as in the direction of engineering work.

For Civil Engineers in the Class "Chief Technical or Professional Administrator or Expert," the "total experience equivalent," (column 6, chart 1) of "college education," (column 1, chart 1), and "total experience" (column 2 chart 1), shall be:

1. At least 32 years of age.
2. Twelve years active practice of Civil Engineering, five years of which shall have been in responsible administration of engineering work.
3. Competency in design as well as in direction of engineering work.

Membership in the American Society of Civil Engineers with the grade "Member" shall be prima facia evidence of compliance with the fundamental total experience requirements of "college education" (column 1, chart 1), and "total experience" (column 2, chart 1) in the classes "Senior Technical or Professional Administrator or Expert" and "Chief Technical or Professional Administrator or Expert," provided that the prospective employe has had twelve years' active practice of Civil Engineering.

### DESCRIPTION OF CLASSES AND QUALIFICATIONS NECESSARY.

#### A. CLERICAL

(Other than typing or accounting)

Positions Classified:

Clearical Assistant, $780-840-900.

Messenger, $900-960-1,020-1,080.
Store-room Assistant, $960-1,020-1,080-1,140.
File Clerk, $900-960-1,020-1,080.
Mail Clerk, $960-1,020-1,080-1,140.
Clerk:
Class A, $1,200-1,260-1,320-1,380-1,440-(1,500 or 1,560).
Class B, $960-1,020-1,080-1,140.
Key Punch Operator, $900-960-1,020.
Balance of Stores Clerk, $900-960-1,020-1,080.
Computing Clerk, $960-1,020-1,080-1,140.
Tabulating Machine Operator, $1,080-1,140-1,200-1,260.
Duplicating Machine Operator, $960-1,020-1,080-1,140.
Graphotype Operator, $1,020-1,080-1,140-1,200.
Multigraph Operator, $1,080-1,140-1,200-1,260.
Code Clerk:
Class B, $1,020-1,080-1,140-1,200.
Class A, $1,260-1,320-1,380-1,440-1,500-1,560.
Proof Reader, $1,500-1,560-1,620-1,680-1,740.
Head File Clerk, $1,500-1,560-1,620-1,680-1,740.
Statistical Clerk, $1,500-1,560-1,620-1,680-1,740-(1,800-1,860).
Assistant Editor, $1,620-1,680-1,740-1,800-1,860-1,920.
Principal Clerk, $1,680-1,740-1,800-1,860-1,920-(1,980-2,040).

CLERICAL ASSISTANT: $780-840-900.

Performs simple, routine, repetitive, clerical work under direct supervision. The rates of $780 and $840 are for temporary employes only.

Special Qualifications:

New appointees shall be less than 40 years of age.

MESSENGER: $900-960-1,020-1,080.

Distributes and collects mail and messages, distributing these from and to departments, or elsewhere as required. Simple clerical duties attaching thereto.

Special Qualifications:

New appointees shall be less than 40 years of age.

STORE-ROOM ASSISTANT: $960-1,020-1,080-1,140.

General assistant in store-room or shipping operations, including receipt of materials, storage and issuance of materials and shipment of materials. (One or all of these duties). Performs simple clerical work relating thereto, but does not operate stores control rcords.

Special Qualifications:

New appointees shall be less than 40 years of age.

FILE CLERK: $900-960-1,020-1,080.

Under supervision, files either cards, records, or correspondence in a large filing section, or has charge of the files of a small bureau or section. (Where typing work is included, proper class is "clerk-typist.")

Special Qualifications:

New appointees shall be less than 40 years of age.

MAIL CLERK: $960-1,020-1,080-1,140.

Opens or mails correspondence and performs simple clerical duties attaching thereto, including distribution of mail.

Special Qualifications:

New appointees shall be less than 40 years of age.

CLERK:

CLASS B: $960-1,020-1,080-1,140.

Performs simple clerical duties of a general nature for which experience in the operation of the department, bureau or section is not essential and which do not involve computing or accounting work.

Special Qualifications:

Two years high cschool or business school education or three years business experience. New appointees shall be less than 40 years of age.

CLASS A: $1,200-1,260-1,320-1,380-1,440-(1,500 or 1,560).

Performs responsible clerical duties which require as a qualification either experience in the operations of the department, bureau or section of at least one year, or graduation from a high school of recognized standing.

Special Qualifications:

Graduation from a high school of recognized standing; or two years' high school or business school education plus one year's experience in the operations of the department; or for four years' business experience, one year of which shall have been in the operations of the department. New appointees shall be less than 40 years of age.

KEY PUNCH OPERATOR: $900-960-1,020.

Punches tabular cards from code, or verifies the same.

Special Qualifications:

New appointees shall be less than 40 years of age.

BALANCE OF STORES CLERK: $900-960-1,020-1,080.

Operates clerical card or book record which indicates amount of material on hand or ordered for any store-room.

Special Qualifications:

New appointees shall be less than 40 years of age.

COMPUTING CLERK: $960-1,020-1,080-1,140.

Computes extensions on vouchers or other similar records which involve more complicated arithmetical calculations than mere additions, usually through the aid of a Monroe, or similar calculating machine.

Special Qualifications:

Two years' high school or business school education; or three years' business experience. Tested skill in operating calculating machines. New appointees shall be less than 35 years of age.

TABULATING MACHINE OPERATOR: $1,080-1,140-1,-200-1,260.

Operates Hollerith or other similar tabulating or card sorting mechanism.

Special Qualifications:

High school graduation or four years of business experience. Ability to operate tabulating mechanisms. New appointees shall be less than 40 years of age.

DUPLICATING MACHINE OPERATOR: $960-1,020,1,-080-1,140.

Operates, as a major portion of duties, mimeograph, hectograph or addressograph machine.

Special Qualifications:

Tested skill in operation of depulicating mechanisms. New appointees shall be less than 40 years of age.

GRAPHOTYPE OPERATOR: $1,020-1,080-1,140-1,200.

Operates a graphotype machine.

Special Qualifications:

New appointees shall be less than 35 years of age. Tested skill in operation of the graphotype.

MULTIGRAPH OPERATOR: $1,080-1,140-1,200-1,260.

Operates multigraph, and sets up the type for this machine. May, as a portion of duties, also operate other duplicating machines.

Special Qualifications:

Tested skill in operation of multigraph machine. New appointees shall be less than 40 years of age.

CODE CLERK:

CLASS B: $1,020-1,080-1,140-1,200.

From previously developed chart or table, codes vouchers and other similar documents for use of key punch operators.

Special Qualifications:

Two years' high school or business education or three years of business experience. New appointees shall be less than 40 years of age.

CLASS A: $1,260-1,320-1,380-1,440-1,500-1,560.

Performs difficult coding work requiring unusually large numbers of items to be retained in memory and extensive knowledge of the operations of the department, bureau or section.

Special Qualifications:

Graduation from a high school of recognized standing or two years' high school or business school education plus one years' experience in the operations of the department; or four years business experience, one year of which shall have been in the operation of the department. New appointees shall be less than 40 years of age.

PROOF READING: $1,500-1,560-1,620-1,680-1,740.

Reads manuscript for correctness. Inserts punctuation where necessary and in general prepares manuscript or proof for printer, utilizing printers' codes.

Special Qualifications:

High school graduation or equivalent. New appointees shall be less than 50 years of age.

HEAD FILE CLERK: $1,500-1,560-1,620-1,680-1,740.

With two to five assistants, operates a filing room of a department, bureau, or section, necessitating technical knowledge of filing methods. Materials filed may be correspondence cards, records or reports. (Where the number of persons supervised is six or more, proper class is "supervising clerk, class B").

Special Qualifications:

High school graduation. Technical filing training, or filing experience of at least two years. New appointees shall be less than 40 years of age.

STATISTICAL CLERK: $1,500-1,560-1,620-1,680-1,740-(1,800-1,860).

From data on hand, makes up statistical tables or charts and explanation of the same, which involves analysis of operations of any department or section.

Special Qualifications:

High school graduation or four years' business experience including training in statistical work secured either by special education or experience. New appointees shall be less than 40 years of age.

ASSISTANT EDITOR: $1,620-1,680-1,740-1,800-1,860-1,920.

Under direction, prepares information for publication, including, where necessary, original material explaining some phase of the operation of a department. May include proof-reading.

Special Qualifications:

High school graduation plus two years of college or the equivalent in editorial experience. New appointees shall be less than 40 years of age.

PRINCIPAL CLERK: $1,680-1,740-1,800-1,860-1,920-(1,980-2,040).

Without supervision, or with only the most general supervision, performs important clerical duties which require knowledge of the operations of a department, as gained by at least two years' experience in its operations, but not involving supervision of more than one person.

Special Qualifications:

High school graduation, plus four years' general business experience of which at least two years shall have been in the operations of the department, bureau, or commission, plus independent judgment.

B. TYPING AND STENOGRAPHIC

Positions Classified:

Typist, $900-960-1,020.

Clerk-Typist, $960-1,020-1,080-1,140.

Stenographer-Typist, $960-1,020-1,080-1,140.

Stenographer:

Class B, $1,020-1,080-1,140-1,200.

Class A, $1,200-1,260-1,320-1,380-1,440.

Stenographer-Clerk:

Class B, $1,020-1,080-1,040-1,200.

Class A, $1,200-1,260-1,320-1,440.

Correspondent, $1,320-1,380-1,440-1,500-1,560-(1,620-

Stenographer-Secretary, $1,500-1,560-1,620-1,680-1,740-1,800.

TYPIST: $900-960-1,020.

Operates any sort of typing mechanism and engages in typing work exclusively. Does not compose letters or copy being typed.

Special Qualifications:

Tested skill as typist. New appointees shall be less than 35 years of age.

CLERK-TYPIST: $960-1,020-1,080-1,140.

Operates any sort of typing mechanism in connection with clerical duties. Maintains records and performs other clerical duties through the instrumentality of a typing mechanism.

Special Qualifications:

High school graduation or equivalent. New appointees shall be less than 35 years of age. Tested skill as typist.

STENOGRAPHER-TYPIST: $960-1,020-1,080-1,140.

Takes and transcribes dictation occasionally, but as regular duty performs the work of a typist or clerk typist. Or takes and transcribes dictation, having had less than 6 months' experience in this work.

Special Qualifications:

High school graduation or equivalent. New appointees shall be less than 35 years of age. Tested skill as stenographer and typist.

STENOGRAPHER:

CLASS B: $1,020-1,080-1,140-1,200.

Takes and transcribes dictation.

Special Qualifications:

High school graduation. Tested skill as a stenographer. Six months' stenographic experience. New appointees shall be less than 35 years of age.

CLASS A: $1,200-1,260-1,320-1,380-1,440.

Takes and transcribes technical dictation, or takes and transcribes general dictation, and upon frequent occasion answers routine correspondence without dictation, composing the answering letters.

Special Qualifications:

High school graduation. Tested skill as stenographer. One year's experience in stenography. New appointees shall be less than 40 years of age.

STENOGRAPHER-CLERK:

CLASS B: $1,020-1,080-1,140-1,200.

Takes and transcribes dictation, and, either in connection with this, or separately, performs simple clerical duties equivalent in character to that of clerk class B.

Special Qualifications:

High school graduation. New appointees shall be less than 35 years of age. Six months' stenographic experience. Tested skill as stenographer.

CLASS A: $1,200-1,260-1,320-1,380-1,440.

Takes and transcribes dictation, and either in connection with this or separately, handles clerical work equivalent in character to that of Clerk Class A.

Special Qualifications:

High school graduation. New appointees shall be less than 40 years of age. Tested skill equal to Stenographer Class B. One year's stenographic experience.

STENOGRAPHER-SECRETARY: $1,500-1,560-1,620-1,680-1,740-1,800.

Takes and transcribes dictation from department head or chief of an approved principal bureau. Upon occasion answers correspondence pertaining to the operations of the bureau or department without dictation or indication on the

part of superior of the action desired. Answers telephone or other inquiries concerning the operations of the department, or bureau, if occasion demands. The top salary rate of this class is open only to stenographer-secretary to a head of department and may be given regardless of length of State service provided that there has been an equivalent in other employment.

Special Qualifications:

High school graduation or equivalent, at least two years' office experience, and a personality capable of meeting the public graciously.

CORRESPONDENT: $1,320-1,380-1,440-1,500-1,560-(1,620 1,680).

Dictates or types, as major duty, answers to correspondence pertaining to the operations of any department.

Special Qualifications:

High school graduation. Three years' business experience.

C. ACCOUNTING

Positions Classified:

Bookkeeping machine Operator, $900-960-1,020.
Account Clerk, $1,140-1,200-1,260-1,320-1,380-1,440.
Receiving Teller, $1,080-1,140-1,200-1,260.
Bookkeeper, $1,680-1,740-1,800-1,860-1,920-(1,980-2,040).
Chief Accounting Clerk, $2,100-2,160-2,220-2,280-2,340-2,400.
Cost Accountant, $2,400-2,460-2,520-2,580-2,640-2,700.
Accountant.
Class C, $2,100-2,220-2,340-2,460-2,580-2,700.
Class B, $3,300-3,420-3,540-3,660-3,780-3,900.
Class A, $5,000-6,500.

BOOKKEEPING MACHINE OPERATOR: $900-960-1,020.

Operates any machine used for principal purpose of maintaining records of account.

Special Qualifications:

At least one year of business school training necessary. New appointees shall be less than 35 years of age.

ACCOUNT CLERK: $1,140-1,200-1,260-1,320-1,380-1,440.

As a major duty, handles routine papers or records pertaining to accounting operations of a department, including checking, verifying, vouchering, and making routine audits or routine entries into books of record.

Special Qualifications:

At least two years of high school or business school education. New appointees shall be less than 40 years of age.

RECEIVING TELLER: $1,080-1,140-1,200-1,260.

Receives money, checks, or cash, and maintains adequate clerical records thereof.

Special Qualifications:

At least two years of high school or business school education, and at least three years' business experience, or graduation from high school and at least two years' experience.

BOOKKEEPER: $1,680-1,740-1,800-1,860-1,920-(1,980-2,040).

Under direction, maintains major accounting records of a department or maintains accounting records of a bureau charged with receipts of funds.

Special Qualifications:

At least two years of high school or business school education. This education must include training in double entry bookkeeping and the preparation of bookkeeping statements.

CHIEF ACCOUNTING CLERK: $2,100-2,160-2,200-2,340-2,400.

In responsible charge of the collection and maintenance of account and budget records for a small department.

Special Qualifications:

High school graduation or equivalent and at least three years' business experience, including training in columnar books, appropriations and budget accounts.

COST ACCOUNTANT: $2,400-2,460-2,520-2,580-2,640-2,700.

In responsible charge, under direction of accountant, of departmental cost records which require knowledge of theoretical accounting, including cost collection and cost dis-

Special Qualifications:

High school graduation or equivalent and necessary theoretical accounting education or experience covering the handling of overhead stores, costs analyses and cost statements.

ACCOUNTANT:

CLASS C: $2,100-2,200-2,340-2,460-2,580-2,700.

Engaged in accounting or auditing work which requires technical accounting training and which involves preparation of accounting statements or budget records, or reports of audits and investigations.

Special Qualifications:

High school graduation or equivalent, plus theoretical accounting education, including training in double entry bookkeeping and the preparation of accounting statements.

CLASS B: $3,300-3,420-3,540-3,660-3,780-3,900.

In responsible charge of the collection and maintenance of account and budget records in a department where accounting work is involved and requires technical accounting education, technical accounting work in a department maintaining accounts supervised by an Accountant—Class A.

Special Qualifications:

High school graduation or equivalent and necessary theoretical accounting education required, including training in double entry bookkeeping, bookkeeping and accounting statements, budget accounting and cost keeping.

CLASS A: $5,000-6,500.

In responsible charge of the collection and maintenance of account and budget records of a large department involving technical accounting education and administration of a large accounting force or supervision of technically educated accountants in the preparation of budget estimates.

Special Qualifications:

High school graduation or equivalent plus two years' specialized education, five years' experience in the accounting field, administrative ability and special knowledge of accounting systems, cost accounting budget appropriations and accounting for stores.

D. ADMINISTRATIVE

(Other than those involving technical or vocational training)

POSITIONS CLASSIFIED:

Supervising Typist, $1,080-1,140-1,200-1,260.
Supervising Stenographer, $1,260-1,320-1,380-1,440-1,500.
Supervising Clerk,
Class C, $1,260-1,320-1,380-1,440-1,500-1,560.
Class B, $1,800-1,920-2,040-2,160-2,280-2,400.
Class A, $2,400-2,520-2,640-2,760-2,880-3,000.
Bureau Secretary, $2,400-2,520-2,640-2,760-2,880-3,000.
Executive Secretary, $3,000-3,240-3,480-3,720-3,960-4,200.
Office Director, $5,000-6,000.
Administrative Executive, $6,000-8,000.
Assistant Administrative Executive, $4,000-4,180-4,360-4,540-4,720-4,900.

SUPERVISING TYPIST: $1,080-1,140-1,200-1,260.

Supervises a small group of typist or clerk-typists, distributing work among them and personally performing typing or clerical duties.

Special Qualifications:

High school graduation or equivalent. One years' typing experience. New appointees shall be less than 35 years of age. Tested skill as typist.

SUPERVISING STENOGRAPHER: $1,260-1,320-1,380-1,-440-1,500.

Supervises a group of stenographers, or stenographers and typists, distributing work among them and personally performing stenographic or typing work.

Special Qualifications:

High school graduation or equivalent and one years' stenographic experience. New appointees shall be less than 40 years of age. Tested skill as stenographer and typist.

SUPERVISING CLERK:

Class C: $1,260-1,320-1,380-1,440-1,500-1,560.

Supervises small (2 to 6) clerical force and in addition performs clerical work equivalent to that of a clerk-class A.

Special Qualifications:

High school graduation or equivalent and business experience of at least one year.

CLASS B: $1,800-1,920-2,040-2,160-2,280-2,400.

Supervise work of medium size (6 to 20) clerical force and in addition performs clerical work at least equivalent to that of clerk-class A, in four lower salary rates, and at least equivalent to principal clerk in the two highest salary rates.

Special Qualifications:

High school graduation or equivalent. Experience in clerical work of at least two years. Executive ability.

CLASS A: $2,400-2,520-2,640-2,760-2,880-3,000.

Supervises work of a large (more than 20) group of clerical employes, including planning or direction of planning or work among these employes, development of a rountine of operation and the maintenance of performance standards among them.

Special Qualifications:

High school graduation or equivalent and previous business experience of at least three years, of which at least one year shall have been supervisory.

BUREAU SECRETARY: $2,400-2,520-2,640-2,760-2,880-3,-000.

Performs for the head of an approved principal bureau, the routine supervisory work over such operations (e. g. clerical) as are concerned with its smooth administrative functioning, including contact with other bureaus of a department.

Special Qualifications:

High school graduation or equivalent. Five years' business experience. Personality capable of meeting the public graciously.

EXECUTIVE SECRETARY: $3,000-3,240-3,480-3,720-3,-960-4,200.

Performs for the head of a department, the routine supervisory work over such operations as are concerned with its smooth administrative functioning, or, contact with the public and with representatives of other departments and bureaus as may be necesary in the performance of these duties or as delegated by the head of the department.

Special Qualifications:

High school graduation or equivalent. Five years of business experience. Personality capable of meeting the public graciously.

OFFICE DIRECTOR: $5,000-6,000.

In responsible charge of the general office management and accounting functions for a department with an appropriation of at least ten million dollars per annum, or a department with at least 250 persons on the salaried payroll, exclusive of institutional employes.

Special Qualifications:

High school graduation, plus five years' responsible administrative experience.

ASSISTANT ADMINISTRATIVE EXECUTIVE: $4,000-4,180-4,360-4,540-4,720-4,900.

Assistant to the chief of a major bureau of a department, having at least 200 employes, where the majority of the work is of a clerical nature.

Special Qualifications:

High school graduation plus at least three years' responsible administrative experience.

ADMINISTRATIVE EXECUTIVE: $6,000-8,000.

In direct control, for the secretary of a department, of the development of major departmental policy, as it affects the operating functions of the department, and particularly the correlation and control thereof, or, in responsible charge, including the development of a policy and system, of a major bureau of a department having at least 200 employes where the majority of the work is of a clerical nature. In either case, duties must involve contact with the public pertaining to the operations of the department.

Special Qualifications:

Graduation from a college of recognized standing plus five years of responsible administrative experience; or high school graduation plus eight years of responsible administrative experience.

E. CUSTODIAL

Positions Classified:

Charwoman, $600-660-720.
Janitor, $900-960-1,020-1,080.
Elevator Operator, $1,080-1,140-1,200-1,260.
Watchman, $1,020-1,080-1,140-1,200.
Guide, $1,140-1,200-1,260-1,320.
Policeman, $1,080-1,140-1,200-1,260.

CHARWOMAN: $600-660-720.

Cleans offices or buildings of a department or bureau as directed by responsible officer.

JANITOR: $900-9601,020-1,080.

Cleans offices or buildings as directed by responsible officer. May supervise charwomen.

ELEVATOR OPERATOR: $1,080-1,140-1,200-1,260.

Operates an elevator.

Special Qualifications:

Physical fitness, determined by examination. Tested skill as operator.

WATCHMAN: $1,020-1,080-1,140-1,200.

Maintains watch either night or day over state buildings or property.

Special Qualifications:

Physical fitness, determined by examination, and record of reliability.

GUIDE: $1,140-1,200-1,260-1,320.

Conducts visitors through state buildings or grounds.

Special Qualifications:

Accurate knowledge of state property and some knowledge of history government of the state of Pennsylvania.

POLICEMAN: (Capitol) $1,080-1,140-1,200-1,260.

Protects state property has power of arrest equivalent to that of municipal policeman.

Special Qualifications:

At least one year's honorable service in military, naval or police service. Physical fitness, determined by examination, including weight of at least 145 pounds, physical strength, height not less than 5 feet, 7 inches. Tact, good judgment.

F. TRADES

Positions Classified:

General Helper, $900-960-1,020.
Skilled Worker, $1,200-1,260-1,320-1,380.
Fireman, $1,440-1,500-1,560.
Foreman, $1,500-1,560-1,620-1,680-1,740.
Chauffeur, $1,140-1,200-1,260-1,320.
Journeyman, $1,380-1,440-1,500-1,560.
Engineman, $1,500-1,560-1,620-1,680.
Supervising Journeyman, $1,560-1,620-1,680-1,740-1,800-1,860.

GENERAL HELPER: $900-960-1,020.

Under supervision, performs various manual duties not requiring journeyman knowledge of a given trade. This class does not include charwoman or janitor.

SKILLED WORKER: $1,200-1,260-1,320-1,380.

Performs, under supervision, various laboring duties requiring knowledge gained through experience in various trades but not equal to that required of journeymen in these trades. Also may be assistant or helper in a recognized trade.

Special Qualifications:

Trade experience of at least two years.

FIREMAN $1,440-1,500-1,560.

Under supervision, fires boilers connected with a heating or lighting sustem in the state service.

Special Qualifications:

Trade experience of at least two years as fireman.

FOREMAN: $1,500-1,560-1,620-1,680-1,740.

Supervises groups of laborers, skilled laborers, general helpers, skilled workers, firemen, janitors, charwomen, elevator operators, or watchmen in the regular performance of their duties.

Special Qualifications:

Demonstrated ability to supervise men, and ordinarily experience in the work being done.

CHAUFFEUR: $1,140-1,200-1,260-1,320.

Drives passenger cars or trucks operated in the state service. Makes minor repairs. Passenger car chauffeur may perform simple clerical or messenger duties. Truck chauffer assists in loading, unloading, or storage of goods transported.

Special Qualifications:

Demonstrated ability to drive automobile in a safe and competent manner.

JOURNEYMAN: $1,380-1,440-1,500-1,560.

A skilled, trained worker in one of the recognized crafts or trades where apprenticeship or training equal to apprenticeship is necessary for mastery of the duties required.

Examples: Painter, carpenter, plumber, cabinet-maker, upholsterer, clock repairman, marble mechanic, automobile mechanic, pump runner, electrician, etc.

Special Qualifications:

Trade experience of at least four years in the specified trade, and tested skill.

ENGINEMAN: $1,500-1,560-1,620-1,680.

Under general direction, has responsible charge of the operation, maintenance and repair of boilers, engines or electrical generating equipmnt in a power plant or central station for the production of heat, light or power, or the utilization of machinery for refrigeration, ventilation, pumping and other purposes.

Special Qualifications:

Experience of at least four years as an engineman helper, and tested skill.

SUPERVISING JOURNEYMAN: $1,560-1,620-1,680-1,740-1,800-1,860.

Supervises the work of a group of qualified journeymen. May personally perform duties of the trade or craft supervised.

Special Qualifications:

Demonstrated ability to supervise men and trade experience of at least 5 years in the specified trade.

G. CLASSIFICATION OF TECHNICAL, PROFESSIONAL AND VOCATIONAL POSITIONS.

The classification of technical, professional, and vocational work is based on the training required, together with experience either in the professions or in administrative work.

Two groups have been made of technical, professional, and vocational work. The technical and professional positions are in the first group and the vocational positions in the second group.

The technical positions include such professions as Actuary, Agriculturist, (Biologist, Entmologist, Horticulturist, Marketing Specialist, Milk Husbandry Specialist, Pathologist) Bacteriologist, Business Administrator, Chemist, Dentist, Educator, Engineer (Chemical, Civil, Highway, Sanitary, Building Construction, Electrical, Mechanical and Mining), Forester, Geologist, Lawyer, Physician, (Epidemologist, Psychiatrist, Doctor of Public Hygiene, Child Health Specialist, etc.), Social Economist, and Veterinarian. Graduation from an institution of collegiate standing is ordinarily a prerequisite to any of these callings, either in public or private life.

The vocational group includes such vocations as Draftsman, Field Agent, Investigator, or Inspector (not usually requiring graduation from college or equivalent), Fish Culturist, Forest Ranger, Insurance Specialist, Laboratory Worker, Librarian, Nurse, Pharmacist, Purchasing Specialist, State Government Specialist, Statistician, Surveyor, and Tariff Specialist. Graduation from an institution of collegiate standing is not ordinarily a prerequisite to any of these callings, either in public or private life.

Charts 1 and 2 illustrate the requisite qualifications for technical, professional and vocational positions, and give the salary ranges attaching thereto.

TECHNICAL AND PROFESSIONAL POSITIONS CLASSIFIED (See Chart 1)

Technical Assistant, $1,500-2,160.
Senior Technical Assistant, $2,160-2,640.
Technician, $2,640-3,360.
Technical or Professional Administrator or Expert, $3,360-4,500,
Senior Technical or Professional Administrator or Expert, $4,500-6,000.
Chief Technical or Professional Administrator, or Expert, $6,000 and over.

TECHNICAL ASSISTANT: $1,500-2,160.

A beginning position in any of the above professions, requiring graduation from a four-year course at a college or university of recognized standing but not requiring experience either general or specialized, within the technical or professional field. In exceptional cases, where feasible, college graduation will not be required, but experience of not less than three years in the technical or professional field will be the requisite for this class.

SENIOR TECHNICAL ASSISTANT: $2,160-2,640.

A position in any of the above professions, requiring graduation from a four-year course at college or university of recognized standing and requiring at least two years' experience in the special technical or professional field. In exceptional cases, where feasible, college graduation will not be required, but experience of not less than six years in the technical or professional field will be the requisite for the class.

TECHNICIAN: $2,640-3,360.

A position in any of the above professions, requiring graduation from a four year course at a college or university of recognized standing and requiring at least three years' experience in the general field of which at least two years must be in the special technical or professional field of the position. In exceptional cases, where feasible, college graduation will not be required, but experience of not less than eight years in the technical or professional field will be the requisite for the class.

TECHNICAL OR PROFESSIONAL ADMINISTRATOR OR EXPERT: $3,360-4,500.

A position in any of the above professions, involving expert service or administration and requiring graduation from a four-year course at a college or university of recognized standing and requiring at least five years' experience in the general field, of which at least two must be within the special technical or professional field of the position, and at least one of which must have been experience of an expert or administrative character. In exceptional cases of proved ability in the particular position or department, or in similar work elsewhere, the requirement of college education will be waived by the Executive Board when persons have certain minimum high qualifications of experience, which qualifications may be set up from time to time for each profession.

SENIOR TECHNICAL OR PROFESSIONAL ADMINISTRATOR OR EXPERT: $4,500-6,000.

A position in any of the above professions involving expert service or administration, requiring graduation from a four-year course at a college or university of recognized standing and requiring at least eight years' experience within the general field, of which at least four years must be in the special technical or professional field of the position and at least two years of which must have been experience of an administrative or expert character. In exceptional cases of proved ability in the particular position or department, or in similar work elsewhere, the requirement of college education will be waived by the Executive Board when persons have certain minimum high qualifications of experience, which qualifications may be set up from time to time for each profession.

CHIEF TECHNICAL OR PROFESSIONAL ADMINISTRATOR OR EXPERT: $6,000 and over.

A position in any of the above professions, involving great expert service and requiring graduation from a four-year course at a college or university of recognized standing and requiring at least ten years' experience in the general field, of which at least six years must have been in the special technical or professional field of the position and of which at least five years must have been experience of an administrative or expert character. At least two years of such administrative or expert experience must have been of major importance. In exceptional cases of proved ability in the particular position or department, or in similar work elsewhere, the requirement of college education will be waived by the Executive Board for persons having certain minimum high qualifications of experience, which qualifications the Executive Board may set up from time to time for each profession.

VOCATIONAL POSITIONS CLASSIFIED (See Chart 2)

Vocational Assistant, $900-1,200.
Senior Vocational Assistant, $1,200-1,500.
Vocational Specialist, $1,500-1,860.
Vocational Administrator or Expert, $1,860-2,400.
Senior Vocational Administrator or Expert, $2,400-3,000.
Chief Vocational Administrator or Expert, $3,000-5,000.

VOCATIONAL ASSISTANT: $900-1,200.

A beginning position in any of the above vocations, such as those listed above in the vocational group, not requiring any special education or training beyond completion of elementary school education.

SENIOR VOCATIONAL ASSISTANT: $1,200-1,500.

A position in any of the above vocations, requiring no administrative duties but requiring graduation from a high school of recognized standing or four years' general business training.

VOCATIONAL SPECIALIST: $1,500-1,860.

A position in any of the above vocations, requiring no administrative duties or only the most minor administrative duties, but requiring graduation from a high school of recognized standing, and at least two years' special education in the particular vocation or its equivalent. In some cases, six years' general business experience may be substituted for the requirement named.

VOCATIONAL ADMINISTRATOR OR EXPERT: $1,860-2,400.

A position in any of the above vocations, involving expert service or administration requiring graduation from a high school of recognized standing, at least two years' specialized training or its equivalent in the particular vocation, and at least two years' specialized experience in the vocation. In some cases, ten years of general business experience, including two years of administrative or expert service may be substituted for the requirements named.

SENIOR VOCATIONAL ADMINISTRATOR OR EXPERT $2,400-3,000.

A position in any of the above vocations, involving expert service or administration, requiring graduation from a high school of recognized standing, at least two years' special education or its equivalent in the particular vocation and at least three years' specialized experience in the vocation, two years of which must represent administrative experience or expert service.

CHIEF VOCATIONAL ADMINISTRATOR OR EXPERT: $3,000-5,000.

A position in any of the above vocations, involving expert service or administration, requiring graduation from a high school of recognized standing, at least two years' special education or its equivalent in the particular vocation, and at least six years' specialized experience in the vocation. Of this specialized experience at least four years must represent administrative experience or expert service and two of this four years must represent major administrative experience or major expert service.

CHART I

| CLASS | 1 College education (years) | 2 Total experience (years) | 3 Specialized experience (years). Inc. in Col. 2 | 4 Administrative or expert experience (years). Inc. in Col. 2 | 5 Major administrative experience or major expert (years). Inc. in Col. 4 | 6 Total experience equivalent of Cols. 1 and 2. Qualifications of Cols. 3, 4 & 5 must be included | Beginning salary rate |
|---|---|---|---|---|---|---|---|
| T6 Technical Assistant | 4 | 0 | 0 | 0 | 0 | 3 | $1,500.00 |

CHART I—Continuel.

| | CLASS | 1 College education (years) | 2 Total experience (years) | 3 Specialized experience (years). Inc. in Col. 2 | 4 Administrative or expert experience (years). Inc. in Col. 2 | 5 Major administrative experience or major expert (years). Inc. in Col. 4 | 6 Total experience equivalent of Cols. 3, 4 & 5 must be included | Beginning salary rate |
|---|---|---|---|---|---|---|---|---|
| T5 | Senior Technical Assistant | 4 | 2 | 2 | 0 | 0 | 6 | $2,160.00 |
| T4 | Technician | 4 | 3 | 2 | 0 | 0 | 8 | $2,640.00 |
| T3 | Technical or Professional Administrator or Expert | 4 | 5 | 2 | 1 | 0 | * | $3,360.00 |
| T2 | Senior Technical or Professional Administrator or Expert | 4 | 8 | 4 | 2 | 0 | * | $4,500.00 |
| T1 | Chief Technical or Professional Administrator or Expert | 4 | 10 | 6 | 5 | 2 | * | $6,000.00 |

*In exceptional cases of proved ability in the particular position or department or in similar work elsewhere the requirement of college education will be waived by the Executive Board when persons have certain minimum high qualifications of experience which qualifications may be set up from time to time for each profession, (see pages ).

CHART II

| | CLASS | 1 High school education (years) | 2 Special education (years) | 3 Specialized experience (years) | 4 Administrative experience or expert service (years). Inc. in Col. 3 | 5 Major administrative experience or major expert service (years). Inc. in Col. 4 | 6 Total experience equivalent of Columns 1, 2 & 3 | Beginning salary rate |
|---|---|---|---|---|---|---|---|---|
| V6 | Vocational Assistant | 0 | 0 | 0 | 0 | 0 | 0 | $ 900.00 |
| V5 | Senior Vocational Assistant | 4 | 0 | 0 | 0 | 0 | 4 | $1,200.00 |
| V4 | Vocational Specialist | 4 | 2* | 0 | 0 | 0 | 6 | $1,500.00 |
| V3 | Vocational Administrator or Expert | 4 | 2* | 2 | 0 | 0 | †10 | $1,860.00 |

CHART II—Continuel.

| | CLASS | 1 High school education (years) | 2 Special education (years) | 3 Specialized experience (years) | 4 Administrative experience or expert service (years). Inc. in Col. 3 | 5 Major administrative experience or major expert service (years). Inc. in Col. 4 | 6 Total experience equivalent of Columns 1, 2 & 3 | Beginning salary rate |
|---|---|---|---|---|---|---|---|---|
| V2 | Senior Vocational Administrator or Expert | 4 | 2* | 3 | 2 | 0 | ------- | $2,400.00 |
| V1 | Chief Vocational Administrator or Expert | 4 | 2* | 6 | 4 | 2 | ------- | $3,000.00 |

*In cases where special education in a field is either not necessary or not available (E. G. fish culturist) this requirement is waived, and the requirement of specialized experience is correspondingly increased.
†Including 2 Administrative or Expert.

## SALARY INCREASES

Increases in salaries within classes, when approved by the Governor, may be paid on the basis of length and merit of service as follows: Increases in pay within classes will be considered mainly on June first and January first of each year, and only on the basis of merit and length of service at the date when considered. Salary increases for field employes may be considered April first and September first.

KIND OF WORK—A—Comprising the following classes:

Chief Vocational Administrator, $3,000-5,000.
Senior Technical or Professional Administrator or Expert, $4,500-6,000.
Office Director, $5,000-6,000.
Accountant-Class A, $5,000-6,500.
Administrative Executive, $6,000-8,000.
Chief Technical or Professional Administrator or Expert, $6,000 and over.

This kind of work comprises positions whose major elements include expert service or administrative work of high importance and where the tenure of office is not the main factor in pay increases. The pay in this group of classes must be based to a considerable extent on the conditions peculiar to the work to be done in each individual case, but the following grades are indicated:

1. The entrance salary shall be the lowest salary rate.
2. The first increase in pay shall not be made in less than one year of service within the class, and the maximum pay shall not be granted for less than three years of service within the class.

KIND OF WORK—B—Comprising the following classes:

Clerk-Class A, $1,200-1,260-1,320-1,380-1,440-(1,500-1,560).
Code Clerk-Class A, $1,260-1,320-1,380-1,440-1,500-1,560.
Proof Reader, $1,500-1,560-1,620-1,680-1,740.
Head File Clerk, $1,500-1,560-1,620-1,680-1,740.
Statistical Clerk, $1,500-1,560-1,620-1,680-1,740 (1,800-1,860).
Assistant Editor, $1,620-1,680-1,740-1,800-1,860-1,920.
Principal Clerk, $1,680-1,740-1,800-1,860-1,920-(1,980-2,-040).

Stenographer-Class A, $1,200-1,260-1,320-1,380-1,440.
Stenographer Clerk-Class A, $1,200-1,260-1,320-1,380-1,440.
Stenographer Secretary, $1,500-1,560-1,620-1,680-1,740-1,800.*
Correspondent, $1,320-1,380-1,440-1,500-1,560-(1,620-1,-680).
*Highest grade is Secretary to department head only.
Account Clerk, $1,140-1,200-1,260-1,320-1,380-1,440.
Bookkeeper, $1,680-1,740-1,800-1,860-1,920-(1,980-2,040).
Chief Accounting Clerk, $2,100-2,160-2,220-2,280-2,340-2,400.
Cost Accountant, $2,400-2,460-2,520-2,580-2,640-2,700.
Accountant-Class C, $2,100-2,220-2,340-2,460-2,580-2,700.
Accountant-Class B, $3,300-3,420-3,540-3,660-3,780-3,900.
Supervising Stenographer, $1,260-1,320-1,380-1,440-1,500.
Supervising Clerk-Class C, $1,260-1,320-1,380-1,440-1,500-1,560.
Supervising Clerk-Class B, $1,800-1,920-2,040-2,160-2,280-2,400.
Supervising Clerk-Class A, $2,400-2,520-2,640-2,760-2,880-3,000.
Supervising Journeyman, $1,560-1,620-1,680-1,740-1,800-1,860.
Bureau Secretary, $2,400-2,520-2,640-2,760-2,880-3,000.
Executive Secretary, $3,000-3,240-3,480-3,720-3,960-4,200.
Asst. Administrative Executive, $4,000-4,180-4,360-4,540-4,720-4,900.
Fireman, 1,320-1,380-1,440-1,500-1,560.
Foreman, 1,500-1,560-1,620-1,680-1,740.
Technician, $2,640-2,760; 2,760-2,880; 2,880-3,000; 3,000-3,120; 3,120-3,240; 3,240-3,360.
Technical or Professional Administrator or Expert, 3,360-3,540; 3,540-3,720; 3,720-3,900; 3,900-4,080; $4,080-4,260; 4,260-4,500.
Senior Vocational Administrator or Expert, $2,400 2,520; 2,520-2,640; 2,640-2,700; 2,700-2,760; 2,760-2,880; 2,880-3,000.

This kind of work comprises positions where the length of service in a given position is usually comparatively long, and where highest effectiveness in the work is obtained only by relatively long service in the same position. These conditions call for a wide range of salaries, and a number of grades of pay. The following grades will govern increases for merit:

1. The entrance salary shall be the lowest salary rate.
2. The second rate may be paid at the end of not less than six months of satisfactory service within the class, except that this rate may be paid at the end of three months when service is especially meritorious.
3. The third rate may be paid at the end of one year of satisfactory service within the class.
4. The fourth rate may be paid at the end of one and one-half years of satisfactory service within the class.
5. The fifth rate may be paid only at the end of three years of satisfactory service within the class.
6. The sixth rate, if, any, may be paid only at the end of five years of satisfactory service within the class.

KIND OF WORK—C—Comprising the following classes:
Messenger, $900-960-1,020-1,080.
File Clerk, $900-960-1,020-1,080.
Store Room Assistant, $960-1,020-1,080-1,140.
Mail Clerk, $960-1,020-1,080-1,140.
Clerk-Class B, $960-1,020-1,080-1,140.
Balance of Stores, Clerk, $900-960-1,020-1,080.
Computing Clerk, $960-1,020-1,080-1,140.
Tabulating Machine Operating, $1,080-1,140-1,200-1,260.
Duplicating Machine Operator, $960-1,020-1,080-1,140.
Graphotype Operator, $1,020-1,080-1,140-1,200.
Multigraph Operator, $1,080-1,140-1,200-1,260.
Code Clerk-Class B, $1,020-1,080-1,140-1,200.
Clerk Typist, $960-1,020-1,080-1,140.
Stenographer Typist, $960-1,020-1,080-1,140.
Stenographer-Class B, $1,020-1,080-1,140-1,200.
Stenographer Clerk-Class B, $1,020-1,080-1,140-1,200.
Receiving Teller, $1,080-1,140-1,200-1,260.
Supervising Typist, $1,080-1,140-1,200-1,260.
Janitor, $900-960-1,020-1,080.
Elevator Operator, $1,080-1,140-1,200-1,260.
Watchman, $1,020-1,080-1,140-1,200.
Guide, $1,140-1,200-1,260-1,320.
Policeman, (Capitol), $1,080-1,140-1,200-1,260.
Skilled Worker, $1,200-1,260-1,320-(1,380).
Chauffeur, $1,140-1,200-1,260-1,320.
Journeyman, $1,380-1,440-1,500-1,560.
Engineman, $1,500-1,560-1,620-1,680.
Technical Assistant, $1,500-1,680; 1,680-1,860; 1,860-1,980; 1,980-2,160.
Senior Technical Assistant, $2,160-2,280; 2,280-2,400; 2,400-2,520; 2,520-2,640.
Senior Vocational Assistant, $1,200-1,320; 1,320-1,380; 1,380-1,440; 1,440-1,500.
Vocational Specialist, $1,500-1,620; 1,620-1,680; 1,680-1,740; 1,740-1,860.
Vocational Administrator or Expert, $1,860-1,980; 1,980-2,100; 2,100-2,220; 2,220-2,400.

This kind of work comprises positions in which the tenure in the position has in the past been only moderately long, where a high degree of efficiency is attained in moderate length of service, and hence where additional years of service yield relatively only a small increase in proficiency. These conditions call for a smaller range of salaries than in Group B. The following grades shall govern increases for merit:

1. The entrance salary shall be the lowest salary rate.
2. The second rate may be paid at the end of six months of satisfactory service within the class except that this rate may be paid at the end of three months when the service is exceptionally meritorious.
3. The third rate may be paid at the end of one and one-half years of satisfactory service within the class.
4. The fourth rate may be paid at the end of two and one-half years of satisfactory service within the class.

KIND OF WORK—D—Comprising the following classes:
Clerical Assistant, $780-840-900.
Key Punch Operator, $900-960-1,020.
Typist, $900-960-1,020.
Bookkeeping Machine Operator, $900-960-1,020.
Charwoman, $600-660-720.
General Helper, $900-960-1,020.
Vocational Assistant, $900-1,020; 1,020-1,080; 1,080-1,200.
Fireman, $1,440-1,550-1,560.

This kind of work comprises beginning where the work is simple and easily learned, and where the tenure of office, because of anticipated promotion out of the class, should be comparatively short. These conditions call for a range of salaries which is narrow. The following grades shall govern increases for merit:

1. The entrance salary shall be the lowest salary rate.
2. The second rate may be paid at the end of six months of satisfactory service within the class, except that this rate be paid at the end of three months when the service is exceptionally meritorious.
3. The third rate may be paid at the end of one and one-half years of service within the class.

INCREASE IN PAY FOR MERIT ONLY.

Increases in pay within a class will be made only to competent and faithful employes who given superior service either in speed, accuracy, quality, quantity, reliability, fidelity, or character of their work. Length of service without improvement will not justify an increase in pay. Increases in pay will be made on the recommendation of the responsible bureau or section chief approved by the head of the department when special merit can be shown.

The service rules may be waived by the Governor as a recognition of exceptional merit only.

This recommendation will be in the form of a Recommendation for Increase in Salary.

RECOMMENDATION FOR INCREASE IN SALARY

Date: .....

I hereby certify that .....has held the position of.....from.....to date.

This employe has given superior service as follows:

(Must be given in specific detail, not in general language).

Accuracy:
Quality:
Quantity:
Character of Work:
Reliability or Responsibility:
Other:

| PREVIOUS SERVICE Give dates of each change in salary or title | | | VACATION AND SICK LEAVE (For previous 3 years) | | | |
|---|---|---|---|---|---|---|
| Title of Position | Sala | Date | Year | Vacation No. of days | Sick leave No. of days | Other leave No. of days | Total |
| | | | | | | | |

(Use reverse side for additional information)

On the basis of the above service, I recommend that the salary of this employe be increased from ..... to....., effective.....

.....
Bureau Chief

APPROVED: .....APPROVED: .....
Governor of Pennsylvania

PROMOTION OR TRANSFER TO OTHER CLASSES

Vacancies or new positions in State employment will be filed when practical by transfer or promotions of worthy and competent employes from lower classes.

Employes promoted to positions in another class which has a beginning salary rate higher than that currently received shall receive the minimum salary of the class to which promoted.

Employes transferred to positions in another class with beginning salary rates lower than that currently received shall be transferred at their current salary, providing this salary is not higher than the salary payable had entire service been in that class.

Maximum ability is a specific position should be developed within the service period specified above for each kind of work and promotion beyond the highest salary rate can be achieved only by transfer to positions of higher classification.

BEGINNING RATES OF PAY

The beginning rate shall be the minimum rate of a class, unless otherwise approved in advance by the Governor. The Governor will approve a beginning rate higher than a minimum rate of the class and waive service requirements for promotion only in exceptional cases of appointments to positions requiring specialized training, under the following conditions:—

1. In the case of technical or vocational positions, if the employe, personally, has all the qualifications requisite to the next higher class; or
2. To meet urgent market or other similar conditions.

PRIOR SERVICE CREDIT

Service within a class may include service prior to the adoption for this classification. Upon the approval of the Governor, an equivalent of former service in other employ will be accepted as partial prior service credit in State employ, and such prior service will also be credited toward eligibility for salary increases.

PART TIME

In case of employment on a part-time basis, the proper class of the work will be determined and assigned. The salary payable will be the proportion of full salary which the part time bears to full time.

PER DIEM RATES

Work for which payment is made on the hourly or per diem basis is not covered by this classification. Employment on the per diem basis at a rate of $10 a day or higher must have the previous writen approval of the Governor.

REVISIONS

This classification and the plan for salary increases for merit are subject to revision from time to time by the Executive Board, whether by changing classes or salary rates, by making new classes, by changes in service requirements for salary increases within a class, or otherwise in order to meet changing market or employment conditions.

TABLE I

SALARY RATES PAID FOR CERTAIN DEFINITE POSITIONS UNDER CLASSIFICATION IN THE APPOINTIVE DEPARTMENTS OF THE COMMONWEALTH OF PENNSYLVANIA COMPARED WITH THOSE PAID IN THE FEDERAL SERVICE, IN FOUR OTHER STATES, IN EIGHT CITIES, AND THE DOMINION OF CANADA.

| Position | Pennsylvania | Federal Service | Maryland | New Jersey | Ohio | Illinois | Philadelphia | Buffalo | Detroit | Milwaukee | St. Louis | Minneapolis | San Diego | Los Angeles | Canada |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Accountant, Junior | 2100–2700 | | 2100–2700 | 2160–2700 | | | | | | | | | | 2160–2700 | 1800–2280 |
| Accountant, Senior | 3300–3900 | | 3300–3900 | 3000–3600 | | | | | 2040–4000 | | | | | 2700–3600 | 2400–3120 |
| Attorney General, Deputy | 4500–6000 | 7500 | | 4800–up | 5000–up | | | | | 6300 | | 7200 | | 6000–7000 | 4200–8000 |
| Bookkeeper | 1680–2040 | 1680–2040 | 1440–1800 | 1440–1800 | 1740–1980 | 1200–3000 | | | 1680–2400 | 1260–2100 | 1500 1800 | 1440–1680 | | 1740–1860 | 1320–1680 |
| Cataloguer, Library | 900–1200 | | | | | 1200–1500 | | | 960–1200 | | | | 1020–1500 | 1320–1620 | 1320–1680 |
| Charwoman | 600– 720 | 900–1140 | 600– 720 | 720–1140 | | | 600– 720 | | | 900– 960 | | 840– 960 | | | |
| Chauffeur | 1140–1320 | 1020–1260 | 1140–1320 | 1200–1620 | | 720–1500 | 1000–1400 | | | 1380–1500 | 1040 | 1320–1440 | | | |
| Chemist | 2160–2640 | 3240 3840 | | 1980–2520 | 2800–3200 | 1800–2400 | 2400–3720 | 1860–1980 | 2340–3000 | 2220–3600 | 1800 2100 | 2160–2520 | 2460 | | 2520–3000 |
| Clerk, Account | 1140–1440 | 1140–1500 | 960–1200 | 1080–1440 | 1140–1380 | | | | | | | | | | 960–1260 |
| Clerk, Balance of Stores | 90001080 | 11400 1680 | | 1080–1440 | | | | | | 1500–1680 | | | | | 600– 900 |
| Clerk, Circulation Desk (Library) | 1200–1500 | 1860–2400 | | | | 1200–1800 | | | 1800–2400 | | | 1320–1680 | | 1800–2040 | 1800–2400 |
| Clerk, Class A | 1200–1500 | 1320–1680 | 1200–1560 | 1380–1680 | 1140–1380 | | 1200–1500 | 1260 1500 | | 1200–1380 | 1080 1560 | 1320–1560 | | | 1320–1680 |
| Clerk, Class B | 960–1140 | 1140–1500 | 840–1080 | 960–1320 | 840– 900 | | 900–1200 | 960–1200 | 1020–1620 | 1020–1200 | 840–1020 | 960–1200 | | | 960–1260 |
| Clerk, Codd Class A | 1260 1500 | 1500–1860 | | 1380–1680 | | | | | | | | | | | 1320–1680 |
| Clerk, Computing | 960–1140 | 1320–1680 | | 960–1320 | | 900–1500 | | | | | | 840–1080 | | 1560–1680 | |
| Clerk, File | 900–1080 | 1140–1500 | 720– 900 | 1080–1440 | | 1200–2400 | | | | | | | 1200–1380 | | 960–1260 |
| Clerk, Head File | 1500 1740 | 1500–1860 | 1320–1680 | 1440–1800 | | | | | | | | | | | 1800–2280 |
| Clerk, Principal | 1680–2040 | 1680–2040 | | 1740–2160 | 1560–1980 | | 1700–1800 | 1860–1980 | | | 1680–1920 | 1680–2040 | 2100 | | 1800–2280 |
| Clerk, Statistical | 1500–1860 | 1500–1860 | 1200–1560 | 1440–1800 | | 1200–1800 | | | | | | | | | 1320–1680 |
| Clerk, Typist | 960–1140 | 1140–1500 | | 960–1320 | 960–1080 | 1020–1500 | 600–1200 | | | 1020–1200 | | 840–1440 | | 1560–1680 | 960–1680 |
| Draftsman | 1500–1860 | 1500–1860 | | 1980–2520 | | 1500–1800 | | | 1440–1800 | | | | | | |
| Draftsman, Chief | 1860–2400 | 1860–2400 | | | | 1800–2400 | | | 1900–2520 | | 1800 2280 | | | | |
| Editor, Assistant | 1620–1920 | 1680–2040 | | | | 1020–1800 | | | | | | | | | 1440–1800 |
| Elevator Operator | 1080–1260 | 900–1140 | | 1080–1440 | | 900–1200 | | | | 1260–1440 | 720– 780 | 1200–1320 | 1200 | | 780– 960 |
| Engineer (Without admin. functions) | 2640–3360 | 3000–3600 | | 2880–3600 | 2800–3200 | 3000–3600 | 3600–4320 | | 2340–3900 | 2100–2340 | 1800–2880 | 2400–3000 | 2400–3600 | 3000 | 2700–3240 |
| Engineer, Chief (Major project) | 6000–up | 6000 7500 | | 6000 7200 | 5000–up | | 7200–9000 | | 7500 up | 12000 | | 7200 | | 5000 | 5100–up |
| Engineman | 1500 1680 | 1680–2040 | 1200–1440 | | | | | | | 1920–1980 | | | | | |
| Fireman | 1200 1440 | 1140–1500 | 1200–1440 | | | 1080–1650 | | 1260–1380 | | 1560–1620 | 1080 | | | | 900–1080 |
| Forester, Ass't (Without administrative duties) | 1500–2160 | 1800–2160 | | 1500 1800 | | | | | | | | | | | 1600–2100 |
| Forester, District | 2040–3360 | 2700–3840 | 1800–2500 | 1900–2500 | 2000–2500 | | | | | | | | | | 2880–3360 |
| General Helper | 900–1020 | 1020–1260 | | | | 720–1500 | | | | | | 1200–1320 | | 1440–1560 | 720– 900 |
| Janitor | 840–1020 | 900–1140 | 840–1020 | 1080–1440 | | 840–1200 | 1000–1200 | | 1440–1860 | 960–1020 | 780 | 1200–1320 | 1200–1440 | 960–1200 | |
| Messenger | 900–1080 | 900–1140 | 900–1080 | 660–1440 | | 900–1200 | | | 720–1020 | 1080 | 840–1020 | | | 1080–1200 | 960–1200 |
| Nurse, Graduate | 1500 1860 | 1500–1860 | | | | 1500–1800 | | | 1450–1620 | 1560–1680 | | 1320–1800 | 1500 | 1380–1620 | |
| Operator, Bookkeeping Machine | 900–1020 | | | 960–1320 | 840– 960 | | | | | | | | 1440–1500 | | |
| Operator, Duplicating Machine | 960–1140 | 1140–1680 | 900–1080 | 960–1320 | | | 1000 | | 1020–1620 | | | 840–1080 | | | 960–1200 |
| Operator, Key Punch | 900 1020 | 1140–1500 | | 960–1320 | | | 900 | | | | | 840–1080 | | 1560–1680 | |
| Operator, Multigraph | 1080–1260 | 1140–1680 | 1080–1260 | 960–1320 | | 1200–1500 | 1000–1200 | | 1020–1620 | | | 840–1080 | | 1380–1500 | |
| Operator, Tabulating Machine | 1080–1260 | 1320 1680 | 900–1080 | 960–1320 | | 900–1200 | 900 | | | | | 1320–1560 | | 1560–1680 | |
| Pathologist | 2640–3360 | 3240 3840 | | 2100–2700 | 2800–3200 | 2400–3300 | | | | | | 3900–4900 | | | |
| Pharmacist | 1500–2400 | 1500 2400 | | 1440 1800 | | | | | 1980–2520 | | | 2000–2340 | | 1920–2400 | |

TABLE I—Continued.

SALARY RATES PAID FOR CERTAIN DEFINITE POSITIONS UNDER CLASSIFICATION IN THE APPOINTIVE DEPARTMENTS OF THE COMMONWEALTH OF PENNSYLVANIA COMPARED WITH THOSE PAID IN THE FEDERAL SERVICE, IN FOUR OTHER STATES, IN EIGHT CITIES, AND THE DOMINION OF CANADA.

| Position | Pennsylvania | Federal Service | Maryland | New Jersey | Ohio | Illinois | Philadelphia | Buffalo | Detroit | Milwaukee | St. Louis | Minneapolis | San Diego | Los Angeles | Canada |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Policeman | 1080–1200 | ------- | ------- | 960–1200 | ------- | ------- | ------- | ------- | ------- | ------- | ------- | ------- | ------- | ------- | ------- |
| Proof Reader | 1500–1740 | 1500–1860 | ------- | 1380–1680 | ------- | 1200–1320 | ------- | ------- | ------- | ------- | ------- | ------- | ------- | ------- | ------- |
| Ranger, Forest | 900–1200 | 840–1200 | ------- | 900–1200 | ------- | ------- | ------- | ------- | ------- | ------- | ------- | ------- | ------- | ------- | 1200–1620 |
| Secretary, Bureau | 2400–3000 | ------- | 2400–3000 | 3000–3600 | ------- | ------- | 2000–2800 | ------- | ------- | ------- | ------- | ------- | ------- | ------- | ------- |
| Secretary, Executive | 3000–4200 | ------- | 3000–4200 | 3600–4800 | ------- | ------- | ------- | ------- | ------- | 2400–4020 | ------- | ------- | ------- | ------- | ------- |
| Stenographer Class A | 1200–1440 | 1500–1860 | 1200–1440 | 1380–1680 | 1260–1380 | 1200–1800 | 1200–1500 | 1260–1500 | 1680–2160 | ------- | 1080–1260 | ------- | ------- | 1560–1680 | ------- |
| Stenographer Class B | 1020–1200 | 1320–1680 | 900–1080 | 960–1320 | 1080–1200 | 900–1200 | 900–1200 | ------- | 1200–1560 | 1200–1380 | 840–1020 | ------- | ------- | 1380–1500 | ------- |
| Steno.–Clerk Class A | 1200–1440 | 1500–1860 | 1200–1440 | 1380–1680 | ------- | ------- | 1200–1500 | ------- | ------- | 1500–1740 | 1080–1260 | 1320–1560 | 1620 | ------- | 1320–1680 |
| Steno.–Clerk Class B | 1020–1200 | 1320–1680 | ------- | 960–1320 | ------- | ------- | 900–1200 | ------- | ------- | 1200–1380 | 840–1020 | 960–1200 | ------- | ------- | 960–1260 |
| Steno.–Secretary | 1500–1800 | 1620–2040 | 1320 | 1440–1800 | 1500 | 1500–2400 | ------- | 1860–1980 | ------- | ------- | 1380–1560 | 1560–1920 | 1800 | ------- | ------- |
| Steno.–Typist | 960–1140 | ------- | 900–1080 | 960–1320 | 840– 900 | ------- | 900–1500 | ------- | ------- | ------- | ------- | ------- | ------- | ------- | ------- |
| Storeroom Ass't. | 960–1140 | 900–1140 | 960–1140 | 960–1320 | ------- | 1500–1800 | ------- | ------- | 1020–1620 | ------- | 1380–1560 | ------- | ------- | ------- | 960–1260 |
| Typist | 900–1020 | 1140–1500 | 720– 960 | 960–1320 | 840– 900 | 720–1500 | 600–1200 | ------- | 1020–1620 | ------- | ------- | ------- | 1200–1380 | 1380–1500 | ------- |
| Watchman | 1020–1200 | 1020–1260 | 1020–1200 | 1080–1440 | ------- | 600–810 | 900–1200 | ------- | 960–1440 | 1200–1380 | 720 | 1200–1320 | ------- | 1080–1800 | 720– 960 |

## TABLE II

### A COMPARISON OF BEGINNING SALARIES OF FOUR STANDARD POSITIONS AS PAID BY THE ADMINISTRATIVE DEPARTMENTS, THE ELECTIVE DEPARTMENTS, AND AN AVERAGE OF THOSE PAID BY THE FEDERAL GOVERNMENT, FOUR STATES, EIGHT CITIES AND THE DOMINION OF CANADA.

| Position | Average of Federal Government, Four States, Eight Cities and Canada | Administrative Departments | Elective Departments |
|---|---|---|---|
| Typist | 946 | 900 | 1200 |
| Stenographer | 1029 | 1020 | 1200 |
| File Clerk | 990 | 900 | 1200 |
| Clerk | 1015 | 960 | 1200 |

## TABLE III

### AVERAGE SALARIES PAID TO EMPLOYES OF THE APPOINTIVE AND ELECTIVE DEPARTMENTS AS OF JUNE 1, 1924.

| | Appointive Departments | Elective Departments |
|---|---|---|
| Average Salary of Employes | $1,645 | $2,163 |

## TABLE IV

### A COMPARISON OF RANGES OF SALARY RATES PAID FOR THE SAME POSITIONS BEFORE AND AFTER CLASSIFICATION SHOWING THE INEQUALITIES IN PAY THAT EXISTED.

| Position | Range Before Classification | Range Under Classification |
|---|---|---|
| Bureau Secretary | $1800-3000 | $2400-3000 |
| Asst. Administrative Executive | 3000-6000 | 4000-4900 |
| Senior Vocational Administrator (V-2) | 2200-3500 | 2400-3000 |
| Vocational Administrator (V-3) | 1800-3000 | 1860-2400 |
| Senior Vocational Assistant (V-5) | 1140-1800 | 1200-1500 |
| Vocational Assistant (V-6) | 720-1200 | 900-1200 |
| Senior Technical or Professioul Administrator (T-2) | 4000-7500 | 4500-6000 |
| Technical Administrator (T-3) | 2500-4500 | 3360-4500 |
| Supervising Clerk Class C | 900-1800 | 1260-1560 |
| Stenographer Secretary | 1200-2100 | 1500-1800 |
| Stenographer Clerk Class A | 1080-2000 | 1200-1440 |
| Stenographer Clerk Class B | 600-1380 | 1020-1200 |
| Stenographer Class A | 900-2000 | 1200-1440 |
| Clerk Typist | 600-1500 | 960-1140 |
| Typist | 780-1800 | 900-1020 |
| Bookkeeper | 1500-2040 | 1680-2040 |
| Account Clerk | 780-1500 | 1140-1440 |
| Principal Clerk | 1600-2400 | 1680-2040 |
| Clerk Class A | 900-2400 | 1200-1560 |
| Clerk Class B | 900-2200 | 960-1140 |
| Computing Clerk | 1080-2000 | 960-1140 |
| Head File Clerk | 1140-1800 | 1500-1740 |
| File Clerk | 780-1800 | 900-1080 |
| Store Room Assistant | 900-1700 | 960-1140 |
| Multigraph Operator | 900-1600 | 1080-1260 |
| Mail Clerk | 900-1800 | 960-1140 |
| Messenger | 900-1400 | 900-1080 |
| Code Clerk Class B | 780-1500 | 1020-1200 |

## TABLE V

### COMPARISON OF CERTAIN COMPARABLE GENERAL FUND EXPENDITURES OF APPOINTIVE DEPARTMENTS FOR SALARIES AND WAGES FOR THE FIRST EIGHTEEN MONTHS OF THE BIENNIUM 1923-25, AS COMPARED WITH THE FIRST EIGHTEEN MONTHS OF THE BIENNIUM 1921-23.

| Appointive Department | Total 6-1-21 to 11-30-22 | Total 6-1-23 to 11-30-24 | Decrease Amount | Decrease Percent |
|---|---|---|---|---|
| Agriculture | $463,842 | (3)$ 353,261 | $ 110,581 | 23.84 |
| Banking | (4) | (4) | ---------- | ---------- |
| Executive | (2)58,829 | 65,047 | *6,218 | *10.57 |
| Forests & Waters | (1)573,786 | (1)552,437 | 21,349 | 3.72 |
| Health | 2,392,033 | 1,973,395 | 418,638 | 17.5 |
| Highway | (4) | (4) | ---------- | ---------- |
| Insurance | 158,772 | 121,738 | 37,034 | 23.33 |
| Justice | 166,887 | 149,584 | 17,303 | 10.37 |
| Labor & Industry | 1,132,304 | 900,240 | 232,064 | 20.49 |
| Military Affairs | 574,717 | 469,315 | 105,402 | 18.34 |
| Mines | 435,041 | 394,201 | 40,840 | 9.39 |
| Property & Supplies | 494,787 | 413,379 | 81,408 | 16.45 |
| Public Instruction | (5)716,541 | (5)628,713 | 87,828 | 12.26 |
| Public Service | (6)514,658 | (6)444,642 | 70,016 | 13.6 |
| State Police | 943,101 | 721,830 | 221,271 | 23.46 |
| State & Finance | 120,869 | (7)100,156 | 20,713 | 17.14 |
| Welfare | 107,115 | 193,302 | 86,187 | *80.46 |
| Total Appointive Departments | $8,853,282 | $7,481,240 | $1,372,042 | 15.5 |

* Increase.

(1) Salaries only, expenditures for wages paid in 1921 not available.

(2) 18 month average of two years expenditure.

(3) Expenditures for 1923 exclude amounts now paid out of the General Fund due to ruling of the Auditor General, for the Bureau of Animal Industry (See Department of Agriculture.)

(4) Expenditures omitted as some of the activities paid out of the General Fund in 1921 are now being paid for out of special funds.

(5) Administration only.

(6) Standardization Laboratory Fund activities were paid from General Fund in 1921 and are therefore included in 1923 expenditures.

(7) New Bureau of Accounts not included.

## PETITIONS FOR IMPEACHMENT PROCEEDINGS.

The SPEAKER laid before the House petitions from the inhabitants of Somerset County, Pa. asking for the institution of impeachment proceedings against Judge Berkey.

The SPEAKER. The petitions are referred to the Judiciary General Committee with the request that the said committee advise the House whether there seems to be sufficent evidence to indicate that a committee be appointed to investigate the charges therein contained.

## RESOLUTION FOR IMPEACHMENT PROCEEDINGS.

Mr. SHAFFER offered the following resolution, which was twice read, and laid over under the rules.

Resolved that the Committee on Judiciary General be, and is hereby authorized to inquire into and concerning the official conduct of the Honorable John A. Berkey, Judge of the several Courts of the XVI Judicial District of the Commonwealth of Pennsylvania, comprising the County of Somerset, touching his conduct in regard to matters mentioned in various petitions which have been presented to the House, and especially whether the said Judge has been guilty of any impeachable offense and to report to the House the conclusions of the Committee in respect thereto with their appropriate recommendation:

Resolved further that the Committee on Judiciary General is hereby authorized and empowered to send for persons and payers, to subjoena witness, to administer oaths to said witnesses, to take testimony, to employ a clerk,

stenographer or stenographers, agents, investigators and attorneys, if necessary, and to appoint a sub-committee from among their number by appointment of the chairman thereof, whenever it may be necessary or expedient to take testimony for the use of the said committee. And the said sub-committee while so employed shall have the same powers in respect to obtaining testimony as are herein given to said committee on the Judiciary General, with a sargeant-at-arms, by himself or deputy, who shall serve the process of said Committee and sub-committee and execute its orders, and shall attend the sittings of the same as ordered and directed thereby, and the said Committee and sub-committee are authorized to sit during the sessions of this House; and the speaker of the House shall have authority to sign and the Clerk to attest subpoenas for any witness or witnesses; and the expenses of this investigation shall be paid out of the contingent fund of the House.

## SENATE MESSAGE.

### TIME OF NEXT MEETING

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 11, 1925.

Resolved (if the House of Representatives concur) That when the Legislature adjourns to day it reconvene on Monday evening, February sixteenth, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 384, entitled

An Act regulating the conduct of policemen and firemen at elections and in relation thereto in cities of the second and third class and providing penalties

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pnnsylvania in General Assembly met and it is hereby enacted by the authority of the same That no member of the police department or fire department in any city of the second or third class except members of volunteer fire departmnts in cities of the third class shall be a member of or delegate or alternate to any political convention nor shall he be present at any such convention except in the performance of his official duty No such policeman or fireman shall serve as a member of or attend the meetings of any committee of any political party or take any active part in political management or in political campaigns or use his office to influence political movements or influence the political action of any other officer clerk or employe of any such city department trust or commission. No such policeman or fireman shall in any way or manner interfere with the conduct of any election or the preparation therefor at the polling-place or with the election officers while counting the vote or returning the ballot-boxes books and papers to the place provided by law for that purpose or be within any polling-place save only for the purpose of marking and depositing his ballot as speedinly as it reasonably can be done or be within fifty feet thereof except for purposes of ordinary travel or residence during the period of time beginning with one hour preceding the opening of the polls for holding such election and ending with the time when the election officers shall have finished counting the votes and have left the polling-place for the purpose of depositing the ballot-boxes and papers in the place provided by law for that purpose excepting only police officers who may temporarlly approach or enter the polling-place in order to make any arrest permitted by law or for the purpose of preserving order and in each such case only long enough to accomplish the duties aforesaid after which the said officers shall at once withdraw

No such policeman or fireman shall directly or indirectly demand solicit collect or receive or be in any manner concerned in demanding soliciting collecting or receiving any assessment subscription or contribution whether voluntary or involuntary intended for any political purpose whatever No policeman or fireman of such city shall pay or give any money or valuable thing or make any subscription or contribution voluntary or involuntary for any political pupose whatever

The second section was read as follows:

Section 2 Any person or persons who shall violate any of the provisions of this act shall be guilty of a misdemeanor and shall upon conviction thereof be punished by a fine not exceeding five hundred dollars and forfeit his office

On the question,

Will the House agree to the section?

Mr. GOEHRING. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend the bill, page 3, section 2, lines four and five, by striking out the words "not exceeding five hundred dollars and forefit his office," and insert in lieu theerof "of not less than fifty dollars and not more than three thousand dollars, or by imprisonment for a term of not more than two years, or both."

Amend the bill, page 3, by inserting after section 2 the following new section:

"Section 3. Any policeman or fireman violating any of the provisions of this act shall be immediately dismissed from the employ of the city. The employment of any such policemen or firemen after such violation is unlawful, and at the suit of any taxpayer of the city, the courts of equity shall have jurisdiction, and upon a bill filed and proof of such violation made, shall decree such employment unlawful, restrain the payment of any compensation to such offender for services performed after such violation. Such suits shall be heard on five days' notice as in the case of other motions for preliminary injunctions. The decree of the court in such cases shall be final. Any person dismissed under the provisions of this section shall be ineligible for reappointment within two years to any position in the service of such city."

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The third section was read as follows:

Section 3 All acts or parts of acts inconsistent herewith are hereby repealed

On the question,

Will the House agree to the section?

Mr. GOEHRING. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend bill, page 3, line six, by striking out after the word "Section" the figure "3" and insert in lieu thereof "4."

On the question,
Will the House agree to the amendment?
It was agreed to.
On the question,
Will the House agree to the section as amended?
It was agreed to.
The title was read and agreed to as follows:

An Act regulating the conduct of policemen and firemen at elections and in relation thereto in cities of the second and third class and providing penalties.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 210, as follows:

An Act validating certain proceedings and elections of counties cities boroughs township school districts and other municipalities or incorporated districts had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred and seventy-four entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance of such proceedings and elections

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all proceedings and elections heretofore had and held by any county city borough township school district or other municipality or incorporated district within this Commonwealth to increase its indebtedness under the method or procedure specified by the provisions of an act of assembly entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" approved the twentieth day of April one thousand eight hundred and seventy-four and the acts amendatory thereof and supplementary thereto where the majority of votes cast at such election was in favor of the increase of indebtedness be and the same are hereby ratified confirmed and made valid notwithstanding the authorities of such county city borough township school district or other municipality or incorporated district either did not or by separate and independent action did not prior to the ordinance or vote in pursuance of which notice of election was given to the electors signify their desire for such increase of indebtedness or did not in the words of the act and amendments and supplements aforesaid authorizing such increase signify their desire for such increase of indebtedness notwithstanding the authorities of such county city borough township school district or other municipality or incorporated district signified their desire for such increase of indebtedness by a resolution instead of by an ordinance as required by said act amendments and supplements and said resolution or ordinance was not advertised as is required by law for the advertisement of ordinances and notwithstanding the ballots used at said election were not furnished or certified by the county commissioners or didn ot bear their facsimile signatures did not contain a brief statement of the purpose of the proposed increase of indebtedness or were not printed on the official ballot artef the list of candidates but were printed on separate ballots at a general election or were printed on a party ballot at a primary election and notwithstanding full complete and proper return of the votes was not made to the proper court or counted by the court or a record showing the results made and certified by the clerk of said court to the proper authorities of such district or municipality and notwithstanding any defect or inforTality in the manner of holding mode of conducting or giving notice of such election or in form of the ballot and notwithstanding any mistake in stating the amount or percentage of the existing debt or the percentage of the proposed increase or the amount of the last preceding assessed valuation or patent error of orthography or of numerical statement on any or all of the ballots and notwithstanding any discrepency between the amount of the proposed increase of indebtedness as contained in the published and posted advertisements and in the printed ballot. All of the bonds securities and obligations issued or to be issued in pursuance of every such election are hereby made valid binding obligations of every such county city borough township school district or other municipality or incorporated district Provided That all the other requirements of law concerning such procedure election and issue of bonds have been complied with And provided further That the provisions of this act shall not apply in any instance where the validity of such election or any issue of bonds or other security based thereon has been made the subject of litigation in any court of the Commonwealth prior to the approval of this act.

And said bill having been read at length the second time and agreed to,

To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 493, entitled

An Act providing for the levy of a poll tax in counties of the second third fourth fifth sixth seventh and eighth class and in boroughs towns and townships and abolishing therein taxes on salaries and emoluments of office offices and posts professions trades and occupations

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General AsseTbly met and it is hereby enacted by the authority of the same That hereafter no taxes shall be levied and collected in any county of the second third fourth fifth sixth seventh or eighth class or in any borough town or township upon salaries and emoluments of office offices and posts of profit professions trades and occupations but in lieu thereof the corporate authorities of the said counties boroughs towns and townships shall annually at the time other tax levies are made levy a poll tax not exceeding fifty cents upon each resident taxable of such county borough town or township

On the question,
Will the House agree to the section?

Mr. GOEHRING. Mr. Speaker, I desire to offer the following amendments,

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 1, page 1, lines 5 and 6, by striking out the words "third, fourth, fifth, sixth, seventh or eighth"

Amend section 1, page 1, line 6, by striking out the words "or in any borough, town or township"

Amend section 1, page 1, lines 9 and 10, by striking out the words "boroughs, towns, and townships"

Amend section 1, page 1, lines 12 and 13, by striking out the words "borough, town or township"

On the question,
Will the House agree to the amendments?
They were agreed to.
On the question,
Will the House agree to the section as amended?
It was agreed to.

The second section was read as follows:

Section 2 All such taxes levied as aforesaid by any borough incorporated town or township shall be payable at the time other borough town or township taxes are payable and shall be collected by the person charged with the collection of such other taxes levied by the same authority and all such taxes levied as aforesaid by any county shall be collected by tax collectors appointed by the county treasurer as hereinafter provided For the purpose of the collection of such taxes all such tax collectors are hereby authorized to use all such means and shall possess all the powers now conferred by law for the collection of county taxes

The county treasurer of all counties levying the tax provided for in this act shall annually appoint a tax collector in each city borough incorporated town or township within said county and for his services in the collection of said tax the tax collector so appointed shall retain ten per centum of all taxes collected by him Before entering upon his duties the said tax collector shall furnish his bond to the county treasurer in double the amount of taxes to be collected conditioned upon the faithful discharge of his duties as tax collector

On the question,
Will the House agree to the section?

Mr. GOEHRING. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 2, page 2, line 1, by inserting at the end thereof the word such

Amend section 2, page 2, by striking out all of lines 2, 3, 4, 5 and 6

On the question,
Will the House agree to the amendments?
They were agreed to.
On the question,
Will the House agree to the section as amended?
It was agreed to.

The third section was read as follows:

Section 3 Section four of the act entitled "An act relating to county rates and levies and township rates and levies" approved the fifteenth day of April one thousand eight hundred and thirty-four (Pamphlet laws five hundred nine) and section thirty-two of the act entitled "An act to reduce the state debt and to incorporate the Pennsylvania canal and railroad company" are hereby repealed in so far as they provide for the taxation of salaries and emoluments of office offices and posts of profit professions trades and occupations

All other acts and parts of acts inconsistent herewith are hereby repealed

On the question,
Will the House agree to the section?

Mr. GOEHRING, Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 3, page 3, line 3, by inserting at the end thereof the following: "in counties of the second class."

On the question,
Will the House agree to the amendments?
It was agreed to.
On the question,
Will the House agree to the section as amended?
It was agreed to.

The title was read as follows:

Providing for the levy of a poll tax in counties of the second third fourth fifth sixth seventh and eighth class and in boroughs towns and townships and abolishing therein taxes on salaries and emoluments of offices and posts of profit professions trades and occupations

On the question,
Will the House agree to the title?

Mr. GOEHRING, Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend title, line two, by striking out the words "third, fourth, fifth, sixth, seventh and eighth"

Amend title, line three, by striking out the words "and in boroughs, towns and townships."

On the question,
Will the House agree to the amendments?
They were agreed to.
On the question,
Will the House agree to the title as amended?
It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

## BILLS ON FIRST READING.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 430 entitled:

An Act authorizing the register of wills and ex-officio clerk of the orphans' courts, with the consent of the judges of the separate orphans' court, in counties of the second class of this Commonwealth, to fix and determine the salaries of assistant clerks in said court.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 393 entitled:

A Supplement to an act, entitled "An act to provide for the ordinary expenses of the Executive, Judicial, and Legislative Departments of the Commonwealth, interest on the public debt, and the support of the public schools, for the two fiscal years beginning June first, one thousand nine hundred and twenty-three; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and twenty-three," as approved the thirtieth day of June, Anno Domini one thousand nine hundred and twenty-three; providing for deficiencies in certain appropriations made to the Executive, and Judicial Department by the act to which this is a supplement, and for other minor expenses, incurred or to be incurred to May thirty-first, one thousand nine hundred and twenty-five by certain of the Executive and Judicial Departments, not provided for by said act.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 34 entitled:

An Act to amend section twelve of an act approved the seventh day of June one thousand nine hundred and seventeen, (P. L. 447), entitled "An act relating to the admini-

stration and distribution of estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents, rents of real estate as assets for payment thereof, the lien thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof, contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents;" increasing widow's and children's exemptions and permitting widowers to claim the same from the wife's estate.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 52 entitled:

An Act providing for the sale of property held by husband and wife as tenants by entireties where they have been divorced or have been separated for more than one year; and directing the distribution of the proceeds of such sale.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 501 entitled:

An Act making it unlawful to give gratutitous fees or "tips"

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 292 entitled:

A Supplement to an act, approved the twenty-third day of June, one thousand nine hundred eleven, (P. L. 1123), entitled, "An act establishing in each county a board of viewers; prescribing their duties; providing for their appointment as viewers, road juries, juries of view, and commissioners to view land; and providing for the charges upon the respective counties in the matter of salaries, costs, and expenses, thereof," as the same was amended and supplemented by subsequent acts, by providing for the compensation to be paid to the members of the board of viewers in counties of the third, fourth, fifth, sixth, seventh and eighth class.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 390, entitled:

An Act to amend section two of an act approved the seventeenth day of April, one thousand eight hundred and sixty-six (P. L. 110), entitled "An act relating to poor houses and lands."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 271, entitled:

An Act allowing a rebate and imposing a penalty in the collection of county taxes assessed in the cities of the third class in this Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 382, entitled:

An Act authorizing departmental administrative boards and commissions under certain restrictions to sell surplus products of the soil, meats, live stock, timber or other materials raised or grown upon or taken from property of the Commonwealth administered by such boards or commissions and to expend the proceeds of such sales for the maintenance of the properties under their control.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 398, entitled:

An Act to provide for the positions of Principal Deputy Prothonotary and second Deputy Prothonotary in counties of th first class prescribing their powers and duties and fixing their salaries.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 595, entitled:

An Act providing for the filling of vacancies in certain county offices caused by death or resignation, in counties of the first class.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 361, entitled:

An Act to amend section three of an act, approved the eleventh day of May, one thousand nine hundred and twenty-one (P. L. 522), entitled "An act relating to dogs and the protection of livestock and poultry from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show and breeding purposes; prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners; providing for the assessment

of damages done to livestock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damage by the Commonwealth; imposing powers and duties upon certain State, county, city, borough, town and township officers and employes; directing the payment of all moneys collected into the State treasury; and making an appropriation therefor; and providing penalties."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 355, entitled:

An Act to amend section eight hundred forty-six of the act approved the fourteenth day of July, one thousand nine hundred and seventeen (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law elating thereto;" requiring persons causing damage to township roads by use of certain devices on the wheels of vehicles to repair such damages, and providing penalties for refusal.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 39, entitled:

An Act regulating the compensation of sheriffs in counties of the sixth, seventh and eighth classes, for boarding prisoners, where the sheriff is keeper or warden of the jail in such county.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 281 entitled:

An Act consolidating into one special fund in the State Treasury all separate funds set apart in the State Treasury for the use of the Board of Fish Commissioners, formerly the Department of Fisheries, specifying the purposes for which the moneys in the said fund may be used and appropriating such moneys to the Board of Fish Commissioners for the purposes specified.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 471, entitled:

An Act providing for the quarantine and control of the European Corn Borer; imposing certain powers and duties on the Department of Agriculture; providing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 31, entitled:

An Act authorizing the Board of Commissioners of Public Grounds and Buildings to erect a Soldiers' and Sailors' Memorial Bridge, with the approaches thereto and memorial pylons, in the city of Harrisburg, to commemorate the services of the soldiers and sailors of the Commonwealth; providing for the letting of contracts therefor; providing for a proportion of the cost to be paid by the city of Harrisburg and public service corporations using or affected by the building of said bridge; providing for acquiring any property necessary by eminent domain; giving the Board of Commissioners of Public Grounds and Buildings the right to sell a portion of the land to the Pennsylvania Railroad Company to conform to the plans of the architect; providing for the maintenance of said bridge; and making an appropriation to carry out the provisions of this act.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

## BILL RECOMMITTED.

Mr. HALL. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

Mr. EARLEY. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON FIRST READING.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 543, entitled:

An Act repealing all acts and parts of acts general, local and special, which impose a State tax on the fees of notaries public.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 419, entitled:

An Act to amend sections three and four of the act approved the twenty-sixth day of June, one thousand nine hundred and nineteen (P. L. 640), entitled "An act to discontinue the State quarantine; abolishing all offices and places connected therewith, including the State Quarantine Board, the Quarantine Physician, and the Health Officer for the Port of Philadelphia; providing for the possession, control, and custody of certain books, records, paraphernalia, and property; authorizing the leasing or sale of the real estate or personal property connected with the Marcus Hook Station to the United States Government; and repealing certain acts".

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 363, entitled:

An Act to amend section one of the act approved the eleventh day of June, one thousand nine hundred and fifteen (P. L. 938), entitled "An Act to regulate and establish the fees to be charged and collected by the several clerks of the courts of oyer and terminer, general jail delivery, and quarter sessions of the peace, in counties of this Commonwealth having a population of over eight hundred thousand and less than one million five hundred thousand inhabitants, as computed by the last preceding United States census," by fixing fee for certifying certain conviction to Secretary of Highways.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 620, entitled:

An Act relating to the allocation of moneys to the different counties by the Department of Highways for the con-

sruction of highways; providing a method to compel the county commisioners to apply for such moneys; and extending the time for filing applications for money allocated but unexpended prior to the approval of this act.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 591, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania, by adding thereto section sixteen.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 61, entitled:

An Act relating to jurors; exempting from jury duty women over sixty years of age and mothers of children under the age of five years.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 365, entitled:

An Act to amend section forty-two of the act approved the fifteenth day of April, one thousand eight hundred and thirty-four, (P. L. 537) entitled, "An act relating to counties and townships and county and township officers," by making county treasurers agents of the Commonwealth in collecting and transmitting money for the Commonwealth and providing their compensation for such services.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 513, entitled:

An Act for the protection of the public health by regulating the sale of certified milk; providing for the appointment of a commission by county medical societies or the Department of Agriculture; defining their powers, and providing a penalty.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 319, entitled:

An Act authorizing cities of the second class to regulate by ordinance sales of merchandise at public auction and to fix penalties for the violation of the provisions thereof.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 475, entitled:

An Act to amend section one of an act approved the nineteenth day of June, one thousand nine hundred and thirteen, (P. L. 528), entitled "An act fixing the penalty for murder of the first degree; regulating the procedure incident to the infliction thereof; prescribing and providing for a place and manner of inflicting said penalty on the ground of the new Western Penitentiary of this Commonwealth, in Centre County; making an appropriation therefor; repealing inconsistent legislation; and providing that neither this act nor said repeal shall apply to any case in which it shall appear that said crime was committed prior to the date of the approval of this act," by providing that the death penalty shall not be imposed upon persons under sixteen years of age.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 279, entitled:

An Act to fix the salaries of the judges of the courts of common pleas, and the judges of the orphans' courts.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 360, entitled:

An Act to amend section eight of the act approved the sixteenth day of May, one thousand nine hundred and twenty-one (P. L. 559), entitled "An act for the better protection of fish; requiring citizens of the United States residing within this Commonwealth to procure a license from the county treasurer to fish or angle in the waters of this Commonwealth, or in the waters bounding or adjacent thereto, and regulating the issuance of such license; providing penalties for the violation of this act, and the manner of proceeding to enforce compliance therewith; and providing for the disposition of the penalties recovered and license fees received."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 526, entitled:

An Act authorizing local boards of health of cities of the third-class, boroughs and first-class townships of the Comonwealth to organize county health associations; providing for the representation of such county associations in a State Association to be formed by representatives from such county health associations; and providing for the payment of the expenses of county and State associations.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 592, entitled:

An Act authorizing the issue and sale of bonds to the amount of twenty-five millions of dollars by the Commonwealth of Pennsylvania; defining the powers and duties of the Governor, the Auditor General and the State Treasurer in relation thereto; making an appropriation of the proceeds of such bonds for the purpose of acquiring land in the State for forest purposes, providing for the payment of the interest on and the redemption of such bonds by the Board of Finance and Revenue, and for the sale and registration of said bonds; and making an appropriation to carry out the provisions of this act.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 677, entitled:

An Act authorizing cities of the first class to appoint a Zoning Commission and a Bureau of Zoning, to adopt and en-

force zoning ordinances regulating the height, location, size or bulk and use of buildings, structures and lands, the areas to be occupied thereby in proportion to the size of the lots upon which they stand, the size of courts, yards and other open spaces appurtenant thereto, their recession from the street lines upon which they abut, the establishment of districts and boundaries for these purposes, the designation and regulation of residential, commercial and industrial or other uses within such districts and boundaries, and to appoint a Board of Appeals, provide the duties and functions thereof and provide for the administration and enforcement of the rules, regulations and ordinances authorized by this act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 269, entitled:

An Act to amend clause (d) of section fifty-nine of an act approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 447), entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians and trustees herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor: appeals in certain cases; and, also, generally dealing with the jurisdiction, powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents;" providing for payments of property belonging to minors without appointment of guardian in estates of three hundred dollars or less.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 112, entitled:

An Act authorizing the recording of deeds and other instruments by photographic process.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 113, entitled:

An Act providing for the registration of deeds and other instruments from photostatic copies thereof.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 114, entitled:

An Act regulating the recording of deeds and other instruments containing illegible matter.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 195, entitled:

An Act to further amend section thirteen of the act, approved the thirtieth day of January one thousand eight hundred and seventy-four (P. L. 31) entitled "A further supplement to the act regulating elections in this Commonwealth" as amended, empowering associate judges to act as return boards where the resident president judge is a candidate.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 470, entitled:

An Act to amend section one thousand and nine of the act, approved the third day of June one thousand nine hundred and fifteen, (P. L. 797), entitled "An act to establish a Bureau of Forest Protection with the Department of Forestry; designating the officers who shall constitute the Bureau, their duties and salaries; prescribing penalties for the violation thereof; and repealing all laws, general, special, or local, or any parts thereof, that may be inconsistent with or supplied by this act," said section having been added to Article X of said act by the act approved April twenty-sixth, one thousand nine hundred and twenty-three, (Pamphlet Laws ninety) entitled "An act to amend Article X of the act approved the third day of June, one thousand nine hundred and fifteen (Pamphlet Laws seven hundred and ninety-seven), entitled 'An act to establish a Bureau of Forest Protection with the Department of Forestry; designating the officers who shall constitute the Bureau, their duties and salaries; prescribing penalties for the violation thereof; and repealing all laws, general, special, or local, or any parts thereof, that may be inconsistent with or supplied by this act;' adding thereto a section, to be section one thousand nine, providing a penalty for interfering with notices posted by the Department."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 432, entitled:

An Act to amend clause (c) of section eight of the act approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 363), entitled "An act relating to the organization, jurisdiction, and procedure of the orphans' court; the powers and duties of the judges thereof; and appeals therefrom;" authorizing separate orphans' courts to establish a bill of costs for issuing marriage licenses.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 484, entitled:

An Act to amend section seven of the act approved the first day of May, one thousand nine hundred and nine, (P. L. 344), entitled "An act to regulate the manufacture

and sale of commercial fertilizers; prescribing penalties for its violation, and repealing an act, entitled 'An act to regulate the manufacture and sale of commercial fertilizers; providing for its enforcement, and prescribing penalties for its violation,' approved the twenty-fifth day of March, Anno Domini one thousand nine hundred and one;" further defining commercial fertilizers.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 431, entitled:

An Act to amend the act approved the fourteenth day of June, one thousand nine hundred and twenty-three, (P. L. 802), entitled, "An act relating to mattresses, pillows, bolsters, feather beds, comfortables, cushions, and upholstered furniture; regulating the making, remaking, renovating, sterlizing, desinfecting, sale, leasing, delivering and consigning thereof, and the possession thereof with intent to sell, lease, deliver or consign.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 88, entitled:

A Joint Resolution proposing an amendment to article nine, section four, of the Constitution of the Commonwealth of Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 507, (Senate Bill No. 61), entitled:

An Act to amend route number one hundred and two of section six of an act approved the thirty-first day of May one thousand nine hundred and eleven (P. L. 468), entitled "An Act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of Commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligations and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway and procedure therein providing for work of improvement of State Highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State Highways and State-aid Highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State Highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of the act" as amended.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 723, (Senate Bill No. 198), entitled:

An Act to amend section two of the act approved the eighth day of May, one thousand nine hundred and nineteen (P. L. 148), entitled, "An act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll bridges over the Delaware River," as amended.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 721, (Senate Bill No. 202), entitled:

An Act in relation to the procedure in certain classes of cases in which there is raised a question as to the jurisdiction of a court of first instance over the defendant or the cause of action for which suit is brought and authorizing appeals from the preliminary decisions of such questions.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 578, (Senate Bill No. 109), entitled:

An Act validating certain proceedings and elections of counties, cities, boroughs, townships, school districts and other incorporated districts or municipalities had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for hte illegal increase thereof" and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance to such proceedings and elections.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 681, (Senate Bill No. 48), entitled:

An Act relating to fruit syrups and prohibiting the manufacture, sale, offering for sale, exposing for sale or having in possession with intent to sell of any adulterated or misbranded fruit syrups and providing penalties for the violation thereof and providing for the enforcement thereof.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 573, (Senate Bill No. 52), entitled:

An Act making an appropriation to the Department of Highways to carry into effect the provisions of the act ap-

proved the eleventh day of July one thousand nine hundred twenty-three (Pamphlet Laws one thousand and seventy) entitled "An act empowering the State Highway Department to rebuild certain intercounty bridges located on the routes of State Highways which bridges cross rivers and have been heretofore destroyed by fire and making an appropriation."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

## BILL RECOMMITTED.

Mr. McCAIG. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations.

Mr. LUDLOW. Mr. Speaker, I second the motion.

The motion was agreed to.

## ADJOURNMENT.

Mr. EARLEY. Mr. Speaker, I move that the House do now adjourn until Monday, February 16th, at 9.00 o'clock P. M.

The motion was agreed to, and (at 11.35 A. M.) the House adjourned until Monday, February 16th, at 9.00 o'clock P. M.

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal

Session 1925 — 126th of the General Assembly

Vol. 8. HARRISBURG, PA., MONDAY, FEBRUARY 16, 1925. No. 12.

## SENATE

MONDAY, February 16th, 1925.

The Senate met at 9:00 o'clock P. M.

The President (Lieutenant-Governor David J. Davis) in the Chair.

### PRAYER.

The Chaplain, Rev. Edward S. Ninde, offered the following prayer:

Our Heavenly Father, we humbly acknowledge Thy greatness. Thou art perfect in wisdom, perfect in might, perfect in holiness. We can never be all that Thou art but we may be like Thee, for we are not only Thy creatures but we are Thy children, made in Thine image. We are able to think Thy thoughts after Thee; we are immortal as Thou art. Help us to be worthy our divine parentage. May we learn to know Thee better and to love Thee better and to serve Thee more perfectly. And wherever we are, whether it be in the privacy of our homes, or in the marts of trade, or in legislative halls, may we never forget that we are the sons of God.

Bless the Senators as they enter on the duties of this new week, and guide them in their work. For Jesus' sake. Amen.

### JOURNAL APPROVED.

The PRESIDENT—A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the proceeding session, when, on motion of Mrs. VARE, the further reading was dispensed with, and the Journal was approved.

### PETITIONS.

PROTESTING AGAINST PASSAGE OF SENATE BILL NO. 216.

Mr. MacDADE presented petitions of Philadelphia Board of Trade and Philadelphia Board, protesting against the passage of Senate Bill No. 216.

Which was referred to the Committee on Judiciary General.

FAVORING PASSAGE OF SENATE BILL NO. 182.

He also presented petition of citizens of Delaware County, favoring the passage of Senate Bill No. 182.

Which was referred to the Committee on Public Roads and Highways.

FAVORING REMOVAL OF EASTERN PENITENTIARY.

He also presented petition of the Industrial Relations Committee of Philadelphia, favoring the removal of the Eastern Penitentiary.

Which was referred to the Committee on Appropriations.

FAVORING PASSAGE OF TEACHERS' TENURE BILL.

He also presented petitions of teachers of Chester High School and Chester Teachers Association, favoring the passage of the Teachers' Tenure Bill.

Which was referred to the Committee on Education.

### LEAVE OF ABSENCE.

Mr. BAUMER asked and obtained leave of absence for the Senator from Washington, Mr. Sprowls.

### REPORTS FROM COMMITTEES.

Mr. WOODWARD, from the Committee on Appropriations, reported as committed, Senate Bill No. 12, entitled:

An act providing for the merging of moneys held in certain special funds in the State Treasury with moneys in the general fund; providing for the use of all moneys in the general fund for the payment of appropriations, and for the payment from the general fund of moneys appropriated and dedicated for special purposes.

Mr. EARNEST, from the Committee on Public Health and Sanitation, reported as amended, Senate Bill No. 160, entitled:

An act authorize local boards of health of cities of the third-class boroughs and first class townships of the Commonwealth to organize county health associations; providing for the representation of such county associations in a State Association to be formed by representatives from such county health associations; and providing for the payment of the expenses of county and State associations.

Also from the Committee on Public Health and Sanitation, re-reported as committed, Senate Bill No. 96, entitled:

An Act to amend clause five of section two of the act approved the thirteenth day of May, one thousand nine hundred and nine, (P. L. 520), entitled "An act relating to food, defining food; providing for the protection of the public health, and the prevention of fraud and deception, by prohibiting the manufacture or sale, the offering for sale or exposing for sale, or the having in possession with intent to sell, of adulterated, misbranded, or deleterious foods; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof," as amended.

Mr. DAVIS, from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 322, (House Bill No. 297), entitled:

An act authorizing counties of the fourth class and cities of the third class to appropriate moneys to State park and State park and harbor commissions.

Mr. DAIX, from the Committee on Judiciary Special, reported as committed, Senate Bill No. 276, entitled:

An act providing for the granting renewing and revocation by the Public Service Commission of certificates of public convenience, to operate vehicles for the carriage of passengers.

Also from the Committee on Judiciary Special reported as committed, Senate Bill No. 279, entitled:

An act to amend section one of an act approved the thirteenth day of May one thousand eight hundred and ninety-five entitled "An Act to provide for safety guards upon passenger elevators and providing a penalty for violation thereof."

Also from the Committee on Judiciary Special, reported as committed, Senate Bill No. 289, (House Bill No. 111), entitled:

An act authorizing the discontinuance of Indices in Record Books where counties have installed separate special Indices.

Mr. GRISWOLD, from the Committee on Education, rereported as amended, Senate Bill No. 86, entitled:

An Act to amend section five hundred and sixty-one of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by changing the penalty to be added to delinquent school taxes and providing for rebates in second third and fourth class districts.

## BILLS INTRODUCED.

Mr. PHIPPS read in his place and presented to the Chair Senate Bill No. 328, entitled:

Making an appropriation for the purpose of maintaining the public roads through the Cornplanter Indian Reservation in Elk Township, Warren County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. SALUS read in his place and presented to the Chair Senate Bill No. 329, entitled:

An act for the protection of the public health in the manufacture and sale of carbonated beverages and still drink; providing for the registration thereof; prohibiting the sale offering or exposing for sale exchange or giving away thereof in certain cases unless registered; regulating the manufacture botteling preparation mixing and compounding of carbonated beverages or still drinks, and the sale and dispensing thereof; creating a special fund in the State Treasury and providing penalties.

Which was committed to the Committee on Public Health and Sanitation.

Also read in his place and presented to the Chair Senate Bill No. 330, entitled:

An act making an appropriation to The Jefferson Medical College of Philadelphia for Medical Education.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 331, entitled:

An act making an appropriation to the Jefferson Medical College of Philadelphia Pennsylvania for Medical Education.

Which was committed to the Committee on Appropriations.

Mr. GRISWOLD read in his place and presented to the Chair Senate Bill No. 332, entitled:

An act making an appropriation to the Armory Board to complete the erection of an armory in the City of Erie.

Which was committed to the Committee on Appropriations.

Mr. STITES read in his place and presented to the Chair Senate Bill No. 333, entitled:

An act to amend section eighteen, article one of chapter three of an act approved the fourteenth day of May, one thousand nine hundred and fifteen, (P. L. 312) entitled "An act providing a system of government for boroughs, and revising, amending and consolidating the law relating to boroughs.

Which was committed to the Committee on New Counties and County Seats.

Also read in his place and presented to the Chair Senate Bill No. 334, entitled:

An act to further amend the second paragraph of the fifth section of an act approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, (P. L. 73), entitled "An act to provide for the incorporation and regulation of certain corporations."

Which was committed to the Committee on Corporations.

Mr. GELDER read in his place and presented to the Chair Senate Bill No. 335, entitled:

An act making an appropriation to the Robert Packer Hospital, of Sayre, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 336, entitled:

An act making an appropriation to the Simon H. Barnes Memorial Hospital, of Susquehanna, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. WEINGARTNER read in his place and presented to the Chair Senate Bill No. 337, entitled:

An act concerning poor relief and the creation and government of poor districts and the administration of the same, and revising, amending, consolidating and changing the law relating thereto.

Which was committed to the Committee on Judiciary General.

Mr. KUNKLE read in his place and presented to the Chair Senate Bill No. 338, entitled:

An Act to amend section one as amended of an act approved the first day of May, one thousand nine hundred and nine, (P. L. 346), entitled "An act regulating, requiring and defining certain general specifications for the use and construction of permanent booths or enclosures for operating therein moving-picture machines; regulating, requiring, and defining certain general specifications for the use and construction of portable booths or enclosures for operating therein moving-picture machines; and providing for the supervision and inspection of the same by the Department of Factory Inspection of the Commonwealth of Pennsylvania; and providing penalties for the violation of the provisions thereof; and providing that the provisions thereof shall not apply to cities of the first and second classes;" providing for the promulgation of rulings by the Industrial Board of the Department of Labor and Industry; and providing for appeal to the said Industrial Board; and providing for the supervision and inspection of the said booths or enclosures by the Department of Labor and Industry of the Commonwealth of Pennsylvania; and providing penalties for the violation of the provisions thereof; and providing that the provisions thereof shall not apply to cities of the first and second classes.

Which was committed to the Committee on Judiciary Special.

Also read in his place and presented to the Chair Senate Bill No. 339, entitled:

An Act providing for the licensing of motion picture projectionists and apprentice projectionists, imposing certan duties upon the Department of Labor and Industry and fixing penalties.

Which was committed to the Committee on Judiciary Special.

Mr. CULBERTSON read in his place and presented to the Senate Bill No. 340, entitled:

An Act to amend part of section one of the act approved the twenty-seventh day of June, one thousand nine hundred and twenty-three, (P. L. 858) entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payment therefrom, and providing for the guaranty by the Commonwealth of certain funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties."

Which was committed to the Committee on Judiciary Special.

Also read in his place and presented to the Chair Senate Bill No. 341, entitled:

An Act to establish as a State Highway a certain section of public road in the county of Mifflin.

Which was committed to the Committee on Public Roads and Highways.

Mr. MILLER read in his place and presented to the Chair Senate Bill No. 342, entitled:

An Act to further amend clause five of section three of the act approved the thirteenth day of May, one thousand nine hundred and nine, (P. L. 520), entitled "An act relating to food: defining food; providing for the protection of the public health, and the prevention of fraud and deception, by prohibiting the manufacture or sale, the offering for sale or exposing for sale, or the having in possession with intent to sell, of adulterated, misbranded, or deleterious foods; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof."

Which was committed to the Committee on Public Health and Sanitation.

Mr. EINSTEIN read in his place and presented to the Chair Senate Bill No. 343, entitled:

An Act making an appropriation to the First Allegheny Day Nursery and Temporary Home for Children, Pittsburgh, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. PATTON read in his place and presented to the Chair Senate Bill No. 344, entitled:

An Act making an appropriation to The Friend's Home for Children of the City of Philadelphia and State of Pennsylvania.

Which was committed to the Committee on Appropriations,

Also read in his place and presented to the Chair Senate Bill No. 345, entitled:

An Act making an appropriation to The House of Industry for Discharged prisoners of the City of Philadelphia and State of of Pennsylvania.

Which was committed to the Committee on Appropriations,

Mr. EARNEST read in his place and presented to the Chair Senate Bill No. 346, entitled:

An Act specifying additional securities in which trustees or directors of savings banks chartered under general or special acts of Assembly, may invest moneys deposited therein.

Which was committed to the Committee on Banks and Building and Loan Associations.

Also read in his place and presented to the Chair Senate Bill No. 347, entitled:

An Act to amend paragraph one of Section three of Article five of the act approved the twenty-seventh day of June, one thousand nine hundred and thirteen, (P. L. 568), entitled "An act providing for the incorporation, regulation, and government of cities of the third class; regulating nomination and election of municipal officers therein; and repealing, consolidating, and extending existing laws in relation thereto," changing the millage provided for general tax purposes.

Which was committed to the Committee on Municipal Affairs.

Also read in his place and presented to the Chair Senate Bill No. 348, entitled:

An Act amending section three of the act approved the the seventh day of June, one thousand nine hundred and one, (P. L. 493), entitled "An act providing for the examination, licensure and registration of persons, firms or corporations engaged or engaging in the business or work of plumbing or house drainage, and prescribing certain rules, regulations and requirements for the construction of plumbing, house drainage and cesspools, in cities of the second class, and imposing fines, penalties and forfeitures for violation thereof," providing for the prescribing by the health authorities of cities of the second and third class of rules, regulations and requirements to be observed in lieu of those prescribed therein.

Which was committed to the Committee on Municipal Affairs.

Also read in his place and presented to the Chair Senate Bill No. 349, entitled:

An Act concerning the identification and marking of graves of soldiers and sailors of the Revolutionary War imposing certain duties on the Adjutant General and on certain municipal officers and making an appropriation.

Which was committed to the Committee on Appropriations.

Mr. QUIGLEY read in his place and presented to the Chair Senate Bill No. 350, entitled:

An Act to amend section one of the act approved the fourth day of June, one thousand eight hundred and ninety-seven, (P. L. 121), entitled "An act regulating the expenses of county commissioners in counties containing a population of one hundred and fifty thousand and over;" by extending the provisions thereof to all counties.

Which was committed to the Committee on New Counties and County Seats.

Mr. BARR read in his place and presented to the Chair Senate Bill No. 351, entitled:

An Act to amend section seven of an act approved the third day of June, one thousand nine hundred and eleven (Pamphlet Laws six hundred and thirty-nine) entitled "An act relating to the right to practice medicine and surgery in the Commonwealth of Pennsylvania; and providing a Bureau of Medical Education and Licensure as a bureau of the Deparment of Public Instruction and means and methods whereby the right to practice medicine and surgery and any of its minor branches may be obtained and exemptions therefrom; and providing for an appropriation to carry out the provisions of said act, and providing for revocation or suspension of licenses given by said bureau and providing penalties for violation thereof and repealing all acts or parts

of acts inconsistent therewith" as amended, commonly known as "The Medical Practice Act," by providing for the annual registration of all persons duly qualified and licensed to conduct the practice of medicine or any of the allied branches thereof in the Commonwealth of Pennsylvania.

Which was committed to the Committee on Public Health and Sanitation.

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 352, entitled:

An Act making an appropriation to the commission for the acquisition of the various toll-bridges over the Delaware River between the Commonwealth of Pennsylvania and the State of New Jersey, for the acquisition of a certain bridge site and the rebuilding of a bridge thereon.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 353, entitled:

An act making an appropriation to the commission for the acquisition of the various toll-bridges over the Delaware River between the Commonwealth of Pennsylvania and the State of New Jersey for the acquisition and maintenance of toll-bridges.

Which was committed to the Committee on Appropriations.

Mr. MacDADE read in his place and presented to the Chair, Senate Bill No. 354, entitled:

An act to further amend section six hundred and twenty-five of the act approved the fourteenth day of July, one thousand nine hundred and seventeen, (P. L. 840), entitled, "An act concerning townships; and revising, amend- and consolidating the law relating thereto."

Which was committed to the Committee on New Counties and County Seats.

Also read in his place and presented to the Chair Senate Bill No. 355, entitled:

An Act to amend section fourteen paragraph two of an act approved the eighteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws ten hundred and forty-three) entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties" by permitting county superintendents to continue in office for the term for which they were elected and commissioned and providing that county superintendents who have been retired shall be reinstated and privileged to serve until the expiration of the term for which they were elected and commissioned.

Which was committed to the Committee on Education.

Mr. LESLIE read in his place and presented to the Chair Senate Bill No. 356, entitled:

An act to amend the thirty-fourth and thirty-fifth Congressional districts in section one of the act approved the tenth day of May, one thousand nine hundred and twenty-one, (P. L. 444), entitled "An act to apportion the State into Congressional districts"

Which was committed to the Committee on Congressional Apportionment.

Mr. HUFFMAN read in his place and presented to the Chair Senate Bill No. 357, entitled:

An act authorizing the Board of Trustees of Farview State Hospital to utilize for maintenance certain moneys now in its possession.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 358, entitled:

An Act to amend section two of an act approved the twenty-fifth day of July, one thousand nine hundred and seventeen (P. L. 1180), entitled "An act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New York of certain toll-bridges of the Delaware River, and making an appropriation therefor."

Which was committed to the Committee on Judiciary General.

## COMMUNICATION RELATIVE TO APPROPRIATION FOR SESQUI CENTENNIAL.

The Chair cleared his table and laid before the Senate the following communication, which was read as follows and referred to the Committee on Exposition Affairs:

Philadelphia, Penn., Feb. 15th, 1925.

President or Presiding Officer, State Senate, Harrisburg, Penn.

After conferring today with a delegation of prominent Pennsylvanians headed by the Mayor of Philadelphia and vigorously supported by Secretary Hoover, President Coolidge signified his approval of the coming Sesqui Centennial Exhibition and the scope by dispatching within the hour a special message to Congress recommending that immediate action be taken by that body on appropriate legislation. The President will officially invite all foreign governments to participate and will request that units of their Naval Fleets be dispatched to Philadelphia for participation in the celebration and to remain during the term of the exhibition. The international aspect of the Sesqui Centennial is now assured and we are confident that more foreign governments will be represented on this occasion of the celebration of the birth of our independence than have ever before participated in any exposition. The State Department will immediately notify the nations of the world by cable through diplomatic channels and the formal invitation will be sent by mail, and we have every assurance that foreign participation will be on a large scale. The exhibition will open on June fourteenth, Flag Day, nineteen twenty-six and will extend well into the fall of that year. Ample space has been provided for State Buildings on the Grounds or if desired arrangements can be made for space in our building. The time is short but it gives us one more opportunity to display American initiative and capability. Many states have made provision for representation and if your State has not already done so may we urge upon you the necessity of prompt action in order that you may be adequately represented at the first great exposition to be held in the Eastern centre of population since eighteen seventy-six, held as that was in the same cradle of American Liberty. We suggest that your participation if possible, take form of an appropriate building to house the official educational and commercial exhibits as selected by your various state departments to demonstrate to the world your manufactures, commerce, mineral and agriculturar products. May we ask your support and invaluable aid in the Senate for this important project. Let's go.

W. FREELAND KENDRICK,
Mayor of Philadelphia and
President of Sesqui Centennial
D. C. Collier, Director General.

## QUESTION OF PERSONAL PRIVILEGE.

Mr. WOODWARD. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Philadelphia will state his question of personal privilege.

Mr. WOODWARD. Mr. President, I ask leave to print

some interesting data entitled "Who's Who, A Financial Farce in One Scene".

The PRESIDENT. Is there objection? The Chair hears none.

WHOS WHO

A FINANCIAL FARCE IN ONE SCENE

Dramatis Personae

Philadelphia, Penn., Feb. 15th, 1925.

Secretary of State & Finance, Chief Budget Officer and Keeper Of The Great Seal:

The Auditor General, The Treasurer, Senator from Lehigh, Chairman of Committee on Appropriations, Senator from Potter, Chairman of Committee on Finance, Mr. McCaig, Chairman of House Committee on Appropriations, Mr. Sterling, Chairman of House Committee on Ways and Means, Senator Leslie, Estimators to Secretary of State, Estimators to Auditor General, Estimators to Treasurer, Estimators to Senator Schantz, Estimators to Senator Baldwin, Estimators to Mr. McCaig, Estimators to Mr. Sterling.

Time, present. Place, the Senate Chamber.

Curtain slowly rising discloses the gilded electroliers, the green and gold color scheme and the mural paintings. Seated on the rostrum are the four chairmen of the four fiscal committees of the General Assembly. Near the bar of the Senate are the Secretary of State, the Auditor General and the Treasurer. On each side of the rostrum are grouped the estimators, trying to look like experts.

Senator Schantz (whose shoulders and neck betoken firmness to his friends, obstinacy to his foes): "Gentlemen, this is a public hearing of the parties at interest on the question 'who is the biggest financial liar around the State Capitol'? The first gentlemen to be heard will be Prof. King, the Secretary of the Commonwealth."

(The Secretary stealthily approaches. He signals to McGee and the administration experts who unlimber charts. At sight of the charts three of the chairman glide softly away to the barber shop):

"Mr. Chairman, Mr. McGee and his expert accountants have received so little cooperation from the Auditor General that we have been obliged to estimate the state's revenue on the law of averages. These charts show the normal growth of revenue from 1789 to 1923. You will note the steadily rising curve until in 1925-26 it is probable that we shall receive in revenue $132,850,000. This does not include the dog fund, the fish fund, the boiler funds, the mattress fund, the elevator fund, the vocational fund, the rehabilitation fund, the game fence fund and the motor fund. The less said about these funds the better."

Senator Leslie (rising to his full height): "Mr. Chairman, will the gentleman allow himself to be interrogated?"

The Chairman: "Will the Secretary of State and Finance, Chief Budget Officer and Keeper of the Great Seal allow himself to be interrogated?"

The Secretary: "No."

The Chairman: "The Secretary will not allow himself to be interrogated."

Senator Leslie (rising to his fuller height and waving his index finger): "Professor, who pays McGee?"

Dr. King: "He is paid out of the dog fund."

Senator Leslie: "I understand that the dog fund money paid for dead cows."

Dr. King. "So it does, but also for my experts."

(Laughter among the Legislators sternly checked by the Chairman's gavel. At the sound of the gavel the three absent chairmen, believing the hearing to be over, return to their seats looking refreshed.)

The Chairman: "We shall now have the pleasure of hearing from the Auditor General, General S. S. Lewis." (Before the Auditor General can arrange his papers and clear his throat, the Treasurer, wearing a carnation in his buttonhole, jumps up, waves his hands, and calls out to the crowd: "This man in the Governor's chair is such an egotist he says with Louis XIV 'l'etat c'est Moi'." The Chairman raps for order and declares the Treasurer out of order because his remarks are not germane. The Treasurer again jumps to his feet and calls out to the crowd: "Of course they are not germane, they are French". (General laughter during which the three chairmen again make an exit towards the barber shop where they are joined by the Treasurer).

The Chairman: "The Auditor General, Mr. Lewis, will now present his figures."

(The Auditor General, also Main & Company, and their accountants, come forward with ledgers. The Auditor General clears his throat.) "Mr. Chairman, I stand by my figures of 124 million dollars. These figures are the result of experience. I can prove them by reference to these ledgers. I have no charts and no curves to show you. I have no use for charts. These ledgers will give you my figures, and I stand by my figures. The emergency profits tax has not yielded what the Governor expected of it for the reason that the business men have not paid the tax. The business men argue that the emergency will soon be over and they needn't worry. Business men are practical people and not theorists with maps and charts. I know by experience that these practical men will not pay and therefore the revenues will not exceed 124 millions." (Applause from all the employees of the Auditor General's Office).

The Chairman: "Is Mr. Sterling present?" (Mr. Sterling appears from the lobby). "I understand that Mr. Sterling, Chairman of the Ways and Means Committee has an expert estimator about him somewhere."

Mr. Sterling: "Mr. Chairman, I wish to present my fiscal expert, Secretary of the National Bureau of Research, Mr. Buck. I may say that Mr. Buck fulfills every condition imposed upon an expert, in that he knows no more than we do, but he comes from a great distance and at great expense. I would like you to grant him thirty minutes to give us the results of his one day's investigations. He is prepared to prove that both Dr. King and General Lewis are wrong in their figures."

The Chairman: "We shall be pleased to hear from Mr. Buck for thirty minutes. I hope, however, that we shall not be tempted by the gentleman's name, Buck, you know, to pass him to our fellow legislators, without criticism." (The Chairman laughs in his hearty way, the spectators see the joke and laugh loudly, unchecked by the lenient Chairman. Mr. Buck proceeds for thirty minutes, while the spectators converse among themselves, except Dr. King and General Lewis, who are really interested).

The Chairman: "If there are no other experts, I would like to say that I have been figuring on the revenues of the state myself. I have not my figures with me, but I may say that they are totally different from anything we have heard this afternoon. I wish to thank the Senators and members of the House for their patient attention to these technical matters. The chairmen of the fiscal committees of the Senate and House Committees will hold an executive session next week. The hearing stands adjourned."

(As they go out the Chairman buttonholes Billy McCaig and conducts him to his private office).

The Chairman: "Bill, have you got a half dollar?"

Mr. McCaig: "No, here is a nickel."

The Chairman: "That will be O. K. You just toss the nickel. If she comes down heads we recommend Professor Kings totals, if she comes down tails, we recommend Sam. Lewis's figures. Are you on?"

Mr. McCaig: "Sure thing, here goes." (He spins the coin, it falls and they regard it with a feeling of great relief, that the General Assembly will now know how much it has to spend).

Curtain.

## BILL ON FINAL PASSAGE.

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 36, as follows:

An Act authorizing the employment of stenographers by the district attorneys of certain counties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act the district attorney of any county of the sixth and seventh classes may with the consent of the county commissioners employ a stenographer as an assistant in his office at a salary not to exceed twelve hundred dollars per year to be fixed by the county commissioners in the same manner that other county officers and employes are paid

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47.

| | | | |
|---|---|---|---|
| Aron, | DeWitt, | Kunkle, | Phipps, |
| Baldwin, | Earnest, | Kutz, | Quigley, |
| Barr, | Einstein, | Lanius, | Salus, |
| Baumer, | Freeman, | Leslie, | Schantz, |
| Betts, | Gelder, | MacDade, | Snyder, |
| Bonbrake, | Griswold, | Mansfield, | Sones, |
| Brown, | Harris, | McNichol, | Steele, |
| Buckman, | Heaton, | Miller, | Stites, |
| Culbertson, | Homsher, | North, | Vare, |
| Daix, | Huffman, | Norton, | Weingartner, |
| Davis, | Joyce, | Painter, | Woodward, |
| Derrick, | Krause, | Patton, | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL OVER IN ORDER.

Mr. SCHANTZ. Mr. President, I ask that Senate Bill No. 130 on final passage, entitled:

An act to regulate and standardize the manufacture and sale of clinical thermometers and to provide a penalty.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

## BILL ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 85 entitled:

An act for the promotion of the safety of the traveling public by authorizing counties and townships to purchase or condemn by the right of eminent domain property and lands along highways so as to eliminate dangerous curves and widen narrow highways

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47.

| | | | |
|---|---|---|---|
| Aron, | DeWitt, | Kunkle, | Phipps, |
| Baldwin, | Earnest, | Kutz, | Quigley, |
| Barr, | Einstein, | Lanius, | Salus, |
| Baumer, | Freeman, | Leslie, | Schantz, |
| Betts, | Gelder, | MacDade, | Snyder, |
| Bonbrake, | Griswold, | Mansfield, | Sones, |
| Brown, | Harris, | McNichol, | Steele |
| Buckman, | Heaton, | Miller, | Stites, |
| Culbertson, | Homsher, | North, | Vare, |
| Daix, | Huffman, | Norton, | Weingartner, |
| Davis, | Joyce, | Painter, | Woodward, |
| Derrick, | Krause, | Patton, | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILLS OVER IN ORDER.

Mr. STEELE. Mr. President, I ask that Senate Bill No. 144 on third reading, entitled:

An Act to amend section sixteen, as amended, of the act approved the tenth day of June, one thousand eight hundred and ninety-three, (P. L. 419), entitled "An Act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in regard to such elections" by increasing the number of specimen ballots to be provided for each election district.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 145 entitled:

An Act to amend section ten of the act approved the twelfth day of July, one thousand nine hundred and thirteen, (P. L. 719), entitled "An Act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," as amended by increasing the number of specimen ballots to be provided for each election district.

And said bill having been read the third time,

On the question,

Will the Senate agree to the bill?

Mr. STEELE. Mr. President, I ask unanimous consent to amend title, page 1, line 12 by striking out "Stotes" and inserting in lieu thereof the word "States"; also Section 1, page 3, line 10 by striking out the word "of" and inserting in lieu thereof the word "for".

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILL OVER IN ORDER.

Mr. WOODWARD. Mr. President, I ask that Senate Bill No. 190 on third reading, entitled:

An Act regulating the selection, drawing, summoning, and serving of all jurors in the several courts in counties of the third class abolishing the office of jury commissioner; abrogating the duties of sheriff in connection with jurors; vesting in the judges of the common pleas the exclusive function of selection, drawing and regulation, with power to provide, at the cost of the county, the necessary clerical assistance and materials and equipment.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

## BILL ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 216, entitled:

A Joint Resolution ratifying the proposed amendment to the constitution of the United States regulating the labor of persons under eighteen years of age.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. WOODWARD. Mr. President, This is the proposed Twentieth Amendment to the Federal Constitution, and while it says here "Regulating Labor" it also says "To Prohibit the Labor of persons under eighteen years of age." This amendment is very badly constructed, in my opinion, although I believe it was drawn by our honored United States Senator Pepper.

Whatever we do to-night is of no great consequence, I believe, except to put Pennsylvania in line to reject the bill. The proponents of the amendment say, of course, that Congress will never take advantage of the language of the bill; but, certainly, an amendment to the Federal Constitution should say what it means and mean what it says, and we must be governed by the language proposed for adoption.

It is somewhat embarrassing for a member of the Judiciary General Committee to propose a measure he intends to vote against, but the Judiciary General Committee decided, in its wisdom, that this is the proper procedure; and that is the procedure we propose to follow.

If the Senate will pardon me for a personal reference, I may say I was Chairman of the Committee twenty years ago that brought this matter before the Legislature, and, in 1915, resulted in the Child Labor Law. But no matter how this amendment had been framed-in what language—in my opinion the people of this country have made up their minds to set their faces against undue or hasty amendments to the Federal Constitution.

We are all familiar with the amendment which has put the income tax upon us. We doubt, some of us, the wisdom of the amendment for the election of United States Senators by the people. To speak upon the Eighteenth Amendment is to venture upon dangerous territory; but, at least, I can say it is not popular. To venture to express an opinion upon the Nineteenth Amendment is also dangerous, but some of the more reactionary members of the Senate are still trying to digest it.

The two States, I believe Arkansas and California, have ratified the Twentieth Amendment, and I belive that more than twelve have voted it down. I understand that this is one of forty-eight amendments to the Federal Constitution that are pending; and, as one has been pending since 1879 there is no limit to the times it may come up. But I hope the Senate will vote "No" upon this occasion.

## MOTION TO RECOMMIT BILL.

Mr. BARR. Mr. President, I move that further consideration of this bill be had in the Committee on Judiciary General, and the bill be recommitted to that Committee for a hearing.

Mr. BETTS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. LESLIE. Mr. President, While I do not differ with my colleague, I do not know his purpose, This is a question before the people not only of this State but of the people throughout the United States,—whether the Government of the United States shall dominate and rule the Government of the States.

We are now presented with a proposition of making—

Mr. BARR. Mr. President, Will the Senator from Allegheny, Mr. Leslie, yield the floor?

The PRESIDENT. Will the Senator from Allegheny, Mr. Leslie, yield?

Mr. LESLIE. Mr. President, I will.

Mr. BARR. Mr. President, may I call the attention of the Chair to the fact that the motion before the Senate is to recommit?

Mr. LESLIE. Mr. President, I wish, therefore, to submit to the question. I trust we will not recommit this bill to the Committee but that we will vote to decide this question here to-night.

Mr. BARR. Mr. President, The Senator from Allegheny, Mr. Leslie, has raised a question and he is entitled to an answer. It is true that this amendment has been before the people, and it is also true that it has been defeated in some States and carried in two; but it does seem to me that this Senate should not be hasty. It has the reputation of being conservative; it has the reputation of being just; it has the reputation of being a body of men that are willing to give the men and women a square deal. The people for whom I speak have never been heard on this question. There has been no discussion other than that which has been in the Committee on Judiciary General; and it seems to me that in view of the reputation this Senate bears, and has always borne, so far as I know, it should give these people the right to be heard; and under that condition, and in view of the Senatorial courtesy that should rule, and has ruled for many years, I moved that this bill be sent back on that basis.

Mr. LESLIE. Mr. President, everything my colleague has said is true; hasty action does never bear a part of this body in so far as the members are concerned. However, on the amendment before us hearings will only delay the action of this State; it will only cause, possibly, a disinclination in other States to take immediate action. If there were some purpose to be gained, to put the amendment in force, I would acquiesce and agree with my colleague.

It has been recognized that the General Assemblies of the different States meeting this year have taken immediate action I do not see why we should delay action. We have operated with all the speed possible for a deliberative body to operate. It makes no difference how we will act, but it will only put us in the position where we will be looked upon not as a deliberative body, the deliberative body of the State, the Keystone State, pronouncing their decision on the Twentieth Amendment.

Therefore, I believe, my colleague to the contrary notwithstanding, that delay gains nothing; it only postpones the fatal day.

Mr. BUCKMAN. Mr. President, it has been the custom in this body for a great many years that when the citizens of this Commonwealth wanted to be heard on any measure they should be given an opportunity. I believe the Senate should recommit this bill to the Committee on Judiciary General for a hearing, the same as we commit any other bill when it is requested by the Senate.

I believe, further, that the Committee on Judiciary General, when it gets this bill back on its hands, should make an arrangement with the Committee on Judiciary General for the House to have a joint hearing. Let them be heard by the two Committees simultaneously. I make that as a sug-

gestion; and I intend to vote with the Senator from Allegheny, Mr. Barr, to recommit this bill for a hearing.

Mr. SCHANTZ. Mr. President, this is a resolution which was sent down to us by the Government of the United States, and it is a resolution which should not be killed in Committee but which should be voted upon on the floor of the Senate. If there is any Senator or any member of this State who can say that he desires more enlightenment on the subject, that he has not made up his mind, and that he is in need of a hearing in order to come to a conclusion as to how he shall cast his vote, I am heartily in favor affording him that opportunity; but, Mr. President the only purpose in sending back this resolution can be to kill it in Committee. I admit that the Committee that had this resolution could have killed it a dozen times, and it was reported out with the explicit understanding that it was for the purpose of having the merits of this resolution voted upon on the floor of the Senate; and, I repeat, if there is anybody who seeks more enlightenment, it should be recommitted, but I know that in this case a recommitment would mean only delay.

We have been in Session here for six weeks, let us bring this to a conclusion. Let us take final action here to-night. We have been circularized, and we have read about this, and we understand it thoroughly; and, in order that it may be disposed of, and that we may move here and make progress, I trust the members of this body will vote down this motion and pass upon the measure that is before us to-night, and take final action upon the proposition.

And the question recurring,

Will the Senate agree to the motion?

The yeas and nays were required by Mr. Barr and Mr. Buckman, and were as follows, viz:

YEAS—21.

| | | | |
|---|---|---|---|
| Baldwin, | Derrick, | Kunkle, | Phipps, |
| Barr, | Gelder, | MacDade, | Quigley, |
| Betts, | Griswold, | Mansfield, | Snyder, |
| Bonbrake, | Harris, | Miller, | Steele, |
| Brown, | Joyce, | North, | Stites, |
| Buckman, | | | |

NAYS—26.

| | | | |
|---|---|---|---|
| Aron, | Einstein, | Lanius, | Schantz, |
| Baumer, | Freeman, | Leslie, | Sones, |
| Culbertson, | Heaton, | McNichol, | Vare, |
| Daix, | Hensher, | Norton, | Weingartner, |
| Davis, | Huffman, | Painter, | Woodward, |
| DeWitt, | Krause, | Patton, | |
| Earnest, | Kutz, | Salus, | |

So the question was determined in the negative.

And the question recurring,

Will the Senate agree to the bill on third reading?

It was agreed to,

On the question,

Shall the bill pass finally?

Mr. BARR. Mr. President I am sorry that the Senate was in the mood to-night not to be courteous to about thirty or forty organizations representing thousands of men and women in the State of Pennsylvania. Perhaps the amendment will be defeated, and perhaps it will be defeated badly. That means nothing. Every moral cause, in every State in the Union, has faced a defeat sometime or other; and eventually it has won.

The Senators will recall, as most people know, that the women,—our mothers and our sisters and all the rest—were catalogued with idiots and children for a good many years; and finally after a long series of battles equal franchise was granted to those who have kept civilization together for 2000 years, have kept the Churches of Jesus Christ together for 2000 years, and have kept the body politic together and decent for 2000 years; and it doesn't mean that because this amendment goes down to defeat to-night it will not eventually win. It doesn't mean that because the National Manufacurers' Association of the United States of America poured thousands and thousands and hundreds of thousands of dollars into the different States of the Union in order to defeat the children's amendment and in order that the little children of the South and of the North may continue to have the lash of the manufacturer applied to their backs the same as the black man had the lash applied to his back during the long years from the time of the adoption of the Constitution down to the time the guns of the Civil War struck it down; that this amendment must live.

Mr. President, it does not mean that because this Senate to-night has been so discourteous as to say to the Voters of the State of Pennsylvania, "You can't be heard before us," we are under the domination of this association or that. Perhaps there are people in the legislature that may have their answer, they may have the answer from the National Council of Jewish Women they may have their answer from the League of Women Voters, they may have their answer from the National Educators' Association, and they may have their answer from dozens and dozens of organizations that are behind this bill, and that have come in here to-night and have asked it for a hearing. There have been tons and tons of literature that has been sent out on this proposition, and I am just as convinced that this is a moral question as much of a moral question as the Eighteenth Amendment was, and I believe that the interests that have downed this proposition in the thirteen States in the Union are practically the same interests that tried to keep the Eighteenth Amendment from being written into the Constitution and are now trying to have it taken out of the Constitution. But thank God that Eighteenth Amendment is written into the Constitution to stay, once and for all, buttressed by the Nineteenth Amendment the women of America will see that it is never repealed.

Mr. President and gentlemen of the Senate, the force behind the nineteenth amendment is the same force that will write into the Constitution the Twentieth Amendment, which will take out of White Slavery the million and a half of little children that the Association of Manufacturers have seen fit to lay the whip of service upon the tender little children for ten to fourteen hours a day.

"How long, how long, Oh, Cruel Nation, Will you stand to move the world on the Child's heart?"

Let me ask, What will be the difference between a man that wrung the money out of the mothers and little children through the saloon, as against the thousands and hundreds of thousands of dollars that the manufacturers employing children are wringing out of the little children of the United States of America? Will Rodgers has said, and perhaps he said in a factitious way, but there was a lot of truth in what he said, that once the manufacturers of the United States of America are compelled to pay the same wages to the little children of ten to fifteen or sixteen years of age that they would be compelled to pay the adults, there will not be any question of child labor; the difference of three or four dollars a day, for each of a million and a half of little children means six millions of dollars in the pockets of the manufacturers. It is no wonder they can spend thousands and hundreds of thousands of dollars for propaganda to influence the Assemblies of the States of the Union.

Mr. SALUS. Mr. President, I rise to a point of order.

The PRESIDENT. The Senator from Philadelphia, Mr. Salus, will state his point of order.

Mr. SALUS. Mr. President, The Senator from Allegheny, Mr. Barr, said a moment ago, that the manufacturers have spent millions and millions of dollars to influence various legislatures of the United States, including this Legislature; and, unless he has positive proof of that, I will ask him to retract it.

Mr. BARR. Mr. President, my statement was, that the Manufacturers' Association, the National Manufacturers' Association of the United States, has spent thousands and hundreds of thousands of dollars to influence the opinions of the Legislators of the several states of the union, as well as the people; and I repeat it,—to influence the opinion, by it's tons and tons of literature it has dumped upon America.

Mr. SALUS. Mr. President, I still insist that we have a right to have the Senator from Allegheny, Mr. Barr, produce his authority for making that statement; and if he has no such authority, I request that he retract his words.

Mr. BARR. Mr. President, I do not need to retract a statement I did not make.

Mr. SALUS. Mr. President, I think the Senator from Allegheny, Mr. Barr, did make the statement, and I think, in fairness to the members of this Senate, he ought either to produce his proof or retract his statement. My point is that the Senator from Allegheny has made the statement, and he should substantiate,—either substantiate or retract it, in fairness to the members of this Senate and in fairness to himself.

Mr. BARR. Mr. President, I will state that the Senator from Philadelphia, Mr. Salus is not stating a point of order.

The PRESIDENT. As the Chair understands, the Senator from Philadelphia, Mr. Salus, is not raising a point of order, but he requests information from the Senator regarding the statement made by the Senator from Allegheny, Mr. Barr, which the Chair understands the Senator from Allegheny has restated in a manner apparently different from the manner in which the Senator from Philadelphia, Mr. Salus, understood it.

Mr. SALUS. Mr. President, I am perfectly satisfied with any statement that the Senator from Allegheny makes, if he thinks it is fair.

The PRESIDENT. The Senator from Allegheny, Mr. Barr, will proceed.

Mr. BARR. Mr. President, I have heard a good deal in the past years I have been in public life, and before, about party regularity; and I have heard a good deal about party platforms; and I have heard much more about disloyalty to party. I have seen statements placed upon the highway "the regular Republicans"; and yet to-night in this Senate we find the so-called leaders of the Senate of the State of Pennsylvania against an amendment that the Republican Platform of 1916 of 1920 and of 1924 endorsed. He who is the leader of the Republican Party, and the President of the United States, is the chief exponent of the Twentieth Amendment. That is why the Manufacturers Association picked Massachusetts, the President's home state, to begin the slow death of the children's amendment. A repudiation of the amendment in Massachusetts, repudiated the President and his platform and his indorsement.

We have heard a great deal about party loyalty; and he who lies in his grave, Warren Harding, was the one who signed the bill that was afterward disapproved by the Supreme Court of the United States as being unconstitutional. And, my democratic friends on the other side of the House, may I call your attention to the great Wilson, the great War President, who signed the bill that went to the Supreme Court of the United States; and, remember the last thing that he did was to set his hand of approval on the Child Labor Amendment, the Amendment for Children. What of your great Henry Cabot Lodge, who has gone to his Maker, standing four-square, for the amendment, he who disagreed so bitterly with President Wilson, found common ground on the right of children! What about the big manufacturer, Judge Gary, where does he stand? He is quoted strongly for the child labor amendment. Other great men can be shown, that belong to the Republican Party; and yet we find Republican Senators here tonight who repudiate their platform, repudiate the President of the United States, repudiate every action of every separate and distinct Republican leader.

Mr. LESLIE. Mr. President, may I interrogate my colleague from Allegheny?

The PRESIDENT. Will the Senator from Allegheny, Mr. Barr, permit himself to be interrogated?

Mr. BARR. Mr. President, I refuse to yield. Mr. President, I would say if the gentleman has any questions to ask me, when I finish, if I have the ability to answer, I will be very glad to answer. I request the right to proceed.

The PRESIDENT. The Senator from Allegheny, Mr. Barr, will proceed.

Mr. BARR. Mr. President, I repeat, the Senators to-night who claim to be regular Republicans are repudiating the three platforms of the Republican Party, and the Democratic Senators are repudiating the Democratic platform because there was no stronger plank in any one of the platforms than the Democratic platform endorsing the Child Labor Amendment. What is a platform for of any Party? It is something to get in on, according to my colleagues, and not something to stand on.

Mr. President, I understand I am a good deal to-night, like the Irishman's son coming down with his Company, "Everybody is out of step but Johnny."

There has been a lot of bunk broadcasted on the number of years viz (18 years) that has been set in this amendment, the age of a child that the great United States of America has asked be placed in their control; and yet, right in the State of Pennsylvania, in the laws of the State of Pennsylvania, if you please, under the Acts of Assembly, you control children, boys and girls, up to 21 years of age and boys of 18 years of age; and in addition to that you give the Department of Labor and Industry a power the United States never in the world has ever asked to assume, either through Congress or otherwise.

It has been said that once you hand over this Child Labor Amendment to Congress they will pass a law that will prevent children working for their fathers on the farm until they are eighteen years of age, and you have heard all other kinds of bunk that has been given out about it. In other words what the opponents of this Twentieth Amendment have said is that the Congress of the United States is composed of idiots. Well, the same charge has been made against you and against me. You have heard it said that the Assembly of Pennsylvania is a joke. You have heard jeers and sneers about the Assembly of Pennsylvania—and you know it is not true; and yet there are people who talk that way about Congress and talk loosely. Why should we be a party to talking the same way about another great body in the United States of America, the Congress of the United States of America, with regard to the great powers granted the Congress, and the United States Senate, with the consent of the President.

When the acts of Congress were on the books, and the U. S. Department of Labor had their jurisdiction working, there was no question about the laws of Congress—because the

Departments of Labor of the different states in the Union found that every state in the Union was working toward a higher standard for the protection of children. That is the testimony before your Committee in Congress. It is the testimony before this amendment was even threatened—that the different Legislatures of the States of the Union had moved forward to a higher standard in their dealing with the question of child labor.

Now we have come to the time when we are going to vote on this Amendment; and do the Senators here assembled think that because this Amendment is defeated here tonight, that that is the end of it? Well if you do, read the conditions under which it came here. The people can bring it back into this Senate every Session for the next 20 or 40 years if they want to. And yet in the Committee on Judiciary General there was no thought given to a referendum of the people. Where does the power lie? Where should it lie except in the hands of the people? And yet when the effort was made to send it to the people, that they might determine this thing, what was the result? Not even considered! No more than were they considered toningt when they were refused a hearing on this Amendment.

Ah, men, this question like every great question will be solved—one defeat does not solve it! This thing will go on and on and on, and I make the prediction that every man and woman here to-night, within the sound of my voice, will see this amendment written into the Constitution of the United States of America within the next fifteen years, to stand alongside the other great amendments; that the United States of America will not bow its head in shame; that what it did for the black man and what it did for women and what it did against booze it will not refuse to do for the little unprotected child of the United States of America.

If I never serve another hour as a public servant, and if my vote was the only vote that was cast for this Amendment, I would cast it and thank God I had the chance to stand first, last and all the time for those I love best of all and for whose service I will continue to live to the end of time, the children of America. And that is why I am for this Amendment; that is why I want to see it written into the Constitution—because the children of the United States of America need the support, need the protection and the help this Amendment will give them.

Mr. SALUS. Mr. President, I want to say to the members of this Senate, on behalf of the Judiciary General Committee, of which I am chairman, that they never had a request from anybody for a hearing in support of this amendment excepting the statements made by Senator Barr to-night.

Mr. SCHANTZ. Mr. President, since the republicanism of some of the members of this body has been questioned and the platform of 1924 was cited to us, I want to say here now that the platform of the National Republican Party of 1924 does not endorse the 20th Amendment. I have made a request for the platform and I am sorry I do not have a copy right before me now, but will say that the platform of the Republican Party of 1924 did this: It recommends to the states a speedy consideration of this question. That is why we tonight oppose referring this bill again to committee. We are Republicans, regulars, and we stand on the platform of the Republican National Party of 1924, adopted in Cleveland, Ohio, which recommends a speedy consideration of this proposition, and that is why we were against recommitting the bill, and we stand on the platform four-square as Republicans. I care not what the platforms of 1920 and 1916, of ancient days, but the platform of 1924 was so careful and conscientious and all it did was what we did here to-night, to have this proposition considered and decided finally and promptly. We are against dilatory tactics always. We believe in progress, and action and we believe in standing up and being counted. That is regular Republicanism and I challenge any man or any woman to produce the platform of 1924 with an endorsement of this proposition.

Mr. President, we are not against the merits of this resolution but the people of the United States have tired of voting into the hands of Congress power which they are incompetent, in our estimation, to handle. This is the reaction that has come. Why we would be better off if none of the amendments, from the one changing the method of the election of United States Senators down to the present time, had never been adopted. What did the amendment to the Constitution of the United States, which changed the method of the election of he United States Senators do? It filled that great legislative body with Brookharts, Magnus Johnsons and Shipsteads and other lads who would never have been in that body if it had not been for that change in the Constitution. What did the 18th Amendment to the Constitution of the United States do? We gave Congress power to regulate intoxicating liquor and what did the Congress down there do? They immediately set in to regulate soft drinks and the courts, cowardly courts, have said "yes, they have the right." What did the 19th amendment do? Oh! we welcome the ladies into our ranks! I never have regretted the day they were enfranchised, but let us be perfectly fair and frank about the proposition. It has done much more harm to the home than it has been a help to the husband. And to-day we are asked to give Congress more power. This legislature says from now on we are going to retain the powers that the people of this great Commonwealth have lodged in us and before we send any more power to Washington the proposition must be as clear as the noon-day sun and things that we have attended to and about which there is no complaint in Pennsylvania and about which the Republican Party is with us, we will say better stay with us, we have more confidence in ourselves than in the Congress of the United States.

Mr. MacDADE. Mr. President, and fellow Senators, perhaps I ought not to say anything at this time, but I have been sitting over in the corner just thinking about what has been said on this floor by my friend from Allegheny, Mr. Barr. Now if there is any insinuation in those remarks that the Senators of this body have been influenced by any other consideration than fealty to duty, I regret, indeed, that the gentleman was sponsor for any such inference.

I know not that the National Manufacturers' Association or any other Association has used undue influence in order to change the opinion of any Senator in this body. You have read pro and con about this measure, and you have reached some conclusion as to how you are going to vote on this amendment.

When I can hark back to my early days, had there been such an amendment as this in force then, would I be sitting here to-day, honored as I have been, in your presence, as a Senator from that great district that I represent? If it had not been possible for me to go out and help swell the family funds by the serving of newspapers upon the streets, and by working in the factories, I could never have attained the position I now occupy.

It seems to me to be most rediculous that the United States Government, prompted by whatever considerations may have moved these good thinking people, to insert in that amendment that they should be able to prohibit the labor of persons—not children—persons under 18 years of age, when, as far as our laws are concerned, the school boys

when they reach 14 years of age may go out and help a little bit to enable the family to remain upon its feet. and at 16 years of age, with certain prohibitions, they may go out and help eke out an existence for themselves.

What will become of our boys? How are we going to paternalize our boys under 18 years of age who are prohibited from performing any labor at all? Do we not see in the Juvenile Courts every evidence of juvenile deliquency increase, if this bill should become a law, if the amendment should pass, and Congress be given to power the labor of those under 18 years of age. Would it not place a premium on idleness and laziness? Look at the Supreme Court, the men sitting there, the highest Court in the State of Pennsylvania, one of whom I know personally served newspapers upon the streets of Chester long before he was 16 years of age. And yet there have been attempts in this Legislature to drive these boys off the streets and not permit them to serve and sell the newspapers that they carry under their arms. I know another boy on the Supreme Court bench who at 5 years of age went into the mines to eke out an existence in order that he might educate himself,—and willing to do it. Should we destroy all initiative in children in our land? I would not cast my vote against this amendment were it not that an injustice would be done to the families of this land.

What would have become of Abraham Lincoln, who has been referred to by my friend? The Federal Government said to that young man, "Boy, there is a ladder with its foot on the ground and the other end in the sky. Ascend!" And he did, until his heroic death placed him alongside of the immortal George Washington. There is a poor boy who would not have had a chance if there had been an amendment such as this.

Mr. BARR. Mr. President, may I clear the record once and for all? I do not understand why a Senator will impute to another Senator that which he did not say or convey. The second time it came from the Senator from Delaware Mr. MacDADE.

What I said, and I say it again, is that the influence used by the National Manufacturers Association and other Associations through propoganda, and I repeat that,—I do not see any reasons for any useless charges against another Senator, in twisting what he says, trying to get it into the record. And I do not think the Senator from Philadelphia, Mr. Salus, or the Senator from Delaware Mr. MacDADE, meant to impute to me what I did not say, and try to get it into the record, in order to twist it.

Mr. LESLIE. Mr. President, This is no attempt on my part to refute any statements made by the Senator from Allegheny, Mr. Barr, nor to refer to any statements he may have made; I only want to make reference to the position in Pennsylvania.

In the wisdom of the General Assembly, and of the Senate of this State we passed a compulsory education bill which provided that children up to the age of 16 years had to go to public school, and could not be taken in any occupation, which would divert their time and their minds from their studies; and all those who go to schools in Pennsylvania know this, the common school, known as the Ward School, graduates its pupils between the ages of 13 and 14 years. They go into the High Schools, the preparatory schools for higher collegiate education. They may have to leave after a period of a year and a half or two years. From the Commercial Course they go out into Secretaryships and other positions in offices. If their parents have the necessary income they may be trained for other, professional, lines.

That is the demarkation in the State of Pennsylvania,—16 years with a Public School education, and a High School education. Now let us divert our minds back to our youth; a good many of us did not get that, were unable to get it; but when you come to add two more years, that means two more years of labor on our families and two more years of indolence, perhaps on our youth. That is the only thing I wish to convey to you,—the youth and manhood. The young man is getting his strength, his mentality is at its pinnacle. The female is even farther advanced; her activities are greater and her achievements likewise. She grasps ideas more quickly, and she can go out into the field and make a better success at that age than the average boy.

But if you are going to drive Pennsylvania, and the Northern States, into an eighteen-year competition,—with no competition in the Southern States, with no competition any place else, only competition with organized labor,—then it is time for us to understand the situation.

I have no difference with the views of my friend with one exception; I do say this, that in his forcible way he exaggerates. When there is any propaganda, any power exercised to support the passage of this amendment known as the Twentieth Amendment to the Constitution of the United States, it does not require any power, it only requires common sence. Therefore, I will vote "No" when the roll is called.

Mr. BONBRAKE. Mr. President, the Senator from Allegheny seems to lay considerable stress on the fact that this is a child labor amendment, and yet, by its terms, it does not mention the word child; and very wisely, for the courts have held that the word child means a person under the age of 14 years. He has also said that Congress would not pass laws in conformity with the provisions in this amendment. I know of one man who can underwrite the Congress of the United States in this day and generation. We are told that we should be for this amendment, its adoption and ratification, because it is in keeping with the spirit of our age, because it is a progressive measure. Mr. President, as a people and as a nation and as Commonwealth we must not stand still. We must progress and we should be progressive, but let us temper our conceptions of new and untried powers with sanity. If all the idiotic ideas, the ill-conceived expressions, the irrational and immoderate theories and isms that are being advanced in our country to-day, some of them eminating from men as high in political life as United States Senators,—if all of these are in themselves progressive, or are evidence of progressiveness, then, Mr. President and gentlemen of the Senate of Pennsylvania, for the good of those who have the honor to represent it, for the salvation of our institutions, for the salvation of our rights as sovereign states and for the perpetuity of our nation's democracy, we had better be reactionary and go back to the sound, stable and substantial foundation builded wisely by our fathers in the days that are gone, and erect thereon again and anew the structure of the greatest and grandest example of an ideal democracy the world has ever known.

Mr President, I have the most profound respect for the many good and sincere but misguided and misinformed men and women of this land, who from the highest and loftiest motives are proponents of this amendment, and I regret that I cannot entertain that same sentiment for this acutely refined spirit, professional humanitarians, who are abnormally developed in one spot and subnormally developed in every other, who are acquainted with the conditions, who have full knowledge of the pernicious consequence which may follow the adoption of this amendment and who must be actuated either by an unevenly developed mentality or actuated in their support of this measure by the most ulterior and sinister motives. I can conceive of no righteous

purpose the ratification of this amendment would serve and I can see, with the sweeping unlimited powers conferred upon Congress it might produce great social and economic harm, be a detriment and hinderance to the liberty loving, energetic boys and girls of this and future generations and an absolute menace to the public welfare.

Mr. President, and Senators of Pennsylvania, If you would guard your hearthstones and your sacred right to control your own homes without the supervision of centralized power, if you believe in local self government, if you would maintain and perpetuate the inherent rights of the sovereign states of your Union and if you would preserve the foundation stones of your liberties and democracy vote no on the ratification of this amendment.

Mr. HARRIS. Mr. President, may I prolong this discussion for just about a minute. While I voted to send this bill back to committee I think that the people who wanted a hearing should have had it, but since we were not successful in getting it, I do want to say that I thank God that I was not deprived of the opportunity to help my folks in my early life, and also to have had the opportunity to mix with people who have been a benefit to me all of my business life. It is my intention to vote no on this bill and I do hope that it will be defeated.

Mr. STITES. Mr. President, when I listened to the earnest speech of the Senator from Allegheny County, and he is always earnest in his remarks, I had a feeling of regret that his logic did not equal the earnestness which he put into his rhetoric. It is sometimes said that a man may be murdered in the house of his friends and it is equally true that legislation may be murdered in the house of its friend. The regrettable thing about this child labor amendment is that men who have worked and labored in the cause of child conservation for years and years, inside of legislative halls and out, are obliged to oppose this amendment because of its complete lack of common sense. I cannot conceal a feeling of irritation that the men who framed this amendment and put it through Congress put it in such form that those who have a sincere desire to do everything possible to serve the youth and manhood of the country must still oppose this amendment because it is lacking in the fundamental principles of sheer common sense. This amendment provides for not only the regulation but the actual prohibition of the labor of young men up to 18 years of age. With that idea in mind it ought not be called the child labor amendment at all, it ought to be called an amendment depriving the youth of the country of the opportunity which at times it is absolutely necessary for them to take hold of in the interest of themselves and their families. What possible excuse can there be for us to grant the power to the Congress of the United States to prevent a boy of seventeen and one-half or seventeen and three quarters years of age from working to support his family? I cannot find any justification that would call upon me to vote for such a proposition so that, no matter how earnestly I may desire to help to conserve the children of the nation, and I belive I can say I have the earnest desire in my heart; how many families are there throughout this great land of ours absolutely dependent upon the help and assistance of their children between 16 and 18 years of age? Now my good friend from Allegheny County says "Well even if you do give Congress this power they have not said that they will use it." Why give Congress power that you do not want them to use? It seems to me there is no answer to that question. It has been suggested here that the great President of the United States, Mr. Coolidge, is in favor of this amendment in its present form. I have not found anything at all on the records to justify that statement. The only thing President Coolidge has ever done has been to say he would like the question of child labor submitted to the voters of the country, and I will venture the suggestion now that if that hard headed son of New England sat in this Senate of Pennsylvania to-night he would oppose the proposition that meant that we should give power to Congress to prevent a boy seventeen and one-half years of age from helping in his family, and if I may take the vote of his own state, Massachusetts, I have justification upon that point, because this question was submitted in an open referendum to the people of Massachusetts and overwhelmingly defeated, as they should have done, in its present form.

Reference has been made to the women of the State of Pennsylvania, to the League of Women Voters, to the club women and so on. It is a matter of fact that many of the most public spirited earnest women in the State of Pennsylvania have gone on record as being opposed to this amendment and have so stated in the public press. The women of this state are united on this amendment because a large portion of the women of Pennsylvania realize that this amendment, as now written, lacks common sense and ought to be defeated and if we were confronted with the child labor amendment drafted along the lines of the splendid law on the statute books of Pennsylvania, most of the Senators here would support it, but we cannot conscientiously vote to support an amendment and to give power to Congress to legislate for us upon a subject which has in it neither logic, common sense, nor elemental fairness, and I am obliged to vote against this amendment to-night, because I feel that it does not represent the sober judgment of the country, expressed along conservative and proper lines, but it is a socialistic proposition that should have no place in our statute law. I might say again, to my friend, the Senator from Allegheny, when he says that in the future we shall see this amendment enacted into law, I will venture to say to him to-night that he will live a great many long years before he sees the people of the United States vote to give power to Congress prohibiting the labor of a boy up to 18 years of age.

Mr. BARR. Mr. President, I can not let go unchallenged the speech of the Senator from Franklin County, Mr. Bonbrake, when he made the remark that the people who were behind this amendment were either abnormal, subnormal or sinister in their purpose. I leave it to the Senators here present and to the Senator from Franklin County, Mr. Bonbrake, whether or not the following are either subnormal, abnormal or sinister. Here is a statement on the record and it also partly answers the Senator from Montgomery, Mr. Stites. President Coolidge recommended it and this is from the report of the Committee made before the House and before the Senate, recommended in a message to Congress and signed the resolution after Congress had voted favorably upon it. All of the three National political conventions inserted in their platforms planks endorsing the amendment. That is from the records of the hearings before the House and the Senate. The following bodies have declared in favor of the amendment, and these bodies must be either abnormal, subnormal or sinister. They are placed with idiots. The American Federation of Labor. You labor men are abnormal subnormal or sinister. American Federation of Teachers, abnormal, subnormal or sinister. American Home Economic Association, Commission of the Church and Social Service of the Federal Council of the Churches of Christ. That embraces every denomination, with the exception of the Catholic Church—abnormal, subnormal or sinister.

I will tell you what is going to stand out in blazen letters in the speech of the Senator from Franklin.

The Democratic National Convention, normal, subnormal or sinister. General Federation of Women's Clubs, Girls Friendly Society of America, National Child Labor Association, National Consumers League, National Council of Catholic Women, National Council of Jewish Women, National Council of the Mothers of Democracy, National Council of Parents and Teachers Association, National Council of Women, National Educational Association, National Federation of Business and Professional Women's Clubs, National League of Women Voters, National Women's Christian Temperance Union, National Women's Trade Union League, the Republican National Committee, the Service Star Legion, Young Women's Christian Association, Patriotic Order Sons of America, National Fraternal Congress, National Association of State and National Labor Organizations and many other local and state organizations. That is part of the list of those who are abnormal, subnormal or sinister, which will perhaps include the Senator from Allegheny who is speaking.

Mr. President, just to conclude, I would like to call the Chair's attention, and the attention of the Senate, to the fact that all the bodies opposed to this bill, this amendment before the Congress of the United States—and this is taken also from the record and if any Senators challenge it they will find it in the records; I will be very glad to submit it to them; National Association of Manufacturers, Pennsylvania Manufacturers Association, Southern Textile Bulletin, Modern League of Pennsylvania, Women's Constitutional League of Maryland—an organization with 50 active members, formed to oppose the Maternity and Infancy Act, the Womens Patriotic Publishing Company. That is what oppose these that are subnormal, abnormal or sinister.

Mr. President, I ask leave to print in full the remarks of Judge Remick in the joint debate with Dr. Metcalf, the head of the opposition in New Hampshire to the Child Labor Amendment.

The PRESIDENT. Is there objection? The Chair hears none.

## CHILD LABOR AMENDMENT

Remarks of Judge Remick in a Joint Debate with Dr. Metcalf, the Head of the Opposition in New Hampshire, At Pembroke, Wednesday Evening, January 21, 1925.

In the bitter discussion which has been going on so long over the Child Labor Amendment, I have had no part. Your committee will tell you that I refused to come here to parry and thrust with the head of the opposition in this state in a mere partisan way.

While others have been long on the battle front, writing and speaking for and against the amendment, I have been following the argument pro and con—trying, in a judicial spirit, to get at the truth of the matter.

When I have reached a conclusion by such a process of judicial sifting of the wheat from the chaff, I feel surer of the soundness of that conclusion than as if I had started, continued and finished a cocksure partisan on either side.

I have found to my sorrow that by looking only on one side of a question and combating those who look only on the other side, we are apt to lose sight of the north star of truth and justice, which, through all the shiftings and gropings of the human mind, and all the scramblings to and fro to keep on the winning side, never changes.

In the greatest crises in the nation's history, the greatest and best men, men who would scorn to chase the band-wagon, have been victims of such astigmatism.

For example: time has demonstrated that the Constitution of the United States is the greatest triumph in constructive statesmanship in the history of government, yet the great Patrick Henry and his colleagues opposed its adoption with a bitterness and ferocity of denunciation which, by comparison, makes the attacks now being made upon the proposed Child Labor Amendment and its champions seem mild, indeed. But the New Hampshire forefathers were not misled by the clamor. In spite of it they followed the north star of reason and duty, and in the old North Meeting House in Concord cast the deciding vote in favor of the adoption of the Constitution and thus gave to the world what Gladstone has termed "the most wonderful work ever struck off at a given time by the brain and purpose of man."

Time has also demonstrated that one of the greatest boons that ever came to the nation was the Louisiana Purchase, yet the great Chancellor Kent, from whose immortal commentaries I learned the principles of jurisprudence, opposed it as a revolutionary and subversive.

We find as we grow old that nothing in human affairs is the last word; that the perfection of society and civilization is a never-ending process; that in the march of human progress, Alps on Alps arise, and that eternal vigilance is the price of liberty.

So it was found that the wonderful Constitution which our fathers had framed was giving shelter to human slavery in this land of boasted liberty. When the agitation for its abolition began, the agitators were denounced as bitterly as Patrick Henry and his colleagues had denounced the authors of the Federal Constitution; as bitterly as Chancellor Kent denounced Jefferson for the Louisiana Purchase; as bitterly as the champions of the Child Labor Amendment are now being denounced. It was claimed that the sacred rights of the states and the very foundation of the Republic were threatened with destruction, but the familiar and practical philosophy of Lincoln: "The nation cannot endure half free and half slave"—"a house divided against itself cannot stand," finally prevailed, and the nation, at the cost of Civil War, wrote into the Constitution the 13th and 14th amendments, which struck the shackles from four million souls.

But under the Constitution as thus amended, millions were still in bondage. To use the words of Lincoln, "a greater bondage, a viler slavery, a greater tyranny,"—the bondage, slavery and tyranny of rum selling and rum drinking, which he said, "keeps our fathers, our brothers, our sons, and our friends in the chains of moral death." And he added, "when there shall be neither a slave nor drunkard on the earth, how nobly distinguished that people who have planted and nurtured to maturity, both the political and moral freedom of their species."

Moved by the vision, Lincoln challenged the institution of human slavery and fought it to the death. But for the assassin's bullet, it is probable that he would have sought to realize in full his youthful vision by grappling with that other monster which he had described as worse than slavery, but in the providence of God, the task was left for his posterity. One by one, individual states adopted prohibition, but their action was made well nigh futile by the inaction of other states. The need of uniformity and the backing of the Federal Government became more and more apparent and finally to meet the situation of a nation divided against itself, and secure national solidarity for a great principle vital to the nation's welfare, Congress proposed the 18th amendment to the Federal Constitution. As now a clamor was raised that it was unwarrantable interference with state rights and personal liberty. Great and good men took this position and denounced the proposition as Patrick Henry denounced the Federal Consti-

tution and as Chancellor Kent denounced the Louisianna Purchase, but again the nation followed the north star of duty to humanity and wrote into the Constiution the 18th amendment, there to stand forever, side by side with the amendments abolishing slavery. Having put their hands to the plow, the American people are not going to make to the world the humiliating confession that they have not the moral stamina to carry through. It may take generations, but with such captains of industry as Judge Gary, head of the great United States Steel Corporation, and Henry Ford, and John D. Rockefeller, and with such statesmen as President Coolidge and Senator Borah and the Governor of our own state, united with the great body of christian men and women of America in support of the amendment, and with the statistics of saving banks telling their beneficiary story, and more than all with the God of righteousness on its side, it cannot fail. In spite of all the present clamor, defiance and contempt, the forces of righteousness and reason will finally prevail and then, in the words of Lincoln, it will be the proud distinction of America to "have planted and nurtured to maturity, both political and moral freedom," and to have been to the world the herald of that triumphant day, foretold by Lincoln, "when there shall be neither a slave nor a drunkard on earth."

But even after the amendments abolishing slavery and the saloon, millions still remained in bondage—millions of women, as worthy of self-government as men, remained in political servitude, ruled by officials they had no part in choosing and by laws they had no part in making. To remedy this obvious inequality and injustice, individual states granted full suffrage to women. But other states refused. Again in order to secure uniformity, national action was necessary. It was urged against it that it would undermine the home and subvert our institutions,—but undaunted by these alarms, the nation followed the north star of eternal justice and wrote into the Constitution the 19th amendment, there to stand forever, as a bulwark against the repeal of the 18th amendment and to safeguard our institutions against political corruption which was fast undermining the Republic.

I have not spoken of the bitter opposition to the adoption of the Federal Constitution and the Louisana Purchase and to the great amendments to which I have referred, in order to decry opposition to the pending Child Labor Amendment, but only to remind you of the resistance which has had to be overcome in the development of the Constitution and the progress of the nation and to show that it does not necessarily follow that a proposition is vicious and dangerous, merely because wise and honest men and women think so and fill the air with propaganda against it.

Just the same—amending the organic law of the Republic is serious business, so serious that in my judgment groundless opposition and false alarms are better than unquestioning acceptance, for they arrest the attention, compel careful scrutiny and thus safeguard against hasty and ill-advised action.

I agree entirely with the opposition that the Constitution is no place for mere legislation, but I can find nothing to warrant the alarm of the opposition on this score. While countless statutory changes, filling countless volumes, have been and are still being made, changes of the Constitution always have been and still are rare. From the adoption of the Federal Constitution in 1787 to date, nearly 140 years, there have been only 19 amendments, or an average of only one amendment in eight years. From the Civil War to date, a period of 65 years, there have been only seven amendments, or an average of only one in nine years. Considering that in the eternal change of things, amendments would of course be necessary to meet new conditions and preserve the life of the nation against new dangers; that the fathers provided in the Constitution for its amendment, and were themselves responsible for more amendments than we, their descendants, have made; and that the amendments which have been made in our day and generation have all been made in order to meet vital national needs requiring National uniformity. Considering all these things, the claim of the opposition that there is a dangerous tendency to multiply amendments of a local and legislative nature, is not, it would seem, warranted by the facts.

Dr. Metcalf will probably say that the question tonight is not whether some other amendment was good or bad, nor whether the opposition to some other amendment was right or wrong, but whether the proposed Child Labor Amendment is good or bad and whether the opposition to it is right or wrong. Very true, but in view of the cocksureness of the opponents of the amendment that it is vicious and dangerous, it was pertinent to remind them that to err is human; that Patrick Henry was wrong in opposing the adoption of the Federal Constitution, that Chancellor Kent was wrong in opposing the Louisiana Purchase, that Calhoun and Franklin Pierce and Daniel Webster were wrong on the slavery question; and that it is not impossible that the opponents of the Child Labor Amendment may also be wrong notwithstanding their supreme confidence. Anyway it was pertinent to show that the Federal Constitution and the amendments to which I have referred were adopted for the same reasons now urged in behalf of the Child Labor Amendment, namely, because National uniformity and solidarity were necessary to the accomplishment of the great and vital national objects sought by them.

However, I will now address myself specifically to the question whether the proposed Child Labor Amendment is good or bad whether the opposition to it is right or wrong. But I shall do so more in a spirit of investigation than in a spirit of confident assumption. Some facts of vital bearing are no longer open to discussion. One is that necessity for child labor regulation in some form and through some channel, state or national, in order that future generations may possess the mental and physical vigor upon which the welfare of democracy must depend was long ago recognized by the medical profession and enlightened society and governments. The evil and the need were brought painfully to my attention while performing the duties of a draft officer during the World War, by the startlingly high percentage of educational, mental, and physical defectives. As a result of public protest and agitation, nearly every state has done something to correct the evil, but the legislation of the several states is not uniform. Many states are without the provisions which have come to be recognized as the standard required for the public protection. As early as 1907 President Roosevelt said:

"States rights should be preserved when they mean the people's rights, but not when they are invoked to prevent the abolition of child labor—not when they stand for wrong or oppression of any kind or for national weakness or impotence at home or abroad. The States have shown that they have not the ability to curb the power of syndicated wealth and, therefore, in the interests of the people it must be done by national action." Accordingly, two Congresses by overwhelming majorities enacted laws to correct the evil. Senator Lodge in supporting these acts said:

"It is a great evil. The states have had ample and abundant opportunity to deal with it themselves. Most of the states have; some have not. I think it is something that ought to be ended."

President Wilson in signing these acts said:

"I sign with real emotion because I know how long the struggle has been to secure legislation of this sort and what it is going to mean to the health and vigor of this country, and also to the happiness of those whom it affects."

If the evil, and the need of national regulation to correct it, were so plain that two such relentless enemies as President Wilson and Senator Lodge could find no ground for disagreement, certainly there is no room for discussion between friends like Dr. Metcalf and myself over the fundamental questions whether the evil exists and whether National regulation to remedy it is desirable.

But the Acts of Congress recommended by Theodore Roosevelt, advocated by Senator Lodge, and signed by President Wilson were set aside by the majority of the Supreme Court not because they were deemed unnecessary or unwise, but only because it was found that the Constitution had not yet conferred upon Congress power to legislate upon the subject.

To meet this situation both President Harding and President Coolidge urged Congress in the strongest terms to submit a constitutional amendment, and following their recommendation the present Congress by more than the necessary two-thirds majority, submitted the pending amendment, which had the approval and was the product of conservative statesmen and jurists.

In the last Presidential election every political party—Republican, Democratic, and Progressive—endorsed the amendment in form and substance as submitted. In accepting his nomination President Coolidge said:

"Our different states have had different standards or no standards at all for child labor. The Congress should have authority to provide a uniform law applicable to the whole nation which will protect childhood that the men and women of tomorrow may reach a higher state of existence and the nation a higher standard of citizenship."

The candidates of the other parties were equally emphatic in favor of the proposed amendment. Calvin Coolidge was elected President and Captain Winant was elected Governor of New Hampshire and every member of the General Court of New Hampshire was elected upon party platforms intended to be understood by the people as an endorsement of the amendment and incapable of any other honest interpretation.

Therefore, entirely apart from the merits of the proposed amendment, is the question of fidelity to party pledges and principles, and loyalty to party leaders. As it seems to me this alone might well be decisive. But perhaps this thought on my part may be because I'm old-fashioned and have yet to be reconciled to the too prevalent idea that party platforms are merely to get in upon and impose no obligations of honor and good faith.

If you are a Republican read the National platforms of your party for the years 1916-1920 and 1924, and the speeches of your party candidates, and stand by them. If you are a Democrat, read your party platforms and stand by them. If you are a Progressive, read your party platform and stand by it—or stop scolding me for voting for my convictions regardless of any party—even the third party—and hereafter hold your peace about party government and party regularity.

I have told you the simple and truthful story of the occasion, origin, history and purpose of the amendment. According to that simple story it would seem, if we are guided by the north star of truth, that it originated in the same noble, humanitarian and patriotic spirit of which the Constitution itself and all its amendments were born. According to that simple story it would seem that the purpose of the amendment is to make Democracy more safe and enduring by protecting the youth of the nation from such kinds, conditions and hours of labor as interfere with the moral, educational and physical development needed by the future citizens of the republic.

Notwithstanding the apparently noble, humanitarian, and patriotic origin and purpose of the amendment the amazing claim is made by the opposition (and it seems to be their most fundamental claim) that the amendment is a cleverly concealed scheme of Socialists to Sovietize America.

That reputable manufacturers would make such a claim is strange enough, but that disinterested citizens like Dr. Metcalf and his colleagues could adopt and disseminate such a claim seemed incredible, and it was with personal regret that I dissovered two or three days ago while examining the files of the Concord Monitor preparing for this meeting that Dr. Metcalf had indeed swallowed that propaganda, hook, bob, and sinker. In a letter signed by him and published in the Monitor on December 8, last, he wrote:

"It is the purpose of Socialism to weaken our government by grafting on such legislation as this amendment provides and that is the great and underlying menace of the amendment. However cleverly it is masked in welfare phrases; however appealing the propaganda of child need, the underlying truth is hostility to our American principles of individual liberty and local self-government."

If it is true that the amendment is socialistic in origin and purpose then President Coolidge must be a Socialist, for he urged it upon Congress, approved the joint resolution submitting it in the very form in which it is now before the legislature, and strongly commended it in his speech accepting the Presidential nomination.

If it be true that the amendment is Socialistic then Presidents Roosevelt, Wilson, and Harding, and Senators Lodge and Pepper, who had so much to do in bringing it about, are Socialists.

If it me true that the amendment is Socialistic then Dean Pound, Dean Lewis, Dean Kirkwood, Dean Bates and other representatives of the great law schools of the nation to whom the amendment was submitted before it was adopted, and who approved it both in form and substance as it now stands, must be Socialists.

If the amendment is Socialistic then the members of all the countless patriotic, educational and religious organizations—Protestant, Catholic, and Jewish—who have endorsed the amendment are Socialists.

I am unwilling to believe that President Coolidge and Governor Winant and the hosts of other patriotic men and women in state and nation, who are supporting the amendment, are in a conspiracy to Bolshevize America. They are too conservative to knowingly further such a scheme, and too discerning to be misled by it.

I am unwilling to believe that an amendment which on its face appears to seek the highest welfare of the nation, as truly as did the amendments to abolish slavery and the saloon and to enfranchise women, is nothing but a Socialistic scheme to Sovietize America under the mask of child welfare.

The north star of truth does not point that way to me. Would it not be as fair to say that the manufacturers' associations, North and South, which are the stiff backbone and the inexhaustible bank of the opposition, are actuated by the selfish spirit of the slave masters of other days, and the boot-leggers of the present day. I am unwilling to believe, much less to express such an opinion of the opposition. It is enough for me to vindicate the amendment and its supporters from such vicious attacks by the opposition. This

I think I have done, as to the charge that the amendment is in origin and purpose Socialistic and Bolshevistic.

The Claim That the Amendment Prohibits All Boys and Girls From Doing Any Work, Even In the Home and in the Farm, Until They Are Eighteen Years of Age, Is Unwarranted and False.

The claim is further made that the amendment prohibits boys and girls from doing any work until they are eighteen years of age, whether about the home or on the farm, or in mines and factories and whether the work is such as to interfere with their educational, mental, moral and physical development, and impair their usefulness as future citizens, or on the contrary is health-giving, mind-improving, and character-building.

Guided by the north star of truth I can see no justification for such a claim.

Studying the origin and history of the amendment, I find its purpose is, as in all reason and common sense we should expect it to be, to make useful citizens and not loafers. And I tell you, as one who has been upon the court, that it is the business of courts to see that the real intent of the amendment is carried out, and that it is not put to absurd uses which defeat instead of promote its object.

This claim is so improbable and absurd that the wonder is that the manufacturers could make it—but greater wonder that any one else could accept and believe it, yet the fact is that it is too commonly accepted and believed. The Manchester Union, in a recent editorial said:

"It is the purpose to entirely prohibit labor for boys and girls until they are eighteen years of age—taking control of this important matter entirely out of the hands of parents."

When so reputable a newspaper accepts this claim as true and disseminates it through its editorial columns, it is not so strange that farmers and other honest people have come to believe it. The fact is the amendment neither prohibits nor regulates. It merely gives Congress power, within the age limit of 18, to prohibit and regulate when and as Congress shall find it necessary for the welfare of the nation. Because the power of Congress to legislate at all is limited to 18 years it is claimed that the purpose of the amendment is to entirely prohibit all labor within that limit. Nothing could be more disingenious. It would be as fair and true to say that because the Constitution gives the President and Senate unlimited power to make treaties, it was the purpose to authorize the cession of New Hampshire to Canada, or because the Constitution of New Hampshire gives the legislature power, in the most general terms, to make all needful laws and regulations for the government of the state, therefore, it was the purpose of the grant to authorize the legislature to do any unreasonable and arbitrary thing.

So far from imposing upon Congress the duty to prohibit all boys and girls from laboring at any kind of labor until they are eighteen years of age, Congress would not be obliged to legislate at all even if the amendment is adopted.

A few years ago New Hampshire adopted an Anti-Trust amendment to the Constitution, authorizing the legislature to make all needed laws to restrain trusts. There has been but little if any legislation under this amendment, perhaps because the amendment was there—a gun behind the door, so to speak. The Child Labor Amendment might work the same way. But if the states now delinquent should continue delinquent and Congress should find it necessary to legislate, let me say again as a lawyer and judge who has no partisan interest to misrepresent to you that the amendment would give Congress no authority to prohibit parents from requiring their children, subject to school attendance and reasonable relaxation, to be employed about some work which it could not be reasonably said would impair their future usefulness as citizens. And any attempt by Congress to compel parents to leave their children in demoralizing idleness, or the devil's workshop, would be null and void. However general the terms of its authority, no legislative body would be permitted to require or compel a citizen to submit to anything so unreasonable and arbitrary, and so contrary to child welfare and public welfare.

To illustrate the power of the courts to restrain unreasonable and arbitrary legislation, although enacted under general terms of authority—there was a law in New Hampshire making it a crime to shoot a mink during a certain season. The law was general. No exception was made—yet the Court ruled that it would be unconstitutional to punish a man for shooting a mink in the prohibited season in defense of his geese.

To further illustrate—there was a New Hampshire statute imposing a penalty upon a parent for keeping his child out of school, without permit, during the period in which the child was required by law to go to school. The law was general. There was no exception. Yet the Court held that it would be unconstitutional to impose the penalty upon the parents for keeping the child out of school, without a permit, if it were found that the health of the child reasonably required that he should be kept at home.

To further illustrate—the Constitution of the United States and the Constitution of New Hampshire confer (in the most general terms) upon Congress and the General Court, respectively, authority to make all needful rules and regulations concerning matters over which they, respectively, have jurisdiction, yet, it is established beyond any question that when either Congress or the General Court enacts a law, which unreasonably and arbitrarily interferes with the life, liberty and property of the citizen, the court will set aside such enactments—as would be the case if Congress attempted to prohibit a girl from helping her mother about the house, or a boy from helping his father on the farm, or from any work not inconsistent with the child's welfare, and the public welfare, but obviously in the interest of both.

But if Congress had authority to do such a fool thing, of course it would not. It did not in the two acts which were set aside by the Court. No supporter of the amendment, however wild-eyed, has asked anything of this sort or expects anything of the sort, and Congress and the President would be feeble-minded, indeed, to permit anything of the sort.

Since Congress could not if it would and would not if it could do such a thing, we are at a loss to understand why farmers should make common cause with the manufacturers against the proposed amendment. At a time when the new laws restricting immigration and the old laws against importing contract labor are increasing the need of manufacturers for boys and girls from the farms to make good the deficiency, I should suppose the farmer would be in favor of any policy which would have a tendency to keep their boys and girls from being drawn from the farms into shops and mines, provided, as I have assured you, that it would not condemn them to demoralizing idleness.

But it said: in the act of Congress referred to the limit was sixteen; why does the amendment made it eighteen? The answer seems plain. Because the former was an act of Congress and specifically declared, as it was bound to do, the will of Congress upon a concrete matter. The amendment on the other hand merely makes it constitutional for Congress to act at all on the subject of labor, and as the states

already had authority up to twenty-one years of age, and were finding frequent occasions to exercise it for the protection of boys and girls of eighteen years of age and upward in cases of extra hazardous employment, excessive hours, night work, and demoralizing environments, so the amendment gave to Congress the same latitude to meet the same exceptional situations, and not at all with the absurd idea claimed by the manufacturers and repeated by the Manchester Union, that all boys and girls until they are eighteen should be prohibited from all labor in the home and on farms as well as in workshops and mines, and from labor which involves no danger, detriment or demoralization, but is upbuilding in health, mind and character, as well as labor of the opposite kind.

But it is further asked: if it was not the purpose of the amendment to absolutely prohibit all labor under eighteen—including girls at home, and boys on the farm, as well as others—why were the latter not excepted from the amendment as requested? The reason is plain. Constitutional grants of legislative power should be general and elastic. To specify how and when and against whom the power shall and shall not be exercised would require impossible foresight, and any attempt to do so might defeat the purpose of the power in situations not anticipated at the time it was granted A statute may be readily changed to meet any new situation, but the Constitution cannot; so it has long been the policy to make constitutional grants of legislative power general and elastic, leaving the Congress or legislature to adapt its laws to changing needs so as to best promote the objects for which the power was granted.

No worthy citizen, be he farmer or what, would I am sure, want any exemption which would leave the unworthy of his own or any other class free to abuse the exemption, defeat the humane purpose of the amendment and make it open to the objection of class legislation. The exemption of farmers or any other class from the reasonable operation of the general terms of the amendment would have been open to that objection and the wise and conservative men who drafted it decline to make any such exemption.

Obviously, the allied Southern and Northern Manufacturers' Associations and their counsel have cleverly sought to divide those who toil upon the farm from those who toil in mines and factories. Bitterly oppose to the amendment themselves, because it is directed against them, as the former Acts of Congress were and as, of course, any further Acts of Congress would be, they have sought to divert attention from themselves and their delinquencies—the real objects of the amendment—by the unwarranted and false propaganda that the amendment aims also at the farmers and would prohibit every farmer's boy and girl from doing any work, even at home and on the farms, until they are eighteen years of age. The pity is that such a smoke-screen should have deceived so many honest farmers. The pity is that those who earn their bread in the sweat of their brow on farms and in workshops should be so divided when they might be such a power for the uplift of the nation if they would only work together in the spirit of the Carpenter of Galilee and the railsplitter of Iillinois, as I believe they might, if they would strive, always and on all subjects, to follow the north star of truth and justice, regardless of mischievous propaganda, instigated by selfish interests, to divide them.

The Claim That Under the General Terms of the Amendment, Congress Could Legislate Concerning the Religion of Boys and Girls and Where They Should Go To School Is Wholly Without Any Foundation and Contrary To the Fact.

It has been further claimed by the opposition that under the general terms of the amendment, Congress could legislate concerning the religion of boys and girls and where they should go to school. But the amendment gives Congress no power over anything but labor. Religion and education are matters not covered either expressly or by implication, and are therefore excluded upon well established principles of constitutional construction. Matters of religion and education will continue as they now are subject to the great principles of civil and religious liberty upon which the republic was founded. This claim of the opposition is so unwarranted and groundless that I will take no further time in discussing it, beyond calling attention to the fact that the Pope in his encyclicals has approved of the general principle of governmental regulation of Child Labor; that Father Ryan, Professor of Moral Theology and Industrial Ethics at the great Catholic University of America, located at the Capitol of the Nation, assisted in drafting the Amendment, and is one of its most ardent supporters; and to further fact that among the numerous organizations of American women who have endorsed the amendment—Protestant, Catholic, and Jewish is the National Council of Catholic Women of America.

The Claim That the Amendment Would Impair the Right of the States To Protect Child Labor Is Absolutely Groundless.

It is further claimed that the amendment would impair the right of the states to regulate child labor and impose upon them intolerable bureaucratic interference from Washington; on the contrary, the rights of the states to regulate child labor are expressly reserved by the amendment.

No conflict arose between State and Nation while the two acts of Congress were in operation. On the contrary, the Chief of the National Bureau of Labor made use, almost entirely, of state agencies and the co-operation was harmonious and effective without any of the objectionable bureaucratic intrusion or bureaucratic expense, which has been held up as such a bogie. So satisfactory and efficient was the co-operation that the State labor officials have endorsed the National Child Labor Amendment.

Bearing upon the argument against state interference it is worthy of note that the manufacturers in several states have opposed raising the standards of child labor by state law upon the ground that regulation should be made uniform by means of national legislation. The Amoskeag Corporation, while opposing a State 48-hour law, has declared for a National 48-hour law. In view of such a shuttle-cock and battle-dore, tweedle-dum and tweedle-dee attitude on the part of the manufacturers as between Federal and State regulation their objection to the pending amendment on the ground that it interferes with the states would seem not entitled to serious consideration.

The Claim that the States Have Already Corrected the Evil, By Their Voluntary Action, and That There Is No Present Need of National Action Is Contrary To the Facts.

It is further claimed that the amendment is unnecessary because delinquent states have so responded to the public demand for higher standards and made such improvement

that there is no longer any real occasion for national legislation.

It is true that while the Acts of Congress were in effect such was their beneficient influence that delinquent states improved their laws and the percentage of objectionable child labor was reduced, but even at the best only 18 states are fully up to the standard set by the Acts of Congress.

Since the Acts of Congress were declared unconstitutional and their salutary influence was removed, the tide has set the other way, and the percentage of objectionable child labor is now increasing. With the labor restricted by the new immigration laws, and by the old laws against importing contract labor, and the resulting increased demand for child labor, I do not like to contemplate what the result will be if the pending Child Labor Amendment goes down before that world-wide reaction against progressive ideals of social justice, which is making even the Hohenzollern dynasty hopeful of early restoration. The defeat of the Child Labor Amendment is sure to be accepted by employers of child labor as a reversal of public sentiment on the subject and, in the nature of things, they will govern themselves accordingly.

Admitting the evil, Dr. Metcalf contends that it is now very limited, rapidly diminishing and that in ten years the states will have entirely corrected it by their own voluntary action. Against this wholly unwarrantable optimism, I quote the following from the January, 1925, number of the Review of Reviews, by Raymond G. Fuller, the highest authority in this country upon the child labor amendment, and author of the standard text-book on the subject entitled "Child Labor and the Constitution:"

"We do not know the present number of wage-workers under fourteen, or under sixteen, but we do know that there is no adequate or nation-wide protection against the exploitation of more when and where conditions favor. In any case, the thousands today mean more thousands next year, and in the course of a decade an appealing total; for child labor is a continuous process, a constant procession. * * * * * * * * During the period of Federal law and administration, extending, with an intermission, from 1917 to 1922 a number of the very backward States, freed of the competition of neighboring States with low standard child-labor laws, made remarkable progress in raising their own legal standards of child protection. But whatever hope we may have entertained that the other very backward States would go and do likewise has been disappointed by the legislative record of 1923 and 1924. Federal laws and administration had come to an end, and seemed likely to stay at an end indefinitely. So we still have States that are willing, or feel constrained, to subsidize their industries with child labor of a gross and shameful sort that is no longer tolerated elsewhere in this country, while States that now have decent or more than decent legal standards are finding increased difficulty in enforcing their own child-labor laws. The existence of Federal law and administration helped the States to live up to those professions of good will toward children which they had written into their statutes."

Result of Massachusetts Referendum Unfair and Misleading and Contrary to Recommendations of President Coolidge and Massachusetts Legislature.

In a referendum confused not only by all the false propaganda to which I have referred and more, but also by the distractions and cross-currents of a state and national political campaign, the people of Massachusetts voted against the Child Labor Amendment by a large majority. Those who styled themselves "The Sentinels of the Constitution," and who had always been tenacious of representative government and bitterly opposed to the referendum idea, saw the strategic and psychological importance of a popular vote against the amendment, in advance of the nation-wide campaign for its ratification, and especially in the home state of the President, who had stood before the country as the foremost champion of the amendment, and they very cleverly made the most of the distracting and complex political situation by employing every resource, resorting to every kind of propaganda, and playing upon every prejudice, and so succeeded in getting a popular vote against it, although the legislature of Massachusetts had previously recommended it. If the amendment fails, no factor will be more responsible than that advance referendum,— heralded throughout the nation as the deliberate voice of the people.

But not every legislature was deceived by it. Only a few days ago, California sent word across the continent to New Hampshire that her legislature had ratified and with only a handful of dissenting votes. Shall we of the Granite State be misled by false propaganda or shall we follow the north star of truth as our forefathers did in the Old North Meeting House at Concord, where they cast the deciding vote for the Federal Constitution, and send back across our far-flung empire, to the Golden Gate the greeting that we, too, have ratified, thus binding the Atlantic and Pacific together for Child Labor Amendment?

Mr. BONBRAKE. Mr. President, my colleague from Allegheny County, Mr. Barr, seems to have been rather successful in carrying out the same attributes that he charged to the Senator from Philadelphia, Mr. Salus, but a few monments ago. He has either willingly misquoted me and the record I am sure will show he has, and I will stand on the record. I am willing enough and glad enough and charitable enough to place the Senator from Allegheny County not in those abnormal or subnormal or those sinister classes, but in the class who is misinformed and misguided in his judgment.

Mr. STEELE. Mr. President, I realize there has been a wide difference of honest opinion in respect to this bill. I was one of those who voted to recommit because I am personally always glad to welcome the greatest degree of information that can be given in respect to any subject.

However, I feel that the bill, as it stands, would be an injustice to the young people of our state and country. As one of those who has been privileged to have been engaged in labor under the age limit in this bill I do not want to deny the young men and young women of this generation the privileges which I have enjoyed. Aside from this, we are here to represent, not only our personal opinion, but we are here to represent as well and more largely, the opinions and wishes of those who live back in our districts and who are affected by the legislation here enacted and in the expressions that have come to me from the people of my district, some of which were from various organizations of women and various organizations of men and others from organizations of both men and women, I want to say that the great majority of expressions of opinion that has come to me from people of my district has been in opposition to this amendment. In casting my vote upon this question it will be made up quite as much from the representation of the opinion in my district as it will from my personal opinion. I will have to oppose the amendment.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were read as follows, viz:

YEAS—4

| | | | |
|---|---|---|---|
| Barr, | Betts, | Davis, | Gelder, |

NAYS—43

| | | | |
|---|---|---|---|
| Aron, | Einstein, | Lanius, | Quigley, |
| Baldwin, | Freeman, | Leslie, | Salus, |
| Baumer, | Griswold, | MacDade, | Schantz, |
| Bonbrake, | Harris, | Mansfield, | Snyder, |
| Brown, | Heaton, | McNichol, | Sones, |
| Buckman, | Homsher, | Miller, | Steele, |
| Culbertson, | Huffman, | North, | Stites, |
| Daix, | Joyce, | Norton, | Vare, |
| Derrick, | Krause, | Painter, | Weingartner, |
| DeWitt, | Kunkle, | Patton, | Woodward, |
| Earnest, | Kutz, | Phipps, | |

Less than a majority of all the Senators having voted "aye" the question was determined in the negative.

## BILL RECOMMITTED.

Mr. BARR. Mr. President, at the request of several Senators, I move that Senate Bill No. 225, on third reading, entitled:

An act to amend section one of an act approved the nineteenth day of February one thousand eight hundred and seventy-three (Pamphlet Laws thirty-six) entitled "An act to authorize the governor to appoint additional notaries public" by making certain revisions relating to applications for such office

be recommitted to the Committee on Judiciary General.

Mr. PHIPPS. Mr. President, I second the motion. The motion was agreed to.

## BILL ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 250, entitled:

An Act amending section three of an act approved the twentieth day of May, one thousand nine hundred and twenty-one, (P. L. 944), entitled "An Act authorizing the establishment by counties of hospitals for the treatment of persons afflicted with tuberculosis; providing for the management and maintenance thereof; and authorizing the incurring of indebtedness and the levy of taxes therefor," by changing the number and composition of the board of trustees.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the Bill?

Mr. DAVIS. Mr. President, I ask unanimous consent to amend section 1, page 2, line 12 by underscoring the words of the county; also page 2, line 19 by striking out the word "filed" and inserting in lieu thereof the word "filled"; also page 2, line 25 by striking out "employe" and inserting in lieu thereof the word "employ".

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILL ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 162, entitled:

An Act for the protection of the public health prescribing sanitary regulations and standards for tenement lodging and boarding houses in cities of the second and third class boroughs towns and townships vesting jurisdiction for the enforcement of the same in the Department of Health of Pennsylvania and in Boards of Health of Municipalities providing penal and injunction proceedings for the enforcement of this act and repealing acts inconsistent herewith

The first section of the bill was read as follows and agreed to.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the provisions of this Act shall apply in all second and third class cities boroughs towns and townships of the Commonwealth of Pennsylvania and shall apply equally to any individual partnership firm and corporation (hereinafter designated as "person") as the owner or agent of any tenement lodging or boarding house and shall apply where hereinafter designated to the occupant tenent or lessee of any such property

The second section of the bill was read as follows:

Section 2 For the purpose of this act tenement lodging and boarding houses are defined as follows

(a) The term "tenement house" shall mean any house or building or portion thereof which is intended or designed to be occupied or leased for occupation or actually occupied as a house or residence for three or more families living in separate apartments and doing their cooking upon the premises and shall include apartment houses apartment hotels and flats

(b) The term "lodging house" shall mean any building or portion thereof in which five or more persons not related to the proprietor or manager are furnished with sleeping accommodations and shall include rooming houses bachelor apartments dormitories barracks bunk houses and any other kind of building used to furnish sleeping accommodations as aforesaid The term "lodging house" shall not include a licensed hotel inn or tavern

(c) The term "boarding house" shall mean any building or portion thereof occupied for human habitation in which five or more persons not related to the proprietor or manager are furnished with meals and lodging The term "boarding house" shall not include a license a licensed hotel inn or tavern

On the question,

Will the Senate agree to the section?

Mr. MILLER. Mr. President, I move to amend section 2, page 2, line 24 by striking out the word "a license".

Mr. SNYDER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The third section of the bill was read as follows and agreed to.

Section 3 Each tenement lodging and boarding house shall be provided with an adequate quantity of pure and wholesome water for the use of the occupants thereof

(a) Where the said water is obtained from a public waterworks system approved by the required State authorities it shall be distributed by means of pipes as required hereinafter to each floor used for living purposes of every tenement lodging and boarding house provided there is sufficient water pressure

(b) Where the said water is obtained from a private source such as a well spring or cistern said source shall not be polluted or contaminated nor so situated constructed or maintained that it may become polluted or contaminated in any manner that may render such water supply injurious to health

(c) In tenement house each family shall be provided with a water supply for its separate use and where the water supply is distributed by means of pipes there shall be provided in each suite or group of rooms occupied by

a family at least one sink or stationery washstand with running water provided however that in suites or groups of less than three rooms each there shall be in on every floor at least one sink or stationery washstand with running water accessible to each family Such sink or stationery washstand shall be provided with a suitable drain properly trapped

(d) In lodging and boarding houses the rooms of which are not arranged in suites or groups provided with separate water supply and where the water is distributed by means of pipes there shall be provided at least one stationery washstand with running water located on each floor used for living purposes for each six occupants or fraction of six Such stationery washstand shall be provided with a suitable drain properly trapped

(e) Where water closets and other plumbing fixtures exist there shall be provided a supply of water adequate in volume and pressure for flushing purposes

The fourth section of the bill was read as follows:

Section 4 All tenement lodging and boarding houses shall be provided with adequate and sanitary toilet facilities for the disposal of the excreta of the occupants thereof provided however that no such facilities shall be located in any room used for living or sleeping purposes or in which food is prepared or handled

(a) Where a tenement lodging or boarding house is accessible to a public sewer from which sewage is lawfully discharged the said tenement lodging or boarding house shall be provided with water-closet facilities which shall discharge to the said sewer

(b) Where the tenement lodging or boarding house is not accessible to a public sewer as aforesaid the means for excreta or sewage disposal shall be constructed and maintained in compliance with the requirements of Rules and Regulations of the Department of Health of Pennsylvania

(c) In tenement houses each suite or group of rooms occupied by a family shall be provided with separate toilet facilities and where water supply and sewer as aforesaid are accessible there shall be provided in each suite or group of rooms occupied by a family at least one water flushed toilet placed in a bath room or separate compartment provided however that for suits or groups of less than three rooms there shall be provided on every floor used for living purposes at least one water flushed toilet placed in a bath room or separate compartment for the use of every two families Access to at least one water flushed toilet in each suite or group of rooms occupied by a family shall be had without passing through a bed room

(d) The minimum number of water flushed toilets or privy seats for common or general use of the occupants of any lodging or boarding house shall be determined from the possible number of occupants thereof as follows One water flushed toilet or privy seat for each twelve persons or fraction of twelve in toilet rooms for men one urinal or twenty-four inches of urinal trough for each eighteen men or the major portion thereof

(e) In any building the upper portion of which is used as a tenement lodging or boarding house and the lower portion of which is used for commercial or business purposes toilet facilities for the use of the occupants of the upper portion shall be provided separate and independent from any toilet facilities provided for the use of the employees of the said commercial or business establishment

(f) The entire house drainage system in every tenement lodging and boarding house shall be so designed constructed and maintained as to conduct the waste water or sewage quickly from the fixture to the place of disposal with velocities which will guard against fouling and the deposit of solids and will prevent clogging

(g) Plumbing fixtures shall be made of smooth non-absorbent material shall be free from concealed fouling surfaces and shall be set free of inclosures Each fixture or combination fixture shall be provided with a separate accessible self-scouring reliable water-seal trap placed as near to the fixture as possible The soil stack shall extend full size upward through the roof and have a free opening the roof being so located that there will be no danger of air passing from it to any window and no danger of clogging of the pipe by frost or by articles being thrown into it or of roof water draining into it

On the question,

Will the Senate agree to the section?

Mr. MILLER. Mr. President, I move to amend section 4, page 4, line 28 by striking out "groupes" and inserting in lieu thereof the word "groups".

Mr. SNYDER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The fifth, sixth and seventh sections of the bill were read as follows and agreed to.

Section 5 All bath rooms toilet rooms and water closet compartments in tenement lodging and boarding houses shall be provided with ample ventilation and light by means of window area at least equal to one-tenth of the floor area and opening directly to the outside air or by equivalent artificial means maintained in constant and satisfactory service Water closet compartments in lodging and boarding houses shall be adequately lighted at night and if gas or electricity have been installed in the building the same shall be provided for lighting such compartments the floors thereof shall be made of non-absorbent water-proof material if deemed necessary by the Department of Health or the Board of Health of the municipality

Section 6 All rooms for living or sleeping purposes in tenement lodging or boarding houses shall have ample ventilation and natural light and shall be provided with windows having sash so constructed and maintained that they may be easily opened provided however that no basement or lower story shall be used for living or sleeping purposes if there is any evidence of undue dampness therein No cellar shall be used for living or sleeping purposes

(a) In existing buildings referred to in this Act the required ventilation and light shall be obtained by windows opening directly to or communicating with the outside air

(b) In buildings referred to in this Act hereafter erected or hereafter altered the required ventilation and light shall be obtained by windows opening directly to the outside air No room shall be divided unless each part used for living or sleeping purposes complies with all of the requirements for a separate room

Section 7 No room shall be occupied for living or sleeping purposes in any tenement lodging or boarding house which does not provide means for ventilation and light in compliance with the requirements of the Rules and Regulations of the Department of Health of Pennsylvania

The eighth section of the bill was read as follows:

Section 8 The owner of any tenement lodging or boarding house or the owner's authorized agent shall keep the entire building in sanitary condition and repair including the plumbing lighting heating and ventilating systems and shall also keep the entire building in a cleanly condition free from any accumulation of dirt rags rubbish garbage filth or other refuse matter provided however that the tenant or lessee of any tenement house shall keep in a cleanly condition free from any accumulation of dirt rags rubbish garbage filth or other refuse matter the portion of the tenement house occupied or used exclusively by the said tenant or lessee

The tenant or lessee of each apartment or group of rooms of every tenement house and the owner his agent or lessee of every lodging and boarding house shall provide sufficient and suitable non-absorbent non-leakable receptacles with tight fitting covers for garbage which shall be kept separate from ashes and other rubbish No garbage shutes or storage bins for garbage shall be constructed maintained or used and all existing chutes shall be removed

On the question,

Will the Senate agree to the section?

Mr. MILLER. Mr. President, I move to amend section 8,

page 8, line 12 by striking out "shutes" and inserting in lieu thereof the word "chutes."

Mr. SNYDER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The ninth section of the bill was read as follows:

Section 9 Whenever any tenement lodging or boarding house shall be occupied or maintained contrary to the provisions of this Act it shall constitute a violation thereof

Whenever this Act or any of its provisions shall have been violated any duly authorized agent of the Department of Health of the Commonwealth of Pennsylvania or of the Board of Health of the municipality in which the violation exists may serve a written notice upon the owner thereof or upon the owner's authorized agent specifying the violation or violations and further specifying a reasonable time in which the abatement or alteration thereof must be made

In case of violation of Sections six seven or eight of this Act by the tenant or lessee the said written notice may also be served upon the said tenant or lessee

Notices may be served by registered mail upon the owner or the owner's authorized agent or the tenant or lessees aforesaid and by posting a copy of said notice in a conspicuous place on the premises whereon the violation exists or such notice may be served personally by handing a copy thereof to the owner or the owner's authorized agent or the tenant or lessee aforesaid In case the name and address of the owner or the owner's authorized agent is not registered in the public records accessible to the said agent of the Department of Health or Board of Health posting of said notice on the building shall constitute service thereof

On the question,

Will the Senate agree to the section?

Mr. MILLER. Mr. President, I move to amend section 9, page 9, line 9 by striking out "aforsaid" and inserting in lieu thereof the word "aforesaid."

Mr. SNYDER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The tenth, eleventh, twelfth, thirteenth and fourteenth sections of the bill were read as follows and agreed to.

Section 10 In case any violation of this Act specified in the said notice is not abated within the time specified in the said notice then any duly authorized agent of the said Department of Health or the said Board of Health may institute summary proceedings before any Magistrate Alderman or Justice of the Peace against any person violating the provisions of this Act

Any person found guilty of violating the provisions of this Act shall be sentenced for any first offense to pay a fine of not less than Five Dollars nor more than Twenty-five Dollars with costs and for any second or subsequent offense to pay a fine of not less than Twenty-five Dollars nor more than Two Hundred Dollars with costs and in default of the payment of said fine or fines with cost shall be committed to the County Jail for a period of not more than sixty days

Section 11 If in the opinion of the Secretary of Health of the Commonwealth of Pennsylvania or of the Board of Health of a municipality any tenement lodging or boarding house subject to the provisions of this Act is unfit or unsafe for human habitation because of in-sanitary conditions in or about the same or if after conviction has been secured for violation of the provisions of this Act the violation is not abated then the Court of Common Pleas of the County on the petition of the said Secretary of Health or of the said Board of Health may after hearing grant an injunction directed to the owner of the said tenement lodging or boarding house and to the tenant or lessee thereof restraining such owner tenant or lessee from using and occupying the tenement lodging or boarding house until in the opinion of said Secretary of Health or said Board of Health it has been made fit and safe for human habitation or until the said violation of this Act has been abated as the case may be

Service of the said injunction shall be made in the manner provided by law

Section 12 Any owner of such tenement lodging or boarding house or any authorized agent of such owner who after the issuance of the said injunction shall use or permit the building to be used for human habitation shall be subject to summary punishment as for contempt of Court in the manner provided by law

Section 13 Any person occupying such tenement lodging or boarding house or any part thereof in violation of the said injunction shall be subject to summary punishment as for contempt of Court in the manner provided by law

Section 14 That all Acts or parts of Acts inconsistent with this Act be and the same are hereby repealed but no such Act or parts of Acts shall be considered as inconsistent with this Act merely because its provisions or any of them cover or relate to the subject or subjects of this Act if it does not conflict with or interfere with the enforcement of any of the provisions of this Act If any provisions of this Act shall be held by any Court to be unconstitutional such judgment shall not be held to invalidate any other provision

The title of the bill was read as follows and agreed to:

An Act for the protection of the public health prescribing sanitary regulations and standards for tenement lodging and boarding houses in cities of the second and third class boroughs towns and townships vesting jurisdiction for the enforcement of the same in the Department of Health of Pennsylvania and in Boards of Health of municipalities providing penal and injunction proceedings for the enforcement of this Act and repealing Acts inconsistent herewith

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 305 (House Bill No. 220), entitled:

A Supplement to the act approved the twenty-fourth day of May, one thousand nine hundred and seventeen, (P. L. 297), entitled, "An Act authorizing the establishment of contagious disease hospitals in the several counties of the Commonwealth, to be constructed and maintained out of county funds;" providing for the establishment and maintenance of contagious disease hospitals by two or more counties jointly.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## COMMUNICATION FROM THE GOVERNOR.

The Secretary to the Governor presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

### REQUESTING JOINT SESSION OF SENATE AND HOUSE OF REPRESENTATIVES.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 16, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

If it meets with the approval of the General Assembly I should like to address the members in joint session on Tuesday, February seventeenth, nineteen hundred and twenty-five, at twelve o'clock noon.

If for any reason this cannot be conveniently arranged, I would be glad to address you at some other time.

GIFFORD PINCHOT.

Mr. LESLIE. Mr. President, I move that the invitation of the Governor be accepted and that he be advised that the Senate will be glad to hear him deliver his message to the General Assembly in joint session to-morrow at 12 o'clock noon.

Mr. GRISWOLD. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Governor be informed accordingly.

## NOMINATIONS BY THE GOVERNOR.

### NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 16, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

ALLEGHENY COUNTY.

Valentine C. Kolski, Braddock, March 2, 1925.
A. M. Simon, McKeesport, March 3, 1925.
L. F. Stocker, Dormont, March 2, 1925.

BEAVER COUNTY.

G. H. Wallace, Beaver Falls, March 3, 1925.

BERKS COUNTY.

J. Victor Grim, Reading, March 5, 1925.

BLAIR COUNTY.

Miss Katherine A. Redding, Altoona, March 2, 1925.

BRADFORD COUNTY.

Leon B. Shedden, Sayre, Feb. 19, 1925.

BUTLER COUNTY.

Ben Christley, Butler, March 6, 1925.

CENTRE COUNTY.

C. A. Long, Spring Mills, March 6, 1925.

CLARION COUNTY.

S. K. Clarke, Clarion, March 3, 1925.

FOREST COUNTY.

R. A. Cook, Tionesta, January 31, 1925.

LANCASTER COUNTY.

Merle R. Burkhart, Lancaster, March 6, 1925.

McKEAN COUNTY.

Guy B. Mayo, Smethport, March 2, 1925.

PHILADELPHIA COUNTY.

Miss Mary J. Gallagher, 1610 S. 54th St., Phila., March 5, 1925.
W. R. Hummel, 5123 Pine St., Phila., March 6, 1925.

POTTER COUNTY.

William G. Kline, Galeton, Feb. 27, 1925.

UNION COUNTY.

Mrs. Mary W. Bennett, Lewisburg, March 3, 1925.

VENANGO COUNTY.

William E. Wurster, Oil City, Feb. 14, 1925.

WARREN COUNTY.

Mrs. Ruth B. Johnson, Warren, February 14, 1925.

WASHINGTON COUNTY.

Harry J. Steele, Washington, March 2, 1925.

WESTMORELAND COUNTY.

Alfred J. Parker, West Newton, March 6, 1925.

YORK COUNTY.

C. E. Artzberger, Dover, February 19, 1925.

ALLEGHENY COUNTY.

Curtis A. Artman, Homestead, March 7, 1925.
D. Edwin Austen, Etna, March 7, 1925.
Miss Stella M. Baker, Pittsbg., Dormont, March 7, 1925.
James H. Beal, Jr., 747 Union Trust Bldg., Pittsburgh, March 7, 1925.
Carl L. Bender, 1345 Forbes St., Pittsburgh, March 7, 1925.
F. A. Bogadek, 434 Diamond St., Pittsburgh, March 7, 1925.
Miss E. S. Brideson, 500 Aiken Ave., Pittsburgh, March 7, 1925.
Robert Brown, 215 City-County Bldg., Pittsburgh, March 7, 1925.
Carl W. Brueck, 419 Frick Bldg., Pittsburgh, March 7, 1925.
C. T. Carmer, 318 Hemlock St. N. S., Pittsburgh, March 7, 1925.
Joseph P. Caufield, Verona, Pittsburgh, March 7, 1925.
E. T. Chance, 3619 Forbes St., Pittsburgh, March 7, 1925.
Miss Alice E. Chantler, 265 46th St., Pittsburgh, March 7, 1925.
C. W. Clark, Bellevue, Pittsburgh, March 7, 1925.
Miss Isabel Coleman, 712 N. Euclid Ave., March 7, 1925.
W. R. Cunningham, 138 Amelia St., Pittsburgh, March 7, 1925.
Herbert Dean, McKees Rocks, March 7, 1925.
William L. Dean, 404 Magee Bldg., Pittsburgh, March 7, 1925.
Charles DeBone, Clairton, March 7, 1925.
C. Pascal DeNinno, 1209 Pine Ridge St., Pittsburgh, March 7, 1925.
James M. Denny, Tarentum, March 7, 1925.
Harold C. Dunn, 1219 Sheffield St., Pittsburgh, March 7, 1925.
Miss E. E. Elliott, 6012 Centre Ave., Pittsburgh, March 7, 1925.
Miss Emma B. Erickson, Greensburg, Pa., March 7, 1925.
Chas. F. E. Fahey, 409 Fruit Exchange Bldg., Pittsburgh, March 7, 1925.
J. C. Fix, Sharpsburg, Pa., March 7, 1925.
Holland F. FlaHavhan, 6617 Ridgeville St., Pittsburgh, March 7, 1925.
Miss Eleanor K. Gaus, 62 Vandergrift, Bldg., Pittsburgh, March 7, 1925.
Alfred E. Geitz, McKeesport, March 7, 1925.
Henry J. Gelm, Braddock, March 7, 1925.
J. A. Gibson, 1729 Irvin Ave., Pittsburgh, March 7, 1925.
Otis S. Goode, 1804 Union Bank Bldg., Pittsburgh, March 7, 1925.
H. E. Gordon, McKeesport, March 7, 1925.
Mrs. Myrtle H. Graves, Mt. Oliver, Pittsburgh, March 7, 1925.
Martin J. Griffin, 2018 Centre Ave., Pittsburgh, March 7, 1925.
Robert Hamilton, Ben Avon, March 7, 1925.
Miss Rowena Hammersmith, West View, March 7, 1925.
Miss Jessie C. Harper, Coraopolis, March 7, 1925.
John L. Hauser, 4928 Scioto St., Pittsburgh, March 7, 1925.
Joseph A. Heyl, 215 Republic St., Pittsburgh, March 7, 1925.
John G. Hosick, Springdale, March 7, 1925.
George O. House, Braddock, March 7, 1925.
Grant S. Hunter, 3430 Harrisburg St., Pittsburgh, March 7, 1925.
Philip Huss, 1435 N. Euclid Ave., Pittsburgh, March 7, 1925.
J. Edward Jenkins, McKeesport, March 7, 1925.
Edwin O. Johns, Mt. Lebanon, Pittsburgh, March 7, 1925.
Richard A. Jones, 5840 Northm'd St., Pittsburgh, March 7, 1925.

Miss Gertrude M. Kelly, 312 N. St. Clair St., March 7, 1925.
C. F. Kiefer, 937 Milton St., Pittsburgh, March 7, 1925.
Mrs. Eleanor B. Kirk, 4th Ave. & Grant St., Pittsburgh, March 7, 1925.
William J. Lamb, 3700 Brighton Road, Pittsburgh, March 7, 1925.
Miss Minnie C. Leiser, 3822 East St., Pittsburgh, March 7, 1925.
C. Elrod Lenhart, McKeesport, March 7, 1925.
C. E. Linhart, Dormont, Pittsburgh, March 7, 1925.
S. J. McClelland, 1116 Woodbourne Ave., Pittsburgh, March 7, 1925.
Miss Mary F. Mellett, 5944 Baum Blvd., Pittsburgh, March 7, 1925.
Louis A. Mertz, West View, March 7, 1925.
Henry G. Meyer, 414 Frick Bldg., Pittsburgh, March 7, 1925.
S. A. Michalski, 1200 Carson St., S. S., Pittsburgh, March 7, 1925.
F. A. Minikus, 706 Berger Bldg., Pittsburgh, March 7, 1925.
Richard F. Mitchell, P. O. Box 287, Pittsburgh, March 7, 1925.
William J. Molleston, Verona, March 7, 1925.
George E. Morcroft, 210 Fruit Exchange Bldg., Pittsburgh, March 7, 1925.
Wm. J. Morrison, Swissvale, March 7, 1925.
Herman Neustadt, Wilmerding, March 7, 1925.
Miss Maude S. Nelson, 900 Union Trust Bldg., Pittsburgh, March 7, 1925.
Miss Anna M. Nuernberg, 1524 Rockland Ave., Pittsburgh, March 7, 1925.
T. L. Plante, 272 Melwood St., Pittsburgh, March 7, 1925.
Roswell R. Reno, 1281 Reedsdale St., Pittsburgh, March 7, 1925.
Peter Reskovac, 1526 Page St. N. S., Pittsburgh, March 7, 1925.
Miss Jessie A. Robertson, Union Trust Co., Pittsburgh, March 7, 1925.
Edward J. Saitz, Carrick, March 7, 1925.
Miss L. H. Schaffner, Versailles, March 7, 1925.
Julius Schmidt, Swissvale, March 7, 1925.
Carl L. Schumann, 219 Beltzhoover Ave., Pittsburgh, March 7, 1925.
Louis Schwartz, 1400 Murray Ave., Pittsburgh, March 7, 1925.
Louis C. Schweitzer, Natrona, March 7, 1925.
W. C. Scott, Aspinwall, March 7, 1925.
Meyer S. Sikov, 315 Berger Bldg., Pittsburgh, March 7, 1925.
Harry J. Singer, North Braddock, March 7, 1925.
J. H. Skinner, McKeesport, March 7, 1925.
Miss J. Mabel Smith, 1735 Brighton Road, Pittsburgh, March 7, 1925.
J. C. Somerville, 1332 Cordova Road, Pittsburgh, March 7, 1925.
Frank C. Spreen, 506 Curtin Ave., Pittsburgh, March 7, 1925.
I. S. Stentz, Clairton, Pittsburgh, March 7, 1925.
Frank C. Stewart, Tarentum, Pittsburgh, March 7, 1925.
S. Clyde Stewart, 416 7th Ave., Pittsburgh, March 7, 1925.
Louis Symons, 5530 Wilkins Ave., Pittsburgh, March 7, 1925.
A. M. Tate, Emsworth, Pittsburgh, March 7, 1925.
W. A. Tomlinson, Oakmont, Pittsburgh, March 7, 1925.
Miss J. Mildred Wallace, 1524 Henry W. Oliver Bldg., Pittsburgh, March 7, 1925.
Miss Margaret Webster, Braddock, Pittsburgh, March 7, 1925.
Miss Jane Weisman, 5417 Black St., Pittsburgh, March 7, 1925.
Clifford Wiltshire, Irwin, R. D. 1, Pittsburgh, March 7, 1925.
Herman Windt, 401 Aiken Ave., Pittsburgh, March 7, 1925.
Miss Isabel Young, 5840 Bartlett, Pittsburgh, March 7, 1925.
Miss Minnie Zeyfang, 3530 Diploma St., Pittsburgh, March 7, 1925.

ARMSTRONG COUNTY.

Anthony Favero, Leechburg, March 7, 1925.
Miss Lulu C. McCafferty, Freeport, March 7, 1925.
Fritz Scheeren, Ford City, March 7, 1925.
Harry T. Wolfe, Kittanning, March 7, 1925.

BEAVER COUNTY.

H. C. Clark, Woodlawn, March 7, 1925.
Miss Elsie N. Martin, New Brighton, March 7, 1925.
Lamont H. Marvin, New Brighton, March 7, 1925.
Robt. E. Slough, Beaver, March 7, 1925.
Thomas R. Supe, Ambridge, March 7, 1925.
S. M. Tkatch, Ambridge, March 7, 1925.

BERKS COUNTY.

E. L. Anthony, Reading, March 7, 1925.
Miss Mabel L. Hafer, Reading, March, 7, 1925.
William V. Hassler, Wernersville, March 7, 1925.
Milton R. Luft, Wyomissing, March 7, 1925.
Miss Elsie M. Roland, Reading, March 7, 1925.
Miss Mabel G. Sayer, Reading, March 7, 1925.
Miss Dorothy L. Shalter, Reading, March 7, 1925.
Ralph C. Schumucker, Reading, March, 7, 1925.
LeRoy P. Umbenhauer, Reading, March 7, 1925.
Mrs. Mayme G. Wertley, Hamburg, March 7, 1925.

BLAIR COUNTY.

Charles W. Eckenlaub, Altoona, March 7, 1925.
J. H. Harklerode, Tyrone, March 7, 1925.
Miss E. Rea Lang, Hollidaysburg, March 7, 1925.
Edward A. Seidel, Altoona, March 7, 1925.

BRADFORD COUNTY.

Lewis B. Gillette, Towanda, March 7, 1925.
Harold F. Peterson, Sayre, March 7, 1925.

BUCKS COUNTY.

Horace G. Reeder, Newtown, March 7, 1925.

BUTLER COUNTY.

J. H. Cochran, Butler, March 7, 1925.
William T. Freehling, Marwood, March 7, 1925.
B. Kemper, Butler, March 7, 1925.
E. P. Peffer, Butler, March 7, 1925.
Mrs. J. E. Potts, Butler, March 7, 1925.
John Laing Wise, Butler, March 7, 1925.

CAMBRIA COUNTY.

Thos. F. Brennan, Johnstown, March 7, 1925.
Charles Hasson, Ebensburg, March 7, 1925.
H. A. Hershey, Johnstown, March 7, 1925.
Miss Emma I. Humbert, Johnstown, March 7, 1925.
John Lodzsun, Johnstown, March 7, 1925.
Miss Esther Long, Johnstown, March 7, 1925.
Miss Gladys Potter, Johnstown, March 7, 1925.
Miss Ruby G. Williams, El Mora, March 7, 1925.

CAMERON COUNTY.

E. P. Larson, Emporium, March 7, 1925.

CARBON COUNTY.

John A. Riegle, Lehighton, March 7, 1925.

CENTRE COUNTY.

Jasper R. Brungart, Rebersburg, March 7, 1925.

CHESTER COUNTY.

Miss Jane Blechman, Coatesville, March 7, 1925.
Maxwell Clower, Malvern, March 7, 1925.
Mrs. Ida M. Peirce, Unionville, March 7, 1925.

CLARION COUNTY.

Samuel L. Pickens, Knox, March 7, 1925.
Lloyd F. Weaver, Clarion, March 7, 1925.

CLEARFIELD COUNTY.

Miss Arlene P. Henry, Clearfield, March 7, 1925.

CLINTON COUNTY.

Frederick A. Ubil, Lock Haven, March 7, 1925.

CUMBERLAND COUNTY.

S. H. Bowers, Lemoyne, March 7, 1925.

DAUPHIN COUNTY.

Miss Anna F. Dewhirst, Harrisburg, March 7, 1925.
Jos. B. Metzger, Harrisburg, March 7, 1925.
Evan J. Miller, Harrisburg, March 7, 1925.
Vincent Orsini, Harrisburg, March 7, 1925.
P. F. Pendergast, Harrisburg, March 7, 1925.
George D. Sanders, Progress, March 7, 1925.
Stanley S. Zimmerman, Steelton, March 7, 1925.

DELAWARE COUNTY.

George S. Cridland, Drexel Hill, March 7, 1925.
W. Raymond Evans, Lansdowne, March 7, 1925.
Miss Margaret E. Fenix, Chester, March 7, 1925.
Miss Alice V. Kerns, Chester, March 7, 1925.
John T. McCoy, Drexel Hill, March 7, 1925.
Samuel A. Montgomery, Chester, March 7, 1925.
Olin T. Pancoast, Chester, March 7, 1925.
Frank Snowden, Ridley Park, March 7, 1925.
Robert Thomas, Bryn Mawr, March 7, 1925.
Mrs. Mary E. Ward, Chester, March 7, 1925.

ELK COUNTY.

Miss Dorothy E. Allison, Ridgway, March 7, 1925.

ERIE COUNTY.

Henry Baur, Erie, March 7, 1925.
D. A. Berarducci, Erie, March 7, 1925.
Edwin H. Brevillier, Erie, March 7, 1925.
Miss Bertha M. Carney, Erie, March 7, 1925.
P. C. Cunningham, Erie, March 7, 1925.
A. F. Griswold, Erie, March 7, 1925.
Andrew M. Heyl, Erie, March 7, 1925.
John W. Rathbun, Erie, March 7, 1925.

FAYETTE COUNTY.

William Alt, Connellsville, March 7, 1925.
Wm. L. Beuscher, Connellsville, March 7, 1925.
Nick J. Bleilevens, Republic, March 7, 1925.
Miss Edith Curstead, Uniontown, March 7, 1925.
Miss Jane S. DeForest, Uniontown, March 7, 1925.
Miss Hilda Hirleman, Connellsville, March 7, 1925.
Miss Ada Latimer, Connellsville, March 7, 1925.
Albert McDowell, Uniontown, March 7, 1925.
Chas. J. McGill, Dawson, March 7, 1925.
Grey S. Rider, Uniontown, March 7, 1925.
Miss Ella Rockwell, Uniontown, March 7, 1925.
R. B. Spackman, New Salem, March 7, 1925.
R. C. Thompson, Belle Vernon, March 7, 1925.
Paul G. Wagoner, Connellsville, March 7, 1925.
John Wolak, Everson, March 7, 1925.
Mrs. Nell B. Zimmerman, Brownsville, March 7, 1925.

FRANKLIN COUNTY.

Robert W. Cline, Waynesboro, March 7, 1925.
John H. Elliott, Waynesboro, March 7, 1925.
H. W. Greenawalt, Chambersburg, March 7, 1925.
Miss Blanche M. Geyer, Chambersburg, March 7, 1925.
Edgar B. Rife, Chambersburg, March 7, 1925.
Miss C. Grace Snyder, Chambersburg, March 7, 1925.

GREENE COUNTY.

Paul D. Inghram, Waynesburg, March 7, 1925.
Chas. P. Meighen, Waynesburg, March 7, 1925.
Thomas D. Simmons, Waynesburg, March 7, 1925.

HUNTINGDON COUNTY.

Miss Edna E. Cantner, Huntingdon, March 7, 1925.
Miss Gretta M. Drake, Huntingdon, March 7, 1925.
W. Graffius Miller, Huntingdon, March 7, 1925.

INDIANA COUNTY.

E. A. Miller, West Lebanon, March 7, 1925.
L. Murray Peelor, Indiana, March 7, 1925.
Paul D. Sharretts, Indiana, March 7, 1925.

JEFFERSON COUNTY.

Miss Mabel B. McKinley, Brockwayville, March 7, 1925.
S. H. Smyers, Sykesville, March 7, 1925.
John L. Thomas, Punxsutawney, March 7, 1925.

JUNIATA COUNTY.

John B. Parson, Port Royal, March 7, 1925.
Mrs. Lois K. Parson, Port Royal, March 7, 1925.

LACKAWANNA COUNTY.

H. E. Crane, Scranton, March 7, 1925.
Sydney Grabowski, Scranton, March 7, 1925.
Wm. B. Landis, Scranton, March 7, 1925.

LANCASTER COUNTY.

Samuel Clerico, Lancaster, March 7, 1925.
David L. Landis, Elizabethtown, March 7, 1925.
Mrs. Esther K. Powderly, Lancaster, March 7, 1925.
David Weidley, Furniss, March 7, 1925.
Paxton W. Wolfe, Lancaster, March 7, 1925.

LAWRENCE COUNTY.

William J. Caldwell, New Castle, March 7, 1925.
R. J. Totten, New Wilmington, March 7, 1925.
Hamilton A. Wilkinson, New Castle, March 7, 1925.

LEBANON COUNTY.

William G. Harbach, Lebanon, March 7, 1925.

LEHIGH COUNTY.

Mrs. Florence M. Jones, Allentown, March 7, 1925.
Clarence J. Knauss, Allentown, March 7, 1925.
Miss Elizabeth G. Parry, Allentown, March 7, 1925.
Miss Mabel E. Moyer, Slatington, March 7, 1925.
Clinton T. Snyder, Catasauqua, March 7, 1925.
Miss Edna C. Troxell, Allentown, March 7, 1925.

LUZERNE COUNTY.

Mrs. Margaret Masterson, Wilkes-Barre, March 7, 1925.
H. W. Meiss, Nescopeck, March 7, 1925.
Harry A. Scott, Plymouth, March 7, 1925.
Edward J. Staub, Trucksville, March 7, 1925.
Raymond A. White, Ashley, March 7, 1925.
M. I. Williams, Wilkes-Barre, March 7, 1925.

LYCOMING COUNTY.

Ellis M. Cruse, Picture Rocks, March 7, 1925.
J. Oliver Karicher, Jersey Shore, March 7, 1925.
T. O. Mitstifer, Williamsport, March 7, 1925.
W. E. Mussina, Williamsport, March 7, 1925.
Miss Elizabeth G. Reed, Williamsport, March 7, 1925.
J. Brady Ritter, Williamsport, March 7, 1925.
Miss Lena G. Shumaker, Williamsport, March 7, 1925.
Herman V. Yeager, Hughesville, March 7, 1925.

McKEAN COUNTY.

John A. Fitzgibbon, Bradford, March 7, 1925.
N. D. Howells, Kane, March 7, 1925.

MERCER COUNTY.

Miss Leila M. Fithian, Grove City, March 7, 1925.
Wallace C. Leffingwell, Sharon, March 7, 1925.

MIFFLIN COUNTY.

G. T. Cooper, Lewistown, March 7, 1925.
Chas. W. Kase, Lewistown, March 7, 1925.

MONROE COUNTY.

William T. Muir, Shawnee-on-Delaware, March 7, 1925.

MONTGOMERY COUNTY.

S. Brooke Barrett, Norristown, March 7, 1925.
Miss Sylvia Boyle, W. Conshohocken, March 7, 1925.
Horace Entriken, Ardmore, March 7, 1925.
Mrs. Mabel Fegley, Jeffersonville, March 7, 1925.
Warren T. Heckler, Lansdale, March 7, 1925.
Lyman A. Kratz, Norristown, March 7, 1925.

George L. Lambert, Cheltenham, March 7, 1925.
Clarence G. Land, Norristown, March 7, 1925.
Elgin H. Lenhardt, Norristown, March 7, 1925.
Henry T. Nash, Jr., Narberth, March 7, 1925.
Robert T. Potts, Norristown, March 7, 1925.
Frank T. Reese, Norristown, March 7, 1925.
L. A. Shiffert, Pottstown, March 7, 1925.
Joseph Valentine, Ardmore, March 7, 1925.

NORTHAMPTON COUNTY.

Pasquale Cassara, Bethlehem, March 7, 1925.
Erwin F. Grube, Bethlehem, March 7, 1925.
Jere K. Hower, Danielsville, March 7, 1925.
Giuseppe Malorana, Easton, March 7, 1925.

NORTHUMBERLAND COUNTY.

Miss Mae Farley, Shamokin, March 7, 1925.
Geo. E. Gribbin, Shamokin, March 7, 1925.
Berkeley V. Hastings, Milton, March 7, 1925.
Harry G. Peters, Sunbury, March 7, 1925.
Raymond B. Tobias, Mt. Carmel, March 7, 1925.

PERRY COUNTY.

W. C. Moore, Millerstown, March 7, 1925.

PHILADELPHIA COUNTY.

Miss Helene Albertson, 3750 N. Bouvier St., Philadelphia, March 7, 1925.
Albert A. Aldridge, 1422 W. Jerome St., Philadelphia, March 7, 1925.
Wilbur H. Alexander, 5402 N. Front St., Philadelphia, March 7, 1925.
Clifford P. Allen, 3rd, 1357 Fillmore St., Philadelphia, March 7, 1925.
Albert Allo, 339 W. Girard Ave., Philadelphia, March 7, 1925.
Maurice Auerbach, 3526 Haverford Ave., Philadelphia, March 7, 1925.
Basil F. Baldino, 12th & Christian Sts., Philadelphia, March 7, 1925..
John M. Beatty, 2017 N. 7th St., Philadelphia, March 7, 1925.
Henry Beck, 1018 W. Cambria St., March 7, 1925.
Guy C. Bell, Chester, March 7, 1925.
Joseph P. Bergmaier, 2202 N. 2nd St., Philadelphia, March 7, 1925.
Howard T. Beyer, Germantown, Philadelphia, March 7, 1925.
Harry L. Biester, 6616 Yocum St., Philadelphia, March 7, 1925.
Miss Helen G. Beale, 4901 Stenton Ave., March 7, 1925.
A. M. Blanche, 201 N. Broad St., Philadelphia, March 7, 1925.
Albert Bloom, 3129 W. Columbia Ave., Philadelphia, March 7, 1925.
Miss Charlotte M. Bobb, Dela. Ave. & Tasker St., March 7, 1925.
Dorsey F. Boston, 4653 Morris St., Philadelphia, March 7, 1925.
Samuel S. Bowen, 4034 N. 8th St., Philadelphia, March 7, 1925.
Charles E. Brownley, 518 Walnut St., Philadelphia, March 7, 1925.
William Brucker, 3402 Richmond St., Philadelphia, March 7, 1925.
George M. Brusstar, 137 W. Springfield Ave., Philadelphia, March 7, 1925.
Windom Bryant, 2322 W. Cumberland St., Philadelphia, March 7, 1925.
William J. Byrne, Hotel Walton, Philadelphia, March 7, 1925.
Jos. M. Burchill, 2735 S. Colorado St., Philadelphia, March 7, 1925.
Lawrence F. Burke, 1422 W. Erie Ave., Philadelphia, March 7, 1925.
Chas. C. Burkeitt, 2312 Orthodox St., Philadelphia, March 7, 1925.
George R. M. Burkert, 330 Walnut St., Philadelphia, March 7, 1925.
Lewis J. Burns, 1330 Land Title Bldg., Philadelphia, March 7, 1925.
George I. Bushnell, 3724 N. Carlisle St., Philadelphia, March 7, 1925.
Lockwood H. Campbell, 500 Walnut St., Philadelphia, March 7, 1925.
James P. Carson, 151 Apsley St., Philadelphia, March 7, 1925.
John J. Carson, 5541 Addison St., Philadelphia, March 7, 1925.
Miss Bertha Clark, 1732 Foulkrod St., Philadelphia, March 7, 1925.
Isaiah P. Clarke, 276 S. 60th St., Philadelphia, March 7, 1925.
Samuel Cohn, 500 Jefferson Bldg., Philadelphia, March 7, 1925.
John H. Cooling, 1947 E. Cumberland St., Philadelphia, March 7, 1925.
Louis Corner, Jr., 50 N. St. Bernard St., Philadelphia, March 7, 1925.
Miss L. J. Costello, 5852 Florence Ave., Philadelphia, March 7, 1925.
J. P. Cunningham, Drexel Hill, Philadelphia, March 7, 1925.
John P. Cunningham, 2230 W. Lehigh Ave., Philadelphia, March 7, 1925.
Warren R. Cunningham, 2053 Snyder Ave., Philadelphia, March 7, 1925.
Edward E. Davis, Jr., 3336 N. Broad St., Philadelphia, March 7, 1925.
Samuel Davis, 6204 Larchwood Ave., Philadelphia, March 7, 1925.
John N. Dawson, Chestnut St., Philadelphia, March 7, 1925.
Miss Katharine V. Dealy, 3619 Fairmount Ave., Philadelphia, March 7, 1925.
Joseph DeSimone, 1203 Gerritt St., Philadelphia, March 7, 1925.
Francis J. G. Dorsey, 7021 Torresdale Ave., Philadelphia, March 7, 1925.
Samuel M. Drew, 5039 Locust St., Philadelphia, March 7, 1925.
M. Norman DuBois, 5330 N. 12th St., Philadelphia, March 7, 1925.
Miss Ruth Ecker, 6034 Market St., Philadelphia, March 7, 1925.
Miss Florence Ellender, 4915 Larchwood Ave., Philadelphia, March 7, 1925.
Furey Ellis, 201 N. Broad St., Philadelphia, March 7, 1925.
Charles C. Enburg, 713 S. 52nd St., Philadelphia, March 7, 1925.
Robt. E. Entriken, 5017 Springfield Ave., Philadelphia, March 7, 1925.
George T. Eppler, 1855 N. 20th St., Philadelphia, March 7, 1925.
Ferdinand W. Erbe, 421 Chestnut St., Philadelphia, March 7, 1925.
George W. Fest, 825 E. Price St., Philadelphia, March 7, 1925.
Harry Fine, 1315 Wood St., Philadelphia, March 7, 1925.
Thos. Bromley Flood, 3560 N. Broad St., Philadelphia, March 7, 1925.
Mrs. Alice E. Fox, 1728 Ritner St., Philadelphia, March 7, 1925.
David Freedman, 635 W. Girard Ave., Philadelphia, March 7, 1925.
David Friedman, 1217 S. 61st St., Philadelphia, March 7, 1925.
Emil Friedman, 1737 N. 7th St., Philadelphia, March 7, 1925.
George W. Funk, 2140 S. Carlisle St., Philadelphia, March 7, 1925.
A. B. Gaydos, 719 N. 5th St., Philadelphia, March 7, 1925.
Clinton T. Garber, 4515 N. 18th St., Philadelphia, March 7, 1925.
Vincent J. Girard, 719 Federal St., Philadelphia, March 7, 1925.
Louis E. Glaser, 1315 Snyder Ave., Philadelphia, March 7, 1925.
Charles Goglia, 1724 Lindewood St., Philadelphia, March 7, 1925.
Louis Goodman, 324 S. 59th St., Philadelphia, March 7, 1925.

Francis J. Gorrell, 5842 Whitby Ave., Philadelphia, March 7, 1925.

Miss L. I. Goshow, 3926 Chestnut St., Philadelphia, March 7, 1925.

Russell C. Gourley, 1913 W. Venango St., Philadelphia, March 7, 1925.

George M. Gradel, 417 W. Duncannon Ave., Philadelphia, March 7, 1925.

Miss Anna E. Graham, 4039 Lancaster Ave., Philadelphia, March 7, 1925.

Edw. M. Graham, 6000 Chew St., Philadelphia, March 7, 1925.

Miss Rebecca Grinberg, 250-4 N. Broad St., Philadelphia, March 7, 1925.

Frederick C. L. Grun, 1127 Wakeling St., Philadelphia, March 7, 1925.

Louis W. Guckes, 215 S. 5th St., Philadelphia, March 7, 1925.

E. B. Gunkle, Wyncote, March 7, 1925.

Casper W. Hacker, 1427 Walnut St., Philadelphia, March 7, 1925.

Charles M. Hall, 2640 N. 29th St., Philadelphia, March 7, 1925.

Elmer F. Hand, 2119 E. Fifth St., Philadelphia, March 7, 1925.

Sidney Harrison, 2326 N. Broad St., Philadelphia, March 7, 1925.

John J. Hayes, 5730 Catherine St., Philadelphia, March 7, 1925.

Edwin F. Hess, 4632 "C" St., Philadelphia, March 7, 1925.

William J. Hess, 1528 Page St., Philadelphia, March 7, 1925.

George M. Hilton, Wallingford, March 7, 1925.

Mrs. Ella M. Hindman, 5445 Angora Terrace, Philadelphia, March 7, 1925.

Miss Lillian A. Hines, 309 N. 34th St., Philadelphia, March, 7, 1925.

Mrs. Edith E. Wright Holmes, 1741 Federal St., Philadelphia, March 7, 1925.

Harry R. Holzmueller, 2129 S. Lambert St., Philadelphia, March 7, 1925.

Horace F. Hoopes, Drexel Hill, March 7, 1925.

Robert E. Hoover, 4826 N. Broad St., Philadelphia, March 7, 1925.

Leonard E. Huder, 4531 N. 17th St., Philadelphia, March 7, 1925.

Samuel E. Ingber, 315 Lafayette Bldg., Philadelphia, March 7, 1925.

Chas. W. Irvin, Ridge Ave at Green Lane, Philadelphia, March 7, 1925.

Thomas Jackson, 5045 Frankford Ave., Philadelphia, March 7, 1925.

Miss Elizabeth E. Johnson, 5334 Thompson St., Philadelphia, March 7, 1925.

Aldus B. Jones, 1400 W. Girard Ave., Philadelphia, March 7, 1925.

Samuel K. Joseph, Upper Darby, March 7, 1925.

Charles W. Kaelber, 4561 N. Mole St., Philadelphia, March 7, 1925.

Leon Kazanjian, 5715 Baltimore Ave., Philadelphia, March 7, 1925.

G. S. Keeley, 1204 Frankford Ave., Philadelphia, March 7, 1925.

Fred G. Keer, 475 Bourse Bldg., Philadelphia, March 7, 1925.

Mrs. Beatrice E. Kempff, Lansdale, March 7, 1925.

Miss B. A. Keohane, 5345 Wingohocking Terrace, Philadelphia, March 7, 1925.

Walter H. Kerber, Jenkintown, March 7, 1925.

George W. Kilgore, 28 N. 58th St., Philadelphia, March 7, 1925.

Lawrence G. Kilpatrick, 5135 Market St., Philadelphia, March 27, 1925.

Thomas Kitchin, 314 W. Tabor Road, Philadelphia, March 7, 1925.

Miss Ethel Kling, 1214 W. Somerset St., Philadelphia, March 7, 1925.

Samuel Knee, 135 S. 49th St., Philadelphia, March 7, 1925.

Henry W. Koons, 4707 Cedar Ave., Philadelphia, March 7, 1925.

B. W. Kraus, 1324 Walnut St., Philadelphia, March 3, 1925.

Joseph D. Lanard, 5544 Willows Ave., Philadelphia, March 7, 1925.

Maxwell W. Landau, 1108 Diamond St., Philadelphia, March 7, 1925.

Samuel Lande, 4711 N. Broad St., Philadelphia, March 7, 1925.

Carl F. Lauber, Jr., Melrose Park, March 7, 1925.

Percy Levy, 6017 Washington Ave., Philadelphia, March 7, 1925.

Miss Reba Levy, 4515 Woodland Ave., Philadelphia, March 7, 1925.

Maurice L. Lieber, 1747 N. 19th St., Philadelphia, March 7, 1925.

Raymond J. Longworth, 725 S. 52nd St., Philadelphia, March 7, 1925.

M. Jonathan Lukens, 323 Walnut St., Philadelphia March 7, 1925.

Samuel B. Lush, 1218 Real Estate Trust Bldg., Philadelphia, March 7, 1925.

Miss Lena Macklin, 239 S. 13th St., Philadelphia, March 7, 1925.

John J. Mahoney, 5600 Westminster Ave., Philadelphia, March 7, 1925.

Jacob Marbin, 5th & Snyder Ave., Philadelphia, March 7, 1925.

Irwin I. Margolis, 5315 Lebanon Ave., Philadelphia, March 7, 1925.

Bernard J. Markowitz, 1323 S. 5th St., Phialdelphia, March 7, 1925.

John A. Martin, 1812 S. 22nd St., Philadelphia, March 7, 1925.

Joseph A. Martin, 2601 W. Allegheny Ave., Philadelphia, March 7, 1925.

Mathias F. Massing, 112 Rex Ave., Philadelphia, March 7, 1925.

John Mathews, 125 S. 23rd St., Philadelphia, March 7, 1925.

Wm. J. McConomy, 1128 S. Peach St., Philadelphia, March 7, 1925.

Harvey McCourt, 5534 Florence Ave., Philadelphia, March 7, 1925.

William H. McDermott, 3147 "F" St., Philadelphia, March 7, 1925.

Francis E. McGill, 4416 Cresson St., Manay, Philadelphia, March 7, 1925.

Chas. C. McGlaughlin, 5610 Thomas Ave., Philadelphia, March 7, 1925.

Reuel S. McKee, 6323 Kingsessing Ave., Philadelphia, March 7, 1925.

Miss Anna McNamee, 1511 Walnut St., Philadelphia, March 7, 1925.

Geo. M. McNulty, 5638 Thomas Ave., Philadelphia, March 7, 1925.

William J. McWade, 2220 Chestnut St., Philadelphia, March 7, 1925.

Cecil S. Mellor, 1910 Medary Ave., Philadelphia, March 7, 1925.

George H. Michener, 118 W. Highland Ave., Philadelphia, March 7, 1925.

Joseph R. Miller, 637 N. 3rd St., Philadelphia, March 7, 1925.

William A. Miller, 4270 Main St., Manayunk, Philadelphia, March 7, 1925.

Miss Clara B. Moore, 1422 Willington St., Philadelphia, March 7, 1925.

S. Lloyd Moore, 6813 Clearview St., Mt. Airy, Philadelphia, March 7, 1925.

Benjamin Moskowitz, 403 Heymann Bldg., Philadelphia, March 7, 1925.

Albert A. Mosser, 2316 S. 17th St., Philadelphia, March 7, 1925.

Daniel J. Mullen, 5743 Cedar Ave., Philadelphia, March 7, 1925.

Walter Nunemacher, 1155 S. Broad St., Philadelphia, Mar. 7, 1925.

Stephen A. O'Shaughnessey, 526 N. 33rd St., Philadelphia, March 7, 1925.

Harry W. Pearce, 1958 Bridge St., Frankford, Philadelphia, March 7, 1925.

Morris Perch, 1902 N. 32nd St., Philadelphia, March 7, 1925.

Michael A. Pessolano, 612-14 Fitzwater St., Philadelphia, March 7, 1925.

J. Vernon Pimm, 325 Land Title Bldg., Philadelphia, Mar. 7, 1925.
Frank R. Pletcher, 5600 Germantown Ave., Philadelphia, March 7, 1925.
Thomas F. Rafferty, 5845 Carpenter St., Philadelphia, March 7, 1925.
James F. Reardon, 5719 Baltimore Ave., Philadelphia, March 7, 1925.
Miss Elsie M. B. Reichelt, 1008 Lincoln Bldg., Philadelphia, March 7, 1925.
William J. Rhodes, 941 E. Price St., Germnt, Philadelphia, March 7, 1925.
Wm. H. Rittenhouse, 1523 N. 7th St., Philadelphia, March 7, 1925.
Emile V. Rivard, 5023 Irving St., Philadelphia, March 7, 1925.
Albert C. Roemhild, 4950 N. Front St., Philadelphia, Mar. 7, 1925.
Alexander A. Roseman, 407 Franklin Bldg., Philadelphia, 7, 1925.
Jacob Rosenblum, 703 S. 5th St., Philadelphia, March 7, 1925.
Harry A. Rosenfeld, 1218 Chestnut St., Philadelphia, Mar. 7, 1925.
Alexander L. Rovine, 4th & McKean Sts., Philadelphia, March 7, 1925.
Irving Audolph, 2110 W. Jefferson St., Philadelphia, Mar. 7, 1925.
Samuel Salkowe, 325 Washington Ave., Philadelphia, Mar. 7, 1925.
Chas. H. Salmon, 6412 Oakley St., Philadelphia, March 7, 1925.
Frederick Schaidler, 2952 N. Franklin St., Philadelphia, March 7, 1925.
Herman E. Schnaebele, 3110 N. Broad St., Philadelphia, March 7, 1925.
Frank J. Schurgot, 1645 Hunting Park Ave., Philadelphia, March 7, 1925.
Joseph Schwaab, 361 Drexel Bldg., Philadelphia, March 7, 1925.
William Selmi, 1411 N. 52nd St., Philadelphia, March 7, 1925.
J. George Seton, 2329 W. Hagert St., Philadelphia, March 7, 1925.
Harry P. Sharp, 6238 Christian St., Philadelphia, Mar. 7, 1925.
John A. Shedwick, 4019 Lancaster Ave., Philadelphia, March 7, 1925.
Jacob H. Shetter, Lansdowne, March 7, 1925.
Joseph H. Simons, 3531 N. 8th St., Philadelphia, March 7, 1925.
Abner Simpson, 6321 Torresdale Ave., Philadelphia, Mar. 7, 1925.
Henry C. Sinex, 1616 W. Passyunk Ave., Philadelphia, March 7, 1925.
Mrs. Edith W. Smeltzer, 1037 Real Estate Trust Bldg., Philadelphia, March 7, 1925.
C. Lawrence Smith, 130 E. Hortter St., Philadelphia, March 7, 1925.
H. Linton Smith, 1600 Hamilton St., Philadelphia, March 7, 1925.
Henry O. Smith, Jr., 1252 S. 49th St., Philadelphia, March 7, 1925.
Oscar J. Stern, 503 Pine St., Philadelphia, March 7, 1925.
Douglass Stewart, 1411 Walnut St., Philadelphia, March 7, 1925.
William B. Stocum, 1411 Chestnut St., Philadelphia, March 7, 1925.
William G. Streit, 3427 Kensington Ave., Philadelphia, March 7, 1925.
William A. Stuetz. 1100 Commercial Trust Bldg., Philadelphia, March 7, 1925.
Mrs. Ruby A. Taylor, 2036 N. Broad St., Philadelphia, March 7, 1925.
Louis Teplitz, 6837 N. Broad St., Philadlephia, March 7, 1925.
John E. Thomas, 4640 Hazel Ave., Philadelphia, March 7, 1925.
Daniel G. Thompson, Folcroft, March 7, 1925.
Henry Threlfall, 15th & Snyder Ave., Philadelphia, March 7, 1925.
Miss Gertrude Tittman, 419 Moore St., Philadelphia, March 7, 1925.
David E. Triester, 83rd & Eastwick Ave., Philadelphia, March 7, 1925.
Joseph J. Voss, 264 Diamond St., Philadelphia, March 7, 1925.
Rubin Walder, 9th & Ritner Sts., Philadelphia, March 7, 1925.
Henry A. Wall, Media, R. D. No. 3, Philadelphia, March 7, 1925.
O. V. Wallin, 6345 Ross St., Philadelphia, March 7, 1925.
S. W. Waterman, 1420 Chestnut St., Philadelphia, March 7, 1925.
Miss H. Mae Watson, 541 Walnut Lane, Philadelphia, March 7, 1925.
Harold Webb, 263 S. 56th St., Philadelphia, March 7, 1925.
Miss Matilda C. Weber, 512 W. Westmoreland St., Philadelphia, March 7, 1925.
Miss Sunie E. Weigand, 2617 W. Sterner St., Philadelphia, March 7, 1925.
William M. West, Merion Station, March 7, 1925.
George A. Whitcomb, 206 S. 24th St., Philadelphia, March 7, 1925.
Samuel Wilson, Jr., 731 S. 22nd St., Philadelphia, March 7, 1925.
Fred J. Wolf, 5328 W. Stiles St., Philadelphia, March 7, 1925.
John F. Yerkes, 6641 Lansdowne Ave., March 7, 1925.
W. H. Zehender, Broad St. Station, Philadelphia, March 7, 1925.
George G. Ziegler, Jr., 7433 Sprague St., Philadelphia, March 7, 1925.

SCHUYLKILL COUNTY.

Miss Anna Bardsley, Pottsville, March 7, 1925.
Mrs. Rebecca S. Beard, Tamaqua, March 7, 1925.
Edwin Blew, Mahanoy City, March 7, 1925.
Chester T. Davis, Shenandoah, March 7, 1925.
Ulysses H. Nuss, Pottsville, March 7, 1925.
S. T. Purnell, Frackville, March 7, 1925.
William Shugg, Tamaqua, March 7, 1925.
Chas. S. Parmley, Mahanoy City, March 7, 1925.
Michael V. Wolfe, Tamaqua, March 7, 1925.

SOMERSET COUNTY.

A. B. Lowry, Elk Lick, March 7, 1925.
Miss Ada L. Markel, Somerset, March 7, 1925.
J. R. Shanks, Rockwood, March 7, 1925.
Elwood L. Swank, Davidsville, March 7, 1925.

SUSQUEHANNA COUNTY.

Miss Lillian Calby, Montrose, March 7, 1925.
Miss Rena J. Payne, Montrose, March 7, 1925.
F. Miller Wright, Susquehanna, March 7, 1925.

TIOGA COUNTY.

Arthur H. Dartt, Wellsboro, March 7, 1925.
J. Raymond Stratton, Blossburg, March 7, 1925.

VENANGO COUNTY.

C. B. Dolson, Franklin, March 7, 1925.
Edma E. Pundt, Oil City, March 7, 1925.
Jos. Riesenman, Jr., Franklin, March 7, 1925.
William S. VanHorn, Oil City, March 7, 1925.

WARREN COUNTY.

Miss Gertrude I. Falber, Garland, March 7, 1925.
Miss Mary J. Mills, Warren, March 7, 1925.
W. H. Murphy, Tidioute, March 7, 1925.
Miss Charlotte E. Sinclair, Warren, March 7, 1925.

WASHINGTON COUNTY.

Miss Ora Bryan, Monongahela City, March 7, 1925.
Roy I. Carson, Charleroi, March 7, 1925.
J. W. Edwards, California, March 7, 1925.
Mrs. R. E. Heinrich, McDonald, March 7, 1925.
W. K. Pierce, Centerville, March 7, 1925.

WESTMORELAND COUNTY.

Peter Americo, Monessen, March 7, 1295.
B. C. Bell, Scottdale, March 7, 1925.
George K. Braden, Latrobe, March 7, 1925.

Mrs. Minnie S. Brooks, Mt. Pleasant, March 7, 1925.
Bruno Floro, Van Meter, March 7, 1925.
Miss Ethel M. Goslin, Belle Vernon, March 7, 1925.
John Kovalik, Mt. Pleasant, March 7, 1925.
W. H. Matthews, Ligonier, March 7, 1925.
James W. McKenna, Monessen, March 7, 1925.
C. F. Mentzer, Monessen, March 7, 1925.
Foster C. Monroe, Latrobe, March 7, 1925.
Claude D. Neely, Latrobe, March 7, 1925.
George W. Painter, Export, March 7, 1925.
Frank E. Pikulski, Jeannette, March 7, 1925.
Russell Schade, Irwin, March 7, 1925.
Harry J. Sharp, Seward, March 7, 1925.
Miss L. H. Truxell, Greensburg, March 7, 1925.
J. M. Wallace, Parnassus, March 7, 1925.
Frank W. Walters, Greensburg, March 7, 1925.
W. F. Walters, Greensburg, March 7, 1925.
H. C. Walthour, Jeannette, March 7, 1925.

WYOMING COUNTY.

Miss Louise Barber, Tunkhannock, March 7, 1925.

YORK COUNTY.

Roy L. Geesey, York, March 7, 1925.
Wm. S. Grove, New Freedom, March 7, 1925.
Miss Marie B. Tomes, York, March 7, 1925.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 16, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

ALLEGHENY COUNTY.

Chas. H. Brown, McKeesport, March 7, 1925.
Miss Grace H. Buck, 6014 Walnut St., Pittsburgh, March 7, 1925.
Walter F. Campbell, 1316 Berger Bldg., Pittsburgh, March 7, 1925.
Harry E Carmack, Wilkinsburg, Feb. 28, 1925.
C. M. Carothers, Wilkinsburg, March 7, 1925.
Miss Edna M. Carr, 1608 Commonwealth Bldg., Pittsburgh, March 7, 1925.
A. Roy Carson, Emsworth, Feb. 19, 1925.
Joseph M. Cohn, 593 Union Trust Bldg., Pittsburgh, March 7, 1925.
G. F. Cronmiller, Jr., 307 Fifth Ave., Pittsburgh, March 7, 1925.
Charles O. Deverts, 2525 Liberty Ave., Pittsburgh, March 7, 1925.
Miss Irene M. Ford, 9 Success St. N. S., Pittsburgh, Mar. 7, 1925.
Geo. W. Jessop, Wilkinsburg, March 7, 1925.
Miss Esther Israel Katten, 982 Union Trust Bldg., Pittsburgh, March 7, 1925.
Miss Anna C. Kelly, 347 Augusta St., Pittsburgh, March 7, 1925.
Miss Lillian Kinzer, 703 Publication Bldg., Pittsburgh, March 7, 1925.
Alex. S. Mabon, 1222 Park Bldg., Pittsburgh, Feb. 19, 1925.
Miss Lillian M. McCarty, McKeesport, March 7, 1925.
Charles W. Morrow, 1523 Franklin St., Pittsburgh, March 7, 1925.
Andrew Petach, McKeesport, March 7, 1925.
James B. Wallace, Blawnox, March 7, 1925.

ARMSTRONG COUNTY.

Mrs. Laura E. Nelson, Apollo, Feb. 27, 1925.

BEAVER COUNTY.

S. Piotrowski, Ambridge, March 7, 1925.

BERKS COUNTY.

Miss Sara M. Hondel, Reading, March 7, 1925.

BUTLER COUNTY.

Robert Braesel, Butler, March 7, 1925.
C. R. Halleran, Butler, March 7, 1925.
Fred C. Matthews, Freeport, March 7, 1925.
Miss Helen M. Wise, Butler, March 7, 1925.

CAMBRIA COUNTY.

Miss Margaret Heider, Johnstown, Feb. 15. 1925.
Lincoln Messenger, Johnstown, March 6, 1925.

CENTRE COUNTY.

James H. Hugg, Philipsburg, March 7, 1925.

CLEARFIELD COUNTY.

W. A. Couse, DuBois, March 7, 1925.

COLUMBIA COUNTY.

Paul D. Jacobs, Bloomsburg, March 7, 1925.

DAUPHIN COUNTY.

Joseph I. Corbett, Millersburg, March 7, 1925.
John S. Harris, Harrisburg, Feb. 19, 1925.
Thomas C. McCarrell, Jr., Harrisburg, Feb. 19, 1925.
Miss Dorothy Louise Teats, Harrisburg, March 7, 1925.

DELAWARE COUNTY.

Miss Dorothy R. Daller, Chester, March 7, 1925.
Francis Lawler, Upper Darby, March 7, 1925.
Miss L. Anna Main, Media, Feb. 28, 1925.

ERIE COUNTY.

Miss Marian T. Dailey, Erie, March 7, 1925.
J. E. Hunt, Erie, Feb. 7, 1925.
Arthur A. Obert, Erie, Feb. 28, 1925.
Harry L. Schumacher, Erie, March 7, 1925.

FAYETTE COUNTY.

A. S. Flenniken, Uniontown, March 7, 1925.
J. Parke MacDowell, Uniontown, March 7, 1925.
Miss Bertha M. Radtke, Uniontown, March 7, 1925.

GREENE COUNTY.

W. R. Hoge, Waynesburg, February 28, 1925.

LACKAWANNA COUNTY.

Miss Adelaide M. Mauro, Scranton, March 7, 1925.
Maurice Suravitz, Scranton, March 7, 1925.
Giulio Ventura, Scranton, February 28, 1925.

LANCASTER COUNTY.

Frank S. Barr, Narvon, March 7, 1925.
John E. Homsher, Strasburg, March 7, 1925.

LEHIGH COUNTY.

Mrs. Henriette B. Keck, Allentown, March 7, 1925.
Clemens A. Markley, Easton, March 7, 1925.
Thompson Porter, Hokendauqua, March 7, 1925.

LUZERNE COUNTY.

Albert W. Brobst, Wilkes-Barre, February 19, 1925.
William J. Burnett, Nanticoke, March 7, 1925.
Miss Elizabeth M. Connell, Wilkes-Barre, March 7, 1925.
T. M. Conniff, Plains, February 19, 1925.
John A. James, Wilkes-Barre, March 7, 1925.

LYCOMING COUNTY.

John E. Dunbar, Williamsport, March 7, 1925.
Miss Mary E. Hales, Montgomery, March 7, 1925.
Thos. H. Hammond, Williamsport, February 27, 1925.
J. C. Newcomer, Williamsport, February 19, 1925.
Allan W. Scott, W. Williamsport, March 7, 1925.

MIFFLIN COUNTY.

W. T. Bowen, Lewistown, March 7, 1925.
W. Franklin Sides, McVeytown, March 7, 1925.

MONTGOMERY COUNTY.

Roy Binder, Pottstown, March 7, 1925.
John Rorer, North Wales, March 7, 1925.

PERRY COUNTY.

Frank H. Zinn, Newport, February 27, 1925.

PHILADELPHIA COUNTY.

Abraham Amarnek, 1939 S. 5th St., Philadelphia, March 7, 1925.
Thomas G. Ashworth, Kirklyn, March 7, 1925.
Harry Belz, 1722 N. Dover St., Philadelphia, February 28, 1925.
Miss Elizabeth K. Bradley, 1516 Chestnut St., Philadelphia, February 19, 1925.
Henry Cooke, 1812 1-2 Market St., Philadelphia, March 7, 1925.
William J. Cooley, 1328 Chestnut St., Philadelphia, February 27, 1925.
Edward H. Haws, Jr., 1240 W. Hazzard St., Philadelphia, February 16, 1925.
George S. Hogeland, 1820 N. Fulmer St., Philadelphia, March 7, 1925.
William J. Madden, 5963 Wister St., Philadelphia, January 31, 1925.
William J. Mathers, 2017 N. Front St., Philadelphia, March 7, 1925.
A. McKendry, 142 N. Broad St., Philadelphia, February 14, 1925.
Miss Lillian M. Murphy, 1239 N. 17th St., Philadelphia, March 7, 1925.
Mrs. Martha J. O'Rourke, 1903 N. Broad St., Philadelphia, March 7, 1925.
H. Leroy Parker, 4715 N. Broad St., Philadelphia, March 7, 1925.
S. Douglas Patrick, 47th and Pine Sts., Philadelphia, February 13, 1925.
Herman N. Silver, 510 McKean St., Philadelphia, March 7, 1925.
Miss B. O. Steward, 1222 Locust St., Philadelphia, March 7, 1925.
James F. Swartz, 6230 Homer St., Germantown, Philadelphia, March 7, 1925.
Thomas E. Wannop, 17 Harvey St., Germantown, Philadelphia, March 7, 1925.
Miss Jeannette I. Westcott, 710 Bullitt Bldg., Philadelphia, February 28, 1925.

SCHUYLKILL COUNTY.

Frank J. Boyle, Coaldale, March 7, 1925.
Joseph DeLay, Tamaqua, March 7, 1925.

VENANGO COUNTY.

J. H. Chickering, Oil City, March 7, 1925.
Charles R. Galbrath, Jr., Franklin, March 7, 1925.
F. H. McLaughlin, Oil City, March 7, 1925.
Miss Elizabeth Mulligan, Oil City, February 19, 1925.

WASHINGTON COUNTY.

George W. Brugger, Canonsburg, February 19, 1925.
Adam S. Vance, Monongahela City, March 7, 1925.

WESTMORELAND COUNTY.

R. Kay Porter, Greensburg, February 21, 1925.
Laird F. Shrader, Jeannette, March 7, 1925.

YORK COUNTY.

Herbert C. Babylon, Hanover, March 7, 1925.
Urban S. Bond, York, February 19, 1925.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 16, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

BLAIR COUNTY.

Milton F. Poet, Altoona, Feb. 1, 1925.

LANCASTER COUNTY.

Silas E. Bard, Denver, Feb. 19, 1925.
Henry L. Gise, Elizabethtown, Feb. 19, 1925.
Miss Amy Gresser, Columbia, Feb. 19, 1925.

PHILADELPHIA COUNTY.

Miss A. R. Williams, 914 S. 58th St., Phila., Feb. 19, 1925.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 16, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation:

ALLEGHENY COUNTY.

William J. Friday, 6023 Penn Ave., Pittsburgh.
Frank J. Hohman, 1419 East St., Pittsburgh.
Miss Gertrude Quinn, 922 Gerritt St., Pittsburgh.

BEAVER COUNTY.

Robert Simpson, Woodlawn.

BUTLER COUNTY.

John L. Foster, Freeport.

DAUPHIN COUNTY.

Solomon Levin, Harrisburg.

DELAWARE COUNTY.

E. F. Hawley, Norwood.
Guy B. Rasberry, Marcus Hook.

ELK COUNTY.

J. C. Fields, St. Marys.

ERIE COUNTY.

Frank A. Bernatt, Erie.
J. S. Jiuliante, Erie.

GREENE COUNTY.

Mrs. Gaynelle E. Cleavenger, Mapletown.

LACKAWANNA COUNTY.

Robert G. Coglizer, Scranton.
Miss Mary Coyle, Scranton.

LANCASTER COUNTY.

Lawton W. Fleming, Lancaster.

LUZERNE COUNTY.

Miss Nellie V. McLaughlin, Wilkes-Barre.

LYCOMING COUNTY.

Mrs. Sarah S. Hampton, Williamsport.

MERCER COUNTY.

Jos. C. Richards, Farrell.

NORTHAMPTON COUNTY.

Martin F. Snyder, Bethlehem.

PHILADELPHIA COUNTY.

Charles H. Burton, 5863 N. Marshall St., Philadelphia.
Thomas G. Donnell, Jenkintown.
Paul Comly French, 13th & Cambria Sts., Philadelphia.
Miss Marie Hofer, 435 Walnut St., Philadelphia.
Charles P. McGuigan, 2015 Chelten Ave., Philadelphia.

SCHUYLKILL COUNTY.

Roy H. Smith, Pottsville.

WASHINGTON COUNTY.

Mrs. Mary Hrast, Strabane.

GIFFORD PINCHOT.

JUSTICES OF THE PEACE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 16, 1925.

To the Honorable, The Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, James R. Moore, of South Brownsville, to be Justice of the Peace in and for the Borough of South Brownsville, Fayette County.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 16, 1925.

To the Honorable, The Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, C. S. Kugler, of Rouzerville, to be Justice of the Peace in and for the Township of Washington, Franklin County.

GIFFORD PINCHOT.

JUSTICES OF THE PEACE, MEMBER BOARD OF TRUSTEES MOTHERS ASSISTANCE FUND.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 16, 1925.

To the Honorable, The Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

Warren D. Grove, of Fairfield, to be Justice of the Peace in and for the Township of Liberty, Adams County.

Harry G. Miller, of Potterbrook, to be Justice of the Peace in and for the Township of Westfield, Tioga County.

Mrs. Fanny B. Ludwick, of Honey Brook, to be a member of the Board of Trustees of the Mothers' Assistance Fund for Chester County.

GIFFORD PINCHOT.

## EXECUTIVE SESSION.

By unanimous consent,

A motion was made by Mrs. VARE,

That Rule 38, which requires reports of committees on nominations made by the Governor to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at to-day's session.

Which was agreed to.

Whereupon,

A motion was made by Mrs. VARE,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

| | | | |
|---|---|---|---|
| Aron, | DeWitt, | Kunkle, | Phipps, |
| Baldwin, | Earnest, | Kutz, | Quigley, |
| Barr, | Einstein, | Lanius, | Salus, |
| Baumer, | Freeman, | Leslie, | Schantz, |
| Betts, | Gelder, | MacDade, | Snyder, |
| Bonbrake, | Griswold, | Mansfield, | Sones, |
| Brown, | Harris, | McNichol, | Steele, |
| Buckman, | Heaton, | Miller, | Stites, |
| Culbertson, | Homsher, | North, | Vare, |
| Daix, | Huffman, | Norton, | Weingartner |
| Davis, | Joyce, | Painter, | Woodward, |
| Derrick, | Krause, | Patton, | |

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mrs. VARE. Mr. President, I move the Executive Session do now rise.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

## HOUSE MESSAGE.

RESOLUTION RELATIVE TO APPOINTMENT OF COMMITTEE TO WAIT UPON THE GOVERNOR

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the House of Representatives, which was twice read as follows, and agreed to:

In the House of Representatives, February 16, 1925.

Whereas, His Excellency, the Governor of the Commonwealth, has by message of February sixteenth, one thousand nine hundred and twenty-five, advised the Senate and House of Representatives of the General Assembly, of his desire to address the Members thereof in joint session on Tuesday, February seventeenth, one thousand nine hundred and twenty-five, at twelve o'clock noon, therefore be it

Resolved, (if the Senate concur), That the Senators and Members of the House of Representatives are pleased to comply with the request of His Excellency, and will meet in joint session for that purpose at the time requested in said message, and be it further

Resolved, That a committee of two Senators to be appointed by the President pro tempore of the Senate and two Members of the House of Representatives to be appointed by the Speaker of the House of Representatives shall wait upon the Governor and advise him of the passage of this resolution and of their readiness to hear any message he may desire to deliver.

Ordered, That the Clerk inform the House of Representatives accordingly.

The PRESIDENT. On behalf of the President pro tempore the Chair announces as said Committee on the part of the Senate, the Senator from Cambria, Mr. Baumer, and the Senator from Butler, Mr. Painter.

## BILLS INTRODUCED.

Mr. MacDADE. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. McDADE read in his place and presented to the Chair Senate Bill No. 359, entitled:

An Act relating to the operation and administration of the Cheyney Training School for Teachers, discontinuing said school as a part of the Public school system, changing its name, providing for its operation and administration as a State School for teacher training with department for technical and vocational training under a departmental administrative board within the Department of Public Instruction and making an appropriation.

Which was committed to the Committee on Education.

Mr. NORTON. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. NORTON read in his place and presented to the Chair Senate Bill No. 360, entitled:

An Act to establish as a State Highway a certain section of public road in the county of Berks.

Which was committed to the Committee on Public Roads and Highways.

Mrs. VARE. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mrs. VARE read in her place and presented to the Chair Senate Bill No. 361, entitled:

An Act making an appropriation to the Mount Sinai Hospital of Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. BUCKMAN. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 362, entitled:

An Act making an appropriation to the National Farm School at Doylestown, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. BARR. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BARR, read in his place and presented to the Chair Senate Bill No. 363, entitled:

An Act to further amend the "Public School Employes Retirement Fund Act, approved the eighteenth day of July, 1917, (P. L. 1043) entitled, "An act establishing a public school employes retirement system and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits and rights from taxation and judicial process, and providing penalties," by giving employes certain additional service credit, changing the rules relating to the state annuity, and the contribution of employes and extending the provisions of this act to persons on the retired list after a certain date.

Which was committed to the Committee on Education.

Mr. ARON. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. ARON read in his place and presented to the Chair Senate Bill No. 364, entitled:

An Act making an appropriation to the Children's Homeopathic Hospital of Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

## REPORT FROM COMMITTEE.

Mr. BUCKMAN. Mr. President, I ask unanimous consent to make report from Committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN, from the Committee on Public Roads and Highways, reported as committed, Senate Bill No. 175, entitled:

An Act relating to township roads, prescribing the time within which approved township roads must be physically opened, invalidating proceedings for opening of roads unopened within the prescribed time, and providing for the reversion of any land proposed to be taken therefor.

## MOTION TO READ BILLS THE FIRST TIME.

Mr. BUCKMAN. Mr. President, I move that all bills reported from Committee at to-day's session be read the first time.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON FIRST READING.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 12, entitled:

An Act providing for the merging of moneys held in certain special funds in the State Treasury with moneys in the general fund; providing for the use of all moneys in the general fund for the payment of appropriations, and for the payment from the general fund of moneys appropriated and dedicated for special purposes.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 160, entitled:

An Act authorizing local boards of health of cities of the third-class, boroughs and first-class townships of the Commonwealth to organize county health associations; providing for the representation of such county associations in a State Association to be formed by representatives from such county health associations, and providing for the payment of the expenses of county and State associations.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 175, entitled:

An Act relating to township roads, prescribing the time within which approved township roads must be physically opened, invalidating proceedings for opening of roads unopened within the prescribed time, and providing for the reversion of any land proposed to be taken therefor.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 276, entitled:

An Act providing for the granting, renewing and revocation by the Public Service Commission of certificates of public convenience, to operate vehicles for the carriage of passengers.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 279, entitled:

An Act to amend section one of an act approved the thirtieth day of May one thousand eight hundred and ninety-five entitled "An act to provide for safety guards upon passenger elevators and providing a penalty for violation thereof."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 289, (House Bill No. 111), entitled:

An Act authorizing the discontinuance of Indices in Record Books where counties have installed separate special Indices.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 322, (House Bill No. 297), entitled:

An Act authorizing counties of the fourth class and cities of the third class to appropriate moneys to State park and State park and harbor commissions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

## HOUSE MESSAGES.

### HOUSE BILL FOR CONCURRENCE.

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House of Representatives as follows:

House Bill No. 210, (Senate Bill No. 365), entitled:

An Act validating certain proceedings and elections of counties cities boroughs townships school districts and other municipalities or incorporated districts had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred and seventy-four entitled "An Act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance of such proceedings and elections.

Which was committed to the Committee on Judiciary General.

House Bill No. 384, (Senate Bill No. 366), entitled:

An Act regulating the conduct of policemen and firemen at elections and in relation thereto in cities of the second and third class and providing penalties

Which was committed to the Committee on Municipal Affairs.

House Bill No. 421 (Senate Bill No. 367), entitled:

An Act making it unlawful to bribe or attempt to bribe any professional baseball player professional foot-ball player boxer or wrestler and for such player boxer or wrestler to accept agree to accept or solicit bribes

Which was committed to the Committee on Judiciary General.

## ADJOURNMENT.

Mr. BUCKMAN. Mr. President, I move that the Senate do now adjourn until 11 o'clock to-morrow morning.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:17 o'clock P. M., until Tuesday morning, February 17, 1925, at 11 o'clock.

# HOUSE OF REPRESENTATIVES

MONDAY, February 16, 1925.

The House met at 9:00 o'clock P. M.

The SPEAKER (Thomas Bluett) in the Chair.

## PRAYER.

The Chaplain, Rev. George P. Donehoo, offered the following prayer:

Almighty God our Heavenly Father, we thank Thee that we are back again, here, with the companship and fellowship of those interested in this great Commonwealth. Be with us and bless us in everything which we do at this session. Bless the Speaker and all the members of the House. Bless those who are in sorrow or who are afflicted. Keep us under Thy care and in Thy love, through Jesus Christ. Amen.

## JOURNAL APPROVED.

The SPEAKER. The Clerk will read the Journal of the proceedings of Wednesday, February 11, 1925.

The Clerk proceeded to read the Journal of the proceedings of Wednesday, February 11, 1925, when, on motion of Mr. FRED A. BELL, the further reading was dispensed with and the Journal approved.

## BILLS INTRODUCED AND REFERRED

By Mr. GILCHRIST. HOUSE BILL No. 742.

An Act making an appropriation to the Board of Commissioners of Public Grounds and Buildings for the acquisition and maintenance of bridges over the Delaware River between the Commonwealth of Pennsylvania and the State of New York.

Referred to the Committee on Appropriations.

By Mr. STERLING. HOUSE BILL No. 743.

An Act to amend sections fourteen, fifteen and seventeen of an act, approved the twenty-fifth day of July, one thousand nine hundred and thirteen, (P. L. 1311), entitled "An act providing for the establishment of a State Industrial Home for Women; authorizing the purchase of a site, and the erection thereon and equipment of necessary buildings; providing for the commitment to said State Industrial Home for Women of females between the ages of sixteen and thirty years, convicted of, or pleading guilty to, the commission of any criminal offense; and providing for the government and management of said institution; and making an appropriation to carry out the purposes of this act," by changing the procedure of transfer, sentence and commitment, and making certain changes in the eligibility of women prisoners for commitment to said institution, and providing a method of transfer to and from Laurelton State Village.

Referred to the Committee on Judiciary General.

By Mr. STERLING. HOUSE BILL No. 744.

An Act making an appropriation to the State Industrial Home for Women, situate at Muncy, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. STERLING. HOUSE BILL No. 745.

An Act making an appropriation to the National Farm School at Doylestown.

Referred to the Committee on Appropriations.

By Mr. STAVITSKI. HOUSE BILL No. 746.

An Act to promote the public health by providing for one day of rest in seven for all employees, permitting all forms of amusement, sport and recreation to be held or participated in on Sundays or holidays, and repealing inconsistent legislation.

Referred to the Committee on Law and Order.

By Mr. FRYE. HOUSE BILL No. 747.

An Act to establish as a State Highway a certain section of public road in the county of York.

Referred to the Committee on Public Roads.

By Mr. GOODNOUGH. HOUSE BILL No. 748.

An Act making an appropriation to pay for the treatment of the indigent sick or injured in medical and surgical hospitals not owned by the Commonwealth for the two years ending the thirty-first day of May, one thousand nine hundred and twenty-seven.

Referred to the Committee on Appropriations.

By Mr. SHAFFER. HOUSE BILL No. 749.

An Act to amend Route Forty-nine of section six of the act approved the thirty-first day of May, one thousand nine hundred and eleven, (P. L. 468), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of Commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highway of the Commonwealth; providing for the improvement, maintenance, and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State highway, and procedure therein; providing for work of improvement of State highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance, and repair of township or county roads, and prescribing the contents of township, county, borough, or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent therewith; and providing that existing contracts are not affected by provisions of this act," as amended.

Referred to the Committee on Public Roads.

By Mr. HEFFERNAN. HOUSE BILL No. 750.

An Act making an appropriation to the Department of Welfare to pay for the treatment of the indigent sick or injured in Medical and Surgical Hospitals not owned by the Commonwealth nor to which direct appropriations have been made for such purposes for the two years ending the thirty-first day of May, one thousand nine hundred and twenty-seven.

Referred to the Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 751.

An Act authorizing the Governor to appoint a Commission to complete the printing of the report prepared by the Old Age Assistance Commission, and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. NORMAN WOOD. HOUSE BILL No. 752.

An Act to establish as a State Highway a certain section of public road in the Counties of Lancaster and Chester.

Referred to the Committee on Public Roads.

By Mr. ASTON. HOUSE BILL No. 753.

An Act making an appropriation to the Wilkes-Barre General (formerly City) Hospital, Wilkes-Barre, Pennsylvania.

Referred to the Committee on Appropriations.

## LEAVES OF ABSENCE.

Mr. WHEELER asked and obtained leave of absence for Mr. Willston P. Wood, on account of illness.

Mr. DILSHEIMER asked and obtained leave of absence for Mr. Drinkhouse, on account of illness.

Mr. STAUDENMEIER asked and obtained leave of absence for Mr. Scott, on account of illness.

Mr. LUDLOW asked and obtained leave of absence for Mr. Storb, on account of illness.

Mr. MARCUS asked and obtained leave of absence for Mr. Lynch, on account of illness.

## COMMUNICATION FROM THE GOVERNOR.

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 11, 1925.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: I have the honor to inform you that I have this day approved and signed a resolution of the House and Senate requesting and urging the Secretary of War to allocate for the improvement of the Allegheny River, as authorized by law, an amount from the lump sum appropriated by the Sixty-eighth Congress for the improvement of rivers and harbors sufficient to complete Dams Nos. 4 and 5 of the said river and to make additional allocations from year to year until the project for the improvement of the river as adopted by Congress shall be completed.

GIFFORD PINCHOT.

## COMMUNICATION FROM THE GOVERNOR.

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 16, 1925.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: If it meets with the approval of the General Assembly I should like to address the members in joint session on Tuesday, February seventeenth, nineteen hundred and twenty-five, at twelve o'clock noon.

If for any reason this cannot be conveniently arranged, I would be glad to address you at some other time.

GIFFORD PINCHOT.

## PETITIONS.

### WITH REFERENCE TO THE IMPEACHMENT OF HON. JOHN A. BERKEY.

The SPEAKER laid before the House ten petitions of citizens of Somerset County requesting an investigation of the conduct of Hon. John A. Berkey, Judge of the Courts of Somerset County, and the institution of impeachment proceedings if deemed justified.

The SPEAKER. These petitions are referred to the Committee on Judiciary General.

### APPOINTMENT OF COMMITTEE TO STUDY METHOD OF PRINTING LEGISLATIVE BILLS AND RESOTIONS.

The SPEAKER. Relative to the concurrent resolution of January 27, 1925, passed by the Senate and the House that a Committee be appointed for the purpose of studying the prevailing method of printing and filing bills and resolutions, etc., the Speaker appoints the following Committee on behalf of the House to confer with a similar Committee appointed by the Senate—the gentleman from Armstrong, Mr. Himes, and the gentleman from Allegheny, Mr. Goss.

## RESOLUTION

### RELATIVE TO REQUEST OF THE GOVERNOR TO ADDRESS GENERAL ASSEMBLY.

Mr. CONNOR offered the following resolution which was twice read, considered and adopted:

In the House of Representatives, February 16, 1925.

Whereas, His Excellency, the Governor of the Commonwealth has, by message of February sixteenth, one thousand nine hundred and twenty-five advised the Senate and House of Representatives of the General Assembly, of his desire to address the Members thereof in joint session on Tuesday, February seventeenth, one thousand nine hundred and twenty-five, at twelve o'clock noon, therefore be it

Resolved, (if the Senate concur), That the Senators and Members of the House of Representatives are pleased to comply with the request of His Excellency, and will meet in joint session for that purpose at the time requested in said message, and be it further

Resolved, That a committee of two Senators to be appointed by the President pro tempore of the Senate and two Members of the House of Representatives to be appointed by the Speaker of the House of Representatives shall wait upon the Governor and advise him of the passage of this resolution and of their readiness to hear any message he may desire to deliver.

Ordered, That the Clerk present the same to the Senate for concurrence.

## APPOINTMENT OF COMMITTEE

The Chair appoints as a committee on the part of the House to wait upon the Governor, the gentleman from Philadelphia, Mr. Conner and the gentleman from Lawrence, Mr. Moffatt.

## RESOLUTION GRANTING THE USE OF THE HALL OF THE HOUSE OF REPRESENTATIVES.

Mr. HALL offered the following resolution, which was twice read, considered and adopted:

In the House of Representatives, February 16, 1925.

Whereas, A joint committee of citizens of the City of Harrisburg are desirous of holding a World's Court Mass Meeting in the Hall of the House of Representatives on Saturday evening, February twenty-first, one thousand nine hundred and twenty-five, at eight-thirty o'clock, for the purpose of discussing and hearing addresses on the establishment of a World's Court by John F. O'Ryan of New York City, and J. E. B. Cunningham of Harrisburg, therefore be it

Resolved, That permission is hereby granted by the House of Representatives to the said joint committee to use the said Hall of the House of Representatives on Saturday evening, February twenty-first, one thousand nine hundred and twenty-five, at eight-thirty o'clock, for the purpose of holding a World's Court Mass Meeting.

## RESOLUTION NO. 1.

Mr. SHAFFER. Mr. Speaker, I desire to call up at this time Resolution No. 1, file folio No. 929.

The resolution was read by the Clerk as follows:

Resolved, That the Committee on the Judiciary General be and is hereby authorized to inquire into and concerning the official conduct of the Honorable John A. Berkey Judge of the several Courts of the Sixteenth Judicial District of the Commonwealth of Pennsylvania comprising the County of Somerset touching his conduct in regard to matters mentioned in various petitions which have been presented to the House and especially whether the said Judge has been guilty of any impeachable offense and to report to the House the conclusions of the Committee in respect thereto with their appropriate recommendation

Resolved further That the Committee on the Judiciary General is hereby authorized and empowered to send for persons and papers to subpoena witnesses to administer oaths to said witnesses to take testimony to employ a clerk stenographer or stenographers agents investigators and attorneys if necessary and to appoint a sub-committee from among their number by appointment of the chairman thereof whenever it may be necessary or expedient to take testimony for the use of the said committee And the said sub-committee while so employed shall have the same powers in respect to obtaining testimony as are herein given to said committee on the Judiciary General with a sergeant at arms by himself or deputy who shall serve the process of said Committee and sub-committee and execute its orders and shall attend the sittings of the same as ordered and directed thereby and the speaker of the House shall have authority to sign and the Clerk to attest subpoenas for any witness or witnesses and the expenses of this investigation shall be paid out of the contingent fund of the House

On the question,

Will the House agree to the Resolution?

Mr. SHAFFER. Mr. Speaker, I offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend page 2, line 4, by striking out the word "sargeant" and inserting in lieu thereof "sergeant."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question recurring,

Will the House agree to the Resolution?

## RESOLUTION REFERRED TO COMMITTEE.

Mr. SOWERS. Mr. Speaker, on all impeachment proceedings it has always been customary to have resolu-

tions of this kind, as well as all other petitions, referred to committee, and then have the committee consider them and have the committee request power.

Therefore, I move that this Resolution be referred to the Committee on Judiciary General for consideration and report to the House.

Mr. STADTLANDER. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

The yeas and nays were required by Mr. Heffran and Mr. Rhodes and were as follows:

YEAS—192.

| | | | |
|---|---|---|---|
| Adam, | Evans, B. P., | Ludlow, | Rhodes, |
| Alexander, | Evans, F. D., | Lukehart, | Rieder, |
| Allman, | Flinchbaugh, | MacMillan, | Royle, |
| Anderson, | Flynn, | Malie, | Sarig, |
| Armstrong, | Fratt, | Marcus, | Sautter, |
| Aston, | Frye, | Marshall, | Schilling, |
| Bagshaw, | Fuller, | Martz, | Schoener, |
| Baldi, | Gelnett, | Mathay, | Schwartz, |
| Bartley, | Gilchrist, | McBride, | Shambach, |
| Behney, | Goehring, | McCaig, | Sheffer, |
| Bell, F. A. | Goodnough, | McClure, J. F., | Smith, G. A., |
| Bell, W. T. | Goss, | McClure, J. H., | Smith, H. J., |
| Bentley. | Greeby, | McCormick, | Soffel, |
| Berkheiser, | Greenstein, | McDaniel, | Sowers, |
| Bickett, | Griffith, | McDermott, | Speer, |
| Bidelspacher, | Grimes, | McGowan, | Spencer, |
| Blumberg, | Guerin, | McLaughlin, | Stadtlander, |
| Bray, | Haas, | Memolo, | Stark, |
| Brewster, | Hall, | Metzger, | Staudenmeier, |
| Bromley, | Hantz, | Metzinger, | Stavitski, |
| Brown, E., | Harding, | Millar, | Sterling, |
| Brown, E. P., | Harer, | Miller, C., | Stock, |
| Brown, T. J., | Hart, | Miller, H. A., | Storer, |
| Burke, | Haws, | Moffatt, | Strayer, |
| Bush, | Heffernan, | Moore, | Talbot, |
| Calhoun, | Heffran, | Morrison, | Thomas, L. D., |
| Canon, | Henderson, | Muldowney, | Thomas, M. G., |
| Colville, | Hess, | Munley, | Towner, |
| Conner, | Himes, | Myers, | Trescher, |
| Craig, | Holcombe, | Neely, | Turner, |
| Critchfield, | Holmes, | Nolte, | Voltz, |
| Cross, | Holtzman, | North, | Washington, |
| Davies, | Hoover, | Orr, | Watson, |
| Davis, | Horn, | Parkinson, | Weamer, |
| Deibler, | Howe, | Patterson, B.H., | Wells, |
| Dengler, | Hricko, | Patterson, F.W., | Welty, |
| Derby, | Huber, | Patterson, M., | Wettach, |
| Diehm, | Jones, | Peelor, | Wheeler, |
| Dietz, | Kelly, | Pennock, | Whitehouse, |
| Dilsheimer, | Labar, | Perry, | Williams, |
| Donnell, | Lafferty, | Phillips, | Wilson, |
| Drumbor, | Lauver, | Pitts, | Witherspoon, |
| Duddy, | Leidich, | Posey, | Witkin, |
| Eaches, | Little, H. A., | Powell, | Wood, N., |
| Earley, | Little, J. T., | Prosser, | Wright, |
| Ede, | Lockhart, | Pryor, | Bluett, |
| Edmonds, | Long, | Raymond, | Speaker. |
| Embardt, | Lucas, | Reader, | |

NAYS—0.

So the question was determined in the affirmative and the motion was agreed to.

## BILLS RECOMMITTED.

Mr. TALBOT. Mr. Speaker, I move that House Bill No. 292, file folio 773, bills on second reading, on page 6 of today's calendar, entitled:

A Supplement to an act, approved the twenty-third day of June, one thousand nine hundred eleven, (P. L. 1123), entitled, "An act establishing in each county a board of viewers; prescribing their duties; providing for their appointment as viewers, road juries, juries of view, and commissioners to view land; and providing for the charges upon the respective counties in the matter of salaries, costs, and expenses, thereof," as the same was amended and supplemented by subsequent acts, by providing for the compensation to be paid to the members of the board of viewers in counties of the third, fourth, fifth, sixth, seventh and eighth class.

be recommitted to the Committee on Counties and Townships for the purpose of amendment.

Mr. BIDELSPACHER. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. EDWIN P. BROWN. Mr. Speaker, I move you that House Bill No. 513, file folio 835, bills on second reading, on page 9 of today's calendar, entitled

An Act for the protection of the public health by regulating the sale of certified milk providing for the appointment of a commission by county medical societies or the Department of Agriculture defining their powers and providing a penalty

be recommitted to the Committee on Public Health and Sanitation for the purpose of a hearing.

Mr. PHILLIPS. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. STADTLANDER. Mr. Speaker, I move that House Bill No. 112, file folio 881, bills on second reading, on page 12 of today's calendar, entitled

An Act authorizing the recording of deeds and other instruments by photographic process

be recommitted to the Committee on Judiciary Special for a hearing.

Mr. LUCAS. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. STADTLANDER. Mr. Speaker, I move you that House Bill No. 113, file folio 883, bills on second reading, on page 12 of today's calendar, entitled

An Act providing for the registration of deeds and other instruments from photostatic copies thereof

be recommitted to the Committee on Judiciary Special for a hearing.

Mr. LUCAS. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

Mr. LUDLOW. Mr. Speaker, may I interrogate the gentleman from Allegheny?

The SPEAKER. Will the gentleman from Allegheny, Mr. Stadtlander, permit himself to be interrogated?

Mr. STADTLANDER. Mr. Speaker, with pleasure.

Mr. LUDLOW. Mr. Speaker, I would ask the gentleman from Allegheny why this bill is taken from the Committee on Judiciary General, where it is at present under consideration by a sub-committee, and transferred to the committee on Judiciary Special?

Mr. STADTLANDER. Mr. Speaker, in answer to the gentleman from Montgomery, I desire to state that I was under the impression that this bill was in the Judiciary Special Committee. If the gentleman has any objection to the bill going to that committee, I would ask for a reconsideration and that the bill be recommitted to the Committee on Judiciary General.

Mr. LUDLOW. It is in Judicary General Committee now.

Mr. STANDTLANDER. I understand so; but I was under the impression it was in the Judiciary Special Committee.

Mr. LUDLOW. You are satisfied to have it recommitted to the Judiciary General committee?

Mr. STANDTLANDER. Yes, absolutely, and I withdraw my motion to recommit it to the Judiciary Special Committee.

Mr. LUCUS. Mr. Speaker, I withdraw my second to the motion to recommit this bill to the Committee on Judiciary Special.

Mr. STANDTLANDER. Mr. Speaker, I now move to recommit this bill to the Committee on Judiciary General.

Mr. LUCUS. Mr. Speaker, I second that motion.

The motion was agreed to.

Mr. STANDTLANDER. Mr. Speaker, I move to reconsider the vote by which House Bill No. 112 was just recommitted to the Committee on Judiciary Special.

Mr. LUCUS. Mr. Speaker, I second that motion.

The motion was agreed to.

Mr. STANDTLANDER. Mr. Speaker, I now move that House Bill No. 112 be recommitted to the Committee on Judiciary General for the purpose of a hearing.

Mr. LUCUS. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. STANDTLANDER. Mr. Speaker, I move you that House Bill No. 114, file folio 885, bills on second reading, on page 12 of today's calendar, entitled:

An Act regulating the recording of deeds and other instruments containing illegible matter

be recommitted to the Committee on Judiciary General for the purpose of a hearing.

Mr. LUCUS. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON FIRST READING.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 455, entitled:

An act to further amend section six hundred seventeen of the act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue: and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 450, entitled:

An Act requiring all professional examining boards within the Department of Public Instruction to pay into the general fund of the State Treasury all fees received by them and all unexpended balances of moneys accrued from fees heretofore received abolishing all special funds in the State Treasury for any such boards, and transferring to the general fund of the State Treasury any unexpended balances in any such funds.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 449, entitled:

An Act authorizing the Department of Public Instruction annually to fix the fees to be charged for the several professional examining boards within the said Department and prescribing the basis upon which such fees shall be fixed.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 574, (Senate Bill No. 54), entitled:

An Act validating certain proceedings of counties cities boroughs townships school districts and other incorporated districts or municipalities had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance to such proceedings.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading,

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 580 (Senate Bill No. 133), entitled:

An Act to amend section one thousand and six of the act approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general, special or local or any parts thereof that are or may be inconsistent therewith" requiring the Superintendent of Public Instruction to send to every school director a copy of each new edition of the School Code.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading,

## ANNOUNCEMENT BY THE SPEAKER.

The SPEAKER. If there are no objections the Speaker will go on at this time with the Second Reading calendar, and come back again to bills on Final Passage and Third Reading, as there are a number of amendments to be made to these bills on second reading and we desire to have them in early so that they can go to the Printer soon as possible. Are there any objections? If not, we will proceed to bills on Second Reading, page 4 of today's calendar.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 430, entitled:

An Act authorizing the register of wills and ex officio clerk of the orphans' courts with the consent of the judges of the separate orphans' court in counties of the second class of this Commonwealth to fix and determine the salaries of assistant clerks in said court

The first and second sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in all counties of the second class wherein a separate orphans' court is or may be established the register of wills and ex officio clerk of the orphans' court with the consent and approval of the judges of the said court shall fix the salaries of the assistant clerks of said court

Section 2 All salaries as so fixed by the register of wills and ex officio clerk of the orphans' court with the consent and approval of the judges of said orphans' court shall be paid out of the fees of said office as paid into the treasury of the county upon bills attested by the register of wills and countersigned by a judge of said court but in the event that the fees received in said office of register of wills be not sufficient to fully pay the register

and his assistants then payment shall be made in full to the said register of wills but to his assistants in manner as follows namely where there are more than one assistant then the balance of fees remaining to the credit of said office of register of wills shall be divided among each of said assistants in proportion as his salary shall stand to the whole

The third section was read as follows:

Section 3 The act approved the eighteenth day of April one thousand nine hundred and nineteen (Pamphlet Laws fifty-three) entitled "An act authorizing the registers of wills and ex officio clerks of the orphans' courts with the consent of the judges of the separate orphans' court in counties having a population of over eight hundred thousand and less than one million five hundred thousand inhabitants to fix and determine the salaries of assistant clerks in said court" is hereby repealed

The act approved the twenty-fifth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand one hundred and eight) entitled "An act to further amend the fifth section of an act entitled 'An act relating to the organization and jurisdiction of orphans'courts and to establish a separate orphans' court in and for counties having more than one hundred fifty thousand inhabitants and to provide for the election of judges thereof' approved May nineteenth Anno Domini eighteen hundred and seventy-four (Pamphlet Laws two hundred and six) as amended by fixing and determining the salaries of the assistant clerks of said court in counties of the first second third and fourth classes" and

The act approved the twenty-third day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and seventeen) entitled "An act to amend section five of an act approved the nineteenth day of May one thousand eight hundred and seventy-four (Pamphlet Laws two hundred and six) entitled 'An act relating to the organization and jurisdiction of orphans' courts and to establish a separate orphans' court in and for counties having more than one hundred fifty thousand inhabitants and to provide for the election of judges thereof' as amended by changing the provision for appointment of first assistant clerks so as to conform to the Constitution and giving to the court and register of wills joint power to modify the salaries fixed for any assistant clerk" are hereby repealed insofar as they relate to counties of the second class

All other acts or parts of acts inconsistent herewith are hereby repealed

On the question,

Will the House agree to the section?

Mr. NEELY. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 3, page 3, line 21 by striking out the word "inconsistant" and inserting in lieu thereof "inconsistent."

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read as follows:

An Act authorizing the register of wills and ex officio clerk of the orphans' courts with the consent of the judges of the separate orphans' court in counties of the second class of this Commonwealth to fix and determine the salaries of assistant clerks in said court

On the question,

Will the House agree to the title?

Mr. NEELY. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 2 by striking out the word "courts" and inserting in lieu thereof "court"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 393, entitled:

A Supplement to an act entitled "An act to provide for the ordinary expenses of the Executive Judicial and Legislative Departments of the Commonwealth interest on the public debt and the support of the public schools for the two fiscal years beginning June first one thousand nine hundred and twenty-three and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and twenty-three" as approved the thirtieth day of June Anno Domini one thousand nine hundred and twenty-three providing for deficiencies in certain appropriations made to the Executive and Judicial Departments by the act to which this is a supplement and for other minor expenses incurred or to be incurred to May thirty-first one thousand nine hundred and twenty-five by certain of the Executive and Judicial Departments not provided for by said act

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in Genearl Assembly met and it is hereby enacted by the authority of the same That the following sums or so much thereof as may be necessary for deficiencies in certain appropriations made to the Executive and Judicial Departments by the act to which this is a supplement and for other minor expenses incurred or to be incurred to May thirty-first one thousand nine hundred and twenty-five by certain of the Executive and Judicial Departments not provided for by said act be and the same are hereby specifically appropriated to the several objects hereinafter named to be made in the manner prescribed by law and to be paid out of any moneys in the treasury not otherwise appropriated Provided That all sums hereby appropriated shall be paid on the warrant of the Auditor General drawn upon the State Treasurer unless otherwise prescribed by law

The second section was read as follows:

Section 2 For the payment of the deficiencies in certain appropriations made to and for other minor expenses incurred or to be incurred to May thirty-first one thousand nine hundred and twenty-five by the following named executive departments of the State Government the following sums or so much thereof as may be necesasry to be paid in the manner prescribed by law

EXECUTIVE DEPARTMENT.

DEPARTMENT OF THE AUDITOR GENERAL

For the payment of the deficiency in the salary of the Auditor General at the salary rate to become effective on the fifth day of May one thousand nine hundred and twenty-five the sum of one hundred sixty-six dollars and sixty-seven cents ($166.67)

For the payment of the deficiency in the expenses of publishing monthly statements of the general sinking and

all other funds as required by law and for the payment of advertisements for proposals for publication of the decisions of the Supreme Court under the provisions of an act approved the twelfth day of June one thousand eight hundred and seventy-eight the sum of ten thousand dollars ($10,000) or so much thereof as may be necessary

For the payment of the deficiency fees of county officers for furnishing information to the officers of the Commonwealth in accordance with the act of April fourteenth one thousand eight hundred and ninety-seven (Pamphlet Laws twenty-two) the sum of eighty-six dollars and twenty cents ($86.20)

TREASURY DEPARTMENT.

For the payment of the deficiency in the salary of the State Treasurer at the salary rate to become effective on the fifth day of May one thousand nine hundred and twenty-five the sum of one hundred sixty-six dollars and sixty-seven cents ($166.67)

For the payment of the deficiency in the payment of clerk hire including auditors investigators messengers watchmen cleaners experts clerks and stenographers office equipment and incidental and contingent expenses the sum of eleven thousand five hundred dollars ($11,500) or so much thereof as may be necessary

DEPARTMENT OF INTERNAL AFFAIRS.

For payment of deficiency in salaries of officials clerks and employes of the Bureau of Statistics and Information the sum of two thousand dollars ($2,000) or so much thereof as may be necessary

On the question,

Will the House agree to the section?

Mr. McCAIG. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Section 2, by inserting on page 3 between lines 17 and 18 the following: "For the payment to the Philadelphia National Bank, Philadelphia, the State's Fiscal Agent, for deficiency in compensation as Loan and Transfer Agent of the Commonwealth, for the two fiscal years ending May thirty-first, one thousand nine hundred and twenty-five, the sum of three thousand one hundred and twenty-five dollars ($3,125.00)."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question?

Will the House agree to the section as amended?

It was agreed to.

The third and fourth sections were separately read and agreed to as follows:

JUDICIAL DEPARTMENT.

Section 3 For the payment of deficiency in the salary of the Deputy Prothonotary of the Supreme Court Eastern District the sum of eight hundred ninety-one dollars and seventy-five cents ($891.75)

INTEREST ON FUNDED DEBT AND MISCELLANEOUS APPROPRIATIONS.

Section 4 For the payment of the deficiency in interest on the funded debt of the Comomnwealth which falls due on the first day of February one thousand nine hundred and twenty-five the sum of five thousand eight hundred and thirty-nine dollars ($5,839)

For the payment of the deficiency in the salaries of State employes who have been or may be retired by resignation the sum of seventeen thousand two hundred and eighty-one dollars and ninety cents ($17,281.89)

The title was read as follows:

A Supplement to an act, entitled "An act to provide for the ordinary expenses of the Executive, Judicial, and Legislative Departments of the Commonwealth, interest on the public debt, and the support of the public schools, for the two fiscal years beginning June first, one thousand nine hundred and twenty-three; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and twenty-three," as approved the thirtieth day of June, Anno Domini one thousand nine hundred and twenty-three; providing for deficiencies in certain appropriations made to the Executive, and Judicial Department by the act to which this is a supplement, and for other minor expenses, incurred or to be incurred to May thirty-first, one thousand nine hundred and twenty-five by certain of the Executive and Judicial Departments, not provided for by said act.

On the question,

Will the House agree to the title?

Mr. McCAIG. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 10, by inserting after the words "twenty-three" the words "Appropriation Acts, thirty-five."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 34, as follows:

An Act to amend section twelve of an act approved the seventh day of June one thousand nine hundred and seventeen (Pamphelt Laws four hundred and forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widows and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans court in all matters relating to fiduciaries concerned with the estates of decendents" increasing widows and children's exemptions and permitting widowers to claim the same from the wife's estate

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in Gen-

eral Assembly met and it is hereby enacted by the authority of the same That section twelve of an act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred and forty-seven) entitled "An act relating to the administration and distribution of the estate of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedent's widows and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" is hereby amended to read as follows

Section 12 (a) The spouse if any or if there be no spouse or if he or she has forfeited his or her rights then the children forming part of the family of any decedent dying testate or intestate within this Commonwealth or dying outside of this Commonwealth but whose estate is settled in this Commonwealth may retain or claim either real or personal property or the proceeds of either real or personal property belonging to said estate to the value of one thousand dollars and the property so retained or claimed shall not be sold but suffered to remain for the use of the spouse or children It shall be the duty of the executor or administrator of such defendent to have the said property if personal appraised and set apart to said spouse or children by the appraisers appointed to appraise the other personal estate of the decedent or if real then by two appraisers to be appointed by the orphans' court who may be the same persons appointed to appraise the personal estate If said one thousand dollars or any part thereof shall be claimed out of money or the proceeds of real or personal property belonging to the estate it shall be the duty of the executor or administrator to set apart to said spouse or children the amount so claimed out of said money or out of the proceeds of said real or personal property after he shall have sold the same Should any or all of the appraisers of the other personal estate be unable to make the appraisement of personal property provided for by this section or should there be no such appraisers the orphans' court of the proper county may appoint a properly qualified appraiser or appraisers to act in the place or said appraiser or appraisers of the other personal estate of the decedent

(b) The provisions of this section allowing the spouse or children of a decedent to retain real property or the proceeds thereof to the value of one thousand dollars shall not affect or impair any liens for the purchase-money of such real property

(c) Such appraisers shall be sworn or affirmed to appraise the property claimed by the spouse or children of the decedent under the provisions of this act The compensation of such appraisers for making an appraisement of personal property shall be included in the compensation allowed by the orphans' court for the performance of their duties as appraisers of the other personal estate of the decedent and shall be paid out of the decedent's estate and the compensation of appraisers appointed by the orphans' court as aforesaid shall be fixed by said court and shall also be paid out of the decedent's estate

(d) Upon due proof of compliance with such requirements as to notice by advertisement or otherwise as may be prescribed by the orphans' court of the proper county by general rule or otherwise such court may enter a decree directing the payment of the money or confirming the appraisement of the personal or real estate chosen by said spouse or children and said appraisement signed and certified by the appraisers and approved by the court shall be filed among the records thereof Provided That all expenses of such advertisement or notice shall be paid out of the decedent's estate

(e) One In the case of any decedent leaving to survive him or her any minor child or children forming part of his or her family and no spouse his or her administrator or executor without request made to him by any one shall have appraised and set aside for the use and benefit of all such minor children of said decedent property to the full value of one thousand dollars

Two The guardian of said child or children and if there be none the administrator or executor with the appraisers shall make selection of the property to be set aside and in so doing the said guardian or the said administrator or executor with the appraisers shall be governed by the necessities of such child or children under the circumstances of each case

(f) When any decedent shall leave to survive him or her a spouse or children and an estate not exceeding in value one thousnad dollars it shall be lawful for such spouse or for such children by any next friend or guardian if to said children the right belongs to petition the orphans' court of the proper county for the appointment of two appraisers who shall appraise and set aside any property of said decedent selected by such spouse or by such next friend or guardian in the same manner and with the same effect as if letters testamentary or of administration had issued and the appraisers been selected in the usual way Such appraisers shall be sworn or affirmed and shall receive for their services such compensation as shall be allowed by said court

(g) Whenever the spouse or children of any decedent shall claim the sum of one thousand dollars in value or any part thereof under the provisions of this act out of real estate left by said decedent and the real estate appraised cannot be divided so as to set apart the amount so claimed in value without prejudice to or spoiling the whole or any parcel of said real estate and the appraisers may have appraised or shall appraise and value the same at an amount equal to or exceeding the amount claimed by said spouse or children out of said real estate over and above the liens that are upon it the orphans' court to which such application shall be made may confirm such appraisement and set apart for the use of the spouse or children such real estate subject to whatever liens may be against the same conditioned however that the spouse or children shall pay the amount of the valuation or appraisement over and above the liens that may be against the said real estate in excess of the amount claimed by said spouse or children out of said real estate within one year from the date of confirmation of such valuation If the spouse or children making such claim shall fail to make payment as above provided the court on application of any person interested shall direct the executor or administrator to sell the said real estate and the procedure in such case shall be the same as is provided by law in cases of sales of real estate for the payment of debts of a decedent

(h) The real estate if taken by the spouse or children as aforesaid shall vest in him her or them and his her or their heirs or assigns subject to any liens upon it on his her or their paying the surplus over and above the amount claimed by him her or them out of said estate to the parties entitled thereto Should the real estate be sold as provided in clause (g) of this section then the sum of one thousand dollars or such part thereof as may be claimed out of the real estate shall be paid out of the purchase-money to the spouse or children and the balance after payment of costs and expenses distributed to the heirs or other persons legally entitled thereto

(i) In all cases where the appraisement of property real or personal or both is confirmed and the property set apart to the spouse or children under the provisions of this section said spouse or children shall be entitled to receive for his her or their own use the net rents income interest and individuals thereof from the date of the

death of such decedent Provided That where the property so set apart shall consist of real estate appraised at an amount exceeding the amount claimed by said spouse or children out of said real estate over and above the liens that are upon it and the spouse or children shall fail to pay the excess over the amount so claimed as provided in clause (g) of this section and the property shall thereupon be sold there shall be deducted from the sum to be paid to said spouse or children out of the proceeds of such sale a proportionate part of the rents and income of such real estate received by such spouse or children

(j) Whenever the spouse or children of any decedent shall claim the said one thousand dollars in value or any part thereof under the provisions of this section out of the real estate left by the said decedent and lying in any county of this State other than the county wherein said decedent shall be domiciled at the time of his death and the orphans' court having jurisdiction of the accounts of the personal representatives of said decedent shall be satisfied upon petition filed of the property of allowing such claim it shall be lawful for such court to make a decree authorizing such spouse or children to file his her or their petition in the orphans' court of the county wherein such real estate may lie or in a case where the real estate is divided by a county line in the county where the mansion-house may be situated or if there be no mansion-house in the county where the principal improvements may be or if there be no improvements in either county praying for the appointment of two appraisers Upon the filing of such petition duly verified it shall be the duty of the latter court to appoint such appraisers who shall be duly sworn or affirmed and shall appraise said real estate and shall be compensated as directed by said court and proceedings shall thereupon be had in said court and subject to its supervision and control in the same manner and with the same effect as is provided in clauses (g) (h) and (i) of this section In every such case a certified copy of the decree confirming such appraisment or of such decree of sale and the confirmation thereof as the case may be shall forthwith be filed with the clerk of the orphans' court having jurisdiction of the accounts of the personal representatives of the said decedent The latter court shall in all cases have exclusive jurisdiction of the distribution of the surplus paid by such spouse or children or of the proceeds of such sale after the payment of costs and expenses as the case may be

(k) In all cases where a decree shall be entered by any orphans' court confirming an appraisement of real estate and setting apart the same for the use of the spouse or children a certified copy of such decree shall be recorded in the office of the recorder of deeds of each county where such real estate shall lie in the deed-book and shall be indexed by the recorder in the grantors' index under the name of the decedent and in the grantees' index under the name or names of the spouse or children and shall be registered in the survey bureau or with the proper authorities empowered by law to keep a register of real estate if any there be in each of said counties The charges for recording and registering shall be the same as are provided by law for similar services and shall be paid out of the estate of the decedent

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 52, as follows:

An Act providing for the sale of property held by husband and wife as tenants by entireties where they have been divorced or have been separated for more than one year and directing the distribution of the proceeds of such sale

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever any husband and wife now or hereafter holding property as tenants by entireties have been divorced or have been living apart for more than one year either of such tenants by entireties may bring suit in the court of common pleas of the county where the property is situate against the other to have the property sold and the proceeds divided between them The summons in such suit shall be served in the same manner and with like effect as in cases of partition at law

At the hearing on such suit both husband and wife shall be competent witnesses The value of the property shall be proven by the testimony of at least two impartial and disinterested witnesses

Section 2 If satisfied that the relief asked for is proper the court shall order a trustee to be appointed by the court to make public sale of said property Said order shall provide that before making sale the trustee shall give bond in double the estimated value of the property and shall advertise the same in one or more newspapers of general circulation in the community in which the property is located and by handbills posted on the property and in other public places once a week for four consecutive weeks before the day of the sale The order of sale shall be returnable as provided by rules of court and when confirmed such sale shall have the same effect in all respects as a public sale in proceedings in partition of real estate

Section 3 The interest of each of the respective tenants by entireties shall be conclusively deemed to be one-half of the value of the property The proceeds of any sale had under the provisions of this act after the payment of the expenses thereof shall be equally divided between the tenants by entireties If the whereabouts of the defendant is unknown his or her share shall be paid into court to be disposed of as the court shall direct

Section 4 If property held by tenants by entireties sought to be sold under the provisions of this act is located in more than one county proceedings may be had in any county where any of such land is located Provided That in such cases all advertising required by this act shall be done in each county where any of such land is located and a certified copy of the record shall be filed in the office of the prothonotary of each of such counties and shall be received in evidence with like effect as the records of the court where filed

Section 5 Nothing herein contained shall repeal or in anywise affect any of the provisions of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and forty-six) entitled "An act authorizing the sale of real estate held by entireties by husband and wife when an order of support has been secured against the husband who has neglected to comply with the same or whose whereabouts is unknown or who has absented himself from this Commonwealth prescribing the procedure to be followed permitting husband and wife to testify providing for the disposition of the proceeds of such sale and granting a divorced woman the same rights under this act as a wife"

All other acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 501, as follows:

An Act making it unlawful to give gratuitous fees or "tips"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it is unlawful for any person paying the regular fixed charge for any article service commodity or thing to give in addition thereto any gratuitous fee or "tip" for the same

Section 2 Any person who shall violate any of the provisions of this act shall upon summary conviction thereof be sentenced to pay a fine not exceeding fifty dollars

Section 3 The magistrate alderman or justice of the peace collecting the fine imposed by this act shall pay one-half of said fine to the county treasurer and one-half to the person making the information against the defendant

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House to the second reading and consideration of House Bill No. 390, as follows:

An Act to amend section two of an act approved the seventeenth day of April one thousand eight hundred and sixty-six (Pamphlet Laws one hundred and ten) entitled "An act relating to poor houses and lands"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of an act approved the seventeenth day of April one thousand eight hundred and sixty-six (Pamphlet Laws one hundred and ten) entitled "An act relating to poor houses and lands" is hereby amended to read as follows

Section 2 Where the land connected with any poor house within the state shall be deemed insufficient for the comfortable and profitable maintenance and occupation of the poor or where the land connected therewith shall be found to be useless unnecessary or unprofitable it shall be lawful in the first-named instance for the county commissioners on the recommendation of the directors of the poor a grand jury and the court of quarter sessions of the proper county to purchase such additional quantity of land not exceeding two hundred acres and to take a deed or deeds therefor in the name of the county as shall be thought necessary and in the second-named instance on like recommendation to sell at public sale after due notice such part of the land held as shall be thought unnecessary and unprofitable to be held and execute a deed or deeds therefor to the purchaser

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 271, as follows:

An Act allowing a rebate and imposing a penalty in the collection of county taxes assessed in the cities of the third class in this Commonwealth

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the approval of this act where any duplicate of county taxes assessed in the cities of the third class in counties of the fifth class in this Commonwealth is issued and delivered to the collector of said taxes it shall be the duty of said collector to give public notice as soon thereafter as conveniently can be done by at least ten written or printed notices to be posted in as many public places in different parts of the city or in as many different parts of the respective collection districts in case any city shall by the county commissioners be divided into two or more districts and a separate duplicate issued for each district that said duplicate has been issued to him and all persons who shall within ninety days from date of said notice make payment of any taxes charged against them in said duplicate shall be entitled to a reduction of five per centum from the amount thereof and all persons who shall fail to make payment of any taxes charged against them in said duplicate for six months after notice given as aforesaid shall be charged five per centum additional on the taxes charged against them which shall be added thereto by said collector of taxes and be collected by him

Section 2 All acts or parts of acts of assembly inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 382, entitled:

An Act authorizing departmental administrative boards and commissions under certain restrictions to sell surplus products of the soil meats live stock timber or other materials raised or grown upon or taken from property of the Commonwealth administered by such boards or commissions and to expend the proceeds of such sales for the maintenance of the properties under their control

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any departmental administrative board or commission of this Commonwealth is hereby empowered with the approval of the Department with which such board or commission is connected to sell for the best price obtainable but not less than the current market price for similar products any surplus products of the soil meats live-stock timber or other materials raised or grown upon or taken from property of the Commonwealth administered by such boards or commissions respectively As used in this section "surplus" shall mean products meats live-stock timber or other materials which cannot conveniently and economically be used in connection with the proper maintenance of the institution park or other property administered by the board or commission involved Provided however that under no circumstances shall live trees be cut for sale unless and until the Department of Forests and Waters has approved the cutting of such trees

On the question,

Will the House agree to the section?

Mr. BREWSTER. Mr. Speaker, I desire to offer the following amendment:

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 1, line 11, by striking out the word "Commonweatlh" and inserting in lieu thereof "Commonwealth"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section was read as follows:

Section 2 The proceeds of the sale of any products meats live-stock timber or other materials sold by any departmental administrative board or commission under the provisions of this act may with the approval of the Department with which such board or commission is connected be expended by such board or commission for the payment of salaries wages or other compensation of employes the purchase of supplies or equipment or any other expenses of any kind or description necessary for the proper conduct of the work of such board or commission

On the question,

Will the House agree to the section?

Mr. BREWSTER. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 2, pages 2, line 15, by striking out the word "commisssion" and inserting in lieu thereof "commission."

On the question,
Will the House agree to the amendment?
It was agreed to.
On the question,
Will the House agree to the section as amended?
It was agreed to.

The third section and title were separately read and agreed to as follows:

Section 3 Every departmental administrative board or commission which sells any products of the soil meats livestock timber or other materials under the provisions of this act shall keep an accurate record of the dates quantities and prices of all sales and of the dates and purposes of all expenditures made hereunder which record shall at all times be subject to examination and audit by the Auditor General of this Commonwealth

An Act authorizing departmental administrative boards and commissions under certain restrictions to sell surplus products of the soil, meats, live stock, timber or other materials raised or grown upon or taken from property of the Commonwealth administered by such boards or commissions and to expend the proceeds of such sales for the maintenance of the properties under their control.

And said bill having been read at length the second time and agreed to as amended.
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 398, as follows:

An Act to provide for the positions of Principal Deputy Prothonotary and Second Deputy Prothonotary in counties of the first class prescribing their powers and duties and fixing their salaries

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in counties of the first class there shall be a Principal Deputy Prothonotary and a second Deputy Prothonotary who shall be appointed by the Prothonotary of such counties In case of the dealth illness absence or other temporary disability of the Prothonotary it shall be the duty of the Principal Deputy Prothonotary to act in his place name and stead in all matters relating to the performance of the duties of the Prothonotary and the said Principal Deputy Prothonotary shall also act in the place name and stead of the Prothonotary although the prothonotary may not be ill absent or temporarily disabled in all matters specifically delegated to the Principal Deputy Prothonotary by the Prothonotary

Section 2 In such counties of the first class the Second Deputy Prothonotary shall possess and discharge all the rights powers and duties of the Principal Deputy Prothonotary in case of the death or during the illness absence or other temporary disability of the Principal Deputy Prothonotary and the Second Deputy Prothonotary shall also at all times perform all other duties specially imposed upon him by the Prothonotary or the Principal Deputy Prothonotary In case of the death or during the illness absence or other temporary disability of the Prothonotary and of the Principal Deputy Prothonotary at the same time the second Deputy Prothonotary shall act in the name place and stead of the Prothonotary in all matters relating to the performance of the duties of the Prothonotary

Section 3 The salary of the principal Deputy Prothonotary in such counties is hereby fixed at the sum of eight thousand dollars ($8,000) per annum and the salary of the Second Deputy Prothonotary is hereby fixed at the sum of six thousand dollars ($6,000) per annum to be paid by such counties

Section 4 All acts or parts of acts inconsistent herewith or which may be supplied hereby insofar as they may be so inconsistent or supplied be and the same are hereby repealed

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 595, as follows:

An Act providing for the filling of vacancies in certain county offices caused by death or resignation in counties of the first class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever a vacancy exists in any county office in counties of the first class except the office of county commissioner and prothonotary cause by the death or resignation of the duly elected county officer the first deputy of such county officer shall become such county officer and shall have all the rights and powers and be subject to all the duties of the county officer whose death or resignation caused such vacancy and shall serve until the first day of January succeeding the next municipal election at which election his successor shall be elected

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 361, entitled:

An Act to amend section three of an act approved the eleventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred and twenty-two) entitled "An act relating to dogs and the protection of livestock and poultry from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to livestock and poultry by dogs and for the illegal killing of licensed dogs and the payment of such damage by the Commonwealth imposing powers and duties upon certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State treasury and making an appropriation therefor and providing penalties"

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of an act approved the eleventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred and twenty-two) entitled "An act relating to dogs and the protection of livestock and poultry from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live-stock and poultry by dogs and for the illegal killing of licensed dogs and the payment of such damage by the Commonwealth imposing powers and duties upon certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State treasury

and making an appropriation therefor and providing penalties" is hereby amended to read as follows

Section 3 On or before the fifteenth day of January one thousand nine hundred and twenty-two and on or before the fifteenth day of January of each year thereafter the owner of any dog six months old or over shall apply to the county treasurer of his respective county or to a qualified justice of the peace alderman magistrate or notary public of his respective district either orally or in writing for a license for such dog owned or kept by him Such application shall state the breed sex age color and markings of such dog and the name and address of the last previous owner and shall be accompanied by a license fee of one dollar for each male dog and each spayed female dog and by a license fee of two dollars for each unspayed female dog The applicant shall also pay an additional fee of ten cents for the issuing recording and reporting of said license to the Secretary of Agriculture and remitting fees and fines to the State Treasurer The county treasurers of the several counties of this Commonwealth shall be agents of the Commonwealth for the collection of said license fees and for services rendered in collecting and paying over the same The said agents shall be allowed to retain for their own use the sum of ten cents from the amount paid by each licensee which amount shall be full compensation for services rendered by him in each case under the provisions of this act

On the question,

Will the House agree to the section?

Mr. McBRIDE. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk:

The amendments were read by the Clerk as follows:

Amend Sec. 1, page 2, line 22, by striking out the word "therefor" and inserting in lieu thereof "thereof"

Amend Sec. 1, page 3, line 8, by striking out the word "markings" and inserting in lieu thereof "marking"

Amend Sec. 1, page 3, line 14, by inserting and bracketing after the word "the" the words "[services of the county treasury in]"

Amend Sec. 1, page 3, line 14, by bracketing the word "of".

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read as follows:

An Act to amend section three of an act, approved the eleventh day of May, one thousand nine hundred and twenty-one (P. L. 522), entitled "An act relating to dogs and the protection of livestock and poultry from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show and breeding purposes; prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to livestock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damage by the Commonwealth; imposing powers and duties upon certain State, county, city, borough, town and township officers and employes; directing the payment of all moneys collected into the State treasury; and making an appropriation therefor; and providing penalties."

On the question,

Will the House agree to the title?

Mr. McBRIDE. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend title, page 1, line 17 by striking out the word "damage" and inserting in lieu thereof "damages".

Amend title, page 2, line 2 by striking out the word "therefor" and inserting in lieu thereof "thereof".

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 355, as follows:

An Act to amend section eight hundred forty-six of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" requiring persons causing damage to township roads by use of certain devices on the wheels of vehicles to repair such damages and providing penalties for refusal

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section eight hundred forty-six of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" is hereby amended to read as follows

Section 846 If any person shall stop or obstruct any public road or highway in any township of the first or second class or shall commit any nuisance thereon by felling trees making fences turning the road or cause any damages to the road by use of rough-locks drag-chains or other devices on wheels of vehicles or in any other way and shall not on notice given by the township commissioners or township supervisors forthwith remove the obstruction or nuisance and repair the damages done to such road such person shall for every such offense forfeit and pay a sum not less than ten dollars nor more than forty dollars Nothing in this section shall debar an indictment for any such nuisance as in case of misdemeanor at common law.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 39, as follows:

An Act regulating the compensation of sheriffs in counties of the sixth seventh and eighth classes for boarding prisoners where the sheriff is keeper or warden of the jail in such county

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sheriffs in counties of the sixth seventh and eighth classes where the sheriff is the keeper or warden of the jail in such county shall hereafter receive such allowance for boarding said prisoners as may be fixed by the courts of quarter sessions of such counties not exceeding seventy-five cents per day for each prisoner

Section 2 All acts or parts of acts inconsistent herewith general special or local be and the same are hereby repealed

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 281, as follows:

An Act consolidating into one special fund in the State Treasury all separate funds set apart in the State Treasury for the use of the Board of Fish Commissioners formerly the Department of Fisheries specifying the purposes for which the moneys in the said fund may be used and appropriating such moneys to the Board of Fish Commissioners for the purposes specified

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all moneys in the several separate funds in the State Treasury set apart to be used solely under the direction of the Board of Fish Commissioners formerly known as the Department of Fisheries are hereby consolidated into one special fund to be known as the "Fish Fund" and all fees fines and other moneys payable into any of said separate funds under any Act of Assembly shall hereafter be paid into the Fish Fund

Section 2 The moneys which may be from time to time in said Fish Fund not exceeding however four hundred thousand dollars ($400,000) in any one fiscal year shall be used solely under the direction of the Board of Fish Commissioners for the following purposes (a) The payment of the salaries wages or other compensation of the Commissioner of Fisheries and such deputies directors superintendents bureau or division chiefs experts scientists engineers surveyors draftsmen accountants secretaries auditors inspectors examiners statisticians clerks stenographers bookkeepers messengers fish wardens laborers and other assistants and employes as may be required for the work of the Board (b) the payment of the traveling and other expenses of the members officers and employes of the Board of Fish Commissioners (c) the purchase through the Department of Property and Supplies as purchasing agency of such furniture furnishings stationery supplies materials equipment fuel motor vehicles and printing and binding as may be necessary in the conduct of the work of the Board (d) the payment of postage telegrams telephone rentals and toll charges and rentals for or royalties upon leased office or other devices or machines (e) rentals for any offices or any other grounds buildings or quarters leased for the Board by the Department of Property and Supplies (f) the propagation protection and distribution of fish and the stocking of waters within this Commonwealth as provided by law (g) necessary repairs and improvements to fish hatcheries or other buildings offices quarters used in the work of the Board (h) field work gathering spawn and transferring fish (i) the purchase of necessary land and water supplied to State fish hatcheries (j) the purchase erection and repair of buildings ponds and other extensions incidental to State fish hatcheries (k) the maintenance and operation of a boat on Lake Erie and the cruiser "Anna" at Torresdale on the Delaware River and (l) any contingent incidental or other expenses of any kind or description reasonably necessary in carrying on the work of the Board

Section 3 Any moneys in the said Fund at any time in excess of the amount hereinbefore limited shall be used solely under the direction of the Board of Fish Commissioners with the consent of the Governor for the purchase of lands and waters and for the impounding of waters and to make the same available for use by the citizens of the Commonwealth for fishing hunting and forest purposes and said lands and waters so purchased shall be under the supervision direction and control of the Board

Section 4 All moneys from time to time in the said Fish Fund are hereby specifically appropriated to the Board of Fish Commissioners for the purposes hereinbefore in this act enumerated The Auditor General shall from time to time upon requisition of the Commissioner of Fisheries draw his warrant on the State Treasurer for the amount specified in such requisition not exceeding however the amount in such fund at the time of making such requisition

Section 5 All Acts and parts of Acts inconsistent herewith are thereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 471, as follows:

An Act providing for the quarantine and control of the European Corn Borer imposing certain powers and duties on the Department of Agriculture providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in order to protect the agricultural and horticultural crops of the Commonwealth from the ravages of the European Corn Borer (Pyrausta nubilalis) accidentally established within the Commonwealth and now seriously and destructively infesting a limited area in the State the Department of Agriculture may make investigations of the prevalence of this insect and means whereby it may be controlled and its dissemination limited and for these purposes may adopt and carry out such control measures as are deemed advisable and may co-operate with the United States Department of Agriculture in the control of this pest

Section 2 The Department of Agriculture may also establish quarantines and quarantine restrictions in affected areas and areas adjacent thereto and adopt issue and enforce rules and regulations relative to such quarantine and for the control and limitation of this pest Under such quarantines the Department of Agriculture or its authorized agents may prohibit and prevent the movement without inspection or the shipment of transportation of any agricultural horticultural or any other material of any character whatsoever capable of carrying this pest in any state of its development and further the Department of Agriculture or its authorized agents may under such quarantine intercept stop and detain for official inspection any person car vessel truck automobile wagon or other vehicle suspected or known to carry any material in violation of any quarantine or any official rules or regulations thereunder established by authority of this act

Section 3 Any person copartnership association or corporation violating any provision of this act or any rule or regulation adopted by the Department of Agriculture under the authority of this act shall be subject to a fine or penalty of not more than one hundred dollars for each offense to be collected by summary conviction before any mayor burgess magistrate alderman or justice of the peace as like fines and penalties are now by law collected and in case of nonpayment of said fine to undergo an imprisonment in the county jail for a period not exceeding five days Provided That any person so convicted shall have the right of appeal as in other cases of summary conviction The fines collected under this act shall be paid to the Department of Agriculture or its agents and by the Department of Agriculture shall be paid into the State Treasury for the use of the Commonwealth

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 543, as follows:

An Act repealing all acts and parts of acts general local and special which impose a State tax on the fees of notaries public

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority

of the same That all acts and parts of acts general local and special imposing a State tax on the fees of notaries public be and the same are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 419, as follows:

An Act to amend sections three and four of the act approved the twenty-sixth day of June one thousand nine hundred and nineteen (Pamphlet Laws six hundred and forty) entitled "An act to discontinue the State quarantine abolishing all offices and places connected therewith including the State Quarantine Board the Quarantine Physician and the Health Officer for the Port of Philadelphia providing for the possession control and custody of certain books records paraphernalia and property authorizing the leasing or sale of the real estate or personal property connected with the Marcus Hook Station to the United States Government and repealing certain acts"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of the act approved the twenty-sixth day of June one thousand nine hundred and nineteen (Pamphlet Laws six hundred and forty) entitled "An act to discontinue the State quarantine abolishing all offices and places connected therewith including the State Quarantine Board the Quarantine Physician and the Health Officer for the Port of Philadelphia providing for the possession control and custody of certain books records paraphernalia and property authorizing the leasing or sale of the real estate or personal property connected with the Marcus Hook Station to the United States Government and repealing certain acts" is hereby amended to read as follows

Section 3 The title to all the real and personal property located at Marcus Hook on the Delaware River now owned by the Commonwealth in connection with the State quarantine station is hereby vested in the Department of Property and Supplies Such department shall have immediate possession of such property and may with the approval of the Governor exercise such control over the same as to it may seem necessary or expedient

Section 2 Section four of the said act is hereby amended to read as follows

Secion 4 The Department of Property and Supplies with the approval of the Governor is authorized to lease to the United States Government any and all of the property of the Commonwealth used in connection with said quarantine station The Department of Property and Supplies with the approval of the Governor is authorized to enter into agreements with the proper authorities of the United States Government providing for the ascertainment by appraisement or otherwise of the value of the property of the Commonwealth now used in connection with the State quarantine station at Marcus Hook and to provide for the sale of such property to the United States Government The Department is authorized to execute the necessary deed or deeds providing for the conveyance of such real estate of the Commonwealth to the United States Government upon the payment into the treasury of the Commonwealth of the consideration agreed upon

No lease or sale of the said real estate shall be executed by the said Department unless there is contained in the contract of lease or sale a stipulation whereby the United States Government agrees to use the Marcus Hook Station as a place of inspection

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 363, entitled:

An Act to amend section one of the act approved the eleventh day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred and thirty-eight) entitled "An act to regulate and establish the fees to be charged and collected by the several clerks of the courts of oyer and terminer general delivery and quarter sessions of the peace in the counties of this Commonwealth having a population of over eight hundred thousand and less than one million five hundred thousand inhabitants as computed by the last preceding United States census" by fixing fee for certifying certain conviction to Secretary of Highways

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the eleventh day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred thirty-eight) entitled "An act to regulate and establish the fees to be charged and collected by the several clerks of the courts of oyer and terminer general jail delivery and quarter sessions of the peace in counties of this Commonwealth having a population of over eight hundred thousand and less than one million five hundred thousand inhabitants as computed by the last preceding United States Census" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act the fees to be paid to and received and charged by the several clerks of the courts of oyer and terminer and general jail delivery and quarter sessions of the peace in counties of this Commonwealth having a population of over eight hundred thousand and less than one million five hundred thousand inhabitants as computed by the last preceding United States census shall be as follows

Appeals from alderman twenty-five cents ($.25)

Affidavits fifty cents ($.50)

Attachments or process on any cause one dollar ($1.00)

Bail-piece two dollars ($2.00)

Ballots preparing for jury per panel two dollars and fifty cents ($2.50)

Bail-bond one dollar ($1.00)

Bail-bond justification filing of twenty-five cents ($.25)

Bench warrants one dollar ($1.00)

Bonds for liquor license-filing frame and glass two dollars and fifty cents ($2.50)

Bonds for peddler's license one dollar and twenty-five cents ($1.25)

Bonds for constables one dollar ($1.00)

Bonds for tax collectors (original) two dollars and seventy-five cents ($2.75)

Bonds for tax collectors (renewal each year) one dollar ($1.00)

Certificate of election of municipal officers each fifty

Commitment to county prison fifty cents ($.50)

Commitment to county prisons fifty cents ($.50)

Commitment to eastern or western penitentiary fifty cents ($.50)

Commitment of refuge fifty cents ($.50)

Commitment to house of correction fifty cents ($.50)

Commitment to detention-room (juvenile) fifty cents ($.50)

Certificate of incorporation of new municipalities to Superintendent of Public Instruction five dollars ($5.00)

Certificate to Secretary of Highways of conviction for violation of laws regulating use and operation of motor vehicles to be taxed as part of the cost of each case one dollar ($1.00)

Certificate for constables for election or appointment one dollar ($1.00)

Certificate of acknowledgment fifty cents ($.50)

Certificate for writ of habeas corpus one dollar ($1.00)

Certificate to county treasurer (each name paid by county) one dollar ($1.00)

Certificate for nolle prosequi one dollar ($1.00)
Certificate for payment of jurors (each name) one dollar ($1.00)
Certificate for payment of road jurors fifty cents ($.50)
Certificate for the sheriff to draw jurors one dollar and fifty cents ($1.50)
Certificate for the sheriff to draw grand jurors one dollar and fifty cents ($1.50)
Certificate for the sheriff to draw special venire one dollar and fifty cents ($1.50)
Certificate when judge acts as a magastrate affidavit warrant and service one dollar and fifty cents ($1.50)
Certificate for ignored bill one dollar ($1.00)
Certificate in breach of peace case fifty cents ($.50)
Certificate in apprentice case fifty cents ($.50)
Certificate of reconsideration of sentence fifty cents ($.50)
Commission on lunacy swearing commission filing and recording et cetera two dollers and fifty cents ($2.50)
Commission on lunacy paupers' papers two dollars and fifty cents ($2.50)
Certified copy of record bill of indictment two dollars ($2.00)
Certified copy of report of laying out or vacating public road five dollars ($5.00)
Certified copy of record docket-entries (quarter sessions) one dollar ($1.00)
Certified copy of record docket-entries (oyer and terminer) two dollars ($2.00)
Certified copy of record docket-entries in road cases five dollars ($5.00)
Citations fifty cents ($.50)
Constables' quarterly returns one dollar ($1.00)
Detective license filing application for and advertisement twenty-five dollars ($25.00)
Dog register one dollar ($1.00)
Declaration of intention to become a citizen one dollar ($1.00)
Discharge on ignored bill fifty cents ($.50)
Discharge on bail entered fifty cents ($.50)
Discharge prisoner from dock twenty-five cents ($.25)
Desertion cases in lieu of all fees chargable two dollars ($2.00)
Exemplification of the record homicide five dollars ($5.00)
Fi fa debt one dollar ($1.00)
Filing and entering reasons for new trial fifty cents ($.50)
Filing and entering motions in arrest of judgment fifty cents ($.50)
Filing and entering bail-bond or recognizance from magistrate fifty cents ($.50)
Filing and issuing summons for recognizance seventy-five cents ($.75)
Filing and entering coroner's return (each inquisition) fifty cents ($.50)
Filing and entering petition for appointment of auditors tax collectors constables and all other municipal officers two dollars ($2.00)
Filing and entering auditor's reports one dollar ($1.00)
Filing and recording proceeding for redistricting or change of polling-place proceedings each district three dollars ($3.00)
Filing and entering opinions of court of common pleas Superior or Supreme Court two dollars ($2.00)
Filing and docket-entries true bill three dollars ($3.00)
Filing and entering certiorari or appeals to common pleas Superior or Supreme Court three dollars and fifty cents ($3.50)
Filing and entering remittitur from Superior or Supreme Court three dollars ($3.00)
Filing and entering exceptions (road cases) two dollars and fifty cents ($2.50)
Filing and entering petitions (juvenile) three dollars ($3.00)
Filing and recording of increase of bonded indebtedness proceedings (per page or part thereof) three dollars and fifty cents ($3.50)
Ignoramus where bill is returned two dollars ($2.00)
Jurors defaulting issuing notices to one dollar ($1.00)
Jurors fieri facias against one dollar ($1.00)
Liquor license filing application for five dollars ($5.00)
Liquor license filing and recording petition for revocation thereof three dollars ($3.00)
License to loan money filing application for one hundred dollars ($100.00)
Mandamus and proceedings thereon four dollars ($4.00)
Motion and rule other than elsewhere provided for twenty-five cents ($.25)
Naturalization adults two dollars ($2.00)
Naturalization minors two dollars ($2.00)
Naturalization soldiers two dollars ($2.00)
Naturalization certificate or duplicate thereof each two dollars ($2.00)
Petition and order for a view or a review of a road or bridge under seal orders to open filing report recording et cetera ten dollars ($10.00)
Petition filing of and entering proceedings in inebriate cases three dolars ($3.00)
Petition filing and proceedings for the removal of feeble-minded insane or criminal insane persons from any penal institution three dollars ($3.00)
Petition for writ of habeas corpus three dolars ($3.00)
Release from any institution by order of court fifty cents ($.50)
Recording election returns each election district two dollars and fifty cents ($2.50)
Recognizance callin and entering forfeitures fifty cents ($.50)
Recognizance forfeited respited or discharged and motion therefor fifty cents ($.50)
Recognizance taking each one dollar ($1.00)
Return to writ of error one dollar( $1.00)
Services of clerk where true bill is found in case of felony five dollars ($5.00)
Search from judgment to docket single name forty cents ($.40)
Search from judgment to docket extra single name ten cents ($.10)
Search from judgment to docket two names extra and so on twenty-five cents ($.25)
Subpoenas and seal twenty-five cents ($.25)
Seal in every case twenty-five cents ($.25)
Summons on recognizance sventy-five cents ($.75)
Swearing grand jury four dollars ($4.00)
Swearing petit jury in each case four dollars ($4.00)
Taxing a bill of costs other than the clerk's of the sessions fifty cents ($.50)
Venire for grand jury one dollar and fifty cents ($1.50)
Venire for petit jury one dollar and fifty cents ($1.50)
Venire for special jury one dollar and fifty cents ($1.50)
Venditioni exponas issuing writ seventy-five cents ($.75)
The fee for services not herein specifically provided for shall be the same as for similar services

On the question,
Will the House agree to the section?

Mr. McBRIDE. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 5, line 15, by striking out the word "dollrs" and inserting in lieu thereof "dollars"

On the question,
Will the House agree to the amendment?
It was agreed to.
On the question,
Will the House agree to the section as amended?
It was agreed to.

The title was read as follows:

An Act to amend section one of the act approved the eleventh day of June, one thousand nine hundred and fifteen (P. L. 938), entitled "An act to regulate and establish the fees to be charged and collected by the several clerks of the courts of oyer and terminer, general jail delivery, and quarter sessions of the peace, in counties of this Commonwealth having a population of over eight hundred thousand and less than one million five hundred thousand inhabitants, as computed by the last preceding United States census," by fixing fee for certifying certain conviction to Secretary of Highways.

On the question,

Will the House agree to the title?

Mr. McBRIDE. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend title, page 1, line 11, by striking out the word "fee" and inserting in lieu thereof "fees"

Amend title, page 1, line 12, by striking out the word "conviction" and inserting in lieu thereof "convictions"

Amend title, page 1, line 12, by inserting before the word "Secretary" the word "the"

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to,

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 620, as follows:

An Act relating to the allocation of moneys to the different Counties by the Department of Highways for the construction of highways providing a method to compel the county commissioners to apply for such moneys and extending the time for filing applications for money allocated but unexpended prior to the approval of this act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever the county commissioners of the various counties of this Commonwealth are authorized and required to file application with the Department of Highways in order to secure for their respective Counties any money or a proportionate share of any money allocated by the Department of Highways for the construction of highways within such counties and any such county commissioners shall refuse or fail to file such application thirty days before the last day fixed for the filing thereof a petition signed by a majority of the township Commissioners or Supervisors in a majority of the townships of such County may be presented to the Court of Quarter sessions of such County requesting the Court to order the County Commissioners to file their application for the county's share of such money If after due hearing had before such court it shall appear that the truth of the matters alleged in the petition are sustained the court shall make an order directing the county commissioners to forthwith file their application for the moneys allocated to such county

Section 2 The provisions of this act shall apply in all cases where money has been allocated by the Department of Highways to the various counties prior to the approval of this act but not expended in such cases the last day for filing applications therefor shall be sixty days after the approval of this act

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 591, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section sixteen

The first section was read as follows:

Section 1 Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That the following amendment to the Constitution of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That article nine be amended by adding thereto the following section

Section 16 In addition to the purposes stated in article nine section four of this Constitution the State may be authorized by law to issue bonds to the amount of twenty-five millions of dollars for the purpose of acquiring land in the State for forest purposes

On the question,

Will the House agree to the Section?

Mr. ANDERSON. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, page 1, line 9 by striking out the word "this" and inserting in lieu thereof "the."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section sixteen

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 61, as follows:

An Act relating to jurors exempting from jury duty women over sixty-five years of age and mothers of children under the age of five years

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all women over the age of sixty-five years and all mothers of children under the age of five years shall be exempt from jury duty in any of the courts of this Commonwealth and every such woman and mother upon request made to the proper court shall be excused by the court from jury duty

Section2 All acts and parts of acts inconsistent with this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 365, entitled:

An Act to amend section forty-two of the act approved the fifteenth day of April one thousand eight hundred and thirty-four (Pamphlet Laws five hundred and thirty-

seven) entitled "An act relating to counties and townships and county and township officers" by making county treasurers agents of the Comomnwealth in collecting and transmitting money for the Commonwealth and providing their compensation for such services

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section forty-two of the act approved the fifteenth day of April one thousand eight hundred and thirty-four (Pamphlet Laws five hundred thirty-seven) entitled "An act relating to counties and townships and county and township officers" is hereby amended to read as follows

Section 42 County treasurers of the several counties shall be the agents of the Commonwealth for the collecting and transmitting of money for the Commonwealth Each county treasurer shall be entitled to deduct for his own use from the gross amount of moneys received by him for the use of the Commonwealth on each separate account he is required to keep and settle a commission in the following proportions viz where the whole sum accounted for and paid into the State Treasury or otherwise for the use of the Commonwealth as directed by law arising from either of the accounts specified in this act does not exceed one thousand dollars at the rate of five per cent when it exceeds that sum and does not exceed two thousand dollars one per cent for such excess over one thousand dollars and on all beyond the sum of two thousand dollars one half of one per cent Provided That no commission shall be allowed to any county treasurer unless the amount due to the Commonwealth and received by him be paid over within the times hereinbefore specified and unless his accounts shall be transmitted and settled on or before the second Tuesday of December in each and every year

On the question,

Will the House agree to the section?

Mr. McBRIDE. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 2, line 20, by striking out the word "Tues-" and inserting in lieu thereof "Tuesday"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend section forty-two of the act approved the fifteenth day of April, one thousand eight hundred and thirty-four, (P. L. 537) entitled, "An act relating to counties and townships and county and township officers," by making county treasurers agents of the Commonwealth in collecting and transmitting money for the Commonwealth and providing their compensation for such services.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 319, as follows:

An Act authorizing cities of the second class to regulate by ordinance sales of merchandise at public auction and to fix penalties for the violation of the provisions thereof

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter cities of the second class shall have power and authority to regulate by ordinance sales of merchandise at public auction and to fix and enforce penalties for the violation of the provisions of such ordinances Provided however that this authority shall not apply to judicial sales sales by executors or administrators or to sales by or in behalf of licensed pawn brokers or unredeemed pledges in the manner provided by law

Section 2 All acts or parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 475, entitled:

An Act to amend section one of an act approved the nineteenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and twenty-eight) entitled "An act fixing the penalty for murder of the first degree regulating the procedure incident to the infliction thereof prescribing and providing for a place and manner of inflicting said penalty on the grounds of the new Western Penitentiary of this Commonwealth in Centre County making an appropriation therefor repealing inconsistent legislation and providing that neither this act nor said repeal shall apply to any case in which it shall appear that said crime was committed prior to the date of the approval of this act" by providing that the death penalty shall not be imposed upon persons under sixteen years of age

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of an act approved the nineteenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and twenty-eight) entitled "An act fixing the penalty for murder of the first degree regulating the procedure incident to the infliction thereof prescribing and providing for a place and manner of inflicting said penalty on the grounds of the new Western Penitentiary of this Commonwealth in Centre County making an appropriation therefor repealing inconsistent legislation and providing that neither this act nor said repeal shall apply in any case in which it shall appear that said crime was committed prior to the date of approval of this act" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That every person over the age of sixteen years his aiders abettors and counsellors hereafter convicted of the crime of murder of the first degree shall be sentenced to suffer death in the manner herein provided and not otherwise Such punishment in every case must be inflicted by causing to pass through the body of the convict a current of electricity of intensity sufficient to cause death and the application of such current must be continued until such convict is dead The said punishment shall be inflicted by the warden or deputy warden of the Western Penitentiary or by such person as the warden shall designate and shall be inflicted in a building to be erected on the land owned by the Commonwealth in Centre County whereon the building of the new Western Penitentiary are to be built In case any person under the age of sixteen years is found guilty of murder in the first degree the court shall sentence such person to life imprisonment

On the question,

Will the House agree to the section?

Mr. STAUDENMEIER. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, page 2, line 8, by striking out the word "Comonwealth" and inserting in lieu thereof "Commonwealth"

On the question,
Will the House agree to the amendment?
It was agreed to.
On the question,
Will the House agree to the section as amended?
It was agreed to.

The title was read and agreed to as follows:

An Act to amend section one of an act approved the nineteenth day of June, one thousand nine hundred and thirteen, (P. L. 528), entitled "An act fixing the penalty for murder of the first degree; regulating the procedure incident to the infliction thereof; prescribing and providing for a place and manner of inflicting said penalty on the ground of the new Western Penitentiary of this Commonwealth, in Centre County; making an appropriation therefor; repealing inconsistent legislation; and providing that neither this act nor said repeal shall apply to any case in which it shall appear that said crime was committed prior to the date of the approval of this act," by providing that the death penalty shall not be imposed upon persons under sixteen years of age.

And said bill having been read at length the second time, and agreed to as amended,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 279, entitled:

An Act to fix the salaries of the judges of the courts of common pleas and the judges of the orphans' courts

The first, second, third, fourth, fifth, sixth, seventh and eighth sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act the judges of the courts of common pleas and the judges of the orphans' court shall receive the compensation hereinafter provided

Section 2 The annual salary of each of the judges of the courts of common pelas of the first judicial district to wit the county of Philadelphia shall be sixteen thousand dollars ($16,000) The annual salary of each of the judges of the fifth judicial district to wit the county of Allegheny shall be sixteen thousand ($16,000) dollars

Section 3 The annual salary of each of the judges of the courts of common pleas learned in the law in judicial districts of this Commonwealth having a population as determined by the last United States census of one hundred thousand (100,000) and less than five hundred thousand (500,000) shall be twelve thousand five hundred dollars ($12,500) in judicial districts of this Commonwealth having a population of sixty-five thousand (65,000) and less than one hundred thousand (100,000) the annual salary of each of the judges of the court of common pleas learned in the law shall be ten thousand dollars ($10,000) in judicial districts of this Commonwealth having a population of less than sixty-five (65,000) the annual salary of each of the judges of the courts of common pleas learned in the law shall be eight thousand five hundred dollars ($8,500) And provided further That each of the judges of the courts of common pleas of Dauphin County shall receive three thousand dollars ($3,000) additional for trying the civil cases for the Commonwealth

Section 4 The annual salary of each of the judges of the municipal court of the county of Philadelphia shall be twelve thousand dollars and the annual salary of each of the judges of the county court of Allegheny County shall be twelve thousand dollars

Section 5 The annual salaries hereinbefore provided shall be paid monthly by warrant drawn by the Auditor General on the State Treasurer

Section 6 In the counties where separate orphans' courts are established the annual salary of each of the judges of the said courts shall be the same as is paid to the judges of the courts of common pleas in the respective counties where such separate orphans' courts are established to be paid in the same manner as the salaries of the said judges of the courts of common pleas may be by law payable

Section 7 Each of the judges of the court of common pleas having a separate judicial district and having another county attached to said district shall receive two thousand dollars per annum additional for holding the courts of the county so attached to said separate judicial district

Section 8 All acts and parts of acts inconsistent herewith are hereby repealed

The title was read as follows:

An Act to fix the salaries of the judges of the courts of common pleas and the judges of the orphans' courts

On the question,
Will the House agree to the title?

Mr. SOWERS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title by adding thereto "County Courts, Municipal Courts and Attached Judicial Districts."

On the question,
Will the House agree to the amendment?
It was agreed to.
On the question,
Will the House agree to the title as amended?
It was agreed to.

And said bill having been read at length the second time, and agreed to as amended,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 360, entitled:

An Act to amend section eight of the act approved the sixteenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred fifty-nine) entitled "An act for the better protection of fish requiring citizens of the United States residing within this Commonwealth to procure a license from the county treasurer to fish or angle in the waters of this Commowealth or in the waters bounding or adjacent thereto and regulating the issuance of such license providing penalties for the violation of this act and the manner of proceeding to enforce compliance therewith and providing for the disposition of the penalties recovered and license fees received"

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section eight of the act approved the sixteenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred fifty-nine) entitled "An act for the better protection of fish requiring citizens of the United States residing within this Commonwealth to procure a license from the county treasurer to fish or angle in the waters of this Commonwealth or in the waters bounding or adjacent thereto and regulating the issuance of such license providing penalties for the violation of this act and the manner of preceeding to enforce compliance therewith and providing for the disposition of the penalties recovered and license fees received" is hereby amended to read as follows

Section 8 The county treasurers of the several counties of this Commonwealth shall be agents of this Commonwealth for the collection of said license fees and for services rendered in collecting and paying over the same the said agents shall collect for their own use for services rendered under this act the sum of ten cents in addition to the regular license fee to be paid by the applicant for a license All license fees except said treasurer's fees paid to a county treasurer at least once a month to be applied to the purposes hereinafter provided Such county treasurer shall make a return to the State Treasurer upon a form to be supplied by the Commissioner of Fisheries at the cost of the Commonwealth and shall in all such cases forward a duplicate of such report to the Commissioner of Fisheries at Harrisburg

On the question,

Will the House agree to the section?

Mr. McBRIDE. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Sec. 1, page 2, line 6, by striking out the word "regualting" and inserting in lieu thereof "regulating".

Amend Sec. 1, page 2, line 8, by striking out the word "preceeding" and inserting in lieu thereof "proceeding".

On the question?

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend section eight of the act approved the sixteenth day of May, one thousand nine hundred and twenty-one (P. L. 559), entitled "An act for the better protection of fish; requiring citizens of the United States residing within this Commonwealth to procure a license from the county treasurer to fish or angle in the waters of this Commonwealth, or in the waters bounding or adjacent thereto, and regulating the issuance of such license; providing penalties for the violation of this act, and the manner of proceeding to enforce compliance therewith; and providing for the disposition of the penalties recovered and license fees received."

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 526, as follows:

An Act authorizing local boards of health of cities of the third-class boroughs and first-class townships of the Commonwealth to organize county health associations providing for the representation of such county associations in a State Association to be formed by representatives from such county health associations and providing for the payment of the expenses of county and State associations

Section 1 Be it enacted by the Senate and House of Repsenentatives of the Commonwealth of Pennsvlvania in General Assembly met and it is hereby enacted by the authority of the Same That the several local boards of health of cities of the third-class boroughs and first-class townships of the Commonwealth now or hereafter incorporated are hereby authorized and empowered to organize county health associations for the purpose of holding meetings at such times and places within the county as such county associations may designate for the purpose of advancing the various heatlh interests of said third-class cities boroughs and first-class townships promote remedial legislation and discuss any and all topics relating to the health and conduct of their respective municipalities and providing for the enforcement and economical method of administering health legislation

Section 2 Cities of the third-class boroughs and first-class townships boards of health may by resolution designate at least one delegate to attend such meetings of the county health association The actual expenses of such delegate or delegates attending such meetings of said county health association including traveling expenses and hotel bills actually paid by them together with the necessary expenses of the convention including printing and employment of a secretary and stenographer or stenographers shall be paid by the various boards of health of the said third-class cities boroughs and first-class townships by orders drawn upon their treasuries

Section 3 Each county health association is hereby authorized to elect at least one or more delegates and the delegate or delegates so electd are authorized to organize themselves into a State Health Association with the authority to hold annual meetings at such time and place within the Commonwealth as they may designate for the purpose of advancing the various health interests of the several counties of the Commonwealth promote remedial legislation and discuss any and all topics relating to the health and conduct of their respective counties and providing for the enforcement and economical method of administering health legislation

The actual expenses of such delegate or delegates attending the meeting of the State Health Association et cetera including traveling expenses and hotel bills actually paid by them shall be paid by the several county health associations

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 592, as follows:

An Act authorizing the issue and sale of bonds to the amount of twenty-five millions of dollars by the Commonwealth of Pennsylvania defining the powers and duties of the Governor the Auditor General and the State Treasurer in relation thereto making an appropriation of the proceeds of such bonds for the purpose of acquiring land in the State for forest purposes providing for the payment of the interest on and the redemption of such bonds by the Board of Finance and Revenue and for the sale and registration of said bonds and making an appropriation to carry out the provisions of this act

Whereas an amendment to the Constitution of the Commonwealth of Pennsylvania was proposed by the General Assembly at its session in one thousand nine hundred and twenty-three seeking to authorize the State to issue bonds to the amount of twenty-five millions of dollars for the purpose of acquiring land in the State for forest purposes and

Whereas said proposed amendment is now pending before the General Assembly for further approval and

Whereas if so approved said amendment will be submitted to a vote of the people of the Commonwealth at the municipal election to be held November third one thousand nine hundred and twenty-five or at the first election thereafter whether general or municipal which may be determined by the Supreme Court of Pennsylvania to be a timely election for submission of proposed constitutional amendments to the vote of the people and

Whereas there is now no valid provision of law whereby said bonds might be issued if said amendment to the Constitution were adopted therefore in order to expedite the issuance of said bonds if and when said amendment to the Constitution shall be approved by a majority of Pennsylvania citizens voting thereon

POWER TO BORROW MONEY

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the Authority

of the same That in the event that a certain proposed amendment to the Constitution which is published on page one thousand one hundred and twenty-four of the 1923 Laws of Pennsylvania and which reads as follows

"That article nine be amended by adding thereto the following section

"Section 16 In addition to the purposes stated in article nine section four of this Constitution the State may be authorized by law to issue bonds to the amount of twenty-five millions of dollars for the purpose of acquiring land in the State for forest purposes"

is adopted by the vote of the people at said municipal election in November on thousand nine hundred and twenty-five or at the first election thereafter whether general or municipal which may be determined by the Supreme Court of Pennsylvania to be a timely election for submission of proposed constitutional amendments to the vote of the people of the Governor in accordance with the provisions thereof on behalf of the Commonwealth of Pennsylvania is hereby authorized to borrow from time to time on the credit of the Commonwealth of Pennsylvania for the purpose of acquiring land in the State for forest purposes a sum or sums of money not exceeding in the aggregate twenty-five millions of dollars which sum or sums shall be in addition to any moneys heretofore or hereafter borrowed by the Commonwealth for any other purpose

BONDS—ISSUES MATURITY INTEREST ET CETERA

Section 2 (a) As evidence of the indebtedness herein authorized bonds of the Commonwealth of Pennsylvania shall be issued from time to time after the approval of said constitutional amendment by the vote of the people for such total amounts in such form in such denominations and subject to such terms and conditions of issue redemption and maturity rate of interest not to exceed four and one-half per centum per annum and time of payment of interest as the Governor shall direct Provided That said bonds shall be issued in series maturing at the rate of five hundred thousand dollars each year beginning with the year one thousand nine hundred and forty-six And provided That not more than two million dollars of said bonds shall be issued in any one calendar year

(b) All bonds issued under the authority of this act shall bear the facsimile signatures of the Governor the Auditor General and the State Treasurer and a facsimile of the great seal of the Commonwealth of Pennsylvania and shall be countersigned by two duly authorized officers of the duly authorized loan and transfer agent of the Commonwealth

(c) The principal and interest of such bonds shall be payable in lawful money of the United States All bonds issued under the provisions of this act shall be exempt from taxation for State and local purposes

(d) Such bonds may be issued with or without interest coupons attached In case interest coupons are attached they shall contain facsimile signatures of the State Treasurer and the Auditor General

(e) When directed so to do by the Governor the Auditor General and the State Treasurer shall proceed to have the necessary bonds prepared and printed The bonds as soon as they are prepared and printed shall be forthwith deposited with the duly authorized loan and transfer agent of the Commonwealth there to remain until sold in accordance with the provisions of this act

SALE OF BONDS

Section 3 Whenever bonds are issued under the direction of the Governor they shall be offered for sale at not less than par and interest and shall be sold by the Governor the Auditor General and the State Treasurer to the highest and best bidder or bidders after due public advertisement on such terms and conditions and upon such open competitive bidding as the Governor shall direct The manner and character of such advertisement and the times of advertising shall be prescribed by the Governor

Any portion of any bond issue so offered and not sold or subscribed for may be disposed of by private sale by the State Treasurer in such manner and at such prices not less than par and accrued interest as the Governor shall direct No commission shall be allowed or paid for the sale of any bonds issued under the authority of this act

DISPOSITION AND USE OF PROCEEDS APPROPRIATIONS

Section 4 The proceeds realized from the sale of bonds under the provisions of this act shall be paid into the State Treasury and shall be set apart and be kept in a separate fund which shall be known as "The State Bond Forest Fund"

All moneys in the State Bond Forest Fund from time to time are specifically appropriated to the Department of Forests and Waters for the purpose of paying the purchase price and expense of acquiring land in the State for forest purposes

The Auditor General shall upon requisition from time to time of the Secretary of Forests and Waters draw his warrant upon the State Treasury for the amounts specified in such requisitions not exceeding however the amount in such fund at the time of making such requisitions

DEPOSITS WITH STATE DEPOSITORIES

Section 5 The State Treasury with the approval of the Governor and the Auditor General is authorized to deposit any of the moneys in the State Bond Forest Fund not requisitioned by the Secretary of Forests and Waters in any of the qualified state depositories of the Commonwealth All such deposits shall be secured in such manner and shall be made upon such terms and conditions as are now provided for by existing law relative to state depositories

REGISTRATION OF BONDS.

Section 6 The Auditor General shall prepare the necessary registry books to be kept in the office of the duly authorized loan and transfer agent of the Commonwealth for the registration of any bonds at the request of owners thereof All bonds which are issued without interest coupons attached shall be registered in the registry books kept by the duly authorized loan and transfer agent of the Commonwealth

INFORMATION TO GENERAL ASSEMBLY

Section 7 It shall be the duty of the Governor during the biennial session of the General Assembly to give to the General Assembly full information in relation to the issuing of bonds for the purpose of acquiring land in the State for forest purposes under the provisions of this act to enable the General Assembly to provide by appropriation the moneys necessary for the sinking fund of the Commonwealth for the payment of the interest of said bonds and the principal thereof at maturity

The Auditor General shall also give to each General Assembly a statement of the compensation due the duly authorized loan and transfer agent of the Commonwealth for its service payment of which shall be be made by appropriation on a basis to be fixed by the Governor the Auditor General and the State Treasurer but not to exceed thirty cents per one thousand dollars for the original certification and registration and after the original issuance and sale of such bonds by the Commonwealth the duly authorized loan and transfer agent of the Commonwealth shall receive as compensation for the transfer and registration thirty cents per one thousand dollars of bonds so transferred and registered in any one year

SINKING FUND INVESTMENTS REDEMPTION OF BONDS

Section 8 All bonds issued under the authority of this act shall be redeemed at maturity and all interest due from time to time on such bonds shall be paid by the Board of Finance and Revenue of the Treasury Department of the Commonwealth For the specific purposes of redeeming said bonds at maturity and paying all interest thereon and in accordance with the information received from the Governor as provided in section seven of this act the General Assembly shall appropriate biennially the moneys necessary for the payment of the interest on said bonds and the principal thereof at maturity All moneys so appropriated shall be paid into the sinking fund by the State Treasurer and all such moneys not necessary to pay accruing interest shall be invested by the Board of Finance and Revenue in such securities as are provided by law for the investment of the sinking funds of the Commonwealth

The investments and moneys and the accumulations thereon in the sinking fund shall be devoted to and be used exclusive for the payment of the interest accruing on such bonds and their redemption at maturity Provided however That the Board of Finance and Revenue is authorized at any time to use any of such funds for the purchase and retirement of all or any part of the bonds issued under the authority of this act In the event that all or any part of said bonds shall be purchased by the Board of Finance and Revenue they shall be cancelled and returned unto the State Treasurer as cancelled and paid bonds and thereafter all payments of interest thereon shall cease and the cancelled bonds and coupons shall be destroyed within two years after cancellation in the presence of the Governor the Auditor General and the State Treasurer and a certificate evidencing the destruction satisfactory to the duly authorized loan and transfer agent of the Commonwealth shall be furnished to it All cancelled bonds and couponss shall be so marked as to make the cancelled bonds and coupons non-negotiable

REPORT OF STATE TREASURER

Section 9 The State Treasurer shall in his report furnish to each General Assembly and so long as any bonds of the Commonwealth issued under the provisions of this act are outstanding a detailed statement of the total amount of bonds issued redeemed cancelled and destroyed and the total amount of the proceeds thereof used by the Department of Forests and Waters for the purpose of acquiring land in the State for forest purposes

APPROPRIATION

Section 10 In order to defray all necessary expenses including printing engraving and advertising connected with the issuance of bonds authorized by the provisions of this act the sum of fifty thousand dollars ($50,000) or so much thereof as may be necessary is hereby specifically appropriated

Payments from said appropriation shall be made on order of the Governor by warrant of the Auditor General on the State Treasurer

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. CRAIG. Mr. Speaker, I move that House Bill No. 591, file folio 857, be recommitted to the Committee on Appropriations.

Mr. TALBOT. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 269, as follows:

An Act to amend clause (d) of section fifty-nine of an act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred and forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof of judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" providing for payments of property belonging to minors without appointments of guardian in estates of three hundred dollars or less

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennnsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause (d) of section fifty-nine of an act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred and forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certin cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" is hereby amended to read as follows

(d) The orphans' court shall not appoint the father or the mother of a minor as guardian of the estate of said minor Provided That nothing herein contained shall be construed to extend to the case of a testamentary guardian And provided further That where the estate of the minor shall be of the value of three hundred dollars or less the court may in its discretion authorize payment or delivery thereof to the natural guardian of the minor or the person by whom the minor is maintained or to the minor without the appointment of a guardian by the court or the entry of security

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and cousideration of House Bill No. 195, entitled:

An Act to further amend section thirteen of the act approved the thirtieth day of January one thousand eight hundred and seventy-four (Pamphlet Laws thirty-one) en-

titled "A Further Supplement to the act regulating elections in this Commonwealth" as amended empowering associate judges to act as return boards where the resident judge is a candidate

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and is is hereby enacted by the authority of the same That section thirteen of the act approved the thirtieth day of January one thousand eight hundred and seventy-four (Pamphlet Laws thirty-one) entitled "A further supplement to the act regulating elections in this Commonwealth" which was amended by the act approved the nineteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred sixty-seven entitled "An act to amend section thirteen of the act approved the thirtieth day of January one thousand eight hundred and seventy-four (Pamphlet Laws thirty-one) entitled 'A further supplement to the act regulating elections in this Commonwealth' as amended by authorizing the members of the board for receiving computing and certifying election returns to act when a majority of the members thereof are not qualified" is hereby further amended to read as follows

Section 13 As soon as the polls shall close the officers of election shall proceed to count all the votes cast for each candidate voted for and make a full return of the same in triplicate with a return sheet in addition in all of which the votes received by each candidate shall be given after his or her name first in words and again in figures and shall be signed by all of said officers and certified by overseers if any or if not so certified the overseers and any officer refusing to sign or certify or either of them shall write upon each of the returns his or their reasons for not signing or certifying them The vote as soon as counted shall also be publicly and fully declared from the window to the citizens present and a brief statement showing the votes received by each candidate shall be made and signed by the election officers as soon as the vote is counted and the same shall be immediately posted upon the door of the election house for information of the public The triplicate returns shall be enclosed in envelopes and sealed in presence of the officers and one envelope with the unsealed return sheet given to the judge which shall contain one list of voters tally paper and oaths of officers and another of said envelopes shall be given to the minority inspector All judges living within twelve miles of the prothonotary's office or within twenty-four miles if their residence be in town village or city upon the line of a railroad leading to the county seat shall before two o'clock post meridian of the day after the election and all other judges shall before twelve o'clock meridan of the second day after election deliver said return together with return sheet to the prothonotary of the court of common pleas of the county which said return sheet shall be filed and the day and hour of filing marked thereon and shall be preserved by the prothonotary for public inspection At twelve o'clock on the second day following any election the prothonotary of the court of common pleas shall present the said returns to the said court In counties where there is no resident president judge or where the resident president judge is himself a candidate for any office at said election the associate judges shall perform the duties imposed upon the court of common pleas which shall convene for said purpose the returns presented by the prothonotary shall be opened by said court and computed by such of its officers and such sworn assistants as the court shall appoint in the presence of the judge or judges of said court and the returns certified and certificates of election issued under the seal of the court as is now required to be done by return judges and the vote as so computed and certified shall be made a matter of record in said court The sessions of the said court shall be open to the public And in case the returns of any election district shall be missing when the returns are presented or in case of complaint of a qualified elector under oath charging palpable fraud or mistake and particularly specifying the alleged fraud or mistake or where fraud or mistake is apparent on the return the court shall examine the return and if in the judgment of the court it shall be necessary to a just return said court shall issue summary process against the election officers and overseers if any of the election district complained of to bring them forthwith into court with all election papers in their possession and if palpable mistake or fraud shall be discovered it shall upon such hearing as may be deemed necessary to enlighten the court be corrected by the court and so certified but all allegations of palpable fraud or mistake shall be decided by the said court within three days after the day the returns are brought into court for computation and the said inquiry shall be directed only to palpable fraud or mistake and shall not be deemed a judicial adjudication to conclude any contest now or hereafter to be provided by law and the other of said triplicate returns shall be placed in the box and sealed up with the ballots Nothing in this act shall require the return of election of township or borough officers to be made to the court as directed in this section but all returns of the election of township and borough officers shall be enclosed in a sealed cover directed to the prothonotary of the court of common pleas of the proper county and shall by some of them be delivered into his office within three days after every such election and filed therein In counties where there are three or more judges of said court learned in the law at least two judges shall sit to compute and certify returns unless unavoidably prevented If any of the said judges shall himself be a candidate for any office at any election he shall not sit with the court or act in counting the returns of such election and in such cases the other judges if any shall act and if in any county there shall be no judge qualified to hold the said court under the provisions of this act present and able to act then and in every such case the register of wills the sheriff and the county commissioners of the proper county shall be and constitute a board who or a majority of whom shall have and exercise all the powers and perform all the duties vested in or required to be performd by the court of common pleas of such county by and under the provisions of this section but none of the said officers shall act as a member of such board when himself a candidate for any office at the election the returns of which the said board is required to count under the provisions of this section If in any such case a majority of such officers are candidates for office at such election then the officer or officers members of said board who are not candidates shall have and exercise the powers and perform the duties herein delegated to the said board The returns required by this act to be presented by the prothonotary of the courts of common pleas of Philadelphia and Allegheny respectively shall be presented to such two or more of the judges of the several courts of common pleas of said counties respectively as the judges of said courts or a majority of them may designate to perform the duty of receiving computing and certifying said returns When two or more counties or parts of two or more counties are connected for the election of any officer the courts of such counties or parts of counties comprising the district shall each appoint a return judge resident within such district to meet within seven days after the day of election of such officers at such place as is required by law or if no place of meeting is designatd by law at such plac wthin such district where the returns of the election of such officer shall by law be directed to be filed to compute and certify the vote of such district and it shall be the duty of the return judges in such cases to transmit it to the person elected as such officer's certificate of his election within five days after the day of making up such return All officers provided for by this act shall be compensated as like officers are paid by existing laws Whenever a place has been or shall be provided by the authorities of any city county township or borough for the safekeeping of ballot boxes the judge and minority inspector shall after the election shall be finished and the ballot box or boxes containing the tickets list of voters and other papers have been securely bound with tape and seal and the signatures of the judge and inspectors affixed thereto forthwith deliver the same together with the remaining boxes to the mayor and recorder of such city or in counties townships or boroughs to such person or persons as the court of common pleas of the proper county may designate at the place provided as aforesaid who shall then deposit the said boxes and keep the same to answer the call of any court or tribunal authorized to try the merits of such election Whenever the election officers of any election district shall require the election boxes of such district to hold any election which by law they are or shall be required to hold they shall keep the same securely in their possession without opening until the morning of such election and until they shall severally be sworn or affirmed not to disclose how any elector shall have voted and after being so sworn or affirmed they shall open the said boxes and burn and totally destroy all the ballots and other

papers which they shall find therein before proceeding to hold such election

On the question,

Will the House agree to the section?

Mr. RHODES. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend sec. 1, page 3, line 5 by inserting after the word "in" the word "a".

Amend sec. 1, page 4, line 25 by striking out the word "return" and inserting in lieu thereof "returns."

Amend sec. 1, page 6, line 12 by striking out the word "officers" and inserting in lieu thereof "officer."

Amend sec. 1, page 6, line 29 by striking out the word "judge" and inserting in lieu thereof "judges."

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to further amend section thirteen of the act approved the thirtieth day of January one thousand eight hundred and seventy-four (Pamphlet Laws thirty-one) entitled "A further supplement to the act regulating elections in this Commonwealth' as amended empowering associate judges to act as return boards where the resident president judge is a candidate

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 470, as follows:

An Act to amend section one thousand and nine of the act approved the third day of June one thousand nine hundred and fifteen (Pamphlet Laws seven hundred and ninety-seven) entitled "An act to establish a Bureau of Forest Protection within the Department of Forestry designating the officers who shall constitute the Bureau their duties and salaries prescribing penalties for the violation thereof and repealing all laws general special or local or any parts thereof that may be inconsistent with or supplied by this act" said section having been added to Article ten of said act by the act approved April twenty-sixth one thousand nine hundred and twenty-three (Pamphlet Laws ninety) entitled "An act to amend Article ten of the act approved the third day of June one thousand nine hundred and fifteen (Pamphlet Laws seven hundred and ninety-seven) entitled 'An act to establish a Bureau of Forest Protection within the Department of Forestry designating the officers who shall constitute the Bureau their duties and salaries prescribing penalties for the violation thereof and repealing all laws general special or local or any parts thereof that may be inconsistent with or supplied by this act' adding thereto a section to be section one thousand nine providing a penalty for interfering with notices posted by the Department"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand nine of the Act approved the third day of June one thousand nine hundred and fifteen (Pamphlet Laws seven hundred and ninety-seven) entitled "An act to establish a Bureau of Forest Protection within the Department of Forestry designating the officers who shall constitute the Bureau their duties and salaries prescribing penalties for the violation thereof and repealing all laws general special or local or any parts thereof that may be inconsistent with or supplied by this act" said section having been added to Article ten of said act by the act approved the twenty-sixth day of April one thousand nine undred and twenty-three (Pamphlet Laws ninety) entitled "An act to amend Article ten of the act approved the third day of June one thousand nine hundred and fifteen (Pamphlet Laws seven hundred and ninety-seven) entitled 'An act to estalish a Bureau of Forest Protection within the Department of Forestry designating the officers who shall constitute the Bureau their duties and salaries prescribing penalties for the violation thereof and repealing all laws general special or local or any parts thereof that may be inconsistent with or supplied by this act' adding thereto a section to be section one thousand nine providing a penalty for interfering with notices posted by the Department" is hereby amended to read as follows

Section 1009 Penalty for Multilating Notices Any Person who shall without authority destroy deface or remove any notice sign or poster of the Department of Forests and Waters or by any agent of the Department of Forestry posted for the better protection of woodlots forests of wild lands from fire shall upon conviction thereof in a summary proceeding before any magistrate alderman or justice of the peace be sentenced to pay a fine not exceeding ten dollars and in default of the payment of such fine and costs be imprisoned in the county jail one day for each dollar of fine and costs unpaid

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 432, entitled:

An Act to amend clause (c) of section eight of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws three hundred sixty-three) entitled "An act relating to the organization jurisdiction and procedure of the orphans' courts the powers and duties of the judges thereof and appeals therefrom" authorizing separate orphans' courts to establish a bill of costs for issuing marriage licenses

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause (c) of section eight of the act approved the seventh day of June one thousand nine hundred and seventeen ,Pamphlet Laws three hundred and sixty-three) entitled "An act relating to the organization jurisdiction and procedure of the orphans' courts the powers and duties of the judges thereof and appeals therefrom" is hereby amended to read as follows

(c) The separate orphans' courts of this Commonwealth may establish a bill of costs to be chargeable to parties and the estates before them for settlement for the cost of issuing marriage licenses to adults and minors and for the services of the clerks of said courts respectively in the transaction of business of said courts In counties wherein no separate orphans' courts have been or shall be established the law as to fees to be charged by clerks of the orphans' courts shall remain as heretofore

On the question,

Will the House agree to the section?

Mr. NEELY. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, page 2, line 17, by striking out the word "the"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section and title were separately read and agreed to as follows:

Section 2 This act does not repeal any of the provisions of the act approved the eleventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred and ninety-four) entitled "An supplement to the act approved the twenty-third day of June one thousand eight hundred and eighty-five (Pamphlet Laws one hundred and forty-six) entitled 'An act realting to the marriage licenses providing for officers herein indicated to issue licenses for parties to marry' imposing an additional license fee for the use of the Commonwealth"

An Act to amend clause (c) of section eight of the act approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 363), entitled "An act relating to the organization, jurisdiction, and procedure of the orphans' court; the powers and duties of the judges thereof; and appeals therefrom;" authorizing separate orphans' courts to establish a bill of costs for issuing marriage licenses.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 484, as follows:

An Act to amend section seven of the act approved the first day of May one thousand nine hundred and nine (Pamphlet Laws three hundred and forty-four) entitled "An act to regulate the manufacture and sale of commercial fertilizers prescribing penalties for its violation and repealing an act entitled 'An act to regulate the manufacture and sale of commercial fertilizers providing for its enforcement and prescribing penalties for its violation' approved the twenty-fifth day of March Anno Domini one thousand nine hundred and one" further defining commercial fertilizers

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seven of the act approved the first day of May one thousand nine hundred and nine (Pamphlet Laws three hundred and forty-four) entitled "An act to regulate the manufacture and sale of commercial fertilizers prescribing penalties for its violation and repealing an act entitled 'An act to regulate the manufacture and sale of commercial fertilizers providing for its enforcement and prescribing penalties for its violation' approved the twenty-fifth day of March Anno Domini one thousand nine hundred and one" is hereby amended to read as follows

Section 7 The term "commercial fertilizers" as used in this act shall be construed to mean any and every substance imported manufactured prepared or sold for fertilizing or manuring purposes except the dung of domestic animals marl lime and wood-ashes and not exempt by the provisions of section one of this act No commercial fertilizer containing less than one per centum of ammonia or one per centum of available phosphoric acid ($P^2O^5$) or one per centum water soluble potash ($K^2O$) nor any mixed fertilizer or mixture composed of two or more ingredients containing less than fourteen per centum of total plant food namely not less than one per centum of ammonia or one per centum of available phosphoric acid ($P^2O^5$) or one per centum of water soluble potash ($K^2O$) shall be sold offered for sale or exposed for sale in this Commonwealth No commercial fertilizer intended or sold for tobacco fertilization or having the word "tobacco" as part of its brand or trade name shall contain muriate of potash manure salts kainit or any other commercial potash combined with chlorine as chloride of potash

This amendment shall take effect and be in force January first one thousand nine hunderd and twenty-six

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 431, as follows:

An Act to amend the act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred two) entitled "An act relating to mattresses pillows bolsters feather beds comfortables cushions and upholstered furniture regulating the making remaking renovating sterilizing disinfecting sale leasing delivering and consigning thereof and the possession thereof with intent to sell lease deliver or consign"

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of the act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred two) entitled "An act relating to mattresses pillows bolsters feather beds comfortables cushions and upholstered furniture regulating the making remaking renoviating sterlizing disinfecting sale leasing delivering and conisgning thereof and the possession thereof with intent to sell lease deliver or consign" is hereby amended to read as follows

Section 3 Any person engaged in the making remaking or renovating of any mattresses pillow bolster comfortable cushion or article of upholstered furniture in which new or second hand material is used or in the making of any new or secondhand feather or down filled article coming under the provisions of this act shall register with the Secretary of the Department of Labor and Industry as a manufacturer of such articles and shall be assigned by the Secretary of Labor and Industry a registration number which number shall be used by said person so registered in place of his name upon any tags hereinafter required to be placed upon any article manufactured and sold by such person

Any person engaged in the making remaking or renovating of any mattress pillow bolster comfortable cushion or article of upholstered furniture in which secondhand material is used or in the making of any new or secondhand feather or down filled article or engaged in sterilizing and disinfecting any material feathers or article coming under the provisions of this act shall submit to the Secretary of the Department Commissioner of Labor and Industry for approval a reasonable and effective process together with duplicate plans of apparatus or auxiliary devices for the sterilization and disinfection of secondhand material feathers and secondhand articles herein enumerated

Upon the approval of such process for sterilization and disinfection a numbered permit for its use shall be issued to the applicant by the commissioner Such permit shall expire one year from date of approval Every person to whom a permit has been issued shall keep such permit conspicuously posted in his office or place of business Refusal to display such permit in accordance with this act shall be sufficient reason to revoke and forfeit the permit

Nothing in this act shall prevent any person engaged in the making remaking renovating or sale of any article herein described which requires sterilizing and disinfecting under the provisions hereof from having such sterilizing and disinfecting performed by any person to whom a permit for such purposes has been issued providing the number of the permit shall appear in the statement on the tag attached to the article

On the question,

Will the House agree to the section?

## BILL RECOMMITTED.

Mr. NEELY. Mr. Speaker, I move that House Bill No. 431, file folio 905, be recommitted to the Committee on Public Health and Sanitation for the purpose of a public hearing.

Mr. STADTLANDER. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 88, as follows:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That the following amendment to the Constitution of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That section four of article nine of the Constitution of Pennsylvania is hereby amended to read as follows

Section 4 No debt shall be created by or on behalf of the State except to supply casual deficiencies of revenue repel invasions suppress insurrection defend the State in war or to pay existing debt and the debt created to supply deficiencies in revenue shall never exceed in the aggregate at any one time one million dollars Provided however That the General Assembly irrespective of any debt may authorize the State to issue bonds to the amount of one hundred millions of dollars for the purpose of improving and rebuilding the highways of the Commonwealth Provided further however That the General Assembly irrespective of any debt may authorize the State to issue bonds to the amount of thirty-five millions of dollars for the payment of compensation to certain persons from this State who served in the Army Navy or Marine Corps of the United States during the World War between the sixth day of April one thousand nine hundred and seventeen and the eleventh day of November one thousand nine hundred and eighteen

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 507 (Senate Bill No. 61), entitled:

An Act to amend route number one hundred and two of section six of an act approved the thirty-first day of May one thousand nine hundred and eleven (P. L. 468), entitled "An Act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of Commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligations and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway and procedure therein providing for work of improvement of State Highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State Highways and State-aid Highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State Highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of the act" as amended.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 723, (Senate Bill No. 198), entitled:

An Act to amend section two of the act approved the eighth day of May one thousand nine hundred and nineteen (P. L. 148), entitled "'An Act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll bridges over the Delaware River" as amended

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 721, (Senate Bill No. 202), entitled:

An Act in relation to the procedure in certain classes of cases in which there is raised a question as to the jurisdiction of a court of first instance over the defendant or the cause of action for which suit is brought and authorizing appeals from the preliminary decision of such questions

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 578, (Senate Bill No. 109), entitled:

An Act validating certain proceedings and elections of counties, cities, boroughs, townships, school districts and other incorporated districts or municipalities had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance to such proceedings and elections.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considerd in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 681, (Senate Bill No. 48), entitled:

An Act relating to fruits syrups and prohibiting the manufacture sale offering for sale exposing for sale or having in possession with intent to sell of any adulterated or misbranded fruit syrups and providing penalties for the violation thereof and providing for the enforcement thereof

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILLS ON FINAL PASSAGE.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 421, as follows:

An Act making it unlawful to bribe or attempt to bribe any professional baseball player professional foot-ball player boxer or wrestler and for such player boxer or wrestler to accept agree to accept or solicit bribes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That if any person directly or indirectly or by means of and through any artful and dishonest device whatever give or offer to give any money goods or other persent or award or give and make any promise contract or agreement for the payment delivery or alienation of any money goods or other bribe to any professional baseball player professional foot-ball player professional boxer or professional wrestler with intent to influence him to lose or try to lose a baseball game foot-ball game or boxing or wrestling match in which he is taking part or expects to take part such person shall be guilty of a misdemeanor and on conviction be sentenced to pay a fine not exceeding two thousand dollars and to undergo imprisonment by separate or solitary confinement at labor not exceeding three years

Section 2 If any person being a professional baseball player professional foot-ball player professional boxer or professional wrestler shall solicit receive or accept or shall agree to receive or accept any such bribe to influence him to lose a baseball game foot-ball game or boxing or wrestling ing or wrestling match in which he is taking part or expects to take part such person shall be guilty of a misdemeanor and on conviction be sentenced to pay a fine not exceeding five thousand dollars and to undergo an imprisonment by separate or solitary confinement at labor not exceeding five years

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—193.

| | | | |
|---|---|---|---|
| Adam, | Fockler, | Malie, | Rieder, |
| Alexander, | Fratt, | Mangan, | Royle, |
| Anderson, | Frye, | Marcus, | Sarig, |
| Armstrong, | Fuller, | Marshall, | Sautter, |
| Aston, | Gelnett, | Martz, | Schilling, |
| Bagshaw, | Gilchrist, | McBride, | Schoener, |
| Baldi, | Goehring, | McCaig, | Schwartz, |
| Bartley, | Goodnough, | McCann, | Shaffer, |
| Behney, | Goss, | McClure, J. F., | Shambach, |
| Bell, F. A. | Greeby, | McClure, J. H., | Sheffer, |
| Bell, W. T. | Greenstein, | McCormick, | Smith, G. A., |
| Bentley. | Griffith, | McDaniel, | Smith, H. J., |
| Bickett, | Grimes, | McDermott, | Soffel, |
| Bidelspacher, | Guerin, | McGowan, | Sowers, |
| Blair, | Haas, | McKim, | Speer, |
| Blumberg, | Hall, | McLaughlin, | Spencer, |
| Bray, | Hantz, | Memolo, | Stadtlander, |
| Brewster, | Harding, | Metzger, | Stark, |
| Bromley, | Harer, | Metzinger, | Staudenmeier, |
| Brown, E., | Hart, | Millar, | Stavitski, |
| Brown, E. P., | Haws, | Miller, C., | Sterling, |
| Brown, T. J., | Heffernan, | Miller, H. A., | Stock, |
| Burchinal, | Heffran, | Moffatt, | Storer, |
| Burke, | Henderson, | Moore, | Strayer, |
| Bush, | Hess, | Morrison, | Talbot, |
| Calhoun, | Himes, | Muldowney, | Thomas, L. D., |
| Canon, | Holcombe, | Myers, | Thomas, M. G., |
| Colville, | Holmes, | Neely, | Toepfer, |
| Conner, | Holtzman, | Nicholson, | Towner, |
| Craig, | Hoover, | Nolte, | Trescher, |
| Critchfield, | Horn, | North, | Turner, |
| Cross, | Howe, | Orr, | Voltz, |
| Davis, | Hricko, | Parkinson, | Washington, |
| DeFrehn, | Huber, | Patterson, B.H., | Watson, |
| Derby, | Irvin, | Patterson, F.W., | Weamer, |
| Diehm, | Jones, | Patterson, M., | Wells, |
| Dietz, | Labar, | Peelor, | Welty, |
| Dilsheimer, | Lafferty, | Pennock, | Wettach, |
| Donnell, | Lauver, | Perry, | Wheeler, |
| Drumbor, | Leidich, | Phillips, | Whitehouse, |
| Eaches, | Little, H. A., | Pitts, | Williams, |
| Earley, | Little, J. T., | Posey, | Wilson, |
| Ede, | Lockhart, | Powell, | Witherspoon, |
| Edmonds, | Lotz, | Prosser, | Witkin, |
| Emhardt, | Lucas, | Pryor, | Wood, N., |
| Evans, B. P., | Ludlow, | Raymond, | Wright, |
| Evans, F. D., | Lukehart, | Reader, | Bluett, |
| Filnchbaugh, | MacMillan, | Rhodes, | Speaker. |
| Flynn, | | | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

## ANNOUNCEMENT BY THE SPEAKER.

The SPEAKER. The Chair hopes that it will not be necessary for me to again call the House to order. It is absolutely impossible for the Clerks to hear what is going on, much less to call the roll. I hope that order will be preserved during the session of the House.

## BILL ON FINAL PASSAGE.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 366, as follows:

An Act amending clause forty-six of section three of Article five of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" as amended so as to provide that the cities of said class shall have the right to exercise the powers and authority of local self-government in all municipal affairs

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause forty-six of section three of Article five of the act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" which was amended by the act approved the twenty-seventh day of May one thousand nine hundred and nineteen (Pamphlet Laws three hundred ten) entitled "An act to amend and revise an act entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto' approved the twenty-seventh day of June Anno Domini one thousand nine hundred and thirteen enlarging changing modifying and

defining certain of the powers of cities of the third class" is hereby further amended to read as follows

46 That in addition to the powers and authority vested in each city of the third class by the provisions of the foregoing clause of this section each of the said cities shall have power and authority to make all such ordinances by-laws rules and regulations (not inconsistent with or restrained by the Constitution and laws of this Commonwealth) as may be expedient or necessary for the proper management care and control of the city and its finances and the maintenances of the peace good government safety and welfare of the city and its trade commerce and manufactures and also all such ordinances by-laws rules and regulations as may be necessary in and to the exercise of [full and complete] the powers and authority of local self-government in all municipal affairs Provided however That no ordinance by-law rule or regulation shall be made or passed which contravenes or violates any of the provisions of the Constitution of the United States or of this Commonwealth or of any Act of Assembly heretofore or that may be hereafter passed in force in said city and the said ordinance by-laws rules and regulations to alter modify and repeal at pleasure and to enforce all ordinances inflicting penalties upon inhabitants or other persons for violations thereof not exceeding three hundred dollars for any one offense recoverable with costs together with judgment of imprisonment not exceeding ninety days if the amount of said judgment and costs shall not be paid

On the question,

Shall the bill pass finally?

## RECONSIDERATION OF VOTE.

Mr. McCAIG. Mr. Speaker, I move that the vote by which House Bill No. 366, file folio 739 passed on third reading be reconsidered.

Mr. TALBOT. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. CRAIG. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk then read the amendment as follows:

Amend Sec. 1, page 2, line 27 by striking out the word "maintenace" and inserting in lieu thereof "maintenance."

The SPEAKER. Will the House give unanimous consent to the insertion of the amendment at this time? Is there any objection? The Chair hears none and the amendment will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

## BILL ON FINAL PASSAGE.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 82, as follows:

An Act amending sections one and two of an act approved the twelfth day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred and forty-eight) entitled "An act providing for the depositing of money with the clerk of the several courts of quarter sessions and oyer and terminer or other courts of record having jurisdiction in this Commonwealth in lieu of bail and recognizances with surety or sureties in criminal or quasi criminal prosecutions desertion or nonsupport and surety of the peace cases pending in said courts and fixing the fees of the said clerk of the courts" providing for the depositing of cash bail by others than defendants

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twelfth day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred and forty-eight) entitled "An act providing for the depositing of money with the clerk of the several courts of quarter sessions and oyer and terminer or other courts of record having jurisdiction in this Commonwealth in lieu of bail and recognizances with surety or sureties in criminal or quasi criminal prosecutions desertion or nonsupport and surety of the peace cases pending in said courts and fixing the fees of the said clerk of the courts" is hereby amended to read as follows

Section 1 That in all criminal or quasi criminal prosecutions in any of the courts of quarter sessions and oyer and terminer or other courts of record having jurisdiction desertion or non-support and surety of the peace pending in the said courts of this Commonwealth in lieu of bail and recognizances with surety or sureties thereon required and approved by the court the party or parties required to give and enter said bail or recognizances or any other person or persons in their behalf are hereby authorized and allowed to deposit with the clerk of the respective court in which said prosecution or proceeding is pending the amount in which bail or recognizance is required in current funds of the United States and said deposit shall be sufficient bail or recognizance upon the defendant or defendants entering his as their own bail or recognizance in the prosecution or proceeding to which said defendant or defendants would be entitled under existing laws by entering bail or recognizance with sufficient surety or surities approved by the said court

Section 2 That section two of said act is hereby amended to read as follows

Section 2 That the clerk of the said court with whom any such deposit in lieu of surety or sureties shall be made shall furnish a receipt for the same to the person or persons making such deposit and shall deposit said funds in some national bank or trust company approved by the court for the use of the party or parties who may thereafter recover the same or become entitled thereto by reason of the forfeiture or other breach of the condition of the bail or recognizance in the prosecution or proceeding in which the said deposit was made Provided however That upon the proper order of the said court the clerk aforesaid shall be required to pay to the party or parties entitled thereto the said money deposited with him less his commission for receipting and paying out said moneys which commission is hereby fixed at one-half of one per centum on all such moneys paid out with a minimum commission of three dollars A record of said money receipted for and paid out the commissions retained the name of parties from whom received and to whom paid shall be entered at the number and term of said prosecution or proceeding upon the record of the court by the clerk thereof In case there is no forfeiture or breach of condition of the bail or recognizance entered by the defendant or defendants in the prosecution or proceeding and the same is terminated then upon the order of the court the clerk shall pay said money deposited to the defendant or defendants or to the person or persons depositing the same in their behalf after the deduction of his commission as hereinbefore provided

On the question,

Shall the bill pass finally?

## RECONSIDERATION OF VOTE.

Mr. GOEHRING. Mr. Speaker, I move that the vote by which House Bill No. 82, file folio 742, passed on third reading, be reconsidered.

Mr. STADTLANDER. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. GOEHRING. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk then read the amendments as follows:

Amend Sec. 1, page 1, line 5, by striking out the word "Law" and insert in lieu thereof "Laws"

Amend Sec. 1, page 2, line 20, by striking out the word "preseution," and insert in lieu thereof "prosecution"

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there any objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 140, entitled:

An Act to amend the twelfth clause of section three hundred and eighty-one, chapter seven, of an act approved the fourteenth day of July, one thousand nine hundred and seventeen, (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto."

On the question,

Will the House agree to the bill on third reading?

Mr. LUDLOW. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk then read the amendment as follows:

Amend Section 1, page 2 by striking out lines one to five both inclusive.

Amend Section 1, page 2 by adding the following: "XII To provide by contract or otherwise for the collection and removal of ashes and garbage. Any such contract may be made for a period not to exceed three years."

The SPEAKER. Will the House give unanimous consent to the insertion of the amendment at this time? Is there objection? This Chair hears none and the amendments will be inserted in accordance with the instruction of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 384, entitled:

An Act regulating the conduct of policemen and firemen at elections and in relation thereto in cities of the second and third class and providing penalties

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—187

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | Lucas, | Rhodes, |
| Alexander, | Flinchbaugh, | Ludlow, | Rieder, |
| Allman, | Fockler, | Lukehart, | Royle, |
| Anderson, | Fratt, | MacMillan, | Sarig, |
| Armstrong, | Frye, | Mangan, | Schilling, |
| Aston, | Fuller, | Marcus, | Schoener, |
| Baldi, | Gelnett, | Martz, | Schwartz, |
| Behney, | Gilchrist, | Mathay, | Shaffer, |
| Bell, F. A. | Goehring, | McCaig, | Shambach, |
| Bell, W. T. | Goodnough, | McCann, | Sheffer, |
| Bentley. | Goss, | McClure, J. F., | Smith, G. A., |
| Berkheiser, | Greeby, | McClure, J. H., | Smith, H. J., |
| Bickett, | Greenstein, | McDaniel, | Soffel, |
| Bidelspacher, | Griffith, | McDermott, | Sowers, |
| Blair, | Grimes, | McKim, | Speer, |
| Blumberg, | Guerin, | McLaughlin, | Spencer, |
| Bray, | Haas, | Memolo, | Stadtlander, |
| Brewster, | Haines, | Metzger, | Stark, |
| Bromley, | Hall, | Metzinger, | Staudenmeier, |
| Brown, E., | Hantz, | Millar, | Stavitski, |
| Brown, E. P., | Harding, | Miller, C., | Sterling, |
| Brown, T. J., | Harer, | Miller, H. A., | Stock, |
| Burchinal, | Hart, | Moffatt, | Storer, |
| Burke, | Haws, | Moore, | Strayer, |
| Canon, | Heffernan, | Morrison, | Talbot, |
| Colville, | Heffran, | Muldowney, | Thomas, L. D., |
| Conner, | Henderson, | Munley, | Thomas, M. G., |
| Craig, | Hess, | Myers, | Toepfer, |
| Critchfield, | Himes, | Neely, | Towner, |
| Cross, | Holmes, | Nicholson, | Trescher, |
| Davies, | Holtzman, | Nolte, | Turner, |
| Davis, | Hoover, | North, | Voltz, |
| DeFrehn, | Horn, | Parkinson, | Watson, |
| Deibler, | Howe, | Patterson, B.H., | Weamer, |
| Dengler, | Hricko, | Patterson, F.W., | Wells, |
| Derby, | Huber, | Patterson, M., | Welty, |
| Diehm, | Jones, | Peelor, | Wheeler, |
| Dilsheimer, | Kelly, | Pennock, | Whitehouse, |
| Donnell, | Labar, | Perry, | Williams, |
| Drumbor, | Lafferty, | Pitts, | Wilson, |
| Duddy, | Leidich, | Posey, | Witherspoon, |
| Eaches, | Little, H. A., | Powell, | Witkin, |
| Earley, | Little, J. T., | Prosser, | Wood, N., |
| Ede, | Lockhart, | Pryor, | Wright, |
| Edmonds, | Long, | Raymond, | Bluett, |
| Emhardt, | Lotz, | Reader, | Speaker. |
| Evans, B. P., | | | |

NAYS—2

| | |
|---|---|
| Malie, | Wettach, |

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 210, entitled:

An Act validating certain proceedings and elections of counties, cities, boroughs, township, school districts, and other municipalities or incorporated districts, had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four, entitled "An act to regulate the manner of increasing the indebtednes of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto; and validating bonds issued or authorized to be issued in pursuance of such proceedings and elections.

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—192.

| | | | |
|---|---|---|---|
| Adam, | Fockler, | MacMillan, | Rieder, |
| Alexander, | Fratt, | Malie, | Royle, |
| Allman, | Frye, | Mangan, | Sarig, |
| Anderson, | Fuller, | Marcus, | Sautter, |
| Armstrong, | Gelnett, | Marshall, | Schilling, |
| Bagshaw, | Gilchrist, | Martz, | Schoener, |
| Baldi, | Goehring, | Mathay, | Schwartz, |
| Bartley, | Goodnough, | McBride, | Shaffer, |
| Behney, | Goss, | McCaig, | Shambach, |
| Bell, F. A. | Greeby, | McClure, J. F., | Sheffer, |
| Bell, W. T. | Greenstein, | McClure, J. H., | Smith, G. A., |
| Bentley. | Griffith, | McCormick, | Smith, H. J., |
| Berkheiser, | Grimes, | McDaniel, | Soffel, |
| Bidelspacher, | Guerin, | McDermott, | Sowers, |
| Blair, | Haas, | McKim, | Speer, |

| | | | |
|---|---|---|---|
| Blumberg, | Haines, | McLaughlin, | Spencer, |
| Bray, | Hall, | Memolo, | Stadtlander, |
| Brewster, | Hantz, | Metzger, | Stark, |
| Bromley, | Harding, | Metzinger, | Staudenmeier, |
| Brown, E., | Harer, | Millar, | Stavitski, |
| Brown, E. P., | Hart, | Miller, C., | Sterling, |
| Brown, T. J., | Haws, | Miller, H. A., | Stock, |
| Burchinal, | Heffernan, | Moffatt, | Storer, |
| Bush, | Heffran, | Moore, | Strayer, |
| Calhoun, | Henderson, | Morrison, | Talbot, |
| Colville, | Hess, | Muldowney, | Thomas, L. D., |
| Conner, | Himes, | Myers, | Thomas, M. G., |
| Craig, | Holcombe, | Neely, | Toepfer, |
| Critchfield, | Holmes, | Nicholson, | Towner, |
| Cross, | Holtzman, | Nolte, | Trescher, |
| Davies, | Hoover, | North, | Turner, |
| Davis, | Horn, | Orr, | Voltz, |
| DeFrehn, | Howe, | Parkinson, | Washington, |
| Dengler, | Huber, | Patterson, B.H., | Watson, |
| Derby, | Irvin, | Patterson, F.W., | Weamer, |
| Dietz, | Jones, | Patterson, M., | Wells, |
| Dilsheimer, | Kelly, | Peelor, | Welty, |
| Donnell, | Lafferty, | Pennock, | Wettach, |
| Drumbor, | Lauver, | Perry, | Wheeler, |
| Duddy, | Leidich, | Phillips, | Whitehouse, |
| Eaches, | Little, H. A., | Pitts, | Williams, |
| Earley, | Little, J. T., | Posey, | Wilson, |
| Ede, | Lockhart, | Powell, | Witherspoon, |
| Edmonds, | Long, | Prosser, | Witkin, |
| Emhardt, | Lotz, | Pryor, | Wood, N., |
| Evans, B. P., | Lucas, | Raymond, | Wright, |
| Evans, F. D., | Ludlow, | Reader, | Bluett, |
| Flinchbaugh, | Lukehart, | Rhodes, | Speaker. |
| Flynn, | | | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 493, entitled:

An Act providing for the levy of a poll tax in counties of the second third fourth fifth sixth seventh and eighth class and in boroughs towns and townships and abolishing therein taxes on salaries and emoluments of office offices and posts of profit professions trades and occupations

On the question,

Will the House agree to the bill on third reading?

Mr. MARCUS. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk then read the amendments as follows:

Amend Sec. 1, page 1, line 3 by adding at the end thereof the following: "on and after January first, one thousand nine hundred and twenty-six"

Amend Sec. 1, page 1, line 4 by striking out the word "hereafter"

Amend Sec. 2, page 2 line 20 by inserting after the word "bond" the word "acceptable"

Amend Sec. 2, page 2, lines 20 and 21 by striking out the words "in double the amount of the taxes to be collected"

Amend Section 3, page 2, line 29, by inserting after the word "company," the words: "approved the twenty-ninth day of April, one thousand eight hundred and forty-four, (Pamphlet Laws, four hundred and eighty-six)"

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there any objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

## RESOLUTION

### PROTESTING AGAINST TAXATION ON PROPERTY TRANSFER BY THE FEDERAL GOVERNMENT.

Mr. EDMONDS asked and received unanimous consent to offer the following resolution which was twice read and laid over under the rules:

In the House of Representatives, February 16, 1925.

Concurrent Resolution.

Whereas, The Commonwealth of Pennsylvania in 1826 inaugurated the practice of providing needed revenue for the State by taxation of inheritances,

And Whereas, This practice has been followed by the vast majority of the States of the Union, so that inheritance taxes have become a necessary and important feature of the fiscal system of the States,

And Whereas, The Federal Government in the past has only entered the field of the inheritance taxation in war time as an emergency measure,

And Whereas, The recently increased rates of the Federal Estate Tax will materially affect State revenues in the future even more seriously than they have in the past,

And Whereas, The increasing financial burden upon State Governments make it necessary to conserve every logical source of revenue

Therefore, if the Senate concur, be it resolved that, in the judgment of the General Assembly, taxes on the transfer of property by inheritance should be reserved to the State Government, and that the Federal Government should now withdraw from this field and leave to the States exclusively this much needed source of revenue.

Resolved, That a copy of this resolution be sent to the Senators and Representatives from Pennsylvania in the Congress of the United States.

## ADJOURNMENT.

Mr. TALBOT. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 11:00 o'clock.

The motion was agreed to, and (at 10:40 o'clock P. M.) the House adjourned until tomorrow morning at 11:00 o'clock.

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal

Session 1925 — 126th of the General Assembly

Vol. 8. HARRISBURG, PA., TUESDAY, FEBRUARY 17, 1925. No. 13.

## SENATE

TUESDAY, February 17th, 1925.

The Senate met at 11:00 o'clock A. M.

The PRESIDENT (Lieutenant-Governor David J. Davis) in the Chair.

The Chaplain, Rev. Edward S. Ninde, offered the followiug prayer:

Almighty God: We thank Thee for this great Commonwealth of Pennsylvania, for its long and honorable history and for all the sacred memories associated with the passing years. We thank Thee for our mountains and valleys, for our lakes and rivers, and for our natural resources in mine and field. But especially do we praise Thee for the men and women of Pennsylvania, and for the fine ancestral stock from which they sprang. Thou hast given to us a place of leadership in the family of American States. Forbid that we should despise our birthright, but may we set a pace in high patriotic endeavor which the whole country may be inspired to follow.

Bless our Legislature, especially the members of this distinguished body, and may they follow Thee as Thou shalt show the way.

We ask it in the name of Jesus Christ. Amen.

### JOURNAL APPROVED.

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. SCHANTZ, the further reading was dispensed with, and the Journal was approved.

### LEAVES OF ABSENCE.

Mrs. VARE asked and obtained leave of absence for the Senator from Allegheny, Mr. Leslie.

### REPORTS FROM COMMITTEE.

Mr. PHIPPS, from the Committee on Military Affairs, reported as committed, Senate Bill No. 323, (House Bill No. 303), entitled:

An Act to amend sections two and nine, to repeal section ten, to amend section sixteen and section twenty-two as amended, sections twenty-three, thirty-one, section thirty-two as amended, section fifty-two, section fifty-four as amended, section fifty-seven as amended, and section sixty-five of an act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 869), entitled "An Act providing for the organization, government, discipline, maintenance, and regulation of the armed land forces of this Commonwealth."

Mr. WOODWARD, from the Committee on Judiciary General, reported as committed, Senate Bill No. 13, entitled:

An Act providing a method of ascertaining the opinion of the electors of the Commonwealth as to the desirability of ratifying the proposed amendments to the Constitution of the United States.

Mr. JOYCE, from the Committee on Judiciary General reported as committed, Senate Bill No. 320, (House Bill No. 193), entitled:

An Act to validate acts done by corporations before the recording of their charters.

Mr. DAIX, from the Committee on Judiciary General, reported as amended, Senate Bill No. 125, entitled:

An Act to amend Clause (b), Section 35, of the act approved the seventh day of June, one thousand nine hundred and seventeen, (P. L. 447), entitled "An Act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of non resident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also generally dealing with the jurisdiction, powers, and procedure of the Orphans' Court in all matters relating to fiduciaries concerned with the estates of decedents; by extending the statutes of limitation in actions against decedents' estates.

Mr. KUNKLE, from the Committee on Judiciary General, re-reported as committed, Senate Bill No. 102, entitled:

An Act providing that in certain cases it shall not be a defence in an action against a corporation on a negotiable instrument issued or endorsed in its name to prove that it was issued or endorsed by an officer or officers thereof contrary to the by-laws of said corporation.

Mr. EARNEST, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 91, entitled:

To amend an act, approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 894), entitled "An Act to amend an act, approved the twenty-fifth day of June, one thousand nine hundred and thirteen (Pamphlet Laws, five hundred and fifty), entitled 'An act author-

izing the several counties, incorporated towns, and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans, and of the Army of the Philippines, and to each post of the American Veterans of Foreign Service, in the respective counties, boroughs and towns, to aid in defraying the expenses of Memorial Day,' by authorizing appropriations to each post of the American Legion, Veterans of Foreign Wars, and to each Naval Association, and each post of the Grand Army of the Republic," as amended, to include appropriations to aid in defraying expenses of Armistice Day.

Mr. BONBRAKE, from the Committee on Judiciary General, reported as committed, Senate Bill No. 271, entitled:

An Act to amend section one of the act approved the fifteenth day of March, one thousand nine hundred and eleven, (P. L. 20), entitled, "An Act regulating in criminal trials the cross examination of a defendant when testifying in his own behalf," by prohibiting the introduction as evidence of certain testimony or records.

Mr. WEINGARTNER, from the Committee on Municipal fairs, reported as committed, Senate Bill No. 106, entitled:

An Act providing for the appropriation of moneys by counties toward the expense of installing ornamental illumination upon streets in the county seat on which county buildings abut.

Also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 337, entitled:

An Act concerning poor relief creation and government of poor districts and the administration of the same, and revising, amending, consolidating and changing the law relating thereto.

Mr. DAIX, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 206, entitled:

An Act to amend an act entitled, "An Act relating to the acquisition of land for park purposes by any city in this Commonwealth in sections not entirely built up; limiting time for condemnation by councils, or condemnation or purchase by park commissioners, after same has been placed on city plan for park purposes by ordinance of councils or action of park commissioners; and providing for removal from city plan upon failure to condemn or purchase within time specified herein," approved May 3, 1923.

Mr. PAINTER, from the Committee on Judiciary General, reported as committed, Senate Bill No. 325, (House Bill No. 490), entitled:

An Act to validate acts done and contracts conveyances transfers and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the Courts of Common Pleas granting a charter where the applicants for incorporation had failed to register its proposed name as required by law and to validate charters of corporation of the first class granted since the sixteenth day of May one thousand nine hundred and twenty-three where there was a failure to register the name or title of the proposed corporation at the time of filing its application for a charter as required by law providing for the subsequent filing of such registration and providing for the amendment of names or titles of such corporations in certain cases.

Mr. BALDWIN, from the Committee on Finance, reported as committed, Senate Bill No. 9, entitled:

An Act to exempt from payment of inheritance taxes bequests and devises to institutions of purely public charity.

Mr. MacDADE, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 277, entitled:

An Act to amend section one of article three, clause (b) of section four of article two and to add article twenty-four to, an act approved the twenty-fifth day of June, one thousand nine hundred and nineteen, (P. L. 581), entitled "An Act for the better government of cities of the first class of this Commonwealth," by abolishing the office of Purchasing Agent and substituting therefor a new department to be known as the Department of Supplies.

Mr. DAIX, from the Committee on Judiciary Special, reported as committed, Senate Bill No. 340, entitled:

An Act to amend part of section one of the act approved the twenty-seventh day of June, one thousand nine hundred and twenty-three, (P. L. 856), entitled "An Act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties."

Mr. KUTZ, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 316, (House Bill No. 45), entitled:

An Act to amend section fifty-seven of the act approved the twenty-third day of May, one thousand eight hundred and seventy-four, (P. L. 230), entitled "An Act dividing the cities of this state into three classes; regulating the passage of ordinances; providing for contracts for supplies and work for said cities; authorizing the increase of indebtedness, and the creation of a sinking fund to redeem the same; defining and punishing certain offences in all of said cities, and providing for the incorporation and government of cities of the third class," providing for the acceptance of said act by certain cities of the third class; providing for the election of certain city officers, and members of city council in such cities; and fixing the time when the terms of members of councils and certain city officers then in office shall cease and be terminated.

## BILLS INTRODUCED.

Mr. NORTON read in his place and presented to the Chair Senate Bill No. 368, entitled:

An Act to amend section four hundred and ten (c) of an act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 682), entitled "An Act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws;" permitting the exception from incontestability of provisions relative to benefits in the event of total and permanent disability and provisions which grant additional insurance specifically against death by accident.

Which was committed to the Committee on Insurance.

Mr. WOODWARD read in his place and presented to the Chair Senate Bill No. 369, entitled:

An Act making an appropriation to the Midnight Mission of Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 370, entitled:

An Act making an appropriation to the Florence Crittenton Home located at one hundred and thirty-nine Queen Street, Germantown, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 371, entitled:

An Act making an appropriation to the Germantown Dispensary and Hospital, Germantown, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 372, entitled:

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania, providing for a budget system.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 373, entitled:

A Joint Resolution proposing an amendment to section twelve of article three of the Constitution of Pennsylvania.

Which was committed to the Committee on Judiciary General.

Mr. SONES read in his place and presented to the Chair Senate Bill No. 374, entitled:

An Act making an appropriation to the State Industrial Home for Women, at Muncy, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. BETTS read in his place and presented to the Chair Senate Bill No. 375, entitled:

An Act to establish as a State Highway a certain section of public road in the counties of Clearfield and Centre.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 376, entitled:

An Act to amend section thirty-two of the act approved the twenty-ninth day of April, one thousand eight hundred and forty-four, (P. L. 486), entitled "An Act to reduce the state debt, and to incorporate the Pennsylvania canal and railroad company;" by removing certain personal property from taxation.

Which was committed to the Committee on Finance.

Mr. MacDADE read in his place and presented to the Chair Senate Bill No. 377, entitled:

An Act to amend section six hundred and forty of the act approved the fourteenth day of July, one thousand nine hundred and seventeen, (P. L. 840), entitled "An Act concerning townships; and revising, amending, and consolidating the law relating thereto."

Which was committed to the Committee on New Counties and County Seats.

Mr. EINSTEIN read in his place and presented to the Chair Senate Bill No. 378, entitled:

An Act fixing the pay of election officers and clerks in counties of the second class.

Which was committed to the Committee on Elections.

## HOUSE MESSAGES.

### RESOLUTION RELATIVE TO TAXES ON THE TRANSFER OF PROPERTY BY INHERITANCE.

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the House of Representatives, which was twice read as follows:

Whereas the Commonwealth of Pennsylvania in one thousand eight hundred and twenty-six inaugurated the practice of providing needed revenue for the State by taxation of inheritances and

Whereas This practice has been followed by the vast majority of the States of the Union so that inheritance taxes have become a necessary and important feature of the fiscal system of the States and

Whereas The Federal Government in the past has only entered the field of the inheritance taxation in war time as an emergency measure and

Whereas The recently increased rates of the Federal Estate Tax will materially affect State revenues in the future even more seriously than they have in the past and

Whereas The increasing financial burden upon State Governments makes it necessary to conserve every logical source of revenue

Therefore if the Senate concur be it resolved that in the judgment of the General Assembly taxes on the transfer of property by inheritance should be reserved to the State Government and that the Federal Government should now withdraw from this field and leave to the States exclusively this much needed source of revenue

Resolved That a copy of this resolution be sent to the Senators and Representatives from Pennsylvania in the Congress of the United States

Mr. SCHANTZ. Mr. President, I move that Rule 39, which requires concurrent resolutions to be referred to an appropriate committee be suspended and that the Senate do now proceed to the immediate consideration of the resolution just read.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

## NOMINATIONS BY THE GOVERNOR.

The Secretary to the Governor being introduced presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

### NOTARIES PUBLIC.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 17, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation:

ALLEGHENY COUNTY.

Wayland S. Bowser, 4th & Mingham Sts., Pittsburgh.
Edwin Coldberg, 3436 Dawson St., Pittsburgh.
Martin F. Croat, Swissvale.
Joseph Hill, 1802 Crosby Ave., Pittsburgh.

BUCKS COUNTY.

Joseph S. Martzel, Chalfont.

DAUPHIN COUNTY.

W. S. T. Eurlock, Jr., Harrisburg.

FAYETTE COUNTY.

Frank W. Protsman, Cheat Haven.

LAWRENCE COUNTY.

Miss Edna V. Matthews, New Castle.

NORTHAMPTON COUNTY.

Miss Elizabeth Bloom, Easton.

PHILADELPHIA COUNTY.

James L. Adams, 4728 Criscon St., Philadelphia.
Ralph B. Andrews, 1043 S. Ithen St., Philadelphia.
Miss Mary C. Dothard, 6525 N. Lambert St., Philadelphia.
Edward C. Griffith, 401 Walnut St. Philadelphia.
Theodore L. Erein, 1482 N. 29th St., Philadelphia.
Dagobert N. Miller, 167 W. Clarkson Ave., Philadelphia.
Geo. N. Miller, 5th & Rockland Sts., Philadelphia.

SOMERSET COUNTY.

Vito Cironda, Jenson.

WASHINGTON COUNTY.

John C. Burnett, Jr., Monongahela.

WESTMORELAND COUNTY.

Homer P. Baker, Youngwood.
William H. Sullivan, Youngwood.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 17, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

ALLEGHENY COUNTY.

Miss Sara E. Barker, 37 Divinity St., Pittsburgh, March 7, 1925.
Robert L. Harbison, Springdale, January 31, 1925.
William L. Jacob, 7211 Montocello St., Pittsburgh, March 7, 1925.
Harold E. Leitch, 508 Grant St., Pittsburgh, February 19, 1925.
E. E. Little, Turtle Creek, March 7, 1925.

ARMSTRONG COUNTY.

Andrew Smit Kovacs, Leechburg, March 7, 1925.

BEAVER COUNTY.

Miss Winifred Chandley, Beaver Falls, March 7, 1925.

BERKS COUNTY.

Orlando F. Berger, Temple, March 7, 1925.
Edward J. Bowman, Reading, February 19, 1925.
Caleb B. Dowd, Reading, March 7, 1925.
Dacatran E. Herb, Wernersville, March 7, 1925.

BLAIR COUNTY.

Harry W. Berkheimer, Hollidaysburg, March 7, 1925.
James E. Cable, Juniata, March 7, 1925.
Miss Viola Howard, Altoona, March 7, 1925.
Ira W. Snyder, Altoona, March 7, 1925.

BUCKS COUNTY.

Jos. M. Cornell, Churchville, March 7, 1925.
Ira C. Shaw, Doylestown, February 19, 1925.

BUTLER COUNTY.

John Murrin, Butler, February 4, 1925.

CENTRE COUNTY.

Miss Elizabeth C. Walker, Bellefonte, March 6, 1925.

CUMBERLAND COUNTY.

Emmett R. Woods, Carlisle, March 7, 1925.

ERIE COUNTY.

Robert A. Lechner, Erie, March 7, 1925.

HUNTINGDON COUNTY.

Miss Bertha Houser, Petersburg, March 7, 1925.

PHILADELPHIA COUNTY.

Henry C. Bassett, 858 N. Broad St., Philadelphia, March 7, 1925.
W. H. Boozer, 1234 S. 51st St., Philadelphia, March 16, 1925.
Miss Elizabeth Craig, 5834 Whitby Ave., Philadelphia, March 7, 1925.
William B. Davis, 134 S. 48th St., Philadelphia, March 7, 1925.
Geo. H. Diehm, 6320 Hasbrook St., Philadelphia, March 7, 1925.
William A. Doherty, 5612 Germantown Ave., Philadelphia, March 7, 1925.
Lawrence J. Doyle, Bywood, Philadelphia, March 7, 1925.
Charles S. Edmunds, 1420 Chestnut St., Philadelphia, February 19, 1925.
A. Stanley Ezekiel, 5937 Chestnut St., Philadelphia, March 7, 1925.
J. L. Green, 4421 N. Franklin St., Philadelphia, March 7, 1925.
George W. Halliday, 320 Witherspoon Bldg., Philadelphia, March 7, 1925.
Miss Cecile R. Kennedy, 234 S. 38th St., Philadelphia, March 7, 1925.
Edward J. McCann, 3514 Frankford Ave., Philadelphia, March 7, 1925.
Miss Kathryn L. McHugh, 1011 Chestnut St., Philadelphia, February 19, 1925.
Miss Teresa M. McTear, 1440 N. 2nd St., Philadelphia, February 28, 1925.
Miss Helen H. Millard, 3730 N. 18th St., Philadelphia, March 7, 1925.
Alexis Rosenberg, 206 Lincoln Bldg., Philadelphia, March 7, 1925.
Herman Schroedel, 5942 Lansdowne Ave., Philadelphia, March 7, 1925.
James Hay Simms, 119 S. 4th St., Philadelphia, February 14, 1925.
Harry T. Stoddart, 21 S. 12th St., Philadelphia, February 26, 1925.
Thos. H. Walters, 3224 N. 5th St., Philadelphia, February 26, 1925.

LACKAWANNA COUNTY.

Salvatore Pugliana, Carbondale, March 7, 1925.

LAWRENCE COUNTY.

W. J. Allen, Volant, March 7, 1925.
Michael Hermann, New Castle, March 7, 1925.

MONTGOMERY COUNTY.

Charles D. Conklin, Cheltenham, February 19, 1925.
Miss Jennie W. Famous, Norristown, March 7, 1925.

MONTOUR COUNTY.

Robert M. Jacobs, Danville, February 16, 1925.

NORTHAMPTON COUNTY.

Arthur W. Trach, Easton, March 7, 1925.

SOMERSET COUNTY.

A. Kent Miller, Somerset, March 7, 1925.
F. A. Millott, Windber, February 28, 1925.

YORK COUNTY.

David S. Witmer, Wrightsville, March 7, 1925.

GIFFORD PINCHOT.

## EXECUTIVE SESSION.

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38, which requires reports of committees on nominations made by the Governor to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at to-day's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46.

| | | | |
|---|---|---|---|
| Aron, | DeWitt, | Kunkle, | Phipps, |
| Baldwin, | Earnest, | Kutz, | Quigley, |
| Barr, | Einstein, | Lanius, | Salus, |
| Baumer, | Freeman, | MacDade, | Schantz, |
| Betts, | Gelder, | Mansfield, | Snyder, |
| Bonbrake, | Griswold, | McNichol, | Sones, |
| Brown, | Harris, | Miller, | Steele, |
| Buckman, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |
| Derrick, | Krause, | | |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. BUCKMAN. Mr. President, I move that the Executive Session do now rise.

Mrs. VARE. Mr. President, I second the motion.

The motion was agreed to.

## RESOLUTION RELATIVE TO EXERCISES IN COMMEMORATION OF THE BIRTHDAY OF GEORGE WASHINGTON.

Mr. MacDADE. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MacDADE, offered the following resolution which was twice read, considered and agreed to:

In the Senate, February 16, 1925.

Whereas, The birthday of George Washington will be generally celebrated Monday, February twenty-third, and

Whereas, It is proper that the Senate should fittingly observe the birthday of the first President of the United States by appropriate exercises during its session on the evening of Monday, February twenty-third, therefore be it

Resolved, That the Senate shall hold exercises in commemoration of the birthday of George Washington, soldier, statesman, first president and father of our country on the evening of Monday, February twenty-third, in the Senate Chamber, and be it further

Resolved, That the Senate shall be addressed at that time by the Hon. Fletcher W. Stites, Senator from that county in which is located Valley Forge, where the peerless leader of our army of patriots spent the darkest hours of the Revolution.

## BILL INTRODUCED.

Mr. QUIGLEY. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. QUIGLEY read in his place and presented to the Chair Senate Bill No. 379, entitled:

An Act regulating the expenses of county commissioners in counties of the seventh class.

Which was committed to the Committee on New Counties and County Seats.

## REPORT FROM COMMITTEE.

Mr. BARR. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BARR, from the Committee on Law and Order, reported as amended, Senate Bill No. 300, entitled:

A Supplement to the act approved the twenty-seventh day of March one thousand nine hundred and twenty-three (Pamphlet Laws thirty-four) entitled "An Act concerning alcoholic liquors; prohibiting the manufacture, advertising, furnishing, traffic in and possession of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws," regulating under permit through an Alcohol Permit Board created in the Department of Agriculture, the manufacture, development, use in manufacture, sale at wholesale, storage by bailees for hire and transportation for hire of any alcohol, or any alcoholic liquid by certain persons; providing for fees and the disposition thereof; authorizing the inspection of the records of permittees and purchasers of said liquids; declaring certain places nuisances and providing for their abatement; and providing penalties.

## SENATE PROCEEDS TO HOUSE TO LISTEN TO READING OF MESSAGE BY THE GOVERNOR.

The hour of 12 o'clock having arrived, Messrs. Moffatt and Conner, a Committee from the House of Representatives, being introduced, informed the Senate that the House of Representatives was ready for the reception of the President and Members of the Senate for the purpose of listening to the reading by His Excellency, the Governor, of his message on Giant Power Development.

Whereupon,

The President and members of the Senate proceeded to the hall of the House of Representatives.

## SENATE RETURNS FROM HOUSE.

After sometime, the President and Senators returned to the Senate Chamber.

The PRESIDENT PRO TEMPORE (Mr. John G. Homsher) in the Chair.

## REPORTS FROM COMMITTEE.

Mr. DAVIS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. DAVIS, from the Committee on Forestry, reported as committed, Senate Bill No. 238, entitled:

An Act to repeal an act approved the ninth day of April, one thousand eight hundred and sixty-nine, (P. L. 786), entitled "An Act to prevent the firing of mountain and other wild lands in the county of Union."

Mr. BUCKMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT Is there objection? The Chair hears none.

Mr. BUCKMAN, from the Committee on Judiciary General, reported as committed, Senate Bill No. 358, entitled:

An Act to amend Section two of an act approved the twenty-fifth day of July, one thousand nine hundred and seventeen (Pamphlet Laws eleven hundred eighty) entitled "An Act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New York of certain toll-bridges over the Delaware River, and making an appropriation therefor."

Mr. PHIPPS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PHIPPS, from the Committee on Forestry, reported as committed, Senate Bill No. 239, entitled:

An Act to repeal an act approved the second day of June, one thousand eight hundred and seventy, (P. L. 1316), entitled "An Act to protect timber lands from fire."

Mr. GRISWOLD. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. GRISWOLD, from the Committee on Public Roads and Highways, reported as committed, Senate Bill No. 290, entitled:

A Supplement to the Act approved the eleventh day of May, one thousand nine hundred and twenty-three, (P. L. 203), entitled "An Act authorizing the State Highway Commissioner to combine certain State Highways, or any part or sections thereof, into a route under a common letter, name, number, or other marker or designation, or any combination thereof, for the purpose of informing and assisting the traveling public in and through the State;" authorizing the inclusion of township roads in routes designated by the Secretary of Highways.

Mr. STEELE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. STEELE, from the Committee on Forestry, reported as committed, Senate Bill No. 245, entitled:

An Act to repeal an act approved the fourth day of June, one thousand nine hundred and fifteen, (P. L. 815), entitled "An Act to permit the Department of Forestry to enter into co-operative agreements with county, township, municipal, and private agencies for the prevention and suppression of forest fires, and providing a method of payment of the expenses arising thereunder.

Mr. SNYDER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SNYDER, from the Committee on Forestry, reported as committed, Senate Bill No. 244, entitled:

An Act to repeal section one of the act approved the ninth day of June one thousand nine hundred and eleven (P. L. 861), entitled "An Act to protect trees and woodlands, and providing punishment for the violation thereof."

Mr. GELDER. Mr. President, I ask unanimous consent to make report from Committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. GELDER, from the Committee on Forestry, reported as committed, Senate Bill No. 243, entitled:

An Act to repeal section one of an act approved the fifth day of May, one thousand nine hundred and eleven, (P. L. 163), entitled "An Act to protect the State Forest Reserves, and providing punishment for the violation thereof."

Mr. BUCKMAN. Mr. President, I ask unanimous consent to make report from Committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN, from the Committee on Corporations, reported as committed, Senate Bill No. 334, entitled:

An Act to further amend the second paragraph of the fifth section of an act, approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, (P. L. 73), entitled "An Act to provide for the incorporation and regulation of certain corporations."

Mr. BONBRAKE, from the Committee on Forestry, sent to make report from the Committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BONBRAKE. Mr. President, I ask unanimous consent to make report from Committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BONBRAKE, from the Committee on Forestry, reported as committed, Senate Bill No. 236, entitled:

An Act authorizing the Department of Forests and Waters to accept gifts, donations or contributions under certain circumstances and providing for the use of such gifts.

Mr. BARR. Mr. President, I ask unanimous consent to make report from Committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BARR, from the Committee on Forestry, reported as committed, Senate Bill No. 242, entitled:

An Act to repeal an act approved the second day of May, one thousand nine hundred and one (P. L. 119), entitled "An Act for the better protection of timber lands against fire, and providing for the expenses of the same, and directing what shall be done with the fines collected and costs paid."

Mr. MacDADE. Mr. President, I ask unanimous consent to make report from Committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MacDADE, from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 354, entitled:

An Act to further amend section six hundred and twenty-five of the act approved the fourteenth day of July, one thousand nine hundred and seventeen, (P. L. 840), entitled "An Act concerning townships, and revising amending and consolidating the law relating thereto."

Mr. KUNKLE. Mr. President, I ask unanimous consent to make report from Committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KUNKLE, from the Committee on Forestry, reported as committed, Senate Bill No. 240, entitled:

An Act to repeal an act approved the fifteenth day of July, one thousand eight hundred and ninety-seven, (P. L. 295), entitled "An act to amend the first section of an act, entitled 'An Act to protect timber lands from fire,' approved the second day of June, Anno Domini one thousand eight hundred and seventy, providing for a penalty in case of the failure of county commissioners to comply with the terms of said act, after demand made upon them by the Commissioner of Forestry, and providing for the Commonwealth bearing part of the expenses incurred under said act."

Mr. NORTH. Mr. President, I ask unanimous consent to make report from Committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. NORTH, from the Committee on Forestry, reported as committed, Senate Bill No. 241, entitled:

An Act to repeal an act approved the twenty-second day of March, one thousand eight hundred and ninety-nine, (P. L. 17), entitled "An Act making constables of townships and boroughs ex-officio fire, game and fish wardens, prescribing their power and duties, fixing their fees as wardens, and prescribing their punishment for failure to perform their duties."

## BILLS INTRODUCED.

Mr. BUCKMAN. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 380, entitled:

An Act concerning conditional sales, and to make uniform the law relating thereto.

Which was committed to the Committee on Judiciary General.

Mr. SCHANTZ. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SCHANTZ read in his place and presented to the Chair Senate Bill No. 381, entitled:

An Act authorizing the Auditor General, State Treasurer and Secretary of Internal Affairs, without the approval of the Attorney General, to employ attorneys to conduct the legal affairs of their respective departments; prescribing their powers and duties; and providing for their compensation.

Which was committed to the Committee on Judiciary Special.

Mr. GELDER. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. Gelder read in his place and presented to the Chair Senate Bill No. 382, entitled:

An Act to establish as a State Highway a certain section of public road in the County of Susquehanna.

Which was committed to the Committee on Public Roads and Highways.

Mr. JOYCE. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. JOYCE read in his place and presented to the Chair Senate Bill No. 383, entitled:

An Act making an appropriation to the Wyoming Valley Homeopathic Hospital, at Wilkes-Barre, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. SCHANTZ. Mr. President, I move that Senate Bill No. 130, on final passage, entitled:

An Act to regulate and standardize the manufacture and sale of clinical thermometers and to provide a penalty

be recommitted to the Committee on Public Health and Sanitation.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON FINAL PASSAGE.

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 144, as follows:

An Act to amend section sixteen as amended of the act approved the tenth day of June one thousand eight hundred and ninety-three (Pamphlet Laws four hundred and nineteen) entitled "An Act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections" by increasing the number of specimen ballots to be provided for each election district

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section sixteen of the act approved the tenth day of June one thousand eight hundred and ninety-three (Pamphlet Laws four hundred and nineteen) entitled "An act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections" which was amended by the act approved the twenty-fourth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand and seventy-nine) entitled "An Act to amend section sixteen of an act approved the tenth day of June one thousand eight hundred and ninety-three (Pamphlet Laws four hundred and nineteen) entitled 'An Act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections'" is hereby further amended to read as follows

Section 16 The county commissioners of each county shall provide for each election district in which an election is to be held one set of such ballots of not less than fifty for every fifty and fraction of fifty voters therein as contained upon the assesor's list They shall also prepare full instructions for the guidance of voters as to obtaining ballots as to the manner of marking them and the method of gaining assistance and as to obtaining new ballots in place of those accidentally spoiled and they shall respectively cause the same together with copies of sections thirty to thirty-five inclusive of this Act to be printed in large clear type on separate cards to be called cards of instruction They shall also in addition to the number of ballots required to be printed for general distribution have printed five hundred official and one hundred sample ballots for every five thousand voters within the county which ballots shall be kept at the office of the commissioners for the use of any district or districts the ballots for which may be lost or destroyed They shall also cause to be printed on tinted paper and without the fac-simile endorsements copies of the form of the ballot provided for each voting place at each election therein which shall be called specimen ballots and at each election they shall furnish to each voting place together with the ballots to be used there a sufficient number of cards of instruction and specimen ballots [for use as required in section twenty-one of this act] for the use of electors at the polls equal in number to two-fifths the whole number of official ballots provided for such voting place They shall deliver to each election district in cities of the first second and third classes where personal registration is required at every election therein the registers of voters known as the voting check list and ballot check list In all election districts other than in cities of the first second and third classes they shall provide for each election district at every election therein two copies of assessor's lists of voters and shall deliver the same as such lists are now delivered one copy to be called the "ballot check list" for the inspector in charge of the ballots and the other copy to be called the "voting check list" to be used in marking the names of those who have voted

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46.

| | | | |
|---|---|---|---|
| Aron, | DeWitt, | Kutz, | Salus, |
| Baldwin, | Earnest, | Lanius, | Schantz, |
| Barr, | Einstein, | MacDade, | Snyder, |
| Baumer, | Freeman, | Mansfield, | Sones, |
| Betts, | Gelder, | McNichol, | Steele, |
| Bonbrake, | Griswold, | Miller, | Stites, |

| | | | |
|---|---|---|---|
| Brown, | Harris, | North, | Vare, |
| Buckman, | Heaton, | Norton, | Weingartner, |
| Culbertson, | Huffman, | Painter, | Woodward, |
| Daix, | Joyce, | Patton, | Homsher, |
| Davis, | Krause, | Phipps, | Pres. Pro Tem. |
| Derrick, | Kunkle, | Quigley, | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 145, as follows:

An Act to amend section ten of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred and nineteen) entitled "An Act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" as amended by increasing the number of specimen ballots to be provided for each election district

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section ten of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred and nineteen) entitled "An Act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" which was amended by the act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred and thirty-nine) entitled "An act to amend sections seven ten thirteen fourteen and fifteen of an act entitled 'An Act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to national party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties of the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation' approved the twelfth day of July Anno Domini one thousand nine hundred and thirteen (Pamphlet Laws seven hundred and nineteen) as amended so as to provide fully how many officials and specimen ballots shall be provided for each party at the primaries and to whom the same shall be delivered what other election materials shall be furnished and what printed instructions shall be given voters and election officers how the official ballots shall be given to qualified electors how party membership shall be evidenced and how and when it may be challenged how the vote shall be counted recorded and returned by the election officers what shall be done with the ballots voted their stubs and the unused spoiled and void ballots tally papers oaths of election officers affidavits of voters et cetera lists of voters of each party triplicate and other return sheets and who shall have the custody of the same to require the return and public inspection of all the spoiled and unused ballots from each election district before the computation of any returns therefrom to prescribe the method of computing and canvassing such returns publicly to provide who shall constitute the return board for any county wherein one or more of the commissioners are candidates at any primary to regulate the manner of correcting apparent errors in certain returns and the opening of ballot-boxes and the recounting of votes when any county commissioner prothonotary or judge of the court of common pleas deems it necessary in order to obtain a correct count or upon the petition of three electors averring fraud or error to assure the right of any authorized representative of any party or candidate to hear record and check up the returns as read as well as to inspect the same and any other public documents relating to any primary election to allow any person aggrieved by any decision of the county commissioners or prothonotary to appeal therefrom to the court of common pleas of the proper county to make certain violations of said act as amended hereby misdemeanors and to provide penalties for the punishment of such offenses to provide that nomination petitions of candidates for any municipal office to be filled by a vote of the electors of a senatorial district shall be signed by at least two hundred qualified electors of such district and to repeal inconsistent legislation" is hereby further amended to read as follows

Section 10 The county commissioners shall prepare and furnish to the election officers in each election district in due time for use at the primaries one book of fifty official ballots of each party for every forty and fraction of forty votes cast within the particular election district for the candidate of the particular party who received the largest vote cast for any candidate of such party at any of the last three preceding elections either general or municipal and no additional official ballots shall be furnished any party in any election district unless the number of electors registered and enrolled as members of any particular party in any election district shall exceed the largest vote aforesaid in which case the county commissioners shall furnish official ballots for said party in the ratio aforesaid upon the basis of such enrollment or registration

With the official ballots to be furnished in advance of the primaries the county commissioners shall also furnish and deliver to the election officers specimen ballots for the use of electors at the polls equal in number to [one-fifth] two fifths the whole number of such official ballots said specimen ballots to be printed on colored paper and to be of the same size and form as the official ballots but without any permanent binding or stubs and in addition thereto on the Wednesday preceding every primary the county commissioners shall upon request made at their office there deliver to each candidate whose name is printed on any party ballot or to his authorized representative without charge three specimen ballots of such party for each election district in the county or city or political district thereof in which such candidate may be voted for for the use of such candidate and the watchers whom he may appoint as hereinafter provided

On the back of each specimen ballot for the primary next preceding the election of a President of the United States the county commissioners shall print sub-division (c) of section six of this act

The official ballots shall be attached to stubs which shall be numbered consecutively from one to the highest number to be furnished to each particular election district and bound in books of fifty each which shall be numbered in the order of the numbers of their stubs in the same manner as at elections and the county commissioners shall keep a record of the number of such

books and ballots printed and delivered to each election district and of the number of stubs unused ballots and spoiled and cancelled ballots subsequently returned therefrom

In addition to official and specimen ballots as aforesaid the county commissioners shall prepare and furnish to the election officers in due time for use at the primaries sufficient ballot-boxes and other election materials properly numbered for each election district including the assessor's lists or registers known as the "ballot check list" and the "voting check list" respectively blank forms including forms for the duplicate oaths of the election officers and forms of affidavits for electors desiring assistance in marking their ballots and for those challenged as to their identity party membership residence or bribery to make proof of their right to vote blank tally papers and triplicate return sheets for each party blank statements for general returns of all votes cast blank books for making lists of persons voting with sufficient space for noting their party enrollments printed instructions and notice of penalties for the information of electors and election officers and such other supplies as they are or hereafter may be required by law to furnish to said election officers for use at elections and shall deliver them in the same manner as at elections The said forms blanks books and other supplies shall have printed upon them appropriate instructions and shall be in appropriate form for use at the primaries The county commissioners shall also provide for the opening of the polling-places and for the compensation of the owners thereof and shall see that they are in proper order and provided with voting booths as at elections

The county commissioners shall provide each election district with cards of instructions as aforesaid equal in number to one-fifth of the whole number of official ballots furnished thereto on which shall be printed the last paragraph of section eleven of this act and all of section thirteen hereof and such part of section fourteen as relates to the duties of the election officers after the closing of the polls and such other directions regarding the marking and counting of ballots or the general election laws not inconsistent herewith as the county commissioners may think proper The election officers shall post at least three cards of instructions in the voting room outside of the guard-rail as soon as the polls are open and thereafter give such cards to such persons desiring to vote as shall request the same

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46.

| | | | |
|---|---|---|---|
| Aron, | DeWitt, | Kutz, | Salus, |
| Baldwin, | Earnest, | Lanius, | Schantz, |
| Barr, | Einstein, | MacDade, | Snyder, |
| Baumer, | Freeman, | Mansfield, | Sones, |
| Betts, | Gelder, | McNichol, | Steele, |
| Bonbrake, | Griswold, | Miller, | Stites, |
| Brown, | Harris, | North, | Vare, |
| Buckman, | Heaton, | Norton, | Weingartner, |
| Culbertson, | Huffman, | Painter, | Woodward, |
| Daix, | Joyce, | Patton, | Homsher, |
| Davis, | Krause, | Phipps, | Pres. Pro Tem. |
| Derrick, | Kunkle, | Quigley, | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 250, as follows:

An Act amending section three of an act approved the twentieth day of May one thousand nine hundred and twenty-one (Pamphlet Laws nine hundred and forty-four) entitled "Ai Act authorizing the establishment by counties of hospitals for the treatment of persons afflicted with tuberculosis providing for the management and mainteance theerof and authorizing the incurring of indebtedness and the levy of taxes therefor" by changing the number and composition of the board of trustees

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of the act approved the twentieth day of May one thousand nine hundred and twenty-one (Pamphlet Laws nine hundred and forty-four) entitled "An Act authorizing the establishment by counties of hospitals for the treatment of persons afflicted with tuberculosis providing for the management and maintenance thereof and authorizing the incurring of indebtedness and the levy of taxes therefor" is hereby amended to read as follows

Section 3 Such hospital shall be managed by a board of trustees consisting of [five] nine members [who] three of whom shall be the county commissioners of the county one of the said board shall be the county controller of the county and the other five members shall be electors of the county one of whom shall be a licensed physician [Such] and the latter five members of the said board of trustees shall be appointed by the court of common pleas of the county one for a term of five years one for a term of four years one for a term of three years one for a term of two years and one for a term of one year or until their successors are appointed and have qualified All appointments thereafter shall be for a full term of five years All vacancies in the membership of the Board appointed by the court of common pleas shall be filled by the court of common pleas upon the petition of the remaining members of the board Provided however in any county having no county controller one of the county auditors shall be appointed a trustee by the court of common pleas

The board of trustees may employ such physicians nurses and other employes as may be necessary to properly conduct such hospital and shall fix their compensation which shall be paid from the county treasury

The board of trustees shall make general rules and regulations for the management of the hospital and are authorized subject to the approval of the county commissioners to undertake such coordinated activities as will promote the usefulness of the hospital in the prevention of tuberculosis They shall serve without compensation except that the actual expenses in connection with their service shall be paid

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

| | | | |
|---|---|---|---|
| Aron, | DeWitt, | Kutz, | Salus, |
| Baldwin, | Earnest, | Lanius, | Schantz, |
| Barr, | Einstein, | MacDade, | Snyder, |
| Baumer, | Freeman, | Mansfield, | Sones, |
| Betts, | Gelder, | McNichol, | Steele, |
| Bonbrake, | Griswold, | Miller, | Vare, |
| Brown, | Harris, | North, | Stites, |
| Buckman, | Heaton, | Norton, | Weingartner, |
| Culbertson, | Huffman, | Painter, | Woodward, |
| Daix, | Joyce, | Patton, | Homsher, |
| Davis, | Krause, | Phipps, | Pres. Pro Tem. |
| Derrick, | Kunkle, | Quigley, | |

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL RECOMMITTED.

Mr. GRISWOLD. Mr. President, I move that Senate Bill No. 86, on third reading, entitled:

An Act to amend section five hundred and sixty-one of an act approved the eleventh day of May one thousand nine

hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by changing the penalty to be added to delinquent school taxes and providing for rebates in second third and fourth class districts

be recommitted to the Committee on Education.

Mr. GELDER. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate resumed the third reading and consideration of Senate Bill No. 96, as follows:

An Act to amend clause five of section three of the act approved the thirteenth day of May one thousand nine hundred and nine (Pamphlet Laws five hundred and twenty) entitled "An Act relating to food defining food providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale the offering for sale or exposing for sale or the having in possession with intent to sell adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof" as amended

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause five of section three of the act approved the thirteenth day of May one thousand nine hundred and nine (Pamphlet Laws five hundred and twenty) entitled "An Act relating to food defining food providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale the offering for sale or exposing for sale or the having in possession with intent to sell of adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commmissioner in reference thereto and providing penalties for the violation thereof" as amended by the act approved the twenty-sixth day of April one thousand nine hundred twenty-three (Pamphlet Laws eighty-eight) entitled "An Act to amend clause five of section three of an act entitled 'An Act relating to food defining food providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale the offering for sale or exposing for sale or the having in possession with intent to sell of adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof, approved the thirteenth day of May Anno Domini one thousand nine hundred and nine (Pamphlet Laws five hundred and twenty)" is hereby further amended to read as follows

Fifth If it contains any added sulphurous acid sulphur dioxide or sulphites benzoate acid or benzoates except as hereafter provided or if it contains any added boric acid or borates salicylic acid or salicylates formaldehyde hydrofluoric acid or fluorides fluoborates fluosilicates or other fluorine compounds dulcin glucin saccharin alum compounds of copper betanapthol hydronapthol abrastol asaprol pyroligneous acid or other added ingredients deleterious to health or if in the case of confectionery it contains any of the substances mentioned in this paragraph or any mineral substances or injurious color or flavor alcoholic liquor or any other ingredient not herein mentioned deleterious to health Providing That this act shall not be construed to prohibit the use of harmless colors of any kind in confectionery when used for coloring and not for any fraudulent purpose and provided further That nothing in this act shall be construed to prohibit the use of common salt sugar pure corn syrup pure glucose wine vinegar cider vinegar malt vinegar sugar vinegar glucose vinegar distilled vinegar spices or their essential oils alcohol (except in confectionery) edible oils edible fats wood smoke applied directly as generated or proper refrigeration And provided further That in the manufacture of confectionery the use of alcohol shall be permitted as it may be found in customary alcholic tinctures or extracts used for flavoring purposes only and as a solvent for glazes and that oil of sweet birch or methyl-salicylic ester may be used as a substitute for oil of wintergreen as a flavor And provided further That in the preparation of dried fruits and molasses sulphur dioxide either free or in simple combination may be used in such quantities as will not render said dried fruits or molasses deleterious to health and that sodium benzoates may be used in the preparation of those articles of food in which it has heretofore been generally used in quantities not exceeding one-tenth (1-10) of one per centum or benzoic acid equivalent thereto [And provided further That when any quantity of sodium benzoate is used in any article of food or any quantity of sulphur dioxide is used in the preparation of dried fruits or molasses the fact that sodium benzoates or sulphur dioxide has been used has been used in the preparation thereof shall be plainly stated on each package of such food]

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

| | | | |
|---|---|---|---|
| Aron, | DeWitt, | Kutz, | Salus, |
| Baldwin, | Earnest, | Lanius, | Schantz, |
| Barr, | Einstein, | MacDade, | Snyder, |
| Baumer, | Freeman, | Mansfield, | Sones, |
| Betts, | Gelder, | McNichol, | Steele, |
| Bonbrake, | Griswold, | Miller, | Stites, |
| Brown, | Harris, | North, | Vare, |
| Buckman, | Heaton, | Norton, | Weingartner, |
| Culbertson, | Huffman, | Painter, | Woodward, |
| Daix, | Joyce, | Patton, | Homsher, |
| Davis, | Krause, | Phipps, | Pres. Pro Tem. |
| Derrick, | Kunkle, | Quigley, | |

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILLS RECOMMITTED.

Mr. MILLER. Mr. President, this is rather an important bill and some of the Senators would like to have more time to consider it, and possibly get some word from some of their constituents concerning it, and therefore, I move that Senate Bill No. 162 on third reading, entitled:

An Act for the protection of the public health prescribing sanitary regulations and standards for tenement lodging and boarding houses in cities of the second and third class boroughs towns and townships vesting jurisdiction for the enforcement of the same in the Department of Health of Pennsylvania and in Boards of Health of Municipalities providing penal and injunction proceedings for the enforcement of this act and repealing acts inconsistent herewith

be recommitted to the Committee on Public Health and Sanitation.

Mr. SCHANTZ. Mr. President, I second the motion.

The motion was agreed to.

Mr. JOYCE. Mr. President, I move that Senate Bill No. 190, on third reading entitled:

An Act regulating the selection, drawing, summoning, and serving of all jurors in the several courts in counties of the third class; abolishing the office of jury commissioner; abrogating the duties of sheriff in connection with jurors; vest-

ing in the judges of the common pleas the exclusive function of selection, drawing, and regulation, with power to provide, at the cost of the county, the necessary clerical assistance and materials and equipment.

be recommitted to the Committee on Judiciary General.

Mr. KUNKLE. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate resumed the third reading and consideration of Senate Bill No. 305, (House Bill No. 220), entitled:

A Supplement to the act approved the twenty-fourth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred and ninety-seven) entitled "An Act authorizing the establishment of contagious disease hospitals in the several counties of the Commonwealth to be constructed and maintained out of county funds" providing for the establishment and maintenance of contagious disease hospitals by two or more counties jointly

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46.

| | | | |
|---|---|---|---|
| Aron, | DeWitt, | Kutz, | Salus, |
| Baldwin, | Earnest, | Lanius, | Schantz, |
| Barr, | Einstein, | MacDade, | Snyder, |
| Baumer, | Freeman, | Mansfield, | Sones, |
| Betts, | Gelder, | McNichol, | Steele, |
| Bonbrake, | Griswold, | Miller, | Stites, |
| Brown, | Harris, | North, | Vare, |
| Buckman, | Heaton, | Norton, | Weingartner, |
| Culbertson, | Huffman, | Painter, | Woodward, |
| Daix, | Joyce, | Patton, | Homsher, |
| Davis, | Krause, | Phipps, | Pres. Pro Tem. |
| Derrick, | Kunkle, | Quigley, | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

## SENATE BILL No. 12 DROPPED FROM CALENDAR.

Mr. DAVIS. Mr. President, I move that Senate Bill No. 12, on second reading, entitled:

An Act providing for the merging of moneys held in certain special funds in the State Treasury with moneys in the general fund providing for the use of all moneys in the general fund for the payment of appropriations and for the payment from the general fund of moneys appropriated and dedicated for special purposes

be dropped from the Calendar.

Mr. PHIPPS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. DAVIS. Mr. President, it is not my intention to be discourteous to the sponsor of this bill, who is the Senator from Philadelphia, Mr. Woodward, but the consensus of opinion of the Senate seems to be that this is a very vicious bill and it seems as though the bill would be defeated if it comes up for action.

Mr. WOODWARD. Mr. President, this bill, Senate Bill No. 12, merges special funds, which passed the last session of the Legislature and was vetoed by the Governor. Two years ago there were twenty-five of these funds and today there are thirty-three, and the question is, how many more there will be. We approved a bill this morning in the Committee on Judiciary General creating another one. The bill is too important, I think, to be treated in this summary fashion. I think the bill ought to be allowed to go on third reading and be debated and voted either up or down. I hope there will be enough Senators to vote against this motion so as to give it a fair showing on third reading.

And the question recurring,

Will the Senate agree to motion?

The yeas and nays were required by Mr. WOODWARD and Mr. BUCKMAN, and were as follows, viz:

YEAS—27.

| | | | |
|---|---|---|---|
| Baldwin, | Derrick, | Krause, | Norton, |
| Betts, | DeWitt, | Kunkle, | Phipps, |
| Bonbrake, | Einstein, | Kutz, | Quigley, |
| Brown, | Gelder, | Lanius, | Snyder, |
| Buckman, | Griswold, | Mansfield, | Sones, |
| Culbertson, | Harris, | McNichol, | Steele, |
| Davis, | Joyce, | North, | |

NAYS—15.

| | | | |
|---|---|---|---|
| Barr, | Heaton, | Patton. | Weingartner, |
| Daix, | MacDade, | Salus, | Woodward, |
| Earnest, | Miller, | Schantz, | Homsher, |
| Freeman, | Painter, | Vare, | Pres. Pro Tem. |

So the question was determined in the affirmative.

## QUESTION OF PERSONAL PRIVILEGE.

Mr. SCHANTZ. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Lehigh, Mr. Schantz, will state his question of personal privilege.

Mr. SCHANTZ. Mr. President, I know that the bill has been dropped from the Calendar and any discussion of it would be out of order, but I want to just say a word on this bill. The last session we passed a similar bill and it was vetoed by the Governor. I cannot help but feel that there is a great amount of misapprehension as to the purport of the bill. Educational measures should be taken in regard to this matter and I honestly do believe that the passage of a bill of this kind would solve the financial ills of the Commonwealth.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 160, as follows:

An Act authorizing local boards of health of cities of the third-class boroughs and first-class townships of the Commonwealth to organize county health associations providing for the representation of such county associations in a State Association to be formed by representatives from such county health associations and providing for the payment of the expenses of county and State associations

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the several local boards of health of cities of the third-class boroughs and first-class townships of the Commonwealth now or hereafter incorporated are hereby authorized and empowered to organize county health associations for the purpose of holding meetings at such times and places within the county as such county associations

may designate for the purpose of advancing the various health interests of said third-class cities boroughs and first-class townships promote remedial legislation and discuss any and all topics relating to the health and conduct of their respective municipalities and providing for the enforcement and economical method of administering health legislation

Section 2 Cities of the third-class boroughs and first-class townships boards of health may by resolution designate one delegate to attend such meetings of the county health association The said boards of health of the several counties joining said county health association shall pay as dues to such county health association a sum not exceeding five dollars ($5.00) per annum The actual expenses of such delegate attending meetings of said county health association including traveling expenses and hotel bills actually paid shall be paid by the various boards of health of the said third-class cities boroughs and first-class townships by orders drawn upon their respective treasuries

Section 3 Each county health association is hereby authorized to elect one delegate to attend the annual meeting of the Pennsylvania Public Health Association to be held at such time and place within the Commonwealth as said Pennsylvania Public Health Association may designate

The actual expenses of such delegate attending the meeting of the Pennsylvania Public Health Association including traveling expenses and hotel bills actually paid shall upon approval of such bill be paid by the several county health associations

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 175, as follows:

An Act relating to township roads prescribing the time within which approved township roads must be physically opened invalidating proceedings for opening of roads unopened within the prescribed time and providing for the reversion of any land proposed to be taken therefor

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever proceedings have been heretofore or may hereafter be begun in any court of quarter sessions of this Commonwealth for the opening and laying out of any public road in any township in this Commonwealth such public road shall be physically opened upon the ground for use by the public within the period of five years next after the entry of the final decree confirming said road and not thereafter

Section 2 In the event that the proceeding for the opening and laying out of a public road referred to in the preceding section shall have been completed and a final decree confirming said road shall have been made and such proposed road shall not have been physically opened upon the ground and shall have remained or shall remain unopened to public use for a continuous period of five years next after the entry of the final decree confirming said road then such proceedings shall be deemed to be void and of no effect on the land proposed to be taken shall revert to the owners of the land as in the case of the vacation of a public road free of any easement or right of the public to use the same Provided that in all proceedings heretofore had and in which the final decree shall have been made for a period of four years and upwards prior to the passage of this act then in that case the proceedings shall not be deemed void after a period of one year from the approval hereof

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 276, as follows:

An Act providing for the granting renewing and revocation by the Public Service Commission of certificates of public convenience to operate vehicles for the carriage of passengers

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be the duty of the Public Service Commission upon application in the manner provided by law to issue certificates of public convenience to operate vehicles as carriers of passengers whenever by testimony produced before the Commission it appears that no service for the carriage of passengers is then being operated along the said proposed route or that the service if any then operating is in any respect inadequate The petition of a majority of the residents along any existing or proposed route stating that there is then no service or that the existing service is in any respect inadequate shall be conclusive of said fact and upon the filing of any such petition the Public Service Commission shall forthwith grant to any applicants who have complied with the laws of the Commonwealth certificates of public convenience for such facilities as in said petition shall be set forth as being necessary

If any person copartnership or corporation to whom or to which a certificate of public convenience has been granted to operate any vehicle or vehicles for the carriage of passengers shall fail or neglect to operate said service fully within a reasonable time as fixed by the Public Service Commission it shall be the duty of the Commission to forthwith revoke said certificate and grant certificates to any other applicants who have complied with the laws of the Commonwealth and who will agree to provide adequate service

Whenever a certificate of public convenience has been granted to any person copartnership or corporation for the operation of any vehicle or vehicles for the carriage of passengers such certificates shall be renewed from year to year so long as the person copartnership or corporation renders adequate service in accordance with his certificate and otherwise complies with the laws of the Commonwealth

Section 2 All acts and parts of acts inconsistent with this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. DAIX. Mr. President, I move that Senate Bill No. 276, the bill just read, be recommitted to the Committee on Judiciary Special for the purpose of a hearing.

Mr. BALDWIN. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 279, as follows:

An Act to amend section one of an act approved the thirtieth day of May one thousand eight hundred and ninety-five entitled "An Act to provide for safety guards upon passenger elevators and providing a penalty for violation thereof"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the thirtieth day of May one thousand eight hundred and ninety-five (Pamphlet Laws one hundred and twenty-nine) entitled "An Act to provide for safety guards upon passenger elevators and providing a penalty for violation thereof" is hereby amended to read as follows

"Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all elevators that are now in use or that may hereafter be erected in the State for the carriage of pas-

sengers are required to have placed thereon or attached thereto an automatic locking device electro mechanical or mechanical such device or devices to be approved by the Department of Labor and Industry"

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 289, (House Bill No. 111), entitled:

An Act authorizing the discontinuance of Indices in Record Books where counties have installed separate special Indices

And said bill having been read at length the second time and agreed to,

Ordered, To be trnascribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 322, (House Bill No. 297), entitled:

An Act authorizing counties of the fourth class and cities of the third class to appropriate moneys to State park and State park and harbor commissions

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL ON FINAL PASSAGE POSTPONED FOR THE PRESENT.

Mr. MacDADE. Mr. President, I move that the Senate do now resume the consideration of Senate Bill No. 19, on final passage, postponed for the present, entitled:

An Act making incurable insanity a cause for divorce and providing procedure in such cases.

Mr. CULBERTSON. Mr. President, I second the motion.

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

Mr. MacDADE. Mr. President, we all know that the bill under consideration was voted on at a prior session, and although the number in the Senate was somewhat large the bill received 23 votes, lacking, of course, of a constitutional majority of 26. I believe that perhaps some of the Senators who voted against this bill misapprehended the situation and I feel that I ought to call the bill to your attention at this time for further consideration, and say that this is not a bill which permits parties to institute proceedings for divorce on the ground of insanity or unsound mind, but this refers to an incurable insanity, properly proved in court, either before a master, or a jury, or the court. There must be a case of incurable insanity for a period of ten years and as far as the rights of the litigants are concerned, the person who was so unfortunate as to be afflicted in this manner, there is a clause in this bill which gives the court the authority to award alimony for the support or maintenance, whatever you may call it, according to the circumstances as they may develop in the trial of that particular case, so that both sides are protected and they will not become a public charge.

When it comes to a question of the service of the subpoena, it is already the law that notice should be given the party defendant and also that there should be raised in the court trying the case a guardian an item under an Act of Assembly which was prepared and presented to this Legislature some time since by that distinguished gentleman who presides over the courts of Delaware County, who was then President of the Board of Public Charities, Judge Johnson, and that a committee must be appointed and that service of the subpoena must be made upon the committee as well, and that a committee comes into court to protect the rights of the defendant, and there must be proof submitted to the court, even when a master passes upon the case, or a jury.

The court must give its consent before a final decree can be signed either dismissing the case or granting the divorce. So I cannot see that there can be any objection to this bill at all on the ground of incurable insanity when it must be determined in the case that the person has had insanity of an incurable nature for a period of ten years, and besides you may know that we regret the incident our sweethearts should be so afflicted and it touches our heartstring, yet those conditions are beyond the control of the other party to the contract and, therefore, there is no relation existing in order to permit that happy condition in the home life. So far as property is concerned, for instance, property which may be owned by the husband and who is suing for a divorce against the wife, who has been incurably insane for a period of ten years, he has no way to transfer his property, because there is no committee which could be appointed by the court which could dispose of the dower of the wife, and on the other hand the courtesy of the husband, and it has been a great blight upon a great many homes in the State of Pennsylvania today that this condition must continue and that there is no relief, and it is on the ground of incurable insanity for a period of ten years only and I think some of the members misapprehended the purpose of the bill when it was before the Senate. I therefore ask for your consideration and vote upon this measure.

Mr. WOODWORD. Mr. President, as I have the honor of being the only Doctor of Medicine in the Senate, and as I have been asked by several of the Senators to speak upon this bill, I think it proper that I should arise and say a word. My opinion is that any competent neurologist is able to determine what incurable insanity is.

Mr. MILLER. Mr. President, if I understand the bill correctly it does not necessarily require incurable insanity for ten years. In that case it is Bruia Facia evidence that the insanity is incurable. My understanding is that if the Court is satisfied that the person under examination has been incurably insane for only thirty days, the case will come under the provisions of this bill.

If the bill can be amended to mean clearly what the Senator from Delaware, Mr. MacDade, thinks it means,—that it must be a case of incurable insanity for ten years before it comes within the provisions of the bill, I shall be very glad to support the bill. I question whether or not the bill is clear in that respect.

I call your attention to Section 3, on page 2, of the bill, which reads as follows:

Section 3 Upon the hearing of the case before the court a master or a jury the incurability of the insanity of the respondent shall be proved by expert and other testimony

That is one qualification. Then we come to the second classes of cases:

Provided however That if the respondent is an inmate of an asylum or institution for the insane at the time of the filing of the petition or libel and has been an inmate of an asylum or institution for the insane continuously for a period of ten years or more prior to the filing of the petition or libel proof of such fact shall be sufficient to establish the cause of incurable insanity

So, my contention is, there are two classes of cases in this

bill: Those that are proven insane before the Court,—they may have been insane for only thirty days before, but if expert testimony is to the effect that they are incurably insane it comes under the provision of this bill. Then the other class of cases, in which if a person has been in an insane asylum continuously for a period of ten years or more prior to the filing of the petition or libel proof of such fact shall be sufficient to establish the cause of incurable insanity.

I, therefore, question whether or not the bill could be interpreted or would be interpreted in all cases as the Senator from Delaware states.

Mr. WOODWARD. Mr. President, at the risk of boring the Senate, I should simply like to state to the Senator from Crawford, Mr. Miller, that the period of ten years has nothing to do with it. As far as the opinions of neurologists are concerned, there are certain cases of incurable insanity that can be discovered as soon as they are examined, the insanity may exist for an hour or thirty days or ten years.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—28.

| | | | |
|---|---|---|---|
| Baldwin, | DeWitt, | MacDade, | Sones, |
| Barr, | Earnest, | Norton, | Stites, |
| Baumer, | Einstein, | Patton, | Vare, |
| Brown, | Heaton, | Phipps, | Weingartner, |
| Buckman, | Huffman, | Salus, | Woodward, |
| Culbertson, | Joyce, | Schantz, | Homsher, |
| Daix, | Krause, | Snyder, | Pres. Pro Tem. |
| Davis, | Kutz, | | |

NAYS—14.

| | | | |
|---|---|---|---|
| Betts, | Griswold, | Mansfield, | North, |
| Derrick, | Harris, | McNichol, | Painter, |
| Freeman, | Kunkle, | Miller, | Steele, |
| Gelder, | Lanius, | | |

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

## MOTION TO READ BILLS THE FIRST TIME.

Mr. BUCKMAN. Mr. President, I move that all bills reported from Committee at to-day's session be read the first time.

Mrs. VARE. Mr. President, I second the motion.

## BILLS ON FIRST READING.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 9, entitled:

An Act to exempt from the payment of inheritance taxes bequests and devises to institutions of purely public charity.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 13, entitled:

An Act providing for a method of ascertaining the opinion of the electors of the Commonwealth as to the desirability of ratifying the proposed amendments to the Constitution of the United States.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 91, entitled:

An Act to amend an act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P.L. 894), entitled "An Act to amend an act approved the twenty-fifth day of June, one thousand nine hundred and thirteen (Pamphlet Laws five hundred and fifty), entitled 'An Act authorizing the several counties, incorporated towns and boroughs to appropriate annually sums of money to each one of the United Spanish War veterans, and of the Army of the Philippines, and to each post of the American Veterans of Foreign Service, in the respective counties, boroughs, and towns to aid in defraying the expenses of Memorial Day,' by authorizing appropriations to each post of American Legion, Veterans of Foreign Wars, and to each Naval Association, and each post of the Grand Army of the Republic," as amended, to include appropriations to aid in defraying expenses of Armistice Day.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 106, entitled:

An Act providing for the appropriation of moneys by counties toward the expense of installing ornamental illumination upon streets in the county seat on which county buildings abut.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 125, entitled:

An Act to further amend clause (b) of section thirty-five, of the act approved the seventh day of June, one thousand nine hundred and seventeen, (P. L. 447), entitled "An Act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates, including the appointment, bonds, rights, powers, duties liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions, and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of comomn pleas of balances due by fiduciaries; the rights, powers and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents; by extending the statutes of limitations in actions against decedents' estates.

And said bill having been read at length the first time, Ordered, to be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and considera-

tion of Senate Bill No. 206, entitled:

An Act to amend an act entitled, "An Act relating to the acquisition of land for park purposes by any city in this Commonwealth in sections not entirely built up; limiting time for condemnation by councils or condemnation or purchase by park commissioners, after same has been placed on city plan for park purposes by ordinance of councils or action of park commissioners; and providing for removal from city plan upon failure to condemn or purchase within time specified herein," approved May 3, 1923.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 236, entitled:

An Act authorizing the Department of Forests and Waters to accept gifts, donations or contributions under certain circumstances and providing for the use of such gifts.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 238, entitled:

An Act to repeal an act approved the ninth day of April, one thousand eight hundred and sixty-nine, (P. L. 786), entitled "An Act to prevent the firing of mountain and other wild lands in the county of Union."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 239, entitled:

An Act to repeal an act approved the second day of June, one thousand eight hundred and seventy, (P. L. 1316), entitled "An Act to protect timber lands from fire."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 240, entitled:

An Act to repeal an act approved the fifteenth day of July, one thousand eight hundred and ninety-seven, (P. L. 295), entitled "An Act to amend the first section of an act, entitled 'An Act to protect timber lands from fire,' approved the second day of June, Anno Domini one thousand eight hundred and seventy, providing for a penalty in case of the failure of county commissioners to comply with the terms of said act, after demand made upon them by the Commissioner of Forestry, and providing for the Commonwealth bearing part of the expenses incurred under said act."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 241, entitled:

An Act to repeal an act approved the twenty-second day of March, one thousand eight hundred and ninety-nine, (P. L. 17), entitled "An Act making constables of townships and boroughs ex-officio fire, game and fish wardens, prescribing their power and duties, fixing their fees as wardens, and prescribing their punishment for failure to perform their duties."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 242, entitled:

An Act to repeal an act approved the second day of May, one thousand nine hundred and one, (P. L. 119), entitled "An Act for the better protection of timber lands against fire, and providing for the expenses of the same, and directing what shall be done with the fines collected and costs paid."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 243, entitled:

An Act to repeal section one of an act approved the fifth day of May, one thousand nine hundred and eleven, (P. L. 163), entitled "An Act to protect the State Forest Reserves, and providing punishment for the violation thereof."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 244, entitled:

An Act to repeal section one of an act approved the ninth day of June, one thousand nine hundred and eleven, (P. L. 861), entitled "An Act to protect trees and woodlands, and providing punishment for the violation thereof."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 245, entitled:

An Act to repeal an act approved the fourth day of June, one thousand nine hundred and fifteen, (P. L. 815), entitled "An Act to Permit the Department of Forestry to enter into co-operative agreements with county, township, municipal, and private agencies for the prevention and suppression of forest fires, and providing a method of payment of the expenses arising thereunder.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 271, entitled:

An Act to amend section one of the act approved the fifteenth day of March, one thousand nine hundred and eleven, (P. L. 20), entitled "An Act regulating in original trials the cross-examination of a defendant when testifying in his own behalf", by prohibiting the introduction as evidence of certain testimony or records.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 277, entitled:

An Act to amend section one of article three, clause (b) of section four of article two and to add article twenty-four to, an act approved the twenty-fifth day of June, one thousand nine hundred and nineteen, (P. L. 581), entitled "An Act for the better government of cities of the first class of this Commonwealth," by abolishing the office of Purchasing Agent and substituting therefor a new department to be known as the Department of Supplies.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 290, entitled:

A Supplement to the act approved the eleventh day of May, one thousand nine hundred and twenty-three (P. L. 203), entitled "An Act authorizing the State Highway Commissioner to combine State Highways, or any part or sections thereof, into a route under a common letter, name number, or other marker or designation, or any combination thereof, for the purpose of informing and assisting the traveling public in and through the State;" authorizing the inclusion of township roads in routes designated by the Secretary of Highways.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 300, entitled:

A Supplement to the Act approved the twenty-seventh day of March one thousand nine hundred and twenty-three (Pamphlet Laws thirty-four) entitled "An Act concerning alcoholic liquors; prohibiting the manufacture, advertising, furnishing, traffic in and possession of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws," regulating under permit through an Alcohol Permit Board created in the Department of Agriculture, the manufacture, development, use in manufacture, sale at wholesale, storage by bailees for hire and transportation for hire of any alcohol, or any alcoholic liquid by certain persons; providing for fees and the disposition thereof; authorizing the inspection of the records of permittees and purchasers of said liquids; declaring certain places nuisances and providing for their abatement and providing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 316, (House Bill No. 45), entitled:

An Act to amend section fifty-seven of the act approved the twenty-third day of May, one thousand eight hundred and seventy-four (Pamphlet Laws two hundred and thirty) entitled "An Act dividing the cities of this state into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offences in all of said cities and providing for the incorporation and government of cities of the third class" providing for the acceptance of said act by certain cities of the third class providing for the election of certain city officers and members of city council in such cities and fixing the time when the terms of members of councils and certain city officers then in office shall cease and be terminated.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 320, (House Bill No. 193), entitled:

An Act to validate acts done by corporations before the recording of their charters.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 323, (House Bill No. 303), entitled:

An Act to amend sections two and nine to repeal section ten to amend section sixteen and section twenty-two as amended sections twenty-three, thirty-one section thirty-two as amended section fifty-two section fifty-four as amended section fifty-seven as amended and section sixty-five of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and sixty-nine) entitled "An Act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 325, (House Bill No. 490), entitled:

An Act to validate acts done and contracts, conveyances, transfers and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the Courts of Common Pleas granting a charter where the applicants for incorporation had failed to register its proposed name as required by law, and to validate charters of corporations of the first class granted since the sixteenth day of May, one thousand nine hundred and twenty-three, where there was a failure to register the name or title of the proposed corporation at the time of filing its application for charter as required by law; providing for the subsequent filing of such registration, and providing for the amendment of names or titles of such corporations in certain cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 334, entitled:

An Act to further amend the second paragraph of the fifth section of an act, approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, (P. L. 73), entitled "An Act to provide for the incorporation and regulation of certain corporations."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 337, entitled:

An Act concerning poor relief and the creation and government of poor districts and the administration of the same, and revising, amending, consolidating and changing the law relating thereto.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 340, entitled:

An Act to amend part of section one of the act approved the twenty-seventh day of June, one thousand nine hundred and twenty-three, (P. L. 858), entitled "An Act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds, imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits and rights from taxation and judicial process; and providing penalties."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 354, entitled:

An Act to further amend section six hundred and twenty-five of the act approved the fourteenth day of July, one thousand nine hundred and seventeen, (P. L. 840), entitled "An Act concerning townships, and revising amending and cousolidating the law relating thereto."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 358, entitled:

An Act to amend section two of an act, approved the twenty-fifth day of July, one thousand nine hundred and seventeen (P. L. 1180), entitled "An Act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New York of certain toll-bridges over the Delaware River, and making an appropriation therefor."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

## HOUSE MESSAGES.

### HOUSE BILLS FOR CONCURRENCE.

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House of Representatives, as follows:

House Bill No. 271, (Senate Bill No. 384), entitled:

An Act allowing a rebate and imposing a penalty in the collection of county taxes assessed in the cities of the third class in this Commonwealth

Which was committed to the Committee on Judiciary Special.

House Bill No. 390, (Senate Bill No. 385), entitled:

An Act to amend section two of an act approved the seventeenth day of April one thousand eight hundred and sixty-six (Pamphlet Laws one hundred and ten) entitled "An Act relating to poor houses and lands"

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 393, (Senate Bill No. 386), entitled:

A Supplement to an act entitled "An Act to provide for the ordinary expenses of the Executive Judicial and Legislative Departments of the Commonwealth interest on the public debt and the support of the public schools for the two fiscal years beginning June first one thousand nine hundred and twenty-three and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and twenty-three" as approved the thirtieth day of June Anno Domini one thousand nine hundred and twenty-three providing for deficiencies in certain appropriations made to the Executive and Judicial Departments by the act to which this is a supplement and for other minor expenses incurred or to be incurred to May thirty-first one thousand nine hundred and twenty-five by certain of the Executive and Judicial Departments not provided for by said act

Which was committed to the Committee on Appropriations.

House Bill No. 398, (Senate Bill No. 387), entitled:

An Act to provide for the positions of Principal Deputy Prothonotary and second Deputy Prothonotary in counties of the first class prescribing their powers and duties and fixing their salaries.

Which was committed to the Committee on Judiciary General.

House Bill No. 430, (Senate Bill No. 388), entitled:

An Act authorizing the register of wills and ex-officio clerk o f the orphans' courts with the consent of the judges of the separate orphans' court in counties of the second class of this Commonwealth to fix and determine the salaries of assistant clerks in said court.

Which was committed to the Committee on Judiciary General.

House Bill No. 595, (Senate Bill No. 389), entitled:

An Act providing for the filling of vacancies in certain county offices caused by death or resignation in counties of the first class

Which was committed to the Committee on New Counties and County Seats.

## ADJOURNMENT.

Mr. SCHANTZ. Mr. President, I move that the Senate do now adjourn until to-morrow morning at 10:30 oclock.

Mr. BALDWIN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 1:14 P. M. until Wednesday morning, February 18, 1925, at 10:30 o'clock.

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# HOUSE OF REPRESENTATIVES

TUESDAY, February 17, 1925.

The House met at 11:00 o'clock A. M.
The SPEAKER (Thomas Bluett) in the Chair.

The Chaplain, Rev. George P. Donehoo, offered the following prayer:

Almighty God our Heavenly Father, we thank Thee for Thy care and for Thy love this morning, and as we ask Thy blessing upon the Speaker and the members of this House who are present, we pray also for those who are kept away because of sickness. Be with the Chief Clerk of this House. Bless him this day in his home and encourage his heart, and if it be Thy will, restore him to health and strength. Keep us all this day from all bitterness and strife, in true friendliness with each other and with our fellowmen, we ask in the name of our blessed Heavenly Father who has revealed himself to us in love and in mercy. Amen.

## JOURNAL APPROVED.

The SPEAKER. The Clerk will read the Journal of yesterday's proceedings.

The Clerk proceeded to read the Journal of yesterday's proceedings, when, on motion of Mr. William T. Bell, the further reading was dispensed with and the Journal approved.

## REPORT OF PENAL CODE COMMISSION.

Mr. STERLING. Mr. Speaker, I desire at this time to present the report of the Commission to codify the penal laws of the Commonwealth.

(For report see Appendix).

## BILLS INTRODUCED AND REFERRED

By Mr. VOLTZ. HOUSE BILL No. 754.

An Act imposing a State tax on liquid fuels as herein defined to be paid by distributors as herein defined, providing for the collection of such tax and for the distribution and use of the revenues derived therefrom, providing for the filing of certificates and reports of the sale of such liquid fuels and the collection of such tax and fixing penalties.

Referred to the Committee on Ways and Means.

By Mr. MARCUS. HOUSE BILL No. 755.

An Act regulating the sentencing of persons convicted of crimes other than murder in the first degree, where such persons shall have been twice before convicted, sentenced and imprisoned in a penitentiary for not less than one year.

Referred to the Committee on Judiciary General.

By Mr. MARCUS. HOUSE BILL No. 756.

An Act authorizing the Board of Trustees of the Western and Eastern Penitentiaries to parole prisoners who are aliens to the officials of the United States Government for deportation.

Referred to the Committee on Judiciary General.

By Mr. MILLAR. HOUSE BILL No. 757.

An Act to amend paragraph one, section five of the act, approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, (P. L. 73), entitled "An act for the incorporation and regulation of certain corporations," as amended, changing the effect of the by-laws of corporations.

Referred to the Committee on Corporations.

By Mr. MILLAR. HOUSE BILL No. 758.

An Act to amend sections seven and seventeen of an act, approved the twentieth day of May, one thousand nine hundred and thirteen, (P. L. 229), entitled, "An act defining and regulating public amusements, and places used therefor; requiring and regulating the licensing thereof; restricting the scope of certain acts of Assembly relating thereto, and providing penalties for violation of this Act."

Referred to the Committee on Judiciary General.

By Mr. WATSON. HOUSE BILL No. 759.

An Act making an appropriation to the Board of Trustees of Locust Mountain Memorial Hospital.

Referred to the Committee on Appropriations.

By Mr. DILSHEIMER. HOUSE BILL No. 760.

A Supplement to an act approved the thirtieth day of June, one thousand nine hundred and nineteen, (P. L. 678), entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by, or trailing after, motor vehicles; requiring the registration of the same, and the licensing of all operators thereof; providing the fees therefor, and the disposition of such fees; prohibiting the unauthorized use of, and tampering with, motor vehicles; limiting and defining the powers of cities, boroughs, incorporated towns, townships and counties, as to the regulation of the use and equipment of motor vehicles, and the taxing, registration, or licensing thereof; imposing certain duties on the State Highway Commissioner, and on proprietors of public garages; providing procedure and penalties for violations thereof, and the disposition of fines collected, and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle," providing for the local registration of motor vehicles and licensing of operators and issuing of learners' permits by the county commissioners in counties of the first class.

Referred to the Committee on Municipal Corporations.

By Mr. STAUDENMEIER. HOUSE BILL No. 761.

An Act to amend section one of the act, approved the thirty-first day of March, one thousand nine hundred and twenty-one, (P. L. 89), entitled "An act making it a misdemeanor for persons to unlawfully use or wear the insignia or button of the American Legion or the official decoration of said organization," by extending the provisions of said act to the Veterans of Foreign Wars.

Referred to the Committee on Judiciary Special.

By Mr. STAUDENMEIER. HOUSE BILL No. 762.

An Act to amend section two hundred and forty of the act approved the fourteenth day of July, one thousand nine hundred and seventeen (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto;" making misfeasance of township supervisors a misdemeanor.

Referred to the Committee on Counties and Townships.

By Mr. STARK. HOUSE BILL No. 763.

An Act to amend sections three hundred and twenty-five and five hundred and nine of the act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled, "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," requiring school districts to select depositories.

Referred to the Committee on Education.

By Mr. STARK. HOUSE BILL No. 764.

An Act to further amend section twenty-one of an act approved the first day of June, one thousand eight hundred and eighty-nine (P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," as amended, removing the exemption granted corporations, limited partnerships and joint-stock associations organized for laundering and manufacturing purposes and providing for the distribution of the tax derived from manufacturing corporations, limited partnerships, and joint stock associations.

Referred to the Committee on Ways and Means.

By Mr. STARK. HOUSE BILL No. 765.

A Joint Resolution proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania.

Referred to the Committee on Ways and Means.

By Mr. DAVIS. HOUSE BILL No. 766.

An Act providing for the examination of custodians, engineers, assistant custodians, assistant engineers and firemen of school houses in first, second and third class school districts; defining their duties fixing their minimum salaries and payment for overtime.

Referred to the Committee on Education.

By Mr. DAVIS. HOUSE BILL No. 767.

An Act providing for the care of school houses in school districts of the first, second and third classes, imposing

certain duties upon school directors of such districts and upon custodians and engineers.

Referred to the Committee on Education.

By Mr. FRED W. PATTERSON. HOUSE BILL No. 768.

An Act making an appropriation to the Passavant Memorial Homes for the Care of Epileptics, at Rochester, Beaver County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. ADAM. HOUSE BILL No. 769.

An Act making an appropriation to the American Oncologic Hospital at Philadelphia.

Referred to the Committee on Appropriations.

By Mr. PERRY. HOUSE BILL No. 770.

A Supplement to the act approved the ninth day of July, one thousand nine hundred nineteen, (P. L. 814), entitled "An act providing for the erection and construction by the Commonwealth of Pennsylvania and the State of New Jersey of a bridge over the Delaware River, connecting the City of Philadelphia and the City of Camden, and the approaches thereto; providing for a joint commission for that purpose, and defining its powers and duties; providing for an independent commission in this Commonwealth in relation thereto, and defining its powers and duties; providing for the payment of a part of the cost thereof by the city of Philadelphia and providing for the acquiring, taking, and condemnation of the real estate for the site and approaches thereof; providing for the turning over of said bridge upon its completion; and making an appropriation for the purposes of this act," providing for an additional bridges and tunnel commission; prescribing its powers and duties; and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. SHEFFER. HOUSE BILL No. 771.

An Act to establish as a State Highway a certain section of public road in the county of Mifflin.

Referred to the Committee on Public Roads.

By Mr. SOWERS. HOUSE BILL No. 772.

An Act to amend section three of the act approved the twenty-seventh day of March, one thousand nine hundred and twenty-three, (P. L. 34), entitled "An Act concerning alcoholic liquors; prohibiting the manufacture, advertising, furnishing, traffic in, and possession of intoxicating liquors for beverage purposes and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws," by making lawful natural cider and fruit juices for several purposes and the manufacture of vinegar therefrom.

Referred to the Committee on Law and Order.

By Mr. HAAS. HOUSE BILL No. 773.

An Act to amend section one of the act approved the eleventh day of April, one thousand eight hundred and sixty-six, (P. L. 99), entitled "A Supplement to an act, approved the twenty-seventh day of February, Anno Domini one thousand eight hundred and sixty-five, entitled 'An Act empowering railroad companies to employ police force,'" by extending the same to certain other companies.

Referred to the Committee on Municipal Corporations.

By Mr. CRAIG. HOUSE BILL No. 774.

An Act giving permission to cities of the third class, in the widening of a street or highway, to occupy and take a portion of the grounds of a cemetery within the limits of cities of the third class, and providing for the removal of bodies and tombstones, and for the payment of damages.

Referred to the Committee on Municipal Corporations.

By Mr. HAAS. HOUSE BILL No. 775.

An Act to amend section one of, and to add sections four, five and six to, an act entitled, "An Act authorizing cities of the third class to regulate the location of business, trades, and industries; the location, size and use of buildings, and the areas of yards, courts, and open spaces," approved the third day of April one thousand nine hundred and twenty-three (P. L. 54), extending the provisions thereof to structures other than buildings, providing for a board of appeals to review decisions of the officer charged with the enforcement of any zoning ordinance duly adopted by said cities; establishing appeals from the decision of said board of appeals to the court of common pleas of the respective counties and authorizing said appeals to be advanced: also providing for the enforcement of zoning regulations established by said cities and providing penalties for the violation of the same.

Referred to the Committee on Municipal Corporations.

By Mr. FRATT. HOUSE BILL No. 776.

An Act to amend sections two, three and four of the act approved the twentieth day of July, one thousand nine hundred and seventeen, (P. L. 1151), entitled "An Act establishing nine county industrial farms, workhouses, and reformatories; dividing the State into districts for such purpose; authorizing the purchase of sites and the erection and equipment of buildings and works for such institutions; providing for their government and control, and for the commitment, admission, employment, and discharge of inmates; providing for an apartment for inebriates and the admission and commitment of inmates thereto; imposing the cost of the institutions and the maintenance of certain inmates on the counties; and conferring certain powers and duties on certain county officers;" providing for the formation of additional districts; and imposing certain duties upon county commissioners.

Referred to the Committee on Counties and Townships.

By Mr. LAFFERTY. HOUSE BILL No. 777.

An Act making an appropriation to The Jefferson Medical College of Philadelphia Pennsylvania for Medical Education.

Referred to the Committee on Appropriations.

By Mr. LAFFERTY. HOUSE BILL No. 778.

An Act making an appropriation to the Jefferson Medical College of Philadelphia for maintenance of its Hospital.

Referred to the Committee on Appropriations.

By Mr. GRIFFITH. HOUSE BILL No. 779.

An Act to amend sections two and three of the act approved the thirtieth day of January, one thousand eight hundred and seventy-four, (P. L. 31), entitled "A Further Supplement to the act regulating elections in this Commonwealth," as amended.

Referred to the Committee on Elections.

By Mr. DERBY. HOUSE BILL No. 780.

An Act making an appropriation to the Board of Trustees of the Scranton State Hospital, Scranton, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 781.

An Act making an appropriation to the Children's Aid Society of Western Pennsylvania, at Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. EARLEY. HOUSE BILL No. 782.

An Act to amend sections four and six of the act approved the seventeenth day of March, one thousand nine hundred and twenty-one, (P. L. 32), entitled "An act authorizing the erection and construction by counties of memorial halls in memory of the soldiers, sailors, and marines of such counties; providing for an election to determine whether such hall shall be erected; providing for the purchase and condemnation of property for such purposes; regulating the use of such halls; and providing for the maintenance and care of the same, by a board of control, at the expense of the county.

Referred to the Committee on Military.

By Miss GRIMES. HOUSE BILL No. 783.

A supplement to an act approved the third day of May, one thousand nine hundred and twenty-three, (P. L. 131), entitled "An act creating, regulating, and defining the powers of a County Planning Commission, and authorizing the creation of a county plan in counties of the second class; requiring the county commissioners to furnish to the commission, before passage, resolutions relating to county improvements, to roads, lands, buildings, or means of communications; authorizing the commission to report suggestions to the county commissioners concerning improvements, and to appear in court with reference thereto; authorizing the making of a county map and plan, including territory extending three miles beyond the county limits, showing proposed improvements in roads, lands, buildings, and means of communication;" requiring certain plans of streets and highways and plans, plots and replots of land to be submitted to and approved by the County Planning Commission before recording; determing the effect of the approval and disapproval thereof; and creating a presumption of law.

Referred to the Committee on Counties and Townships.

By Mr. STADTLANDER. HOUSE BILL No. 784.

An Act to amend the act, approved the first day of April, one thousand nine hundred and nine, (P. L. 91), entitled "An act relating to deeds for conveying or releasing lands, construing words and phrases used therein, and prescribing a form of deed and acknowledgment which may be used for conveying or releasing lands," by prescribing with more particularity the interest conveyed and abolishing the necessity of personal seal on deeds or instruments in writing for conveying or releasing lands.

Referred to the Committee on Judiciary General.

By Mr. STADTLANDER. HOUSE BILL No. 785.

An Act providing for the publication and distribution of the reports of examinations of building and loan associations.

Referred to the Committee on Judiciary General.

By Mr. HARRY A. LITTLE. HOUSE BILL No. 786.

An Act making an appropriation to the First Allegheny Day Nursery and Temporary Home for Children, Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MARCUS. HOUSE BILL No. 787.

An Act making an appropriation to the Eye and Ear Hospital, of Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By. Mr. McKIM. HOUSE BILL No. 788.

An Act to amend clause fifteen of section three hundred and eighty of the act approved the fourteenth day of July, one thousand nine hundred and seventeen, (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto," by permitting the establishment of lights along county highways with the approval of the county commissioners in townships of the first class.

Referred to the Committee on Counties and Townships.

By Mr. DAVIS. HOUSE BILL No. 789.

An Act making an appropriation to the Wyoming Valley Homeopathic Hospital, at Wilkes-Barre, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. LABAR. HOUSE BILL No. 790.

An Act providing for the repair of the dyke along the Delaware River at Matamoras, Pike County, and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. HESS. HOUSE BILL No. 791.

An Act making an appropriation for the erection, construction and equipment of an armory in the city of Lancaster.

Referred to the Committee on Appropriations.

By Mr. STOCK. HOUSE BILL No. 792.

An Act to establish as a State Highway a certain section of public road in the county of Adams.

Referred to the Committee on Public Roads.

By Mr. STOCK. HOUSE BILL No. 793.

An Act to establish as a State Highway a certain section of public road in the county of Adams.

Referred to the Committee on Public Roads.

By Mr. STOCK. HOUSE BILL No. 794.

An Act authorizing the Board of Game Commissioners to refund fines heretofore erroneously imposed and collected from members of hunting camps or bodies of men hunting together.

Referred to the Committee on Game.

By. Mr. STERLING. HOUSE BILL No. 795.

An Act creating and establishing a State Board of Parole; prescribing and defining the powers and duties of such board with respect to certain prisoners; providing for the appointment, terms and salaries of the members and employees thereof; and making an appropriation therefor.

Referred to the Committee on Judiciary General.

By Mr. STERLING. HOUSE BILL No. 796.

An Act constituting a commission to examine the parole laws of this Commonwealth and of other States and countries to investigate systems and methods of parole and commutation of sentences, and to prepare and submit bills to carry into effect its recommendations; prescribing the powers and duties of said commission; and making an appropriation.

Referred to the Committee on Judiciary General.

By Mr. STERLING. HOUSE BILL No. 797.

A Supplement to an act approved the eleventh day of July, one thousand nine hundred and twenty-three, (P. L. 994), entitled "An act to provide for the appointment of a commission to suggest revisions and amendments to the statutes of the State of Pennsylvania which relate to children, especially those which relate to the dependent, defective, delinquent, neglected, incorrigible, or illegitimate children; defining the powers and duties of the commission; authorizing the examination of documents, records, and papers; and making an appropriation to meet the expenses of the said com-

mission," continuing the commission appointed under the provisions of said act for the further period of two years and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. STERLING. HOUSE BILL No. 198.

An Act relating to adoption.

Referred to the Committee on Judiciary General

By Mr. STERLING. HOUSE BILL No. 799.

An Act relating to Boarding Houses for Infants, providing for the licensing thereof, and the adoption of rules and regulations for the maintenance, operation and conduct thereof by the Department of Welfare; and fixing penalties.

Referred to the Committee on Judiciary General.

By Mr. HIMES. HOUSE BILL No. 800.

An Act to establish as a State Highway a certain section of public road in the county of Armstrong.

Referred to the Committee on Public Roads.

By Mr. HIMES. HOUSE BILL No. 801.

An Act to encourage the breeding of pure bred dairy cattle; providing for the registration and licensing for sale and public service of pure bred bulls by the Department of Agriculture; and fixing penalties.

Referred to the Committee on Agriculture

By Mr. HOOVER. HOUSE BILL No. 802.

An Act to establish as a State Highway a certain section of public road in the county of Fulton.

Referred to the Committee on Public Roads.

By Mr. EDE. HOUSE BILL No. 803.

An Act to establish as a State Highway a certain section of Public road in the county of Northampton.

Referred to the Committee on Pubilc Roads.

By Mr. FLYNN. HOUSE BILL No. 804.

An Act making an appropriation to the Elk County General Hospital, of Ridgway, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FLYNN. HOUSE BILL No. 805.

An Act making an appropriation to the Andrew Kaul Memorial Hospital, at St. Mary's, Elk County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. RHODES. HOUSE BILL No. 806.

An Act to amend sections thirteen and fourteen of an act approved the fourteenth day of May, one thousand nine hundred and fifteen (P. L. 483), entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass, except actions for libel and slander; prescribing the pleadings and procedure to be observed therein, and giving the courts power to enforce its provisions," by permitting defendants in actions of trespass to set up counter-claims arising out of the same transaction as that sued on by the plaintiff and declaring the effect of averments contained in such counter-claim.

Referred to the Committee on Judiciary General.

By Mr. RHODES. HOUSE BILL No. 807.

An Act making an appropriation to the Armory Board to erect and construct an armory at East Stroudsburg, Monroe County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HALL. HOUSE BILL No. 808.

An Act making an appropriation to Appleby Brothers and Whittaker Company of Harrisburg, Pennsylvania, for the purpose of refunding moneys erroneously paid into the State treasury as taxes under the Mercantile License Act.

Referred to the Committee on Appropriations.

By Mr. HAAS. HOUSE BILL No. 809.

An Act to amend an act approved the twenty-seventh day of March, one thousand nine hundred and three (Pamphlet Laws one hundred six) entitled: "An Act making it a misdemeanor for persons to unlawfully use or wear any insignia or button of any associaiton, society or trade's union."

Referred to the Committee on Municipal Corporations.

By Mr. BROMLEY. HOUSE BILL No. 810.

An Act to further amend the second paragraph of the fifth section of an act, approved the twenty-ninth day of April, one thousand eight hundred and seventy-four (P. L. 73), entitled, "An act to provide for the incorporation and regulation of certain corporations."

Referred to the Committee on Judiciary Special.

By Mr. SHAFFER. HOUSE BILL No. 811.

An Act to amend section seven of an act approved the third day of June one thousand nine hundred and eleven (Pamphlet Laws six hundred and thirty-nine) entitled "An act relating to the right to practice medicine and surgery in the Commonwealth of Pennsylvania; and providing a Bureau of Medical Education and Licensure as a bureau of the Department of Public Instruction, and means and methods whereby the right to practice medicine and surgery and any of its minor branches may be obtained, and exemptions therefrom; and providing for an appropriation to carry out the provisions of said act, and providing for revocation on suspension of licenses given by said bureau; and providing penalties for violation thereof, and repealing all acts or parts of acts inconsistent therewith," as amended, commonly known as "The Medical Practice Act," by providing for the annual registration of all persons duly qualified and licensed to conduct the practice of medicine or any of the allied branches thereof in the Commonwealth of Pennsylvania.

Referred to the Committee on Public Health and Sanitation.

By Mr. EDMONDS. HOUSE BILL No. 812.

An act to amend sections one and two and to add section five of the act approved the eighth day of June, one thousand eight hundred and ninety-three (P. L. 344), entitled "An act relating to husband and wife enlarging her capacity to acquire and dispose of property, to sue and be sued and to make a last will and enabling them to sue and to testify against each other in certain cases," authorizing a married woman to mortgage her real property without the joinder of her husband and restricting the power of both husband and wife to mortgage homestead property.

Referred to the Committee on Judiciary Special.

By Mr. EDMONDS. HOUSE BILL NO. 813.

An act to further amend the second paragraph of section five of an act approved the twenty-ninth day of April, one thousand eight hundred and seventy-four (P. L. 73), entitled "An act to provide for the incorporation and regulation of

certain corporations," by permitting corporations not for profit to designate the number of trustees or managers to constitute a quorum.

Referred to the Committee on Judiciary General.

By Mr. EDMONDS. HOUSE BILL No. 814.

An Act to further amend section twenty of the act approved the first day of June, one thousand eight hundred and eighty-nine, (P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini, one thousand eight hundred and seventy-nine."

Referred to the Committee on Ways and Means.

By Mr. HENRY A. MILLER. HOUSE BILL No. 815.

An Act to establish as a State Highway a certain section of public road in the county of Northampton.

Referred to the Committee on Public Roads.

By Mr. HENRY A. MILLER. HOUSE BILL No. 816.

An Act to establish as a State Highway a certain section of public road in the county of Northampton.

Referred to the Committee on Public Roads.

## SENATE MESSAGE.

### SENATE BILLS FOR CONCURRENCE.

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 36. (HOUSE BILL No. 817.)

An Act authorizing the employment of stenographers by the district attorneys of certain counties.

Referred to the Committee on Judiciary General.

SENATE BILL No. 85. (HOUSE BILL No. 818.)

An Act for the promotion of the safety of the traveling public by authorizing counties and townships to purchase or condemn by the right of eminent domain property and lands along highways so as to eliminate dangerous curves and widen narrow highways.

Referred to the Committee on Public Roads.

## REPORTS FROM COMMITTEES.

Mr. HARDING, from the Committee on Game, reported as committed, House Bill No. 231, entitled:

An Act to amend section one thousand two hundred and one of an act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An Act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto."

Mr. BREWSTER, from the Committee on Agriculture, reported as committed, House Bill No. 378, entitled:

An Act to amend section three, five and nine of the act approved the seventeenth day of May, one thousand nine hundred and seventeen, (P. L. 224), entitled "An act preventing the manufacture, sale, or transportation within the Commonwealth of adulterated or misbranded Paris greens, lead arsenates, lime-sulphur compounds, and other insecticides and fungicides, and regulating traffic therein; providing for inspection of such materials, and imposing penalties;" making it unnecessary for the Secretary of Agriculture to hear persons whose samples of insecticides and fungicides have been found to be adulterated or misbranded; requiring persons manufacturing or importing insecticides or fungicides into this State to register the same with the Secretary of Agriculture; making it unlawful to sell any insecticides or fungicide not registered; and fixing a minimum fine for the violation of this act.

Mr. IRVIN, from the Committee on Game, reported as amended, House Bill No. 405, entitled:

An Act to amend Sections five hundred and nine, five hundred and eleven, five hundred and twelve, seven hundred and nine, and seven hundred and twenty, and repeal Section five hundred and ten of an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine), entitled "An Act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto."

Mr. BLAIR, from the Committee on Counties and Townships, reported as committed, House Bill No. 647, entitled:

An Act to amend section one hundred and ten of the act approved the fourteenth day of July, one thousand nine hundred and seventeen, (P. L. 840), entitled "An act concerning townships and revising, amending, and consolidating the law relating thereto;" as amended; providing for the election of township commissioners in first class townships not divided into wards.

Mr. NEELY, from the Committee on Counties and Townships, reported as committed, House Bill No. 624, entitled:

An Act authorizing county treasurers, registers of wills, recorders of deeds, clerks of the courts, sheriffs and prothonotaries of counties of the fifth class to employ attorneys; and fixing salaries of said attorneys, payable from the county treasury.

Mr. HIMES, from the Committee on Counties and Townships, reported as committed, House Bill No. 663, entitled:

An Act to amend section one hundred and ninety-five of the act aproved the fourteenth day of July, one thousand nine hundred and seventeen, (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto."

Mr. DAVIS, from the Committee on Counties and Townships, rejorted as committed, House Bill No. 666, entitled:

An Act authorizing a State association of township commissioners, and providing for the payment of the expenses thereof by the respective counties.

Mr. GILCHRIST, from the Committee on Agriculture, reported as committed, House Bill No. 675, entitled:

An Act to amend sections one, two and four of the act approved the second day of June, one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and eighty-nine) entitled "An act providing a method through which the Commonwealth may cooperate with individuals in building fences to protect farm crops and fruit orchards against damage from wild deer; and making an appropriation."

## RESOLUTION No. 2.

Mr. EDMONDS. Mr. Speaker, I desire to call up at this time Resolution No. 2, file folio 999.

The Resolution was read by the Clerk as follows:

Whereas the Commonwealth of Pennsylvania in one thousand eight hundred and twenty-six inaugurated the practice of providing needed revenue for the State by taxation of inheritances and

Whereas This practice has been followed by the vast majority of the States of the Union so that inheritance taxes have become a necessary and important feature of the fiscal system of the States and

Whereas The Federal Government in the past has only entered the field of the inheritance taxation in war time as an emergency measure and

Whereas The recently increased rates of the Federal Estate Tax will materially affect State revenues in the future

even more seriously than they have in the past and

Whereas The increasing financial burden upon State Governments makes it necessary to conserve every logical source of revenue

Therefore if the Senate concur be it resolved that in the judgment of the General Assembly taxes on the transfer of property by inheritance should be reserved to the State Government and that the Federal Government should now withdraw from this field and leave to the States exclusively this much needed source of revenue

Resolved That a copy of this resolution be sent to the Senators and Representatives from Pennsylvania in the Congress of the United States

On the question,

Will the House adopt the resolution?

Mr. EDMONDS. Mr. Speaker and members of the House, I take it for granted that every member of the House recognizes that taxation, expenditures and revenue are some of the major problems to be considered in this session. We must also recognize that taxation, federal, State and local, make essentially one problem, inasmuch as the people pay the taxes. The government of the United States at the present time costs, roughly speaking, about eighty dollars per head, of which about thirty-five dollars goes to the federal government and forty-five dollars to the State and local governments. At eighty dollars per head, including men, women and children, it means that the burden of taxation on the average family of five—which we are told by the census is the average sized family of the United States,—means something like four hundred dollars per year.

In the days before the war, there was worked out a system of revenue whereby the federal government relied upon customs and internal taxation, and the states had the inheritance and corporation taxes, and also in a great many of the states, land taxes, and the local government had a revenue from that. That system worked on the whole very satisfactorily. I think there was little complaint of the burden of taxation before the war. But when the war came on, with its tremendous economic processes, there had to be a doubling up on the systems of taxation. I imagine that the people of the United States would have been willing to have the federal government tax land if it were necessary to continue the war. But the war period is now passed, and we are coming to the time when revenue problems ought to be readjusted on the most economic lines possible. This resolution calls the attention of our Senators and Representatives in Congress to the fact that the federal government now taxes the states for inheritances and that it has also taxed inheritances four times in the history of the Union, and each of those four times during war periods. The first was immediately after the Revolutionary War, for a few years; the second was during the Civil War, and immediately thereafter, for two years; the third was for the Spanish-American War and thereafter for a few years; and the fourth is the tax which was first imposed in 1916, and in these years since continued by the Federal Government until in 1924, it had attained its maximum.

Now, we are suggesting that inasmuch as the war emergency has passed, the time has come when the Federal Government ought to consider dropping out of this field in order to leave this particular field of taxation to the states. The argument of the states is briefly as follows: The states started the inheritance taxation long before the Federal Government. Pennsylvania was the first State to lay a constructive collateral inheritance tax and our tax goes back to 1826, almost, and while we increase the rate from time to time, yet the original tax was recognized as a just one. The states have accustomed themselves to this form of revenue, and if the Federal Government derives revenue from the same source, it is bound in time to interfere with the revenue of the states and will necessitate a readjustment of the inheritance tax by the states. Under these circumstances, therefore, this resolution has been introduced. It is in line with the general policy that has been recommended by the Tax Commission, and it is especially appropriate to consider it at this time, because on Thursday next there will convene in the city of Washington a conference of national and state tax commissions which conference was originally suggested by President Coolidge, although it has been called by the National Tax Association. At that conference the President will deliver the main address.

This is in line with the policy which he has recommended, and is in line with the very wise fiscal changes that have been suggested by the Secretary of the Treasury, who is himself a citizen of our own Commonwealth.

I hope, therefore, that with this explanation the plan that is embodied in this resolution may meet with the approval of the members of the House.

On the question recurring,

Will the House adopt the resolution?

It was adopted.

Ordered, That the Clerk present the same to the Senate for concurrence.

## SENATE MESSAGE.

### RESOLUTION CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, February 16, 1925.

Whereas, His Excellency, the Governor of the Commonwealth has, by message of February sixteenth, one thousand nine hundred and twenty-five advised the Senate and House of Representatives of the General Assembly, of his desire to address the Members thereof in joint session on Tuesday, February seventeenth, one thousand nine hundred and twenty-five, at twelve o'clock noon, therefore be it

Resolved, (if the Senate concur), That the Senators and Members of the House of Representatives are pleased to comply with the request of His Excellency, and will meet in joint session for that purpose at the time requested in said message, and be it further

Resolved, That a committee of two Senators to be appointed by the President pro tempore of the Senate and two Members of the House of Representatives to be appointed by the Speaker of the House of Representatives shall wait upon the Governor and advise him of the passage of this resolution and of their readiness to hear any message he may desire to deliver.

And has appointed on such committee Senators Painter and Baumer.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 430, as follows:

An Act authorizing the register of wills and ex-officio clerk of the orphans' court with the consent of the judges of the separate orphans' court in counties of the second class of this Commonwealth to fix and determine the salaries of assistant clerks in said court

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in all counties of the second class wherein a separate orphans' court is or may be established the register of wills and ex-officio clerk of the orphans' court

with the consent and approval of the judges of the said court shall fix the salaries of the assistant clerks of said court

Section 2 All salaries as so fixed by the register of wills and ex-officio clerk of the orphans' court with the consent and approval of the judges of said orphans' court shall be paid out of the fees of said office as paid into the treasury of the county upon bills attested by the register of wills and countersigned by a judge of said court but in the event that the fees received in said office of register of wills be not sufficient to fully pay the register and his assistants then payment shall be made in full to the said register of wills but to his asistants in manner as follows namely where there are more than one assistant then the balance of fees remaining to the credit of said office of register of wills shall be divided among each of said assistants in proportion as his salary shall stand to the whole

Section 3 The act approved the eighteenth day of April one thousand nine hundred and nineteen (Pamphlet Laws fifty-three) entitled "An act authorizing the registers of wills and ex-officio clerks of the orphans' courts with the consent of the judges of the separate orphans' court in counties having a population of over eight hundred thousand and less than one million five hundred thousand inhabitants to fix and determine the salaries of assistant clerks in said court" is hereby repealed

The act approved the twenty-fifth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand one hundred and eight) entitled "An act to further amend the fifth section of an act entitled 'An act relating to the organization and jurisdiction of orphans' courts and to establish a separate orphans' court in and for counties having more than one hundred fifty thousand inhabitants and to provide for the election of judges thereof" approved May nineteenth Anno Domini eighteen hundred and seventy-four (Pamphlet Laws two hundred and six) as amended by fixing and determining the salaries of the assistant clerks of said court in counties of the first second third and fourth classes" and

The act approved the twenty-third day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and seventeen) entitled "An act to amend section fiv of an act approved the nineteenth day of May one thousand eight hundred and seventy-four (Pamphlet Laws two hundred and six), entitled 'An act relating to the organization and jurisdiction of orphans' courts and to establish a separate orphans' court in and for counties having more than one hundred fifty thousand inhabitants and to provide for the election of judges thereof' as amended by changing the provisions for appointment of first assistant clerks so as to conform to the Constitution and giving to the court and register of wills joint power to modify the salaries fixed for any assistant clerk" are hereby repealed insofar as they relate to counties of the second class

All other acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—190.

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | Ludlow, | Rieder, |
| Alexander, | Flinchbaugh, | Lukehart, | Royle, |
| Anderson, | Flynn, | MacMillan, | Sarig, |
| Armstrong, | Fockler, | Malie, | Sautter, |
| Aston, | Fratt, | Mangan, | Schilling, |
| Bagshaw, | Frye, | Marcus, | Schoener, |
| Baldi, | Fuller, | Marshall, | Schwartz, |
| Bartley, | Gelnett, | Mathay, | Shaffer, |
| Behney, | Gilchrist, | McBride, | Shambach, |
| Bell, F. A. | Goehring, | McCaig, | Sheffer, |
| Bell, W. T. | Goodnough, | McCann, | Smith, G. A., |
| Bentley. | Goss, | McClure J. F., | Smith, H. J., |
| Berkheiser, | Greeby, | McClure, J. H., | Sowers, |
| Bickett, | Greenstein, | McCormick, | Soffel, |
| Bidelspacher, | Griffith, | McDaniel, | Speer, |
| Blair, | Grimes, | McDermott, | Spencer, |
| Blumberg, | Guerin, | McGowan, | Stadtlander, |
| Evans, B. P., | Lucas, | McKim, | Stark, |
| Bray, | Haines, | McLaughlin, | Staudenmeier, |
| Brewster, | Hall, | Memolo, | Stavitski, |
| Bromley, | Hantz, | Metzinger, | Sterling, |
| Brown, E., | Harding, | Millar, | Stock, |
| Brown, E. P., | Harer, | Miller, C., | Storer, |
| Brown, T. J., | Hart, | Miller, H. A., | Strayer, |
| Burchinal, | Haws, | Moffatt, | Talbot, |
| Burke, | Heffernan, | Moore, | Thomas, L. D., |
| Bush, | Heffran, | Morrison, | Thomas, M. G., |
| Calhoun, | Henderson, | Muldowney, | Toepfer, |
| Canon, | Hess, | Munley, | Towner, |
| Colville, | Himes, | Myers, | Turner, |
| Conner, | Holcombe, | Neely, | Voltz, |
| Craig, | Holmes, | Nicholson, | Washington, |
| Critchfield, | Holtzman, | Nolte, | Watson, |
| Davies, | Hoover, | North, | Weamer, |
| Davis, | Horn, | Parkinson, | Wells, |
| DeFrehn, | Hricko, | Patterson, B.H., | Welty, |
| Derby, | Huber, | Patterson, F.W., | Wettach, |
| Diehm, | Irvin, | Patterson, M., | Wheeler, |
| Dietz, | Jones, | Pennock, | Whitehouse, |
| Dilsheimer, | Kelly, | Perry, | Williams, |
| Donnell, | Labar, | Phillips, | Wilson, |
| Drumbor, | Lafferty, | Pitts, | Witherspoon, |
| Duddy, | Lauver, | Powell, | Witkin, |
| Eaches, | Leidich, | Prosser, | Wood, N., |
| Earley, | Little, H. A., | Pryor, | Wright, |
| Ede, | Little, J. T., | Raymond, | Bluett, |
| Edmonds, | Lockhart, | Reader. | Speaker. |
| Emhardt, | Lotz, | Rhodes, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 393, as follows:

A Supplement to an act entitled "An act to provide for the ordinary expenses of the Executive Judicial and Legislative Departments of the Commonwealth interest on the public debt and the support of the public schools for the two fiscal years beginning June first one thousand nine hundred and twenty-three and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and twenty-three" as approved the thirtieth day of June Anno Domini one thousand nine hundred and twenty-three providing for deficiencies in certain appropriations made to the Executive and Judicial Departments by the act to which this is a supplement and for other minor expenses incurred or to be incurred to May thirty-first one thousand nine hundred and twenty-five by certain of the Executive and Judicial Departments not provided for by said act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the following sums or so much thereof as may be necessary for deficiencies in certain appropriations made to the Executive and Judicial Departments by the act to which this is a supplement and for other minor expenses incurred or to be incurred to May thirty-first one thousand nine hundred and twenty-five by certain of the Executive and Judicial Departments not provided for by said act be and the same are hereby specifically appropriated to the several objects hereinafter named to be made in the manner prescribed by law and to be paid out of any moneys in the treasury not otherwise appropriated Provided That all sums hereby appropriated shall be paid on the warrant of the Auditor General drawn upon the State Treasurer unless otherwise prescribed by law

Section 2 For the payment of the deficiencies in certain appropriations made to and for other minor expenses incurred or to be incurred to May thirty-first one thousand nine hundred and twenty-five by the following named executive departments of the State Government the following sums or so much thereof as may be necessary to be paid in the manner prescribed by law

EXECUTIVE DEPARTMENT
DEPARTMENT OF THE AUDITOR GENERAL .

For the payment of the deficiency in the salary of the Auditor General at the salary rate to become effective on the fifth day of May one thousand nine hundred and twenty-five the sum of one hundred sixty six dollars and sixty-seven cents ($166.67)

For the payment of the deficiency in the expenses of publishing monthly statements of the general sinking and all other funds as required by law and for the payment of advertisements for proposals for publication of the decisions of the Supreme Court under the provisions of an act approved the twelfth day of June one thousand eight hundred and seventy-eight the sum of ten thousand dollars ($10,000) or so much thereof as may be necessary

For the payment of the deficiency fees of county officers for furnishing information to the officers of the Commonwealth in accordance with the act of April fourteenth one thousand eight hundred and ninety-seven (Pamphlet Laws twenty-two) the sum of eighty-six dollars and twenty cents ($86.20)

"For the payment to the Philadelphia National Bank Philadelphia the State's Fiscal Agent for deficiency in compensation as Loan and Transfer Agent of the Commonwealth for two fiscal years ending May thirty-first one thousand nine hundred and twenty-five the sum of three thousand one hundred and twenty-five dollars ($3,125.00)"

TREASURY DEPARTMENT

For the payment of the deficiency in the salary of the State Treasurer at the salary rate to become effective on the fifth day of May one thousand nine hundred and twenty-five the sum of one hundred sixty-six dollars and sixty-seven cents ($166.67)

For the payment of the deficiency in the payment of clerk hire including auditors investigators messengers watchmen cleaners experts clerks and stenographers office equipment and incidental and contingent expenses the sum of eleven thousand five hundred dollars ($11,500) or so much thereof as may be necessary

DEPARTMENT OF INTERNAL AFFAIRS

For payment of deficiency in salaries of officials clerks and employes of the Bureau of Statistics and Information the sum of two thousand dollars ($2,000) or so much thereof as may be necesasry

JUDICIAL DEPARTMENT.

Section 3 For the payment of deficiency in the salary of the Deputy Prothonotary of the Supreme Court Eastern District the sum of eight hundred ninety-one dollars and seventy-five cents ($891.75)

INTEREST ON FUNDED DEBT AND MISCELLANEOUS APPROPRIATIONS.

Section 4 For the payment of the deficiency in interest on the funded debt of the Commonweatlh which falls due on the first day of February one thousand nine hundred and twenty-five the sum of five thousand eight hundred and thirty-nine dollars ($5,839)

For the payment of the deficiency in the salaries of State employes who have been or may be retired by resignation the sum of seventeen thousand two hundred and eighty-one dollars and ninety cents ($17,281.90)

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—191.

| | | | |
|---|---|---|---|
| Adam, | Edmonds, | Little, H. A., | Rhodes, |
| Alexander, | Emhardt, | Little, J. T., | Royle, |
| Allman, | Evans, B. P., | Lockhart, | Sarig, |
| Anderson, | Evans, F. D., | Long, | Sautter, |
| Armstrong, | Flinchbaugh, | Lotz, | Schilling, |
| Aston, | Flynn, | Lucas, | Schoener, |
| Bagshaw, | Fockler, | Ludlow, | Schwartz, |
| Baldi, | Fratt, | Lukehart, | Shaffer, |
| Bartley, | Frye, | MacMillan, | Shambach, |
| Behney, | Fuller, | Mangan, | Sheffer, |
| Bell, F. A. | Gelnett, | Marcus, | Smith, G. A., |
| Bell, W. T. | Gilchrist, | Marshall, | Smith, H. J., |
| Bentley, | Goehring, | Martz, | Soffel, |
| Berkheiser, | Goodnough, | Mathay, | Sowers, |
| Bickett, | Goss, | McCaig, | Speer, |
| Bidelspacher, | Greeby, | McCann, | Spencer, |
| Blair, | Greenstein, | McClure, J. F., | Stadtlander, |
| Blumberg, | Griffith, | McCormick, | Stark, |
| Bray, | Grimes, | McDaniel, | Staudenmeier, |
| Brewster, | Guerin, | McDermott, | Stavitski, |
| Bromley, | Haas, | McGowan, | Sterling, |
| Brown, E., | Haines, | McKim, | Stock, |
| Brown, E. P., | Hall, | McLaughlin, | Storer, |
| Brown, T. J., | Hantz, | Memolo, | Strayer, |
| Burchinal, | Harding, | Metzger, | Talbot, |
| Burke, | Harer, | Millar, | Thomas, L. D., |
| Bush, | Hart, | Miller, C., | Thomas, M. G., |
| Calhoun, | Haws, | Moffatt, | Toepfer, |
| Canon, | Heffernan, | Moore, | Towner, |
| Colville, | Heffran, | Muldowney, | Trescher, |
| Comer, | Henderson, | Munley, | Turner, |
| Craig, | Hess, | Myers, | Voltz, |
| Critchfield, | Himes, | Neely, | Washington, |
| Cross, | Holcombe, | Nicholson, | Watson, |
| Davies, | Holmes, | Nolte, | Weamer, |
| Davis, | Holtzman, | North, | Wells, |
| DeFrehn, | Hoover, | Parkinson, | Welty, |
| Deibler, | Horn, | Patterson, B.H., | Wettach, |
| Dengler, | Howe, | Patterson, F.W., | Wheeler, |
| Derby, | Hricko, | Peelor, | Whitehouse, |
| Diehm, | Huber, | Pennock, | Williams, |
| Dietz, | Irvin, | Perry, | Wilson, |
| Dilsheimer, | Jones, | Pitts, | Witherspoon, |
| Donnell, | Kelly, | Posey, | Witkin, |
| Drumbor, | Labar, | Powell, | Wood, N., |
| Duddy, | Lafferty, | Prosser, | Wright, |
| Eaches, | Lauver, | Pryor, | Bluett, |
| Earley, | Leidich, | Reader, | Speaker. |
| Ede, | | | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 34, entitled:

An Act to amend section twelve of an act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred and forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widows and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions thereof and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans court in all matters relating to fiduciaries concerned

with the estates of decedents" increasing widows and children's exemptions and permitting widowers to claim the same from the wife's estate

On the question,
Will the House agree to the bill on third reading?

## BILL RECOMMITTED.

Mr. SOWERS. Mr. Speaker, I move that House Bill No. 34, file folio 755, on page 2, of today's calendar, be recommitted to the Committee on Judiciary Special for the purpose of amendment.

Mr. CANON. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILL ON THIRD READING.

Agreeably to order,
The House proceeded to the third reading and consideration of House Bill No. 52, entitled:

An Act providing for the sale of property held by husband and wife as tenants by entireties where they have been divorced or have been separated for more than one year and directing the distribution of the proceeds of such sale

On the question,
Will the House agree to the bill on third reading?

## BILL RECOMMITTED.

Mr. SOWERS. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary Special for the purpose of amendment.

Mr. CANON. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILL ON THIRD READING.

Agreeably to order,
The House proceeded to the third reading and consideration of House Bill No. 501, entitled:

An Act making it unlawful to give gratuitous fees or "tips"

On the question,
Will the House agree to the bill on third reading?

## BILL POSTPONED.

Mr. VOLTZ. Mr. Speaker, I move that this bill be placed on the postponed calendar.

Mr. GUERIN. Mr. Speaker, I second the motion.

## BILLS ON THIRD READING.

The motion was agreed to.
Agreeably to order,
The House proceeded to the third reading and consideration of House Bill No. 390, entitled:

An Act to amend section two of an act approved the seventeenth day of April one thousand eight hundred and sixty-six (Pamphlet Laws one hundred and ten) entitled "An act relating to poor houses and lands"

And said bill having been read at length the third time, considered and agreed to.

On the question,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—191

| | | | |
|---|---|---|---|
| Adam, | Flinchbaugh, | Lotz, | Reader, |
| Alexander, | Flynn, | Lucas, | Rhodes, |
| Allman, | Fockler, | Ludlow, | Rieder, |
| Anderson, | Fratt, | Lukehart, | Sarig, |
| Armstrong, | Frye, | Mangan, | Schilling, |
| Aston, | Fuller, | Marcus, | Schoener, |
| Bagshaw, | Gelnett, | Marshall, | Schwartz, |
| Baldi, | Gilchrist, | Martz, | Shaffer, |
| Bartley, | Goehring, | Mathay, | Sheffer, |
| Behney, | Goodnough, | McBride, | Smith, G. A., |
| Bell, F. A. | Goss, | McCann, | Smith, H. J., |
| Bell, W. T. | Greeby, | McCaig, | Soffel, |
| Bentley. | Greenstein, | McClure, J. F., | Sowers, |
| Bidelspacher, | Griffith, | McClure, J. H., | Speer, |
| Blair, | Grimes, | McDaniel, | Spencer, |
| Blumberg, | Guerin, | McDermott, | Stadtlander, |
| Bray, | Haas, | McGowan, | Stark, |
| Brewster, | Haines, | McKim, | Staudenmeier, |
| Bromley, | Hall, | McLaughlin, | Stavitski, |
| Brown, E., | Hantz, | Memolo, | Sterling, |
| Brown, E. P., | Harding, | Metzger, | Stock, |
| Brown, T. J., | Harer, | Metzinger, | Storer, |
| Burchinal, | Hart, | Millar, | Strayer, |
| Burke, | Haws, | Miller, C., | Talbot, |
| Calhoun, | Heffernan, | Miller, H. A., | Thomas, L. D., |
| Canon, | Heffran, | Moffatt, | Thomas, M. G., |
| Conner, | Henderson, | Moore, | Toepfer, |
| Craig, | Hess, | Morrison, | Towner, |
| Critchfield, | Himes, | Muldowney, | Trescher, |
| Cross, | Holcombe, | Munley, | Turner, |
| Davies, | Holmes, | Myers, | Voltz, |
| Davis. | Holtzman, | Neely, | Washington, |
| DeFrehn, | Hoover, | Nicholson, | Watson, |
| Deibler, | Horn, | Nolte, | Weamer, |
| Dengler, | Howe, | North, | Wells, |
| Derby, | Hricko, | Orr, | Welty, |
| Diehm, | Huber, | Parkinson, | Wettach, |
| Dietz, | Irvin, | Patterson, F.W., | Wheeler, |
| Dilsheimer, | Jones, | Patterson, M., | Whitehouse, |
| Donnell, | Kelly, | Peelor, | Wilson, |
| Duddy, | Labar, | Pennock, | Williams, |
| Eaches, | Lafferty, | Perry, | Witherspoon, |
| Earley, | Lauver, | Phillips, | Witkin, |
| Ede, | Leidich, | Pitts, | Wood, N., |
| Edmonds, | Little, H. A., | Posey, | Wright, |
| Emhardt, | Little, J. T., | Prosser, | Bluert, |
| Evans, B. P., | Lockhart, | Pryor, | Speaker. |
| Evans, F. D., | Long, | Raymond, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,
The House proceeded to the third reading and consideration of House Bill No. 271, entitled:

An Act allowing a rebate and imposing a penalty in the collection of county taxes assessed in the cities of the third class in this Commonwealth

On the question,
Will the House agree to the bill on third reading?

It was agreed to.

On the question,
Shall the bill pass finally?

Mr. MARSHALL. Mr. Speaker, I want to call the sponsor's attention to a seeming defect between the title of the bill and the contents of the bill. The title says, "allowing a rebate and imposing a penalty in the collection of county taxes assessed in cities of the third class in this Commonwealth." The body of the bill says in third class cities in counties of the fifth class. It seems to me this bill is in danger of being unconstitutional for two reasons; in the first place, the title does not clearly set forth the contents of the bill, and in the second place it is a classification within a classification. I merely call his attention to it. I just discovered it after reading the bill.

Mr. F. A. BELL. Mr. Speaker, I propose to amend that defect in the title in the Senate. We realize that the title is

defective in that it does not call attention to the fifth class cities, but we expect to remedy that in the Senate, if the House agrees to pass it.

On the question recurring.

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—191.

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | Lukehart, | Rieder, |
| Alexander, | Reader, | MacMillan, | Royle, |
| Allman, | Flynn, | Malie, | Sarig, |
| Anderson, | Fockler, | Mangan, | Schilling, |
| Armstrong, | Frye, | Marcus, | Schoener, |
| Aston, | Fuller, | Marshall, | Schwartz, |
| Bagshaw, | Gelnett, | Martz, | Shaffer, |
| Baldi, | Gilchrist, | McBride, | Shambach, |
| Bartley, | Goehring, | McCaig, | Sheffer, |
| Behney, | Goodnough, | McCann, | Smith, G. A., |
| Bell, F. A. | Greeby, | McClure, J. F., | Smith, H. J., |
| Bell, W. T. | Greenstein, | McClure, J. H., | Soffel, |
| Bentley. | Griffith, | McCormick, | Sowers, |
| Berkheiser, | Grimes, | McDaniel, | Speer, |
| Bickett, | Guerin, | McDermott, | Spencer, |
| Bidelspacher, | Haas, | McGowan, | Stadtlander, |
| Blumberg, | Haines, | McKim, | Stark, |
| Bray, | Hall, | McLaughlin, | Staudenmeier, |
| Brewster, | Hantz, | Memolo, | Stavitski, |
| Bromley, | Harer, | Metzger, | Sterling, |
| Brown, E., | Hart, | Millar, | Stock, |
| Brown, E. P., | Heffernan, | Miller, C., | Storer, |
| Brown, T. J., | Heffran, | Miller, H. A., | Strayer, |
| Burchinal, | Henderson, | Moffatt, | Talbot. |
| Burke, | Hess, | Moore, | Thomas, L. D., |
| Bush, | Himes, | Morrison, | Thomas, M. G., |
| Canon, | Holcombe, | Muldowney, | Toepfer, |
| Colville, | Holmes, | Munley, | Towner, |
| Conner, | Holtzman, | Myers, | Trescher, |
| Craig, | Hoover, | Neely, | Turner, |
| Critchfield, | Horn, | Nicholson, | Voltz, |
| Cross, | Howe, | Nolte, | Washington, |
| Davies, | Hricko, | North, | Watson, |
| Davis, | Huber, | Orr, | Weamer, |
| Deibler, | Irvin, | Parkinson, | Wells, |
| Dengler, | Jones, | Patterson, B.H., | Welty, |
| Derby, | Kelly, | Patterson, F.W., | Wettach, |
| Diehm, | Labar, | Peelor, | Wheeler, |
| Dietz, | Lafferty, | Pennock, | Whitehouse, |
| Donnell, | Lauver, | Perry, | Williams, |
| Drumbor, | Leidich, | Phillips, | Wilson, |
| Duddy, | Little, H. A., | Pitts, | Witherspoon, |
| Eaches, | Little, J. T., | Posey, | Witkin, |
| Earley, | Lockhart, | Powell, | Wood, N., |
| Ede, | Long, | Prosser, | Wright, |
| Edmonds, | Lotz, | Pryor, | Bluett, |
| Emhardt, | Lucas, | Raymond, | Speaker. |
| Evans, B. P., | Ludlow, | Rhodes, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 382, as follows:

An Act authorizing departmental administrative boards and commissions under certain restrictions to sell surplus products of the soil meats live stock timber or other materials raised or grown upon or taken from property of the Commonwealth administered by such boards or commissions and to expend the proceeds of such sales for the maintenance of the properties under their control

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any departmental administrative board or commission of this Commonwealth is hereby empowered with the approval of the Department with which such board or commission is connected to sell for the best price obtainable but not less than the current market price for similar products any surplus products of the soil meats live-stock timber or other materials raised or grown upon or taken from property of the Commonwealth administered by such boards or commissions respectively As used in this section "surplus" shall mean products meats live-stock timber or other materials which cannot conveniently and economically be used in connection with the proper maintenance of the institution park or other property administered by the board or commission involved Provided however that under no circumstances shall live trees be cut for sale unless and until the Department of Forests and Waters has approved the cutting of such trees

Section 2 The proceeds of the sale of any products meats live-stock timber or other materials sold by any departmental administrative board or commission under the provisions of this act may with the approval of the Department with which such board or commission is connected be expended by such board or commissions for the payment of salaries wages or other compensation of employes the purchase of supplies or equipment or any other expenses of any kind or description necessary for the proper conduct of the work of such board or commission

Section 3 Every departmental administrative board or commission which sells any products of the soil meats live-stock timber or other materials under the provisions of this act shall keep an accurate record of the dates quantities and prices of all sales and of the dates and purposes of all expenditures made hereunder which record shall at all times be subject to examination and audit by the Auditor General of this Commonwealth

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

Shall the bill pass finally?

## BILL POSTPONED.

Mr. BREWSTER. Mr. Speaker, there seems to be a little misunderstanding with regard to this bill and at the request of a few of the members of the House who wish to make further investigation of it, I move that it be placed on the postponed calendar.

Mr. WRIGHT. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 398, entitled:

An Act to provide for the positions of Principal Deputy Prothonotary and Second Deputy Prothonotary in counties of the first class prescribing their powers and duties and fixing their salaries.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—189.

| | | | |
|---|---|---|---|
| Adam, | Emhardt, | Lucas, | Rieder, |
| Alexander, | Evans, B. P., | Ludlow, | Royle, |
| Allman, | Evans, F. D., | Lukehart, | Sarig, |
| Anderson, | Flinchbaugh, | MacMillan, | Sautter, |
| Armstrong, | Flynn, | Malie, | Schilling, |
| Aston, | Fockler, | Mangan, | Schwartz, |
| Bagshaw, | Fratt, | Marcus, | Shaffer, |
| Bartley, | Frye, | Marshall, | Shambach, |
| Behney, | Fuller, | Mathay, | Sheffer, |
| Bell, F. A. | Gelnett, | McBride, | Smith, G. A., |
| Bell, W. T. | Gilchrist, | McCaig, | Smith, H. J., |
| Bentley. | Goehring, | McCann, | Sowers, |
| Berkheiser, | Goodnough, | McClure, J. F., | Speer, |
| Bickett, | Goss, | McClure, J. H., | |

| | | | |
|---|---|---|---|
| Bidelspacher, | Greeby, | McCormick, | Spencer, |
| Blair, | Griffith, | McDaniel, | Stadtlander, |
| Blumberg, | Grimes, | McDermott, | Stark, |
| Bray, | Guerin, | McGowan, | Staudenmeier, |
| Brewster, | Haas, | McKim, | Stavitski, |
| Bromley, | Haines, | McLaughlin, | Sterling, |
| Brown, E., | Hall, | Memolo, | Stock, |
| Brown, E. P., | Hantz, | Metzinger, | Storer, |
| Brown, T. J., | Harding, | Millar, | Strayer, |
| Burchinal, | Harer, | Miller, C., | Talbot, |
| Burke, | Hart, | Miller, H. A., | Thomas, L. D., |
| Bush, | Haws, | Moffatt, | Thomas, M. G., |
| Calhoun, | Heffernan, | Moore, | Toepfer, |
| Canon, | Heffran, | Morrison, | Towner, |
| Conner, | Henderson, | Muldowney, | Trescher, |
| Craig, | Hess, | Munley, | Turner, |
| Critchfield, | Himes, | Myers, | Voltz, |
| Cross, | Holmes, | Neely, | Washington, |
| Davies, | Holtzman, | Nicholson, | Watson, |
| Davis, | Hoover, | Nolte, | Weamer, |
| DeFrehn, | Horn, | North, | Wells, |
| Deibler, | Howe, | Orr, | Welty, |
| Dengler, | Hricko, | Patterson, B.H., | Wettach, |
| Derby, | Huber, | Patterson, M., | Wheeler, |
| Diehm, | Irvin, | Peelor, | Whitehouse, |
| Dietz, | Jones, | Pennock, | Williams, |
| Dilsheimer, | Kelly, | Perry, | Wilson, |
| Donnell, | Labar, | Phillips, | Witherspoon, |
| Drumbor, | Lafferty, | Pitts, | Witkin, |
| Duddy, | Leidich, | Posey, | Wood, N., |
| Eaches, | Little, H. A., | Prosser, | Wright, |
| Earley, | Little, J. T., | Pryor, | Bluett, |
| Ede, | Lockhart, | Raymond, | Speaker. |
| Edmonds, | Lotz, | Reader, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 595, entitled:

An Act providing for the filling of vacancies in certain county offices caused by death or resignation in counties of the first class

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186

| | | | |
|---|---|---|---|
| Adam, | Flinchbaugh, | Ludlow, | Reader, |
| Alexander, | Flynn, | Lukehart, | Rhodes, |
| Allman, | Fockler, | MacMillan, | Royle, |
| Anderson, | Fratt, | Malie, | Sarig, |
| Armstrong, | Frye, | Mangan, | Sautter, |
| Aston, | Fuller, | Marcus, | Schilling, |
| Baldi, | Gelnett, | Marshall, | Schoener, |
| Bartley, | Gilchrist, | Martz, | Schwartz, |
| Behney, | Goehring, | Mathay, | Shaffer, |
| Bell, F. A. | Goodnough, | McBride, | Sheffer, |
| Bell, W. T. | Greeby, | McCann, | Smith, G. A., |
| Bentley. | Greenstein, | McClure, J. F., | Smith, H. J., |
| Bickett, | Griffith, | McClure, J. H., | Soffel, |
| Bidelspacher, | Grimes, | McCormick, | Sowers, |
| Blair, | Guerin, | McDaniel, | Spencer, |
| Blumberg, | Haas, | McDermott, | Stadtlander, |
| Brewster, | Haines, | McGowan, | Stark, |
| Bromley. | Hall, | McKim, | Staudenmeier, |
| Brown, E., | Harding, | McLaughlin, | Stavitski, |
| Brown, E. P., | Harer, | Memolo, | Sterling, |
| Brown, T. J., | Hart, | Metzger, | Stock, |
| Burchinal, | Heffernan, | Millar, | Storer, |
| Burke, | Heffran, | Miller, C., | Strayer, |
| Bush, | Henderson, | Miller, H. A., | Talbot, |
| Calhoun, | Hess, | Moffatt, | Thomas, L. D., |
| Canon, | Himes, | Moore, | Thomas, M. G., |
| Colville, | Holcombe, | Morrison, | Toepfer, |
| Conner, | Holmes, | Muldowney, | Towner, |
| Craig, | Holtzman, | Munley, | Trescher, |
| Critchfield, | Hoover, | Myers, | Turner, |
| Cross, | Horn, | Neely, | Voltz, |
| Davies, | Howe, | Nicholson, | Washington, |
| Davis, | Hricko, | Nolte, | Watson, |
| DeFrehn, | Huber, | North, | Weamer, |
| Dengler, | Irvin, | Orr, | Wells, |
| Derby, | Jones, | Parkinson, | Welty, |
| Dienm, | Kelly, | Patterson, B.H., | Wettach, |
| Dietz, | Labar, | Patterson, F.W., | Wheeler, |
| Donnell, | Lafferty, | Peelor, | Whitehouse, |
| Drumbor, | Lauver, | Pennock, | Williams, |
| Duddy, | Leidich, | Perry, | Witherspoon, |
| Eaches, | Little, H. A., | Pitts, | Witkin, |
| Earley, | Little, J. T., | Posey, | Wood, N., |
| Ede, | Lockhart, | Powell, | Wright, |
| Edmonds, | Long, | Prosser, | Bluett, |
| Emhardt, | Lotz, | Pryor, | Speaker. |
| Evans, F. D., | Lucas, | Raymond, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

## REPORT OF COMMITTEE TO WAIT UPON SENATE.

Mr. CONNER. Mr. Speaker, your committee appointed to conduct the Senate to the Hall of the House of Representatives beg leave to inform you that they have attended to that duty and that the Senate is here.

The SPEAKER. Will the committee also perform its further duty and wait upon the Governor in accordance with the resolution.

The President of the Senate will proceed to the Speaker's desk, the President pro-tempore to the platform and the members of the Senate will be seated.

## JOINT SESSION.

LIEUTENANT-GOVERNOR DAVID J. DAVIS presiding.

LIEUTENANT-GOVERNOR DAVIS. The Assembly will be in order.

Mr. PAINTER. Mr. President, I now present His Excellency Governor Pinchot who is to address us.

LIEUTENANT-GOVERNOR DAVIS. The General Assembly has met in joint session for the purpose of listening to a message from His Excellency the Governor. I take pleasure in introducing to you the Hon. Gifford Pinchot, Governor of the Commonwealth of Pennsylvania.

## ADDRESS OF GOVERNOR GIFFORD PINCHOT TO THE GENERAL ASSEMBLY OF PENNSYLVANIA.

Ladies and Gentlemen:

I have the honor to place in your hands the report of the Giant Power Board, a document certain to hold a high place in the history of the development and regulation of natural resources and their use in America. In doing so, I desire to lay before you some of the facts to which this report so vigorously calls attention.

Mechanical energy is the heart of modern civilization. It was the lack of mechanical energy—power—that kept men back so long in their struggle for control over the elements. It was the lack of it in large amounts which so long delayed the coming of the degree of safety and comfort which is now characteristic of human life in America. We owe the present American standard of living mainly to our use of greater quantities of power per inhabitant than any other people on earth.

From the very earliest time until about one hundred years ago the work of the world was done either by human muscle, by animal muscle, by the pressure of the wind, or by the

weight of falling water. When the earliest Pharaohs ruled in Egypt, when Homer sang of the siege of Troy, when the first Christmas dawned to bless the earth, when Columbus discovered a new continent, when William Penn taught brotherhood in a new world, when Franklin laid the foundation for modern electrical development, when the Declaration of Independence was signed, men were still using the same four sources of mechanical power, and had never gone beyond them.

This limitation of available power circumscribed human activity and held back human progress to a degree we of today find it difficult to understand. If the ancients of the old world and the fathers of the new, hampered as they were by the lack of power, still did great things, they did them at a cost in time and in sheer toil which we find it hard even to imagine.

## THE DISCOVERY OF STEAM

Upon a world so limited came the discovery of the power of steam. Steam altered the whole face of the earth for its inhabitants. By the creation of a new industrial civilization it utterly changed the conditions of human life. For the first time in history goods could be produced in abundance for all mankind. For the first time in history this abundance could be carried cheaply to all mankind. Steam forced the replacement of individual effort and home industry by industrial organization, for the new steam engine was too big, too expensive, and too complicated to be used except by large numbers of workmen under skilled supervision. Out of steam grew the industrial order and the material civilization of the world today.

What the discovery of steam brought with it was nothing less than a revolution. Because its revolutionary charter was not foreseen and provided for, the discovery of steam was followed by generations of fighting on the part of capital to keep, on the part of labor and agriculture to secure, a share in the rewards of greater production. That struggle for economic independence and equality of opportunity is far from settled today. It has produced results of enormous value to humanity, but at enormous and unnecessary cost.

The change from muscle, wind, and water to steam as a source of energy was an epochal change. The change from steam to electricity which is now upon us will not be less so. It behooves us, therefore, not to let it break upon us unawares, not to permit generations of needless bitter conflict to follow it, but to think out the problems it will create, and to take measures in advance to avoid the long train of struggle and disturbance which followed the last great change in industrial power.

Steam might well say of electricity. "One mightier than I cometh, the latchet of whose shoes I am not worthy to unloose," for steam was in fact only the herald of electricity. It is not easily to realize, but electrical development has already proceeded so far that the time is plainly in sight when power for almost every use in the home, on the farm, in the factory, in the mine, and in transportation (by rail at least) will be electrically supplied.

## GIANT POWER

Giant Power is a plan to bring cheaper and better electric service to all those who have it now, and to bring good and cheap electric service to those who are still without it. It is a plan by which most of the drudgery of human life can be taken from the shoulders of men and women who toil, and replaced by the power of electricity.

To the housewife Giant Power means comforts not only of electric lighting, but of electric cooking and other aids to housework as well. To the farmer it means not only the safety and convenience of electric light, but electric power for milking, feed-cutting, wood-sawing, and a thousand other tasks on the farm. To the traveling public it means speed and cleanliness of electric transportation. To the dwellers in industrial cities it means freedom from the smoke nuisance and the ash nuisance. To the consumer it means better service at cheaper rates. To every worker it means a higher standard of living, more leisure, and better pay.

Giant Power means all this, but means it on one condition only. That condition is the effective public regulation of the electric industry which is enlisting new capital and spreading its wires over the United States at a rate wholly unknown before.

Giant Power in Pennsylvania will be mainly coal made power. In spite of the great water powers of the Rocky Mountain Region and the Pacific Coast, and elsewhere, all of which will be in use, Giant Power in America will be for many generations mainly the product of coal. It will create, as the mine workers of Illinois have already foreseen, a new demand for coal not now required, and through this new demand may easily become the greatest factor in solving the problem of full time for our bituminous coal mines.

## PROPOSED LEGISLATION

The report of the Giant Power Board points out the main esentials for cheap and abundant universal power service, which is Giant Power. The most important of these essential bills to promote which will be presented to you, are:

First: Mass production, with opportunity for by-product recovery.

This is to be secured by Giant Power generating stations of great capacity in or near the coal fields supplying large capacity transmission lines connecting with all other major transmission lines in the State.

Second: The creation of a common pool of power into which current from all sources will be poured, and out of which current for all uses may be taken.

This is to be secured by making these Giant Power companies common purchasers of surlpus power from all generating stations in the State and common sellers to all distributing systems in the State.

Third: Free access by every water power and steam generating station to every potential purchaser, which means every distributing system in the State which supplies the consumer.

This is to be secured by making all major transmission lines common carriers of current from the Giant Power companies and other generating stations to any and all distributing systems in the State.

Fourth: Complete, prompt, and effective regulation of rates, service, and security issues.

This is to be secured by fundamental changes in the Public Service Company Law, providing chiefly for measuring the company's right to a fair return upon the stable and easily ascertainable basis of the money prudently invested instead of upon the unstable, slow, and enormously costly process of valuation of the company's property as of each time the rate is fixed. The consent of the companies to this new rate base should be required as a condition of every new charter, merger, or exercise of the right of eminent domain. The Commission should also have power to regulate security issues to correspond with the amount of prudent investment.

Fifth: Rescue of the regulation of electric service from the destruction now threatened by its conversion into inter-

state commerce, which will be beyond the control of the states and has not been regulated by Congress.

This is to be secured by compacts among the States consented to by Congress, as allowed by the Constitution of the United States, or failing that, by Congressional legislation.

Sixth: Systematic extension of service lines throughout the rural districts.

This is to be secured by farmers mutual companies and by rural electric districts, each authorized to construct and operate distribution systems, and each empowered to tax and borrow money. Both the mutual companies and the districts should be served on an equality with all other distribution systems by current from the Giant Power companies or other generating stations, to be delivered over the common carrier transmission lines. The existing companies by the annual expenditure for ten years of less than 3 per cent of their present construction program could build lines reaching 50 per cent of all farms in the State. But their almost complete failure to bring about rural electrification makes legislative relief imperative.

## GIANT POWER VERSUS SUPER POWER

Giant Power and super-power are as different as a tame elephant and a wild one. One is the friend and fellow worker of man—the other, at large and uncontrolled, may be a dangerous enemy. The place for the public is on the neck of the elephant, guiding its movements, not on the ground helpless under its knees.

Giant Power seeks the cheapest sources of power, and hence the cheapest rates. It proposes to create, as it were, a great pool of power into which power from all sources will be poured, and out of which power for all uses will be taken. It is the pooling of supply—not the disposal of surplus—and the chief idea behind it is not profit but the public welfare.

Super-power on the other hand, is the interchange of small quantities of surplus power at the ends of the distribution wires of each system. Its principal object is profit for the companies—not benefit for the public—and it is on the way to being realized with a rapidity which is difficult fully to understand. If we are to have Giant Power instead of super-power the time in which to make sure of it is very short.

The main object of the super-power idea is greater profit to the companies. The main object of the Giant Power idea is greater advantage to the people. Giant Power will assure vastly better service and vastly cheaper rates to the consumer, and through effective public regulation, it will set aside the threat of the most dangerous monopoly ever known.

## PUBLIC REGULATION

The regulation of any public utility is, and must always be, a compromise. The companies naturally object to every provision for the protection of the public that will interfere to any extent with their freedom to secure their own rates and provide their own regulations, or which will make their investments less profitable, or capital less easy to obtain. The public naturally would like the best of service at the minimum of cost, or at no cost at all.

Neither extreme is possible. For the safety and welfare of the people, there must be restrictions. At the same time, these restrictions must be such as to permit the companies to operate their business successfully, to pay a good but reasonable return upon their invested capital, and to secure additional capital as needed for new enterprises or for expansion.

Electric energy for light, heat, and power, is, like the telephone, a natural monoply. We cannot with safety regard it as a mere service and therefore free from the control of the Interstate Commerce Commission when it crosses State bondaries, as some big electric men would have us do. We must deal with it as a commodity, and therefore subject to such regulation. In any case, being a natural monopoly, it cannot be regulated by competition. Therefore it can only be regulated by public control, and that control, to be effective and to endure, must be fair to the companies, to the investors, and to the general public.

Public control over the electric monopoly may be of several different types. It may be exercised by the individual States; it may be exercised by the Federal Government; it may be exercised by a combination of State and Nation; or it may be exercised by public ownership.

The Giant Power Plan takes no account of public ownership. It proposes to deal with facts as it finds them, and does not even raise the question. It must and does, however, take most careful account of the form of regulation best fitted to cope with the gigantic electric monopoly which is plainly in sight.

## ELECTRIC CONSOLIDATION

There is already advancing with immense rapidity, a consolidation of companies engaged in supplying this universal source of power which has already far transcended State lines, and has in many respects reached national proportions. The situation which this consolidation clearly foretells is like one in which every source of steam power in America should be under the control of a single monster corporation. In the face of such a concentration of capital and power the States and the Nation can maintain their industrial freedom and ability to govern themselves only through the medium of effective public regulation.

The time is almost here when electric utility companies will be interconnected all the way from Chicago to the Gulf, and from the Atlantic Coast to the Great Plains. Already a single dispatcher (controlling not trains but current) gives orders for the disposal of the power of several interconnected electric systems. Leaders of the electric industry do not hesitate to forecast interconnection in the near future over all the United States. Whatever the ostensible legal and financial status may be, when such interconnection comes it will bring with it inevitably not only effective unity of service but also effective unity of financial and operating control.

## GIANT POWER AND STATE CONTROL

The plans of the Giant Power Board and the bills submitted to give it effect are both based primarily on the theory of State control. But in considering State control we must remember not only its advantages but its difficulties and defects. It is axiomatic that to be successful and effective the regulating machinery must cover the same ground as the thing it regulates. Regulation of a nation-wide electric combination by the State alone consequently carries with it such inherent difficulties and such disadvantages, from the public point of view, that nothing less than the wholehearted cooperation of the companies and the States can give it even a reasonable prospect of success.

If cooperation is withheld or impossible, then the next and the inevitable appeal is to Federal regulation. If here again the cooperation of the companies toward securing really effective regulation in the public interest should be

refused, then the companies themselves may force the people in self-defense to turn to the only remaining possibility, which is public ownership.

I venture to say that if the people of the United States ever turn to the nation-wide public ownership of electric utilities, it will be because the companies have driven them to it. It will be directly and only because the utility companies have so opposed and prevented reasonable and effective regulation by the States and by the Nation that the only choice left was between servitude to a gigantic and unendurable monopoly and the ownership and operation of that monopoly by the people.

The struggle to secure the Federal Power Act, which regulates the development of water powers in navigable streams and upon public lands, lasted for fifteen years. The circumstances were then such that this delay caused no important losses either to the electric industry or to the public. Both had the time to fight it out.

Today the circumstances are wholly different. The development of the network of interconnected electric lines is so rapid that a delay of even five years in establishing effcetive public control will bring Pennsylvania and the Nation face to face with the immediate threat of an overwhelming and almost uncontrollable electric monopoly. Delay in this matter can have but one result, and that is the formation of a unified unregulated power trust covering with its lines and its domination the whole territory of the United States.

No one who studies the electrical developments already achieved and those planned for the immediate future can doubt that a unified electrical monopoly extending into every part of this Nation is inevitable in the very near future. The question before us is not whether there shall be such a monopoly. That we cannot prevent. The question is whether we shall regulate it or whether it shall regulate us.

## THE ELECTRIC MONOPOLY

It is almost impossible to imagine the force and intimacy with which such a monopoly will touch and affect, for good or evil, the life of every citizen. The time is fully in sight when every household operation from heating and cooking to sweeping and sewing will be performed by the aid of electrical power; when every article on the average man's breakfast table—every item of his clothing—every piece of his furniture—every tool of his trade—that he himself did not produce, will have been manufactured or transported by electric power; when the home, the farm, and the factory will be electrically lighted, heated and operated; when from morning to night, from the cradle to the grave, electric service will enter at every moment and from every direction into the daily life of every man, woman and child in America.

We complain, and with justice, that the cost of food doubles between the farmer who grows it, and the housewife who buys it. But if the cost of electric current only doubled between the generating station and the householder's meter the present rates would be cut into small pieces. Producers of electric current commonly sell it to large consumers for a fifth or a tenth of the price they charge to the head of a family, and for much less than the small industrial consumer pays. It is the small user, the average consumer, to whom the companies charge their highest rates.

Nothing like this gigantic monopoly has ever appeared in the history of the world. Nothing has ever been imagined before that even remotely approaches it in the thorough going, intimate, unceasing control it may exercise over the daily life of every human being within the web of its wires. It is immeasurably the greatest industrial fact of our time. If uncontrolled, it will be a plague without previous example. If effectively controlled in the public interest it can be made incomparably the greatest material blessing in human history.

In the near future electric energy and its products will be as essential, as ever present, and as pervasive as the air we breathe. The unregulated domination of such a necessity of life would give to the holders of it a degree of personal, economic, and political power over the average citizen which no free people could suffer and survive.

The very existence, for example, of industries upon which the properity of Pennsylvania is based might be endangered by discrimination in favor of other state. This is no fanciful illustration, for the industries of Switzerland suffering now from just such discrimination by the Swiss power companies in favor of German, French, and Italian manufacturers.

The situation is almost magical in its boundless possibilities for food or evil. On the good side, it is as though a beneficient power were about to shower upon us gifts of unimaginable beauty and worth. On the bad side, it is as though an enchanted evil spider were hastening to spread his web over the whole of the United States and to control and live upon the life of our people.

No such profound change in economic life is possible without profound changes in law and government. It is the part of statesmanship by foresight to make these changes easy, and to take such account of the mistakes of the past that we shall neither pervert the possibilities nor disappoint the legitimate hopes with which we enter the new era of electricity.

## THE GREATEST ECONOMIC QUESTION.

What the new civilization to which Giant Power is leading will actually become no man can yet foretell. Steam brought about the centralization of industry, a decline in country life, the decay of many small communities, and the weakening of family ties. Giant Power may bring about the decentralization of industry, the restoration of country life, and the upbuilding of the small communities and of the family. In this hope of the future lies the possibility of new freedom and great spiritual enrichment of individual life.

Men can use steam power only where it is generated. That is why steam has concentrated vast numbers of people in industrial cities. In a steam-driven civilization the worker must go to the power, but in an electrically-driven civilization the power will be delivered to the worker. Steam makes slums. Electricity can replace them with garden cities.

Next to a supply of natural resources sufficient to feed, clothe, and shelter our people, this is the greatest of the economic questions which face the human race. I do not raise it. It has raised itself. But having forced itself upon us, there is but one course we can properly pursue: That is to look it squarely in the face, estimate its possibilities for good or evil, and address ourselves like men to the vast problem of adjusting the growing power of electricity to the growing needs of humanity, remembering that in any solution fit to last and capable of lasting the public good must always come first. Giant Power is the best answer to this gigantic problem that has yet been proposed.

This much is certain—that if we control it instead of permitting it to control us, the coming electrical development will form the basis for a civilization safer, happier, freer, and fuller of opportunity than the world has ever known.

No subject has come before you at this session nor

will any come, that holds within it so vital and far-reaching an influence as this over the daily life of the present and future men, women and children of Pennsylvania, and of the whole United States. For good or evil, for economic freedom or industrial bondage, this change is upon us. What it shall bring depends upon ourselves. Of a truth we are in the valley of decision.

As Pennsylvania and the Nation deal with electric power so shall we and our descendants be free men, masters of our own destinies and our own souls, or we shall be the helpless servants of the most widespread, far-reaching, and penetrating monopoly ever known. Either we must control electric power, or its masters and owners will control us.

LIEUTENANT-GOVERNOR DAVIS. The business for which the General Assembly met in joint session having been transacted, the joint session is adjourned. The Members of the Senate will kindly return to the Senate Chamber for the consideration of the calendar.

SPEAKER BLUETT IN THE CHAIR.

The SPEAKER. If there are no objections, the Speaker would like to take up the second reading calendar at this time so that we may have the bills on second reading advanced and sent over to the printer. Is there any objection to taking up the second reading calendar at this time? The chair hears none and we will proceed on the second reading calendar.

BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 677, entitled:

An Act authorizing cities of the first class to appoint a Zoning Commission and a Bureau of Zoning to adopt and enforce zoning ordinances regulating the height location size or bulk and use of buildings structures and land the areas to be occupied thereby in proportion to the size of the lots upon which they stand the size of courts yards and other open spaces appurtenant thereto their recession from the street lines upon which they abut the establishment of districts and boundaries for these purposes the designation and regulation of residential commercial and industrial or other uses within such districts and boundaries and to appoint a Board of Appeals provide the duties and functions thereof and provide for the administration and enforcement of the rules regulations and ordinances authorized by this act

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assemby met and it is hereby enacted by the authority of the same That for the purpose of promoting the public health safety morals and general welfare cities of the first class are hereby empowered to regulate and restrict by ordinance the hight location size or bulk of buildings or other structures hereafter erected or altered the proportion or percentage of the lots that may be occupied by such buildings or structures the size of yards courts or other open spaces appurtenant thereto to designate the use and location of buildings or structures which may or may not be erected or altered for residence trade industry or other purposes so that such uses may be permitted in or excluded from certain portions or sections of such cities or subjected to special regulations and to provide for the setting back of such buildings or structures hereafter erected or altered from the street line upon any or all public streets highways or other open public spaces

On the question,

Will the House agree to the section?

Mr. BROMLEY. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 2, line 8, by inserting after the word "use" the words "of land".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second and third sections were separately read and agreed to as follows:

Section 2 For any and all of the foregoing purposes any such city may be divided into districts of such number location shape and area as may be deemed best suited to carry out the purposes of this act and within such districts such cities may regulate and restrict the erection construction reconstruction alteration repair or use of buildings structures or land in accordance with the provisions of section one of this act All such regulations shall be uniform for each class or kind of building or use throughout each district but such regulations in one district may differ from those in any or all other districts

Section 3 For the purpose of carrying out the foregoing authority the mayor of any such city may appoint a Zoning Commission which commission after public notice and hearing shall prepare and present to city council a tentative bill or ordinance which shall provide for a Bureau of Zoning to be attached to the Department of Public Works and which shall incorporate and recommend such regulations and restrictions for the purposes aforesaid as such commission may deem advisable together with maps charts or prints showing the location and boundaries of the respective districts to which such regulations shall apply which bill or ordinance shall be submitted to the council of such city for its approval or disapproval The zoning commission in the said tentative bill or ordinance shall further provide for the administration of the owners thereby conferred and the manner in which such regulations and restrictions shall be determined and enforced provided that the appointment by the mayor of any such city of such zoning commission heretofore made under authority of existing law be and the same is hereby ratified

The fourth section was read as follows:

Section 4 Such bill or ordinance prepared by the said zoning commission shall not become effective until approved and confirmed by the council of such city in the manner required for the passage of other ordinances and subject to executive actions as in other cases provided that before final action of the city council public hearings shall be held whereat all persons interested in the subject matter shall be afforded an opportunity to be heard at a specified time and place after due notice of such hearing or hearings published for six consecutive days in two daily morning and two daily evening newspapers of general circulation in such cities

On the question,

Will the House agree to the section?

Mr. BROMLEY. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 4, page 3, line 25 by striking out the word "actions" and inserting in lieu thereof "action"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The fifth section was read and agreed to as follows:

Section 5 The council of said cities may from time to time after public notice and hearing as above provided amend supplement or change such ordinance

The sixth section was read as follows:

Section 6 The mayor of every city of the first class shall with the approval of the council appoint a Board of Appeals which shall consist of five members one of whom may be the director of the Department of Public Works or such official of that department as the said directors may designate one of whom may be the chief of the Bureau of Surveys of such city or such official of that bureau as he may designate and one of whom may be a member of the city planning commission of such cities Two members of the said commission shall be designated to serve until the first day of January next following the passage of such ordinance two until the first day of January two years thereafter and one until the first day of January three years thereafter their successors shall be appointed on the expiration of their respective terms to serve three years Vacancies shall be filled for the unexpired term of any member the council may provide for the compensation of those members of the board of appeals who do not hold any other office or position of profit under the city government or any department thereof or in or under the Government of the United States of this Commonwealth or any county city or other political sub-division thereof

On the question,

Will the House agree to the section?

Mr. BROMLEY. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 6, page 4, line 29, by striking out the word "therof" and inserting in lieu thereof "thereof"

On the question,

Wilil the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The seventh, eighth and ninth sections were separately read and agreed to as follows:

Section 7 All ordinances passed under the provisions of this act shall be enforced by the bureau of zoning or such officer of said cities as may be designated by ordinance and upon application of any aggrieved person the action or actions of such bureau or officer may be reviewed and affirmed modified or reversed by the board of appeals the procedure and method of such application for review shall be provided for by regulation of that board

Section 8 All appeals shall be taken within such time as shall be prescribed by the board of appeals by general rule by filing with the bureau or officer from whom the appeal is taken and with the board of appeals a notice of appeal specifying the grounds thereof The bureau or officer from whom the appeal is taken shall thereupon forthwith transmit to the board of appeals all the papers constituting the record upon which the action appealed from was taken

Section 9 Such board of appeals may adopt rules and regulations for the conduct of its business It shall hear determine and decide appeals from the review any order requirement decision or determination made by the administrative bureau or official charged with the enforcement of any ordinance passed in pursuance of this act or regulations adopted thereunder Such decision shall be made by the vote of the majority of said board the appeal hereunder provided for may be taken by any person aggrieved or by the head of any department or bureau of said city affected thereby or interested therein every decision of such board shall be subject to review as hereinafter provided the board of appeals may reverse or affirm wholly or partly or may modify the order requirement decision or determination appealed from and to that end shall have all the powers of the officer or bureau from whom the appeal is taken where there are practical difficulties or unnecessary hardships in the way of carrying out the strict letter of such ordinance or regulations the board of appeals in such cases shall have the power in passing upon appeals to construe any of the regulations or provisions of such ordinance liberally so as to harmonize the same with their general purpose and intent and in accordance with the general rules therein contained and in such manner that the spirit of the ordinance shall be observed and the public health public safety or the general welfare secured

The tenth section was read as follows:

Section 10 Any regulations and restriction provided for in accordance with this act may from time to time in specific cases be supplemented modified or suspended after due notice as prescribed by general regulation and public hearing In case any protest shall be made against such action signed by the owners of twenty per centum or more of the area of the lots included in such proposed change or of those immediately adjacent thereto extending at the side or in the rear thereof for a distance of one hundred feet in each direction therefrom or of those directly opposite the properties so affected and within a distance of one hundred feet from the street frontage of such property such change shall not become effective except upon the favorable vote of four-fifths of the members of the board of appeals and whether objected to or not without the approval of the city council

On the question,

Will the House agree to the section?

Mr. BROMLEY. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 10, page 6, line 24, by inserting after the word "more" the word "either"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The eleventh, twelfth, thirteenth, fourteenth, fifteenth and sixteenth sections were separately read and agreed to as follows:

Section 11 An appeal shall stay all proceedings in furtherance of the action appealed from unless the bureau or officer from whom the appeal is taken shall certify to the board of appeals after the notice of appeal shall have been filed with him that by reason of facts stated in the certificate a stay would in his opinion cause imminent peril to life or property in which case proceedings shall not be stayed otherwise than by a restraining order which may be granted on due application by the court of common pleas of the county in which such city is situated and on notice to the bureau or officer from whom the appeal is taken and on due cause shown The board of appeals shall fix a reasonable time for the hearing and shall decide the same within a reasonable time Upon the hearing any person may appear in person or by agent or attorney

Section 12 Any administrative official or any department or bureau of the city or any corporation person or persons jointly or severally aggrieved by any decision of the board including action authorized by section ten hereof may present to the court of common pleas of the proper county a petition duly verified setting forth that such decision is illegal or improper in whole or in part specifying the

grounds of such illegality or impropriety Such petition shall be presented to the court within thirty days after the filing of the decision of the board

Section 13 Upon the presentation of such petition the court may on due cause shown allow an appeal directed to the board of appeals to review such decision and shall prescribe therein the time which a return thereto must be made and served upon the petitioner or his attorney which shall not be less than ten days but may be extended by the court or a judge thereof The allowance of the appeal shall not stay proceedings upon the decision appealed from but the court may on application and notice to the board and on due cause shown grant a restraining order

Section 14 The board of appeals shall not be required to return the original papers acted upon by it but it shall be sufficient to return certified or sworn copies thereof or of such portions thereof as may be called for by such writ The return shall concisely set forth such other facts as may be pertinent and material to show the grounds of the decision appealed from and shall be duly verified and contain a transcript of the testimony if any has been taken

Section 15 If upon the hearing it shall appear to the court that further testimony is necessary for the proper disposition of the matter it may take evidence or appoint a master to take such evidence as it may direct and report the same to the court with his findings of fact conclusions of law and recommendations which shall constitute a part of the proceedings upon which the determination of the court shall be made The court may reverse or affirm wholly or partly or may modify the decision brought up for review

Section 16 Costs shall not be allowed against the board unless it shall appear to the court that it acted with gross negligence or in bad faith or with malice in making the decision appealed from and should they be so allowed they shall be paid by the city

The seventeenth section was read as follows:

Section 17 All issues in the court of common pleas in any proceedings under this act may in the discretion of the court have precedence over all other civil actions and proceedings

On the question,

Will the House agree to the section?

Mr. BROMLEY. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 17, page 9, line 10, by striking out the word "proceedings" and inserting in lieu thereof "proceeding."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Wil the House agree to the section as amended?

It was agreed to.

The eighteenth, nineteenth, and twentieth sections and title were separately read and agreed to as follows:

Section 18 In case any building or structure is erected constructed reconstructed altered repaired converted or any building structure or land is used in violation of this act or of any ordinance or regulation made under authority conferred hereby either the board of appeals or the bureau designated for the enforcement of any ordinance passed by virtue of this act may institute any appropriate action or proceedings or other remedies to prevent or abate such unlawful erection construction reconstruction alteration repair conversion maintenance or use to restrain correct or abate such violation to prevent such occupancy of said building structure or land or to prevent any illegal act conduct business or use in or about such premises or to recover such fines penalties as may be authorized by ordinance of the city council

Section 19 If any section clause or provision of this act shall be held unconstitutional it is hereby declared to be the true intent and meaning hereof that the provisions of this act shall be severable and that all the other provisions excepting those so held unconstitutional shall be and remain in full force and effect

Section 20 All acts or parts of acts inconsistent herewith be and the same are hereby repealed provided however that the appointment of a zoning commission heretofore made in any city of the first class by virtue of any existing statuatory provision shall not be impaired

An Act authorizing cities of the first class to appoint a Zoning Commission and a Bureau of Zoning to adopt and enforce zoning ordinances regulating the height location size or bulk and use of buildings structures and land the areas to be occupied thereby in proportion to the size of the lots upon which they stand the size of courts yards and other open spaces appurtenant thereto their recession from the street lines upon which they abut the establishment of districts and boundaries for these purposes the designation and regulation or residential commercial and industrial or other uses within such districts and boundaries and to appoint a Board of Appails provide the duties and functions thereof and provide for the administration and enforcement of the rules regulations and ordinances authorized by this act

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 455, as follows:

An Act to further amend section six hundred seventeen of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth in General Assembly met and it is hereby enacted by the authority of the same That section six hundred and seventeen of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" which was amended by section one of the act approved the tenth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred and eighty-nine) entitled "An act to amend section six hundred and seventeen of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' and providing for the construction reconstruction or repair of school buildings or work upon school property within the Commonwealth of Pennsylvania by contract where the cost value or amount of same including labor and material exceeds the sum of three hundred dollars" is hereby further amended to read as follows

Section 617 All construction reconstruction repairs or work of any nature including the introduction of heating ventilating or lighting systems upon any school building or upon any school property made by any school district in this Commonwealth where the entire cost value or amount

of such construction reconstruction repairs or work including labor and material shall exceed three hundred dollars ($300.00) shall be done under contract or contracts to be entered into by such school district with the lowest responsible bidder upon proper terms after due public notice has been given (asking for competitive bids) by advertisement published once each week for three successive weeks in not less than two newspapers of general circulation in the district in any district where no newspaper is published said notice may in lieu of such publication be posted in at least five public places Such advertisement or notice shall ask for competitive bids and shall give all necessary information or give notice of convenient access thereto in such manner that bidders can intelligently make bids for such contracts

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 450, as follows:

An Act requiring all professional examining boards within the Department of Public Instruction to pay into the general fund of the State Treasury all fees received by them and all unexpended balances of moneys accrued from fees heretofore received abolishing all special funds in the State Treasury for any such boards and transferring to the general fund of the State Treasury any unexpended balances in any such funds

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That as soon after the effective date of this Act as all liabilities theretofore incurred shall have been fully paid all professional examining boards within the Department of Public Instruction shall pay into the State Treasury any unexpended balances of moneys accrued from fees fines and other income theretofore received by such boards under the provisions of the several acts of Assembly authorizing the collection of such fees fines and other income

Section 2 From and after the effective date of this act all such professional examining boards within the Department of Public Instruction shall pay into the general fund of the State Treasury all fees fines and other income received by them under the provisions of the several acts of Assembly authorizing the collection of such fees and fines and other income Such payments into the State Treasury shall be made on the last day of each and every month during which any such fees shall have been received by such boards

Section 3 As soon after the effective date of this act as all outstanding liabilities payable out of any of the special funds in the State Treasury for professional examining boards within the Department of Public Instruction shall have been paid all such special funds shall be abolished and all unexpended balances in such funds shall be transferred to the general fund of the State Treasury

Section 4 This act shall become effective on the first day of June one thousand nine hundred and twenty-five

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 449, as follows:

An Act authorizing the Department of Public Instruction annually to fix the fees to be charged for the several professional examining boards within the said Department and prescribing the basis upon which such fees shall be fixed

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Public Instruction be and hereby is authorized and directed annually at least three months prior to the end of the current fiscal year to fix the fees to be charged by the several professional examining boards within said Department during the ensuing fiscal year

Section 2 The basis upon which the Department of Public Instruction shall fix the fees to be charged by any professional examining board under the provisions of this act shall be the cost of administering and enforcing the act or acts of Assembly under which such professional examining board conducts examinations and causes licenses or certificates including renewals thereof to be issued The Department shall estimate the proper cause of administering and enforcing such act or acts of Assembly during the ensuing fiscal year the probable number of persons to be examined and the probable number of licenses or certificates including renewals to be issued and it shall fix the fees to be charged by such board at such amounts that the estimated total receipts therefrom during such fiscal year shall as nearly as possible equal the estimated cost of administering and enforcing such act or acts of Assembly

Section 3 This Act shall become effective for the fiscal year beginning June first one thousand nine hundred and twenty-five notwithstanding the date of its approval may be less than three months prior to the end of the current fiscal year

Section 4 All Acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 574, (Senate Bill No. 54), entitled:

An Act validating certain proceedings of counties cities boroughs townships school districts and other incorporated districts or municipalities had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance to such proceedings

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 580, (Senate Bill No. 133), entitled:

An Act to amend section one thousand and six of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be in-

consistent therewith" requiring the Superintendent of Public Instruction to send to every school director a copy of each new edition of the School Code

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 361, as follows:

An Act to amend section three of an act approved the eleventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred and twenty-two) entitled "An act relating to dogs and the protection of livestock and poultry from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to livestock and poultry by dogs and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties upon certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State treasury and making an appropriation thereof and providing penalties"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of an act approved the eleventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred and twenty-two) entitled "An act relating to dogs and the protection of livestock and poultry from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by asessers regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to livestock and poultry by dogs and for the illegal killing of licensed dogs and the payment of such damage by the Commonwealth imposing powers and duties upon certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State treasury and making an appropriation thereof and providing penalties" is hereby amended to read as follows

Section 3 On or before the fiftenth day of January one thousand nine hundred and twenty-two and on or before the fifteenth day of January of each year thereafter the owner of any dog six months old or over shall apply to the county treasurer of his respective county or to a qualified justice of the peace alderman magistrate or notary public of his respective district either orally or in writing for a license for such dog owned or kept by him Such application shall state the breed sex age color and marking of such dog and the name and address of the last previous owner and shall be accompanied by a license fee of one dollar for each male dog and each spayed female dog and by a license fee of two dollars for each unspayed female dog The applicant shall also pay an additional fee of ten cents for the issuing recording and reporting said license to the Secretary of Agriculture and remitting fees and fines to the State Teasurer The county treasurers of the several counties of this Commonwealth shall be agents of the Commonwealth for the collection of said license fees and for services rendered in collecting and paying over the same The said agents shall be allowed to retain for their own use the sum of ten cents from the amount paid by each licensee which amount shall be full compensation for services rendered by him in each case under the provisions of this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—192.

| | | | |
|---|---|---|---|
| Adam, | Hinchbaugh, | Lukehart, | Reader, |
| Allman, | Flynn, | MacMillan, | Rhodes, |
| Anderson, | Fockler, | Malie, | Royle, |
| Armstrong, | Fratt, | Mangan, | Sautter, |
| Aston, | Fuller, | Marcus, | Schilling, |
| Bagshaw, | Gelnett, | Marshall, | Schoener, |
| Baldi, | Gilchrist, | Martz, | Schwartz, |
| Bartley, | Goehring, | Mathay, | Shaffer, |
| Behney, | Goodnough, | McBride, | Shambach, |
| Bell, F. A. | Goss, | McCaig, | Sheffer, |
| Bell, W. T. | Greeby, | McCann, | Smith, G. A., |
| Bentley. | Greenstein, | McClure, J. F., | Smith, H. J., |
| Berkheiser, | Griffith, | McClure, J. H., | Sowers, |
| Bickett, | Grimes, | McCormick, | Speer, |
| Bidelspacher, | Guerin, | McDaniel, | Spencer, |
| Blair, | Haas, | McDermott, | Stadtlander, |
| Blumberg, | Haines, | McGowan, | Stark, |
| Bray, | Hall, | McKim, | Staudenmeier, |
| Brewster, | Hantz, | McLaughlin, | Stavitski, |
| Bromley, | Harding, | Metzger, | Sterling, |
| Brown, E., | Harer, | Metzinger, | Stock, |
| Brown, E. P., | Hart, | Millar, | Storer, |
| Brown, T. J., | Haws, | Miller, C., | Strayer, |
| Burke, | Heffernan, | Miller, H. A., | Talbot, |
| Bush, | Heffran, | Moffatt, | Thomas, L. D., |
| Canon, | Henderson, | Moore, | Thomas, M. G., |
| Colville, | Hess, | Morrison, | Toepfer, |
| Conner, | Himes, | Muldowney, | Towner, |
| Craig, | Holcombe, | Munley, | Trescher, |
| Critchfield, | Holmes, | Myers, | Turner, |
| Cross, | Holtzman, | Neely, | Voltz, |
| Davies, | Hoover, | Nicholson, | Washington, |
| Davis, | Horn, | Nolte, | Watson, |
| DeFrehn, | Howe, | North, | Weamer, |
| Deibler, | Hricko, | Orr, | Wells, |
| Dengler, | Huber, | Parkinson, | Welty, |
| Derby, | Irvin, | Patterson, B.H., | Wettach, |
| Diehm, | Jones, | Patterson, F.W., | Wheeler, |
| Dietz, | Kelly, | Patterson, M., | Whitehouse, |
| Dilsheimer, | Labar, | Peelor, | Williams, |
| Donnell, | Lauver, | Pennock, | Wilson, |
| Drumbor, | Leidich, | Perry, | Witherspoon, |
| Duddy, | Little, H. A., | Phillips, | Witkin, |
| Eaches, | Little, J. T., | Pitts, | Wood, N., |
| Earley, | Lockhart, | Posey, | Wright, |
| Ede, | Long, | Powell, | Bluett, |
| Emhardt, | Lotz, | Prosser, | Speaker. |
| Evans, B. P., | Lucas, | Pryor, | |
| Evans, F. D., | Ludlow, | Raymond. | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 355, entitled:

An Act to amend section eight hundred forty-six of the act approved the fourteenth day of July, one thousand nine hundred and seventeen (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto;" requiring persons causing damage to township roads by use of certain devices on the wheels of vehicles to repair such damages, and providing penalties for refusal.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—182.

| | | | |
|---|---|---|---|
| Adam, | Fockler, | Lukehart, | Sautter, |
| Alexander, | Fratt, | Malie, | Schilling, |
| Allman, | Frye, | Mangan, | Schoener, |
| Anderson, | Gelnett, | Marshall, | Schwartz, |
| Armstrong, | Gilchrist, | Martz, | Shaffer, |
| Bagshaw, | Goehring, | Mathay, | Shambach, |
| Bartley, | Goodnough, | McBride, | Sheffer, |
| Behney, | Goss, | McCann, | Smith, G. A., |
| Bell, F. A. | Greeby, | McClure, J. F., | Soffel, |
| Bell, W. T. | Greenstein, | McCormick, | Sowers, |
| Bentley. | Griffith, | McDaniel, | Speer, |
| Bickett, | Grimes, | McDermott, | Spencer, |
| Bidelspacher, | Guerin, | McGowan, | Stadtlander, |
| Blair, | Haas, | McKim, | Stark, |
| Blumberg, | Haines, | McLaughlin, | Staudenmeier, |
| Bray, | Hall, | Memolo, | Stavitski, |
| Brewster, | Hantz, | Metzinger, | Sterling, |
| Bromley, | Harding, | Millar, | Stock, |
| Brown, E., | Harer, | Miller, C., | Storer, |
| Brown, E. P., | Hart, | Miller, H. A., | Strayer, |
| Brown, T. J., | Haws, | Moffatt, | Talbot, |
| Burke, | Heffernan, | Moore, | Thomas, L. D., |
| Bush, | Heffran, | Morrison, | Thomas, M. G., |
| Calhoun, | Henderson, | Muldowney, | Toepfer, |
| Canon, | Hess, | Munley, | Towner, |
| Conner, | Himes, | Myers, | Trescher, |
| Craig, | Holcombe, | Neely, | Turner, |
| Critchfield, | Holmes, | Nicholson, | Voltz, |
| Davies, | Holtzman, | Nolte, | Washington, |
| Davis, | Hoover, | North, | Watson, |
| Deibler, | Horn, | Orr, | Weamer, |
| Dengler, | Howe, | Parkinson, | Wells, |
| Derby, | Huber, | Patterson, F.W., | Welty, |
| Diehm, | Irvin, | Patterson, M., | Wettach, |
| Dietz, | Jones, | Peelor, | Wheeler, |
| Dilsheimer, | Kelly, | Pennock, | Whitehouse, |
| Donnell, | Labar, | Perry, | Williams, |
| Duddy, | Lafferty, | Phillips, | Wilson, |
| Eaches, | Lauver, | Pitts, | Witherspoon, |
| Earley, | Leidich, | Posey, | Witkin, |
| Ede, | Little, H. A., | Powell, | Wood, N., |
| Edmonds, | Little, J. T., | Pryor, | Wright, |
| Emhardt, | Lockhart, | Raymond, | Bluett, |
| Evans, B. P., | Lotz, | Rhodes, | Speaker. |
| Evans, F. D., | Lucas, | Rieder, | |
| Flynn, | Ludlow, | Royle, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 39, entitled

An Act regulating the compensation of sheriffs in counties of the sixth seventh and eighth classes for boarding prisoners where the sheriff is keeper or warden of the jail in such county

On the question,

Will the House agree to the bill on third reading?

## BILL RECOMMITTED.

Mr. STORER. Mr. Speaker, I move that this bill, House Bill No. 39, file folio 795, be recommitted to the Committee on Counties and Townships for amendment.

Mr. MARCUS. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 281, entitled

An Act consolidating into one special fund in the State Treasury all separate funds set apart in the State Treasury for the use of the Board of Fish Commissioners formerly the Department of Fisheries specifying the purposes for which the moneys in the said fund may be used and appropriating such moneys to the Board of Fish Commissioners for the purposes specified

On the question,

Will the House agree to the bill on third reading?

Mr. WELLS. Mr. Speaker and members of the House, there seems to be some misapprehension as to the purpose of this bill. Some several members have spoken to me about it, and asked if this was the bill that took from the Fish Commissioner funds and placed them in the general fund. If they will read the bill carefully, they will see that there is nothing of that sort in the bill. The bill is one that I introudced at the request of the Commissioner of Fisheries and is a Department measure. It does away with one special fund. At the present time the non-resident fishermen licenses and the resident fishermen licenses are kept as separate funds. This bill provides that these two funds are now combined and one special fund only will be kept in the Department of Fisheries.

On the question recurring,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows, viz:

YEAS—178.

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | Ludlow, | Royle, |
| Alexander, | Flinchbaugh, | Lukehart, | Sautter, |
| Allman, | Flynn, | MacMillan, | Schilling, |
| Anderson, | Fockler, | Malie, | Schoener, |
| Armstrong, | Fratt, | Mangan, | Schwartz, |
| Aston, | Frye, | Marcus, | Shaffer, |
| Baldi, | Fuller, | Marshall, | Shambach, |
| Bartley, | Gelnett, | Martz, | Sheffer, |
| Behney, | Gilchrist, | McBride, | Smith, G. A., |
| Bell, F. A. | Goehring, | McCaig, | Smith, H. J., |
| Bell, W. T. | Goodnough, | McCann, | Soffel, |
| Bentley. | Goss, | McClure, J. F., | Speer, |
| Berkheiser, | Greeby, | McClure, J. H., | Spencer, |
| Bickett, | Greenstein, | McDermott, | Stadtlander, |
| Bidelspacher, | Griffith, | McGowan, | Stark, |
| Blair, | Grimes, | McKim, | Staudenmeier, |
| Bray, | Guerin, | McLaughlin, | Stavitski, |
| Bromley, | Haas, | Memolo, | Sterling, |
| Brown, E., | Hall, | Metzger, | Stock, |
| Brown, E. P., | Hantz, | Metzinger, | Storb, |
| Brown, T. J., | Harding, | Millar, | Storer, |
| Burchinal, | Harer, | Moffatt, | Strayer, |
| Bush, | Hart, | Moore, | Talbot, |
| Calhoun, | Haws, | Morrison, | Thomas, L. D., |
| Colville, | Heffernan, | Muldowney, | Thomas, M. G., |
| Conner, | Heffran, | Munley, | Toepfer, |
| Craig, | Henderson, | Myers, | Towner, |
| Critchfield, | Himes, | Neely, | Turner, |
| Cross, | Holcombe, | Nicholson, | Voltz, |
| Davies, | Holmes, | Nolte, | Watson, |
| Davis, | Holtzman, | North, | Weamer, |
| DeFrehn, | Hoover, | Orr, | Wells, |
| Deibler, | Horn, | Parkinson, | Welty, |
| Dengler, | Howe, | Peelor, | Wettach, |
| Derby, | Hricko, | Pennock, | Wheeler, |
| Diehm, | Huber, | Perry, | Whitehouse, |
| Dietz, | Irvin, | Phillips, | Williams, |
| Dilsheimer, | Jones, | Pitts, | Wilson, |
| Donnell, | Kelly, | Posey, | Witherspoon, |
| Eaches, | Lafferty, | Prosser, | Witkin, |
| Earley, | Little, H. A., | Pryor, | Wood, N., |
| Ede, | Little, J. T., | Raymond, | Wright, |
| Edmonds, | Lockhart, | Reader, | Bluett, |
| Emhardt, | Lotz, | Rhodes, | Speaker. |
| Evans, B. P., | Lucas, | Rieder, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the Affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 471, entitled

An Act providing for the quarantine and control of the European Corn Borer imposing certain powers and duties on the Department of Agriculture providing penalties

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows, viz:

YEAS—187.

| | | | |
|---|---|---|---|
| Adam, | Fratt, | Malie, | Rhodes, |
| Alexander, | Frye, | Marcus, | Rieder, |
| Allman, | Fuller, | Marshall, | Royle, |
| Anderson, | Gelnett, | Martz, | Sarig, |
| Aston, | Gilchrist, | Mathay, | Schilling, |
| Bagshaw, | Goehring, | McBride, | Schoener, |
| Baldi, | Goodnough, | McCaig, | Schwartz, |
| Bartley, | Goss, | McCann, | Shaffer, |
| Behney, | Greeby, | McClure, J. F., | Shambach, |
| Bentley. | Greenstein, | McClure, J. H., | Sheffer, |
| Berkheiser, | Griffith, | McCormick, | Smith, G. A., |
| Bidelspacher, | Grimes, | McDaniel, | Smith, H. J., |
| Blair, | Guerin, | McDermott, | Soffel, |
| Bray, | Haas, | McGowan, | Sowers, |
| Brewster, | Haines, | McKim, | Speer, |
| Bromley, | Hall, | McLaughlin, | Spencer, |
| Brown, E., | Hantz, | Memolo, | Stadtlander, |
| Brown, E. P., | Harding, | Metzger, | Stavitski, |
| Brown, T. J., | Harer, | Metzinger, | Sterling, |
| Burchinal, | Hart, | Millar, | Stock, |
| Burke, | Haws, | Miller, C., | Storer, |
| Bush, | Heffran, | Miller, H. A., | Strayer, |
| Canon, | Henderson, | Moore, | Talbot, |
| Colville, | Hess, | Morrison, | Thomas, L. D., |
| Conner, | Himes, | Muldowney, | Thomas, M. G., |
| Craig, | Holcombe, | Munley, | Toepfer, |
| Cross, | Holtzman, | Myers, | Towner, |
| Davies, | Hoover, | Neely, | Trescher, |
| Davis, | Horn, | Nicholson, | Voltz, |
| DeFrehn, | Howe, | Nolte, | Washington, |
| Deibler, | Hricko, | North, | Weamer, |
| Dengler, | Huber, | Orr, | Wells, |
| Derby, | Jones, | Parkinson, | Welty, |
| Diehm, | Kelly, | Patterson, B.H., | Wettach, |
| Donnell, | Labar, | Patterson, F.W., | Wheeler, |
| Drumbor, | Lafferty, | Patterson, M., | Whitehouse, |
| Duddy, | Lauver, | Peelor, | Wilson, |
| Eaches, | Leidich, | Pennock, | Witherspoon, |
| Earley, | Little, H. A., | Phillips, | Witkin, |
| Ede, | Little, J. T., | Posey, | Wood, N., |
| Edmonds, | Long, | Powell, | Wood, W. P., |
| Emhardt, | Lotz, | Prosser, | Wright, |
| Evans, B. P., | Lucas, | Pryor, | Bluett, |
| Evans, F. D., | Ludlow, | Raymond, | Speaker. |
| Flynn, | Lukehart, | | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the Affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 543, entitled

An Act repealing all acts and parts of acts general local and special which impose a State tax on the fees of notaries public

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows, viz:

YEAS—186.

| | | | |
|---|---|---|---|
| Adam, | Emhardt, | Ludlow, | Reader, |
| Alexander, | Evans, B. P., | Lukehart, | Rhodes, |
| Allman, | Evans, F. D., | MacMillan, | Rieder, |
| Anderson, | Flinchbaugh, | Malie, | Royle, |
| Armstrong, | Flynn, | Mangan, | Sarig, |
| Aston, | Fockler, | Marshall, | Sautter, |
| Bagshaw, | Fratt, | Martz, | Schilling, |
| Baldi, | Frye, | Mathay, | Schoener, |
| Behney, | Fuller, | McBride, | Shaffer, |
| Bell, F. A. | Gelnett, | McCaig, | Shambach, |
| Bell, W. T. | Gilchrist, | McCann, | Smith, G. A., |
| Bentley. | Goehring, | McClure, J. F., | Smith, H. J., |
| Berkheiser, | Goodnough, | McClure, J. H., | Soffel, |
| Bickett, | Goss, | McCormick, | Sowers, |
| Bidelspacher, | Greeby, | McDaniel, | Speer, |
| Blair, | Greenstein, | McGowan, | Spencer, |
| Blumberg, | Griffith, | McKim, | Stadtlander, |
| Bray, | Grimes, | McLaughlin, | Stark, |
| Brewster, | Guerin, | Memolo, | Staudenmeier, |
| Bromley, | Haas, | Metzger, | Stavitski, |
| Brown, E., | Hall, | Metzinger, | Sterling, |
| Brown, E. P., | Hantz, | Millar, | Stock, |
| Brown, T. J., | Harding, | Miller, C., | Storb, |
| Burchinal, | Harer, | Miller, H. A., | Storer, |
| Bush, | Hart, | Moffatt, | Talbot, |
| Calhoun, | Haws, | Morrison, | Thomas, L. D., |
| Canon, | Heffernan, | Muldowney, | Thomas, M. G., |
| Colville. | Heffran, | Munley, | Towner, |
| Conner, | Henderson, | Myers, | Trescher, |
| Craig, | Hess, | Neely, | Turner, |
| Critchfield, | Holmes, | Nicholson, | Voltz, |
| Cross, | Holtzman, | Nolte, | Washington, |
| Davis, | Horn, | North, | Weamer, |
| DeFrehn, | Howe, | Orr, | Wells, |
| Deibler, | Hricko, | Parkinson, | Welty, |
| Dengler, | Huber, | Patterson, B.H., | Wettach, |
| Derby, | Irvin. | Patterson, F.W., | Wheeler, |
| Diehm, | Jones, | Patterson, M., | Whitehouse, |
| Dietz, | Kelly, | Peelor, | Williams, |
| Dilsheimer, | Lafferty, | Pennock, | Wilson, |
| Donnell, | Leidich, | Perry, | Witherspoon, |
| Drumbor, | Little, H. A., | Phillips, | Witkin, |
| Duddy, | Little, J. T., | Pitts, | Wood, N., |
| Eaches, | Lockhart, | Powell, | Wright, |
| Earley, | Long, | Prosser, | Bluett, |
| Ede, | Lotz, | Pryor, | Speaker. |
| Edmonds, | Lucas, | Raymond, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the Affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 419, entitled

An Act to amend sections three and four of the act approved the twenty-sixth day of June, one thousand nine hundred and nineteen (P. L. 640), entitled "An act to discontinue the State quarantine; abolishing all offices and places connected therewith, including the State Quarantine Board, the Quarantine Physician, and the Health Officer for the Port of Philadelphia; providing for the possession, control, and custody of certain books, records, paraphernalia, and property; authorizing the leasing or sale of the real estate or personal property connected with the Marcus Hook Station to the United States Government; and repealing certain acts".

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows, viz:

YEAS—179.

| | | | |
|---|---|---|---|
| Adam, | Flynn, | Marcus, | Rieder, |
| Alexander, | Fockler, | Marshall, | Royle, |
| Allman, | Frye, | Martz, | Sarig, |
| Armstrong, | Fuller, | Mathay, | Sautter, |
| Aston, | Gelnett, | McBride, | Schilling, |

| | | | |
|---|---|---|---|
| Bagshaw, | Gilchrist, | McCaig, | Schoener, |
| Baldi, | Goehring, | McCann, | Schwartz, |
| Bartley, | Goodnough, | McClure, J. F., | Scott, |
| Bell, F. A. | Goss, | McClure, J. H., | Shaffer, |
| Bell, W. T. | Greeby, | McCormick, | Shambach, |
| Bentley. | Greenstein, | McDaniel, | Sheffer, |
| Berkheiser, | Griffith, | McGowan, | Smith, H. J., |
| Bickett, | Grimes, | McKim, | Soffel, |
| Bidelspacher, | Guerin, | McLaughlin, | Sowers, |
| Blair, | Haas, | Memolo, | Speer, |
| Blumberg, | Haines, | Metzger, | Stadtlander, |
| Brewster, | Hall, | Metzinger, | Stark, |
| Bromley, | Harding, | Millar, | Staudenmeier, |
| Brown, E., | Harer, | Miller, C., | Stavitski, |
| Brown, E. P., | Hart, | Miller, H. A., | Sterling, |
| Brown, T. J., | Haws, | Moffatt, | Stock, |
| Burchinal, | Heffernan, | Moore, | Storb, |
| Burke, | Heffran, | Morrison, | Strayer, |
| Bush, | Hess, | Muldowney, | Talbot, |
| Calhoun, | Himes, | Munley, | Thomas, L. D., |
| Colville, | Holcombe, | Myers, | Thomas, M. G., |
| Conner, | Holmes, | Neely, | Toepfer, |
| Craig, | Holtzman, | Nicholson, | Towner, |
| Critchfield, | Horn, | Nolte, | Trescher, |
| Cross, | Howe, | North, | Turner, |
| Davies, | Hricko, | Orr, | Voltz, |
| Davis, | Huber, | Parkinson, | Washington, |
| DeFrehn, | Irvin, | Patterson, B.H., | Watson, |
| Dengler, | Jones, | Patterson, F.W., | Weamer, |
| Derby, | Kelly, | Patterson, M., | Wells, |
| Diehm, | Labar, | Peelor, | Welty, |
| Dietz, | Lafferty, | Pennock, | Wettach, |
| Dilsheimer, | Lauver, | Perry, | Wheeler, |
| Donnell, | Leidich, | Phillips, | Whitehouse, |
| Drumbor, | Little, H. A., | Pitts, | Williams, |
| Duddy, | Little, J. T., | Posey, | Wilson, |
| Eaches, | Long, | Powell, | Witherspoon, |
| Earley, | Lotz, | Prosser, | Witkin, |
| Ede, | Lucas, | Pryor, | Wood, N., |
| Edmonds, | Ludlow, | Raymond, | Wright, |
| Emhardt, | Lukehart, | Reader, | Bluett, |
| Evans, B. P., | Malie, | Rhodes, | Speaker. |
| Flinchbaugh, | Mangan. | | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the Affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

## RECESS.

The SPEAKER. If there is no objection, the Chair will declare a recess until 4:30 o'clock this afternoon.

Whereupon, (at 1:30 o'clock P. M.) the House took a recess until 4:30 o'clock P. M.

## AFTER RECESS.

The House reconvened at 4:30 o'clock P. M.

The SPEAKER (Mr. Bluett) in the Chair.

## SENATE MESSAGE.

### RESOLUTION CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives

Whereas the Commonwealth of Pennsylvania in one thousand eight hundred and twenty-six inaugurated the practice of providing needed revenue for the State by taxation of inheritances and

Whereas This practice has been followed by the vast majority of the States of the Union so that inheritance taxes have become a necessary and important feature of the fiscal system of the States and

Whereas The Federal Government in the past has only entered the field of the inheritance taxation in war time as an emergency measure and

Whereas The recently increased rates of the Federal Estate Tax will materially affect State revenues in the future even more seriously than they have in the past and

Whereas The increasing financial burden upon State Governments makes it necessary to conserve every logical source of revenue

Therefore if the Senate concur be it resolved that in the judgment of the General Assembly taxes on the transfer of property by inheritance should be reserved to the State Government and that the Federal Government should now withdraw from this field and leave to the States exclusively this much needed source of revenue

Resolved That a copy of this resolution be sent to the Senators and Representatives from Pennsylvania in the Congress of the United States

## SENATE MESSAGE.

### HOUSE BILL CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 220.

A Supplement to the act approved the twenty-fourth day of May one thousand nine hundrend and seventen (Pamphlet Laws two hundred and ninety-seven) entitled "An act authorizing the establishment of contagious disease hospitals in the several counties of the Commonwealth to be construced and maintained out of county funds" providing for the establishment and maintenance of contagious disease hospitals by two or more counties jointly

With the information that the Senate has passed the same without amendment.

## REPORTS FROM COMMITTEES.

Mr. BEHNEY, from the Committee on Military, reported as committed, House Bill No. 651, entitled:

An Act authorizing the Valley Forge Park Commission to make use of the moneys now in its possession known as the "Wood Fund."

Mr. POSEY, from the Committee on Municipal Corporation, reported as committed House Bill No. 760, entitled:

A Supplement to the act approved the thirtieth day of June, one thousand nine hundred and nineteen, (P. L. 678), entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by, or trailing after, motor vehicles; requiring the registration of the same, and the licensing of all operators thereof; providing the fees therefor, and the disposition of such fees; prohibiting the unauthorized use of, and tampering with, motor vehicles; limiting and defining the powers of cities, boroughs, incorporated towns, townships and counties, as to the regulation of the use and equipment of motor vehicles, and the taxing, registration, or licensing thereof; imposing certain duties on the State Highway Commissioner, and on proprietors of public garages; providing procedure and penalties for violations thereof, an the disposition of fines collected, and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle," providing for the local registration of motor vehicles and licensing of operators and issuing of learners' permits by the county commissioners in counties of the first class.

Mr. BUSH, from the Committee on Education, reported as committed House Bill No. 120, entitled:

An Act to amend the act approved the ninth day of May, one thousand nine hundred and twenty-three, (P. L. 178), entitled, "An act to amend section three hundred and three of an act, approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and re-

pealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith,' as amended."

Mr. DAVIS, from the Committee on Municipal Corporations, reported as committed House Bill No. 583, entitled:

An Act enabling cities of any one class, and the cities of two or more classes uniting together for the same purpose to form and organize Leagues, hold annual conventions for the study and consideration of such municipal affairs as concern and pertain to the cities comprising the League, send delegates thereto, and provide for the payment of the necessary costs and expenses of such Leagues, conventions, and the sending the delegates thereto.

Mr. GREENSTEIN, from the Committee on Judiciary General, reported as amended House Bill No. 267, entitled:

An Act authorizing corporations to issue stock to employees of the corporation and of its subsidiaries at par value or at a price in excess of par value.

Mr. MARSHALL, from the Committee on Judiciary General, reported as committed House Bill No. 29, entitled:

An Act to amend section one of the act approved the fifteenth day of March, one thousand nine hundred and eleven (P. L. 20), entitled "An act regulating in criminal trials the cross-examination of a defendant when testifying in his own behalf by prohibiting the introduction as evidence of certain testimony or records."

Mr. MARSHALL, from the Committee on Judiciary General reported as committed House Bill No. 630, entitled:

An Act to further amend clause three, section one of an act approved the eighth day of May, one thousand eight hundred and fifty-four (Pamphlet Laws six hundred forty-four), entitled, "A further supplement to the act entitled, 'An act concerning divorces,'" as amended, by taking away the right of support or alimony in certain cases.

Mr. WITKIN, from the Committee on Judiciary General, reported as committed, House Bill No. 796, entitled:

An Act constituting a commission to examine the parole laws of this Commonwealth and of other States and countries to investigate systems and methods of parole and commutation of sentences, and to prepare and submit bills to carry into effect its recommendations; prescribing the powers and duties of said commission; and making an appropriation.

Mr. CRAIG, from the Committee on Municipal Corporations, reported as amended, House Bill No. 644, entitled:

An Act to amend sections two, five and six of the act approved the sixteenth day of July, one thousand nine hundred and thirteen (P. L. 752), entitled "A supplement to an act entitled, 'An act providing for the incorporation and government of cities of the third class', approved the twenty-third day of May, Anno Domini one thousand eight hundred eighty-nine, creating a City Planning Department, defining its jurisdiction, and extending the same so as to regulate the laying out and recording of plans of lots within the limits of the city, and for three miles beyond the city limits; and to regulate the making and use of certain public improvements until said plans are approved by said department and authoriizng the exercise of the powers herein provided by a park or other municipal commission," prohibiting the recording of deeds transfers of certain properties until the streets and roads abutting upon or bounded within the same have been legally established or approved by the Commission, and providing penalties.

Mr. DILSHEIMER, from the Committee on Municipal Corporations, reported as committed, House Bill No. 596, entitled:

An Act to amend section seven, article six of an act approved the twenty-seventh day of June, one thousand nine hundred and thirteen (P. L. 568), entitled "An act providing for the incorporation. regulation and government of cities of the third class; regulating nomination and election of municipal officers therein; and repealing, consolidating and extending existing laws in relation thereto;" providing for the printing and publishing of ordinances.

Mr. DILSHEIMER, from the Committee on Municipal Corporations, reported as committed, House Bill No. 603, entitled:

An Act relating to and providing that where any City of the Third Class condemns, purchases or otherwise acquires any land or property outside the city limits, but adjacent and adjoining thereto, for public purposes the lands and property so condemned, purchased or otherwise acquired shall be annexed to and become a part of the said City, acquiring the same in the manner aforesaid.

Mr. STAUDENMEIER, from the Committee on Public Roads reported as committed, House Bill No. 622, entitled:

An Act to amend section nine of the act approved the fifteenth day of June, one thousand nine hundred and twenty-three (P. L. 834), entitled "An act imposing a State tax, including an additional emergency State tax, on liquid fuels, including all liquids ordinarily, practically, and commercially usable in internal combustion engines for the generation of power, and all distillates of, and condensates from; petroleum, natural gas, coal, coal tar, and vegetable ferments so usable and sold in this Commonwealth, except for the purpose of resale; providing for the collection of such tax, and for the distribution and use of the revenues derived therefrom; providing for the filing of certificates and reports of the sale of such liquid fuels to dealers; and fixing penalties", providing that the Commonwealth's share of the revenue from the said tax and said emergency tax shall be paid into the Motor License Fund and appropriating moneys paid into said Motor License Fund hereunder.

Mr. LUDLOW, from the Committee on Judiciary General, reported as committed, House Bill No. 667, entitled:

An Act to amend clause (b), section twenty-three, of the act approved the seventh day of June, one thousand nine hundred and seventeen, (P. L. 403), entitled "An act, relating to the form, execution, revocation, and interpretation of wills; to nuncupative wills, to the appointment of testamentary guardians; to spendthrifts trusts; to forfeiture of devise or legacy in case of murder of testator to elections to take under or against wills, and to the recording and registering of such elections and of decrees relative thereto, and to the fees therefor;" changing the time within which a surviving spouse must elect to take under or against will of deceased spouse.

Mr. DAVIS, from the Committee on Military, reported as committed, House Bill No. 435, entitled:

An Act to amend section one of an act approved the twenty-sixth day of April, one thousand nine hundred and twenty-one (P. L. 306), entitled "An act requiring the display of the flag of the United States at entertainments, public gatherings and public meetings," by requiring the display of the flag of the United States at the head of all public parades.

Mr. McBRIDE, from the Committee on Municipal Corporations, reported as committed House Bill No. 673, entitled:

An Act to further amend section eleven of article six and section fifteen of article seven of an act, approved the twenty-seventh day of June, one thousand nine hundred and thirteen (P. L. 568), entitled "An act providing for the incorporation, regulation and government of cities of the third class, regulating nomination and election of municipal officers therein and repealing, consolidating and extending existing laws in relation thereto," by changing the salaries of councilmen and mayors."

Mr. BICKETT, from the Committee on Municipal Corporations, reported as committed House Bill No. 467, entitled:

An Act authorizing the mayors of all cities to appoint a committee to investigate certain applications for license to peddle in such cities.

Mr. GOSS, from the Committee on Education, reported as committed House Bill No. 664, entitled:

An Act to amend section one thousand one hundred and eight of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith."

Mr. GOSS, from the Committee on Municipal Corporations reported as committed House Bill No. 687, entitled:

An Act authorizing any city of the third class to acquire by purchase all the facilities, improvements and franchises of any water corporation, operating partly within and partly without the limits of the said city, and having obtained the same to supply water to persons, corporations and municipalities, both within the limits of the city and the territory before served by the water corporation without the city; requiring that before so doing the approval of the Public Service Commission be had of the action of the selling company and of the municipal purchase and of the rendering of this service by the Municipality, and regulating the procedure for obtaining this approval; permitting the city to classify the service outside of the city as different from the service within the city as to rates and otherwise; and subjecting the service by the city beyond its limits to the same regulation and control by the Public Service Commission, as to rates, service and otherwise, as though in the territory thus served beyond the limits of the city, the serving was by a water corporation, and providing that higher rates or different regulations for the district outside of the city limits shall not be held to be unjustly discriminatory for the sole reason that they are different from those in force in the city.

Mr. NEELY, from the Committee on Judiciary General, reported as committed House Bill No. 629, entitled:

An Act to amend paragraph five of section thirteen and section fifteen of article nineteen of an act approved the twenty-fifth day of June, one thousand nine hundred and nineteen, (P. L. 581), entitled "An act for the better government of cities of the first class of this Commonwealth," by providing that appointments in the classified service of such cities shall be made from the three persons standing highest on the appropriate list.

Mr. STORB, from the Committee on Public Roads, reported as committed House Bill No. 465, entitled:

An Act to further amend section twelve of an act approved the thirtieth day of June, one thousand nine hundred and nineteen, (P. L. 678), entitled, "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by, or trailing after, motor vehicles; requiring the registration of the same, and the licensing of all operators thereof; providing the fees therefor, and the disposition of such fees; prohibiting the unauthorized use of, and tampering with, motor vehicles; limiting and defining the powers of cities, boroughs, incorporated towns, townships, and counties as to the regulation of the use and equipment of motor vehicles, and the taxing, registration, or licensing thereof; imposing certain duties on the State Highway Commissioner, and on proprietors of public garages; providing procedure and penalties for violations thereof, and the disposition of fines collected, and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle;" making an appropriation of a part of the moneys derived from registrations and license fees to pay township rewards.

Mr. SCHWARTZ, from the Committee on Public Health and Sanitation, reported as committed House Bill No. 555, entitled:

An Act for the protection of the public health, prescribing sanitary regulations and standards for tenement, lodging and boarding houses in cities of the second and third class, boroughs, towns and townships; vesting jurisdiction for the enforcement of the same in the Department of Health of Pennsylvania, and in Boards of Health of municipalities; providing penal and injunction proceedings for the enforcement of this act, and repealing acts inconsistent herewith.

Mr. DILSHEIMER, from the Committee on Public Health and Sanitation, reported as committed House Bill No. 696, entitled:

An Act providing for the protection of the public health by regulating the occupation of hairdressers, cosmeticians, cosmetologists and dermatrichologists; creating a State Board of Examiners for the licensing of persons to carry on and to teach such practices; providing rules regulating the proper conduct and sanitation of hairdressing, cosmetician, cosmetologist and dermatrichologist establishments and schools wherein the practice is conducted; prohibiting the use of dangerous hair dyes, hair tonics and cosmetics, and providing penalties for violation thereof.

Mr. JONES, from the Committee on Fisheries, reported as committed House Bill No. 306, entitled

An Act relating to fish and amending, revising, consolidating and changing the law relating to fish in the inland waters, and the boundary lakes and boundary rivers of the Commonwealth.

Mr. HESS, from the Committee on Public Roads, reported as amended House Bill No. 618 (Senate Bill No. 1), entitled

An Act authorizing the issue and sale of bonds to the amount of fifty millions of dollars by the Commonwealth of Pennsylvania, defining the powers and duties of the Governor, the Auditor General and the State Treasurer in relation thereto; making an appropriation of the proceeds of such bonds for the purpose of improving and rebuilding the highways of the Commonwealth; providing for the payment of the interest on and the redemption of such bonds by the Board of Finance and Revenue and for the sale and registration of said bonds and making an appropriation to carry out the provisions of this act.

Mr. STERLING, from the Committee on Judiciary General, reported as amended House Bill No. 725 (Senate Bill No. 230), entitled

An Act to ratify and adopt a compact negotiated by Commissioners designated by the Governor under a law of the Commonwealth of Pennsylvania with Commissioners duly authorized thereto by the States of New York and New Jersey for the regularization of the tide of the Delaware River, the conservation of the water resources of the Delaware Basin, the apportionment thereof among the said States for domestic and municipal supply and the utilization thereof for power and other beneficial uses.

Mr. GOEHRING, from the Committee on Judiciary General, reported as committed House Bill No. 504 (Senate Bill No. 17), entitled

An Act to amend paragraph one of section eight of an act approved the twenty-fourth day of June one thousand eight hundred and ninety-five (P. L. 212), entitled "An act to establish an intermediate court of appeal regulating its constitution officers jurisdiction powers practice and its relation to the Supreme Court and other courts providing for the reports of its decisions the compensation of the judges and other officers and the practice and costs on appeals from its judgments" eliminating the exception prohibiting said court from enforcing any short or hour list,

Mr. McBRIDE, from the Committee on Municipal Corporations, re-reported as committed House Bill No. 308, entitled

An Act providing that territory annexed to any city of the second class shall constitute a part of the poor district of

such city of the second class or of the poor district of which said city is a part.

## SENATE MESSAGE.

### SENATE BILLS FOR CONCURRENCE.

The Clerk of the Senate being introduced, presented for concurrence bills numberd and entitled as follows:

SENATE BILL No. 19. (HOUSE BILL No. 841.)

An Act making incurable insanity a cause for divorce and providing procedure in such cases.

Referred to the Committee on Judiciary General.

SENATE BILL No. 144. (HOUSE BILL No. 842.)

An Act to amend section sixteen as amended of the act approved the tenth day of June, one thousand eight hundred and ninety-three (Pamphlet Laws four hundred and nineteen) entitled "An act to regulate the nomination and election of public officers; requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections" by increasing the number of specimen ballots to be provided for each election district.

Referred to the Committee on Elections.

SENATE BILL No. 145. (HOUSE BILL No. 843.)

An Act to amend section ten of the act approved the twelfth day of July, one thousand nine hundred and thirteen (Pamphlet Laws seven hundred and nineteen) entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices; the election of delegates and alternate delegates to National party conventions and of certain party officers; including State committeemen, a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter, amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" as amended by increasing the number of specimen ballots to be provided for each election district.

Referred to the Committee on Elections.

SENATE BILL No. 250. (HOUSE BILL No. 844.)

An Act amending section three of an act approved the twentieth day of May one thousand nine hundred and twenty-one (Pamphlet Laws nine hundred and forty-four) entitled "An act authorizing the establishment by counties of hospitals for the treatment of persons afflicted with tuberculosis providing for the management and maintenance thereof and authorizing the incurring of indebtedness and the levy of taxes therefor" by changing the number and composition of the board of trustees.

Referred to the Committee on Counties and Townships.

SENATE BILL No. 96. (HOUSE BILL No. 845.)

An Act to amend clause five of section three of the act approved the thirteenth day of May one thousand nine hundred and nine (Pamphlet Laws five hundred and twenty) entitled "An act relating to food defining food providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale or the offering for sale or exposing for sale or the having in possession with intent to sell of adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof" as amended.

Referred to the Committee on Public Health and Sanitation.

## RESOLUTION NO. 1.

Mr. McKIM, from the Committee on Judiciary General, reported Resolution No. 1, and asked and obtained unanimous consent to have the resolution considered at this time.

The resolution was read by the Clerk as follows:

Resolved that the Committee on the Judiciary General be and is hereby authorized to inquire into and concerning the official conduct of the Honorable John A. Berkey Judge of the several Courts of the Sixteenth Judicial District of the Commonwealth of Pennsylvania comprising the County of Somerset touching his conduct in regard to matters mentioned in various petitions which have been presented to the House and especially whether the said Judge has been guilty of any impeachable offense and to report to the House the conclusions of the Committee in respect thereto with their appropriate recommendation

Resolved further That the Committee on the Judiciary General is hereby authorized and empowered to send for persons and papers to subpoena witnesses to administer oaths to said witnesses to take testimony to employ a clerk stenographer or stenographers agents investigators and attorneys if necessary and to appoint a sub-committee from among their number, by appointment of the Chairman thereof whenever it may be necessary or expedient to take testimony for the use of the said committee And the said subcommittee while so employed shall have the same powers in respect to obtaining testimony as are herein given to said committee on the Judiciary General with a sargeant at arms by himself or deputy who shall serve the process of said Committee and sub-committee and execute its orders and shall attend the sittings of the same as ordered and directed thereby and the speaker of the House shall have authority to sign and the Clerk to attest subpoenas for any witness or witnesses and the expenses of this investigation shall be paid out of the contingent fund of the House

On the question,

Will the House adopt the resolution?

It was adopted.

## BILL ON FINAL PASSAGE.

Mr. MARCUS. Mr. Speaker, I desire to ask the unanimous consent of the House to call up, out of order, on page 11 of the calendar, House Bill No. 493, file folio 995. My reason for asking this is that it will be impossible for me to be here to-morrow.

The SPEAKER. In there any objection?

The Chair hears none.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 493, as follows:

An Act providing for the levy of a poll tax in counties of the second class and abolishing therein taxes on salaries and emoluments of office offices and posts of profit professions trades and occupations

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That on and after January first one thousand nine hundred and twenty-six no taxes shall be levied and collected in any county of the second class upon salaries and emoluments of office offices and posts of profit professions trades and occupations but in lieu thereof the corporate authorities of the said counties shall annually at the time other tax levies are made levy a poll tax not exceeding fifty cents upon each resident taxable of such county

Section 2 All such taxes levied as aforesaid by any such county shall be collected by tax collectors appointed by the county treasurer as hereinafter provided For the purpose of the collection of such taxes all such tax collectors are hereby authorized to use all such means and shall possess all the powers now conferred by law for the collection of county taxes

The county treasurer of all counties levying the tax provided for in this act shall annually appoint a tax col-

lector in each city borough incorporated town or township within said county and for his services in the collection of said tax the tax collector so appointed shall retain ten per centum of all taxes collected by him Before entering upon his duties the said tax collector shall furnish his bond acceptable to the county treasurer conditioned upon the faithful discharge of his duties as tax collector

Section 3 Section four of the act entitled "An act relating to county rates and levies and township rates and levies" approved the fifteenth day of April one thousand eight hundred and thirty-four (Pamphlet Laws five hundred nine) and section thirty-two of the act entitled "An act to reduce the state debt and to incorporate the Pennsylvania canal and railroad company" approved the twenty-ninth day of April one thousand eight hundred forty-four (Pamphlet Laws four hundred and ninety-six) are hereby repealed in so far as they provide for the taxation of salaries and emoluments of office offices and posts of profit professions trades and occupations in counties of the second class

All other acts and parts of acts inconsistent herewith are hereby repealed

On the question,

Shall the bill pass finally?

Mr. MARCUS. Mr. Speaker, with reference to this bill I desire to call the attention of the Members of the House to the fact that the bill has been amended so that it only includes second-class counties, and, therefore, there need be no mis-apprehension on the part of the Members that it includes other counties. I merely wish to enlighten the Members that the amendments have been made.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—187

| | | | |
|---|---|---|---|
| Adam, | Flynn, | MacMillan, | Rhodes, |
| Alexander, | Fockler, | Malie, | Rieder, |
| Allman, | Fratt, | Mangan, | Royle, |
| Anderson, | Frye, | Marcus, | Sarig, |
| Armstrong, | Fuller, | Marshall, | Sautter, |
| Aston, | Gelnett, | Martz, | Schilling, |
| Baldi, | Gilchrist, | Mathay, | Schoener, |
| Behney, | Goehring, | McBride, | Schwartz, |
| Bell, F. A. | Goodnough, | McCaig, | Shaffer, |
| Bell, W. T. | Goss, | McCann, | Shambach, |
| Bentley. | Greeby, | McClure, J. F., | Smith, G. A., |
| Berkheiser, | Greenstein, | McClure, J. H., | Smith, H. J., |
| Bickett, | Griffith, | McCormick, | Soffel, |
| Bidelspacher, | Grimes, | McDermott, | Sowers, |
| Blair, | Guerin, | McGowan, | Speer, |
| Blumberg, | Haas, | McKim, | Spencer, |
| Bray, | Haines, | McLaughlin, | Stadtlander, |
| Brewster, | Hall, | Memolo, | Stark, |
| Brown, E., | Hantz, | Metzger, | Staudenmeier, |
| Brown, E. P., | Harding, | Metzinger, | Stavitski, |
| Brown, T. J., | Harer, | Millar, | Sterling, |
| Burchinal, | Hart, | Miller, C., | Stock, |
| Burke, | Haws, | Miller, H. A., | Storb, |
| Bush, | Heffernan, | Moffatt, | Storer, |
| Canon, | Heffran, | Moore, | Strayer, |
| Colville, | Henderson, | Morrison, | Talbot, |
| Conner, | Hess, | Muldowney, | Thomas, L. D., |
| Craig, | Himes, | Munley, | Thomas, M. G., |
| Critchfield, | Holcombe, | Myers, | Toepfer, |
| Davies, | Holmes, | Neely, | Towner, |
| Davis, | Holtzman, | Nicholson, | Trescher, |
| DeFrehn, | Horn, | Nolte, | Turner, |
| Deibler, | Hricko, | North, | Voltz, |
| Dengler, | Huber, | Orr, | Watson, |
| Derby, | Irvin, | Parkinson, | Weamer, |
| Diehm, | Jones, | Patterson, B.H., | Wells, |
| Dietz, | Kelly, | Patterson, F.W., | Welty, |
| Dilsheimer, | Labar, | Patterson, M., | Wettach, |
| Donnell, | Lafferty, | Pennock, | Wheeler, |
| Drumbor, | Leidich, | Perry, | Whitehouse, |
| Duddy, | Little, H. A., | Phillips, | Williams, |
| Eaches, | Little, J. T., | Pitts, | Wilson, |
| Earley, | Lockhart, | Posey, | Witherspoon, |
| Ede, | Long, | Powell, | Witkin, |
| Edmonds, | Lotz, | Prosser, | Wood, N., |
| Emhardt, | Lucas, | Pryor, | Wright, |
| Evans, B. P., | Ludlow, | Raymond, | Bluett, |
| Flinchbaugh, | Lukehart, | Reader, | Speaker. |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 363, as follows:

An Act to amend section one of the act approved the eleventh day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred and thirty-eight) entitled "An act to regulate and establish the fees to be charged and collected by the several clerks of the courts of oyer and terminer general jail delivery and quarter sessions of the peace in counties of this Commonwealth having a population of over eight hundred thousand and less than one million five hundred thousand inhabitants as computed by the last preceding United States census" by fixing fees for certifying certain convictions to the Secretary of Highways

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the eleventh day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred thirty-eight) entitled "An act to regulate and establish the fees to be charged and collected by the several clerks of the courts of oyer and terminer general jail delivery and quarter sessions of the peace in counties of this Commonwealth having a population of over eight hundred thousand and less than one million five hundred thousand inhabitants as computed by the last preceding United States Census" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act the fees to be paid to and received and charged by the several clerks of the courts of oyer and terminer and general jail delivery and quarter sessions of the peace in counties of this Commonwealth having a population of over eight huntred thousand and less than one million five hundred thousand inhabitants as computed by the last preceding United States census shall be as follows

Appeals from alderman twenty-five cents ($.25)

Affidavits fifty cents ($.50)

Attachment for process on any cause one dollar ($1.00)

Bail-piece two dollars ($2.00)

Ballots preparing for jury per panel two dollars and fifty cents ($2.50)

Bail-bond one dollar ($1.00)

Bail-bond justification filing of twenty-five cents ($.25)

Bench warrants one dollar ($1.00)

Bonds for liquor license-filing frame and glass two dollars and fifty cents ($2.50)

Bonds for peddler's license one dollar and twenty-five cents ($1.25)

Bonds for constables one dollar ($1.00)

Bonds for tax collectors (original) two dollars and seventy-five cents ($2.75)

Bonds for tax collectors (renewal each year) one dollar ($1.00)

Certificate of election of municipal officers each fifty cents ($.50)

Commitment to county prisons fifty cents ($.50)

Commitment to eastern or western penitentiary fifty cents ($.50)

Commitment to house of refuge fifty cents ($.50)

Commitment to house of correction fifty cents ($.50)

Commitment to detention-room (juvenile) fifty cents ($.50)

Certificate of incorporation of new municipalities to Su-

perintendent of Public Instruction five dollars ($5.00)

Certificate to Secretary of Highways of conviction for violation of laws regulating use and operation of motor vehicles to be taxed as part of the costs of each case one dollar ($1.00)

Certificate for constables for election or appointment one dollar ($1.00)

Certificate of acknowlegdement fifty cents ($.50)

Certificate for writ of habeas corpus one dollar ($1.00)

Certificate to county treasurer (each name paid by county) one dollar ($1.00)

Certificate for nolle prosequi one dollar ($1.00)

Certificate for payment of jurors (each name) one dollar ($1.00)

Certificate for payment of road jurors fifty cents ($.50)

Certificate for the sheriff to draw jurors one dollar and fifty cents ($1.50)

Certificate for the sheriff to draw grand jurors one dollar and fifty cents ($1.50)

Certificate for the sheriff to draw special venire one dollar and fifty cents ($1.50)

Certificate when judge acts as a magistrate affidavit warrant and service one dollar and fifty cents ($1.50)

Certificate for ignored bill one dollar ($1.00)

Certificate in breach of peace case fifty cents ($.50)

Certificate in apprentice case fifty cents $(.50)

Certificate of reconsideration of sentence fifty cents ($.50)

Commission on lunacy swearing commission filing and recording et cetera two dollars and fifty cents ($2.50)

Commission on lunacy paupers' papers two dollars and fifty cents ($2.50)

Certified copy of record bill of indictment two dollars ($2.00)

Certified copy of report of laying out or vacating public road five dollars ($5.00)

Certified copy of record docket-entries (quarter sessions) one dollar ($1.00)

Certified copy of record docket-entries (oyer and terminer) two dollars ($2.00)

Certified copy of record docket-entries in road cases five dollars ($5.00)

Citations fifty cents ($.50)

Constables quarterly returns one dollar ($1.00)

Detective license filing application for and advertisement twenty-five dollars ($25.00)

Dog register one dollar ($1.00)

Declaration of intention to become a citizen one dollar ($1.00)

Discharge on ignored bill fifty cents ($.50)

Discharge on bail entered fifty cents ($.50)

Discharge prisoner from dock twenty-five cents ($.25)

Desertion cases in lieu of all fees chargeable two dollars ($2.00)

Exemplification of the record homicide five dollars ($5.00)

Fi fa debt one dollar ($1.00)

Filing and entering reasons for new trial fifty cents ($.50)

Filing and entering motions in arrest of judgment fifty cents ($.50)

Filing and entering bail-bond or recognizance from magistrate fifty cents ($.50)

Filing and issuing summons for recognizance seventy-five cents ($.75)

Filing and entering coroner's return (each inquisition) fifty cents ($.50)

Filing and entering petition for appointment of auditors tax collectors constables and all other municipal officers two dollars ($2.00)

Filing and entering auditor's reports one dollar ($1.00)

Filing and recording proceeding for redistricting or change of polling-place proceedings each district three dollars ($3.00)

Filing and entering opinions of court of common pleas Superior or Supreme Court two dollars ($2.00)

Filing and docket-entries true bill three dollars ($3.00)

Filing and entering certiorari or appeals to common pleas Superior or Supreme Court three dollars and fifty cents ($3.50)

Filing and entering remittitur from Superior or Supreme Court three dollars ($3.00)

Filing and entering exceptions (road cases) two dollars and fifty cents ($2.50)

Filing and entering petitions (juvenile) three dollars ($3.00)

Filing and recording of increase of bonded indebtedness proceedings (per page or part thereof) three dollars and fifty cents ($3.50)

Ignoramus where bill is returned two dollars ($2.00)

Jurors defaulting issuing notices to one dollar ($1.00)

Jurors fieri facias against one dollar ($1.00)

Liquor license filing application for five dollars ($5.00)

Liquor license filing and recording petition for revocation thereof three dolalrs ($3.00)

License to loan money filing application for one hundred dollars ($100.00)

Mandamus and proceedings thereon four dollars ($4.00)

Motion and rule other than elsewhere provided for twenty-five cents ($.25)

Naturalization adults two dollars ($2.00)

Naturalization minors two dollars ($2.00)

Naturalization soldiers two dollars ($2.00)

Naturalization certificate or duplicate thereof each two dollars ($2.00)

Petition and order for a view or a review of a road or bridge under seal orders to open filing report recording et cetera ten dollars ($10.00)

Petition filing of and entering proceedings in inebriate cases three dollars ($3.00)

Petition filing and proceedings for the removal of feeble-minded insane or criminal insane persons from any penal institution three dollars ($3.00)

Petition for writ of habeas corpus three dollars ($3.00)

Release from any institution by order of court fifty cents ($.50)

Recording election returns each election district two dollars and fifty cents ($2.50)

Recognizance calling and entering forfeitures fifty cents ($.50)

Recognizance forfeited respited or discharged and motion therefor fifty cents ($.50)

Recognizance taking each one dollar ($1.00)

Return to writ of error one dollar ($1.00)

Services of clerk where true bill is found in case of felony five dollars ($5.00)

Search from judgment to docket single name forty cents ($.40)

Search from judgment to docket extra single name ten cents ($.10)

Search from judgment to docket two names extra and so on twenty-five cents ($.25)

Subpoenas and seal twenty-five cents ($.25)

Seal in every case twenty-five cents ($.25)

Summons on recognizance seventy-five cents ($75)

Swearing grand jury four dollars ($4.00)

Swearing petit jury in each case four dollars ($4.00)

Taxing a bill of costs other than the clerks of the sessions fifty cents ($.50)

Venire for grand jury one dollar and fifty cents ($1.50)

Venire for petit jury one dollar and fifty cents ($1.50)

Venire for special jury one dollar and fifty cents ($1.50)

Venditioni exponas issuing writ seventy-five cents ($.75)

The fee for services not herein specifically provided for shall be the same as for similar services

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—178

| | | | |
|---|---|---|---|
| Adam, | Fockler, | Marcus, | Sautter, |
| Alexander, | Fratt, | Marshall, | Schilling, |
| Anderson, | Frye, | Martz, | Schoener, |
| Armstrong, | Fuller, | McBride, | Schwartz, |
| Aston, | Gelnett, | McCaig, | Shaffer, |
| Bartley, | Gilchrist, | McCann, | Shambach, |
| Behney, | Goehring, | McClure, J. F., | Sheffer, |
| Bell, F. A. | Goodnough, | McClure, J. H., | Smith, G. A., |
| Bell, W. T. | Goss, | McCormick, | Smith, H. J., |
| Berkheiser, | Greeby, | McDaniel, | Soffel, |
| Bickett, | Greenstein, | McDermott, | Sowers, |
| Bidelspacher, | Griffith, | McGowan, | Spencer, |
| Blair, | Grimes, | McKim, | Stadtlander, |
| Blumberg, | Guerin, | McLaughlin, | Stark, |

| | | | |
|---|---|---|---|
| Brewster, | Haines, | Metzger, | Stavitski, |
| Bromley, | Hall, | Millar, | Sterling, |
| Brown, E., | Hantz, | Miller, C., | Stock, |
| Brown, E. P., | Harer, | Miller, H. A., | Storb, |
| Brown, T. J., | Haws, | Moffatt, | Storer, |
| Burke, | Heffernan, | Moore, | Strayer, |
| Bush, | Heffran, | Morrison, | Talbot, |
| Calhoun, | Hess, | Munley, | Thomas, L. D., |
| Colville, | Himes, | Myers, | Thomas, M. G., |
| Conner, | Holcombe, | Neely, | Toepfer, |
| Craig, | Holmes, | Nicholson, | Towner, |
| Critchfield, | Holtzman, | Nolte, | Trescher, |
| Davies, | Horn, | North, | Turner, |
| Davis, | Hricko, | Orr, | Washington, |
| Deibler, | Huber, | Parkinson, | Watson, |
| Derby, | Irvin, | Patterson, B.H., | Weamer, |
| Diehm, | Jones, | Patterson, F.W., | Wells, |
| Dietz, | Kelly, | Patterson, M., | Welty, |
| Dilsheimer, | Labar, | Peelor, | Wettach, |
| Donnell, | Lafferty, | Perry, | Wheeler, |
| Drumbor, | Lauver, | Pitts, | Whitehouse, |
| Duddy, | Little, H. A., | Posey, | Williams, |
| Eaches, | Little, J. T., | Powell, | Wilson, |
| Earley, | Long, | Prosser, | Witherspoon, |
| Ede, | Lotz, | Pryor, | Witkin, |
| Edmonds, | Lucas, | Raymond, | Wood, N., |
| Emhardt, | Ludlow, | Reader, | Wright, |
| Evans, F. D., | MacMillan, | Rhodes, | Bluett, |
| Flinchbaugh, | Malie, | Royle, | Speaker. |
| Flynn, | Mangan, | Sarig, | |
| Haas, | Memolo, | Staudenmeier, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 620, entitled:

An Act relating to the allocation of moneys to the different counties by the Department of Highways for the construction of highways providing a method to compel the county commissioners to apply for such moneys and extending the time for filing applications for money allocated but unexpended prior to the approval of this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—190

| | | | |
|---|---|---|---|
| Adam, | Flynn, | Marcus, | Royle, |
| Alexander, | Fockler, | Marshall, | Sarig, |
| Allman, | Fratt, | Martz, | Sautter, |
| Anderson, | Frye, | Mathay, | Schilling, |
| Armstrong, | Fuller, | McBride, | Schoener, |
| Aston, | Gelnett, | McCaig, | Schwartz, |
| Baldi, | Goehring, | McCann, | Shaffer, |
| Bartley, | Goodnough, | McClure, J. F., | Shambach, |
| Behney, | Goss, | McClure, J. H., | Sheffer, |
| Bell, F. A. | Greeby, | McCormick, | Smith, G. A., |
| Bell, W. T. | Greenstein, | McDaniel, | Smith, H. J., |
| Bentley. | Griffith, | McDermott, | Soffel, |
| Berkheiser, | Grimes, | McGowan, | Sowers, |
| Bickett, | Guerin, | McKim, | Speer, |
| Bidelspacher, | Haas, | McLaughlin, | Spencer, |
| Blair, | Hall, | Memolo, | Stadtlander, |
| Blumberg, | Hantz, | Metzger, | Stark, |
| Bray, | Harding, | Metzinger, | Staudenmeier, |
| Bromley, | Harer, | Millar, | Stavitski, |
| Brown, E., | Hart, | Miller, C., | Sterling, |
| Brown, E. P., | Haws, | Miller, H. A., | Stock, |
| Burchinal, | Heffernan, | Moffatt, | Storb, |
| Burke, | Heffran, | Moore, | Storer, |
| Bush, | Henderson, | Morrison, | Strayer, |
| Calhoun, | Hess, | Muldowney, | Talbot, |
| Canon, | Himes, | Munley, | Thomas, L. D., |
| Colville, | Holcombe, | Myers, | Thomas, M. G., |
| Craig, | Holtzman, | Nicholson, | Towner, |
| Critchfield, | Horn, | Nolte, | Trescher, |
| Cross, | Howe, | North, | Turner, |
| Davies, | Huber, | Orr, | Voltz, |
| Davis, | Irvin, | Parkinson, | Washington, |
| DeFrehn, | Jones, | Patterson, B.H., | Watson, |
| Dengler, | Kelly, | Patterson, F.W., | Weamer, |
| Derby, | Labar, | Patterson, M., | Wells, |
| Diehm, | Lafferty, | Peelor, | Welty, |
| Dietz, | Lauver, | Pennock, | Wettach, |
| Dilsheimer, | Leidich, | Perry, | Wheeler, |
| Donnell, | Little, H. A., | Phillips, | Whitehouse, |
| Duddy, | Little, J. T., | Pitts, | Williams, |
| Eaches, | Lockhart, | Posey, | Wilson, |
| Earley, | Long, | Powell, | Witherspoon, |
| Ede, | Lotz, | Prosser, | Witkin, |
| Edmonds, | Lucas, | Pryor, | Wood, N., |
| Emhardt, | Ludlow, | Raymond, | Wood, W. P., |
| Evans, B. P., | Lukehart, | Reader, | Wright, |
| Evans, F. D., | Malie, | Rhodes, | Bluett, |
| Flinchbaugh, | Mangan, | Rieder, | Speaker. |
| Holmes, | Neely, | Toepfer, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 591, as follows:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section sixteen

Section 1 Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That the following amendment to the Constitution of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That article nine be amended by adding thereto the following section

Section 16 In addition to the purposes stated in article nine section four of the Constitution the State may be authorized by law to issue bonds to the amount of twenty-five millions of dollars for the purpose of acquiring land in the State for forest purposes

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—182

| | | | |
|---|---|---|---|
| Adam, | Edmonds, | Marshall, | Sautter, |
| Alexander, | Evans, B. P., | Martz, | Schilling, |
| Allman, | Evans, F. D., | Mathay, | Schoener, |
| Anderson, | Flynn, | McBride, | Schwartz, |
| Aston, | Fockler, | McCaig, | Shaffer, |
| Baldi, | Fratt, | McClure, J. F., | Shambach, |
| Bartley, | Frye, | McClure, J. H., | Sheffer, |
| Behney, | Gelnett, | McCormick, | Smith, G. A., |
| Bell, F. A. | Goehring, | McDermott, | Smith, H. J., |
| Bell, W. T. | Guerin, | McGowan, | Sowers, |
| Bentley. | Haas, | McKim, | Speer, |
| Berkheiser, | Haines, | McLaughlin, | Spencer, |
| Bickett, | Hall, | Memolo, | Stadtlander, |
| Blair, | Hantz, | Metzinger, | Stark, |
| Blumberg, | Harding, | Millar, | Staudenmeier, |
| Bray, | Hart, | Miller, C., | Stavitski, |
| Brewster, | Haws, | Moffatt, | Sterling, |
| Bromley, | Heffernan, | Moore, | Stock, |
| Brown, E., | Heffran, | Muldowney, | Storb, |
| Brown, E. P., | Hess, | Munley, | Storer, |
| Brown, T. J., | Himes, | Myers, | Strayer, |
| Burchinal, | Holcombe, | Neely, | Talbot, |
| Burke, | Holmes, | Nicholson, | Thomas, L. D., |
| Calhoun, | Holtzman, | Nolte, | Thomas, M. G., |
| Canon, | Horn, | North, | Toepfer, |

| | | | |
|---|---|---|---|
| Colville, | Howe, | Orr, | Towner, |
| Conner, | Hricko, | Parkinson, | Trescher, |
| Craig, | Huber, | Patterson, B.H., | Turner, |
| Critchfield, | Irvin, | Patterson, F.W., | Washington, |
| Cross, | Jones, | Patterson, M., | Watson, |
| Davies, | Kelly, | Peelor, | Weamer, |
| Davis, | Labar, | Pennock, | Wells, |
| DeFrehn, | Lafferty, | Perry, | Welty, |
| Deibler, | Leidich, | Phillips, | Wettach, |
| Dengler, | Little, H. A., | Pitts, | Wheeler, |
| Derby, | Little, J. T., | Posey, | Whitehouse, |
| Diehm, | Long, | Powell, | Williams, |
| Dietz, | Lotz, | Prosser, | Wilson, |
| Dilsheimer, | Lucas, | Pryor, | Witherspoon, |
| Donnell, | Ludlow, | Reader, | Witkin, |
| Drumbor, | Lukehart, | Rhodes, | Wood, N., |
| Duddy, | MacMillan, | Rieder, | Wright, |
| Eaches, | Malie, | Royle, | Bluett, |
| Earley, | Mangan, | Sarig, | Speaker. |
| Ede, | Marcus, | | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 61, entitled:

An Act relating to jurors exempting from jury duty women over sixty-five years of age and mothers of children under the age of five years

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Miss THOMAS. Mr. Speaker, this bill exempts women who are over sixty-five years of age, and mothers of small children from jury duty. It sounds like a very kindly and considerate bill, but I do not believe it is the sort of bill that the women of this State want, and I do not believe it is the sort of bill that the men of this State want to see passed. I think that as women grow older they have as much judgment as men who grow oldr, I hope they have. I think a woman of sixty or sixty-five years of age has, perhaps as much time, if not more, than younger women. I think mothers of small children have never failed to be excused from jury duty if they have requested it. I think the judges of this Commonwealth are very fair to the women in excusing them, if they have any real reason for being excused. I see no reason for this sort of legislation, and I would ask the members of the House to vote "no" on this bill.

Mr. GOEHRING. Mr. Speaker, it is true that some judges have excused women, but it is also true that some of the judges have not excused women, and this bill makes it upon th request of that mother and of that woman, obligatory that they be excused. I say to you it is no more than just. If any women over sixty-five years of age should ask to be excused, if she makes a request to be excused, I think that it is no more than right that the judge should grant that request.

Any mother who has a child under five years of age, I say to you men and women right here on the floor of the House, if she asks to be excused, the Judge should be compelled to excuse her, and I ask you to vote "aye" on this bill.

MOTION TO POSTPONE.

Mrs. PITTS. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. MATHAY. Mr. Speaker, I second the motion.

The motion was not agreed to.

On the question recurring,

Shall the bill pass finally?

Mr. EDMONDS. Mr. Speaker, may I ask the gentelman from Allegheny that if for the purpose of the bill it would not meet the same purpose if the option was given to women over sixty-five or to a mother of children under five years of age so that they would have the right to refuse to serve or if their circumstances and health would so justify that they could serve as jurors they would still have that right?

Mr. GOEHRING. Mr. Speaker, I have that in the bill "upon request of the court."

Mr. EDMONDS. But in the first part of the bill it says—

Mr. GOEHRING. The bill was amended, as you can see, but when it goes to the Senate I promise to have it changed from "shall" to "may."

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—146

| | | | |
|---|---|---|---|
| Alexander, | Evans, B. P., | Lucas, | Rieder, |
| Anderson, | Evans, F. D., | Lukehart, | Sarig, |
| Aston, | Flinchbaugh, | MacMillan, | Sautter, |
| Bagshaw, | Flynn, | McBride, | Schilling, |
| Behney, | Fockler, | McCann, | Schoener, |
| Bell, F. A. | Fratt, | McClure, J. F., | Schwartz, |
| Bell, W. T. | Frye, | McClure, J. H., | Shaffer, |
| Bentley. | Fuller, | McCormick, | Shambach, |
| Berkheiser, | Gelnett, | McDaniel, | Sheffer, |
| Bickett, | Gilchrist, | McDermott, | Smith, G. A., |
| Bidelspacher, | Goehring, | Memolo, | Sowers, |
| Blair, | Goss, | Metzger, | Speer, |
| Bray, | Greeby, | Metzinger, | Spencer, |
| Bromley, | Greenstein, | Miller, C., | Staudenmeier, |
| Brown, E. P., | Griffith, | Miller, H. A., | Stavitski, |
| Brown, T. J., | Haines, | Moffatt, | Sterling, |
| Burke, | Hall, | Moore, | Stock, |
| Bush, | Hantz, | Morrison, | Storb, |
| Colville, | Harding, | Muldowney, | Storer, |
| Conner, | Harer, | Munley, | Strayer, |
| Craig, | Henderson, | Myers, | Talbot, |
| Critchfield, | Hess, | Neely, | Thomas, L. D., |
| Cross, | Holcombe, | Nicholson, | Towner, |
| Davies, | Holmes, | Nolte, | Trescher, |
| Davis, | Hoover, | North, | Turner, |
| Dengler, | Horn, | Patterson, B.H., | Washington, |
| Derby, | Hricko, | Patterson, F.W., | Watson, |
| Diehm, | Huber, | Patterson, M., | Weamer, |
| Dietz. | Irvin, | Peelor, | Wells, |
| Dilsheimer, | Jones, | Perry, | Welty, |
| Drumbor, | Kelly, | Posey, | Wettach, |
| Duddy, | Labar, | Powell, | Wheeler, |
| Eaches, | Lauver, | Prosser, | Whitehouse, |
| Earley, | Leidich, | Pryor, | Wilson, |
| Ede, | Little, J. T., | Raymond, | Witherspoon, |
| Edmonds, | Lockhart, | Reader, | Bluett, |
| Emhardt, | Lotz, | Rhodes, | Speaker. |

NAYS—15

| | | | |
|---|---|---|---|
| Armstrong, | Haas, | Long, | Williams, |
| Donnell, | Hart, | Ludlow, | Wood, N., |
| Goodnough, | Heffran, | Stark, | Wright, |
| Grimes, | Himes, | Thomas, M. G., | |

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

## BILL ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bil No. 365, as follows:

An Act to amend section forty-two of the act approved the fifteenth day of April one thousand eight hundred and thirty-four (Pamphlet Laws five hundred and thirty-seven) entitled "An act relating to counties and townships and county and township officers" by making county treasurers agents of the Commonwealth in collecting and transmitting money for the Commonwealth and providing their compensation for such services

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section forty-two of the act approved the fifteenth day of April one thousand eight hundred and thirty-four (Pamphlet Laws five hundred thirty-seven) entitled "An act relating to counties and townships and county and township officers" is hereby amended to read as follows

Section 42 County treasurers of the several conties shall be the agents of the Commonwealth for the collecting and transmitting of money for the Commonwealth Each county treasurer shall be entitled to deduct for his own use from the gross amount of moneys received by him for the use of the Commonwealth on each separate account he is required to keep and settle a commission in the following proportions viz where the whole sum accounted for and paid into the State Treasury or otherwise for the use of the Commonwealth as directed by law arising from either of the accounts specified in this act does not exceed one thousand dollars at the rate of five per cent when it exceeds that sum and does not exceed two thousand dollars one per cent for such excess over one thousand dollars and on all beyond the sum of two thousand dollars one half of one per cent Provided That no commission shalll be allowed to any county treasurer unless the amount due to the Commonwealth and received by him be paid over within the times hereinbefore specified and unless his accounts shall be transmitted and settled on or before the second Tuesday of December in each and every year

On the question,
Wil the House agree to the bill on third reading?
It was agred to.
On the question,
Shall the bill pass finally?

## BILL POSTPONED.

Mr. McBRIDE. Mr. Speaker, I move that House Bill No. 365, file folio 959, be placed on the postponed calendar.

Mr. WM. T. BELL. Mr. Speaker, I second the motion.
The motion was agreed to.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 319, entitled:

An Act authorizing cities of the second class to regulate by ordinance sales of merchandise at public auction and to fix penalties for the violation of the provisions thereof

And said bill having been read at length the third time, considered and agreed to.

On the question,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—169.

| | | | |
|---|---|---|---|
| Adam, | Edmonds, | Marcus, | Schwartz, |
| Alexander, | Emhardt, | Martz, | Shaffer, |
| Allman, | Evans, B. P., | McBride, | Shambach, |
| Anderson, | Flinchbaugh, | McCaig, | Sheffer, |
| Armstrong, | Fockler, | McCann, | Smith, G. A., |
| Aston, | Fratt, | McClure, J. H., | Smith, H. J., |
| Bagshaw, | Frye, | McCormick, | Soffel, |
| Baldi, | Fuller, | McDaniel, | Sowers, |
| Behney, | Gilchrist, | McDermott, | Speer, |
| Bell, F. A. | Goodnough, | McKim, | Spencer, |
| Bell, W. T. | Greeby, | McLaughlin, | Stadtlander, |
| Bentley. | Griffith, | Metzger, | Staudenmeier, |
| Berkheiser, | Grimes, | Metzinger, | Stavitski, |
| Bickett, | Guerin, | Millar, | Sterling, |
| Bidelspacher, | Haas, | Miller, C., | Stock, |
| Blair, | Haines, | Miller, H. A., | Storb, |
| Blumberg, | Hall, | Moffatt, | Storer, |
| Bray, | Harding, | Moore, | Strayer, |
| Brewster, | Hart, | Morrison, | Talbot, |
| Bromley, | Haws, | Munley, | Thomas, L. D., |
| Brown, E., | Heffran, | Myers, | Thomas, M. G., |
| Brown, E. P., | Henderson, | Neely, | Toepfer, |
| Brown, T. J., | Hess, | Nicholson, | Towner, |
| Burchinal, | Himes, | Nolte, | Trescher, |
| Burke, | Holcombe, | Orr, | Turner, |
| Bush, | Holtzman, | Parkinson, | Voltz, |
| Canon, | Hoover, | Patterson, B.H., | Washington, |
| Colville, | Horn, | Patterson, F.W., | Watson, |
| Conner, | Howe, | Patterson, M., | Weamer, |
| Craig, | Hricko, | Peelor, | Wells, |
| Critchfield, | Irvin, | Perry, | Welty, |
| Davies, | Jones, | Phillips, | Wettach, |
| Davis, | Kelly, | Pitts, | Wheeler, |
| Deibler, | Labar, | Posey, | Whitehouse, |
| Dengler, | Lauver, | Powell, | Williams, |
| Diehm, | Leidich, | Prosser, | Wilson, |
| Dilsheimer, | Little, H. A., | Pryor, | Witherspoon, |
| Donnell, | Little, J. T., | Reader, | Witkin, |
| Drumbor, | Long, | Rhodes, | Wood, N., |
| Duddy, | Lucas, | Royle, | Wright, |
| Eaches, | Ludlow, | Sarig, | Bluett, |
| Earley, | MacMillan, | Schilling, | Speaker. |
| Ede, | Mangan, | Schoener, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 475, as follows:

An Act to amend section one of an act approved the nineteenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and twenty-eight) entitled "An act fixing the penalty for murder of the first degree regulating the procedure incident to the infliction thereof prescribing and providing for a place and manner of inflicting said penalty on the grounds of the new Western Penitentiary of this Commonwealth in Centre County making an appropriation therefor repealing inconsistent legislation and providing that neither this act nor said repeal shall apply to any case in which it shall appear that said crime was committed prior to the date of the approval of this act" by providing that the death penalty shall not be imposed upon persons under sixteen years of age

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of an act approved the nineteenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and twenty-eight) entitled "An act fixing the penalty for murder of the first degree regulating the procedure incident to the infliction thereof prescribing and providing for a place and manner of inflicting said penalty on the grounds of the new Western Penitentiary of this Commonwealth in Centre County making an appropriation therefor repealing inconsistent legislation and providing that neither this act nor said repeal shall apply to any case in which it shall appear that said crime

was committed prior to the date of the approval of this act" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That every person over the age of sixteen years his aiders abettors and counsellors hereafter convicted of the crime of murder of the first degree shall be sentenced to suffer death in the manner herein provided and not otherwise Such punishment in every case must be inflicted by causing to pass through the body of the convict a current of electricity of intensity sufficient to cause death and the application of such current must be continued until such convict is dead The said punishment shall be inflicted by the warden or deputy warden of the Western Penitentiary or by such person as the warden shall designate and shall be inflicted in a building to be erected on the land owned by the Commonwealth in Centre County whereon the buildings of the new Western Penitentiary are to be built In case any person under the age of sixteen years is found guilty of murder in the first degree the court shall sentence such person to life imprisonment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—115

| | | | |
|---|---|---|---|
| Anderson, | Duddy, | Little, J. T., | Reader, |
| Alexander, | Eaches, | Lotz, | Rieder, |
| Adam, | Earley, | Lucas, | Sarig, |
| Armstrong, | Ede, | Lukehart, | Sautter, |
| Aston, | Edmonds, | MacMillan, | Schilling, |
| Bagshaw, | Emhardt, | Marcus, | Schoener, |
| Bartley, | Evans, B. P., | Marshall, | Scott, |
| Behney, | Flinchbaugh, | Martz, | Sheffer, |
| Bell, F. A. | Flynn, | Mathay, | Smith, G. A., |
| Bell, W. T. | Frye, | McBride, | Sowers, |
| Bentley. | Gelnett, | McClure, J. H., | Stark, |
| Berkheiser, | Gilchrist, | McClure, J. F., | Staudenmeier, |
| Bickett, | Goehring, | McCormick, | Stavitski, |
| Bidelspacher, | Griffith, | McDaniel, | Sterling, |
| Blumberg, | Grimes, | McDermott, | Stock, |
| Bray, | Hall, | Memolo, | Storer, |
| Brown, E. P., | Hantz, | Metzger, | Talbot, |
| Burke, | Harding, | Miller, C., | Thomas, M. G., |
| Bush, | Harer, | Miller, H. A., | Turner, |
| Colville, | Hart, | Munley, | Washington, |
| Conner, | Haws, | Myers, | Watson, |
| Cross, | Hess, | Neely, | Weamer, |
| Davies, | Himes, | Nolte, | Wells, |
| Davis, | Holmes, | Orr, | Wheeler, |
| DeFrehn, | Hoover, | Patterson, M., | Whitehouse, |
| Dengler, | Horn, | Peelor, | Williams, |
| Dietz, | Hricko, | Pennock, | Witherspoon, |
| Dilsheimer, | Kelly, | Phillips, | Witkin, |
| Donnell, | Lauver, | Pitts, | Wood, N., |
| Drumbor, | Leidich, | Powell, | Bluett, Speaker. |

NAYS—35.

| | | | |
|---|---|---|---|
| Blair, | Howe, | Prosser, | Stadtlander, |
| Brewster, | Irvin, | Pryor, | Storb, |
| Brown, T. J., | Labar, | Raymond, | Strayer, |
| Critchfield, | Ludlow, | Rhodes, | Thomas, L. D., |
| Evans, F. D., | Moffatt, | Schwartz, | Towner, |
| Goodnough, | Moore, | Shaffer, | Welty, |
| Haas, | Morrison, | Shambach, | Wilson, |
| Heffran, | Nicholson, | Speer, | Wright, |
| Holcombe, | Patterson, B.H., | Spencer, | |

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 279, as follows:

An Act to fix the salaries of the judges of the courts of common pleas and the judges of the orphans' courts County Courts Municipal Courts and Attached Judicial Districts

Section 1 Be it enacted by the Senate and house of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act the judges of the courts of common pleas and the judges of the orpnans' court shall receive the compensation hereinafter provided

Section 2 The annual salary of each of the judges of the courts of common pleas of the first judicial district to wit the county of Philadelphia shall be sixteen thousand dollars ($16,000) The annual salary of each of the judges of the fifth judicial district to wit the county of Allegheny shall be sixteen thousand ($16,000) dollars

Section 3 The annual salary of each of the judges of the courts of common pleas learned in the law in judicial districts of this Commonwealth having a population as determined by the last United States census of one hundred thousand (100,000) and less than five hundred thousand (500,000) shall be twelve thousand five hundred dollars ($12,500) in judicial districts of this Commonwealth having a population of sixty-five thousand (65,000) and less than one hundred thousand (100,000) the annual salary of each of the judges of the court of common pleas learned in the law shall be ten thousand dollars ($10,000) in judicial districts of this Commonwealth having a population of less than sixty-five thousand (65,000) the annual salary of each of the judges of the courts of common pleas learned in the law shall be eight thousand five hundred dollars ($8,500) And provided further That each of the judges of the courts of common pleas of Dauphin County shall receive three thousand dollars ($3,000) additional for trying the civil cases for the Commonwealth

Section 4 The annual salary of each of the judges of the municipal court of the county of Philadelphia shall be twelve thousand dollars and the annual salary of each of the judges of the county court of Allegheny County shall be twelve thousand dollars

Section 5 The annual salaries hereinbefore provided shall be paid monthly by warrant drawn by the Auditor General on the State Treasurer

Section 6 In the counties where separate orphans' courts are established the annual salary of each of the judges of the said courts shall be the same as is paid to the judges of the courts of common pleas in the respective counties where such separate orphans' courts are established to be paid in the same manner as the salaries of the said judges of the courts of common pleas may be by law payable

Section 7 Each of the judges of the court of common pleas having a separate judicial district and having another county attached to said district shall receive two thousand dollars per annum additional for holding the courts of the county so attached to said separate judicial district

Section 8 All acts and parts of acts inconsistent herewith are hereby repealed

On the question,

Will the House agree to the bill on third reading?

## BILL RECOMMITTED.

Mr. NEELY. Mr. Speaker, I move that House Bill No. 279, file folio 965, be recommitted to the Committee on Judiciary Special for the purpose of amendment.

Mr. B. H. PATTERSON. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 360, as follows:

An Act to amend section eight of the act approved the sixteenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred fifty-nine) entitled "An

act for the better protection of fish requiring citizens of the United States residing within this Commonwealth to procure a license from the county treasurer to fish or angle in the waters of this Commonwealth or in the waters bounding or adjacent thereto and regulating the issuance of such license providing penalties for the violation of this act and the manner of proceeding to enforce compliance therewith and providing for the disposition of the penalties recovered and license fees received"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section eight of the act approved the sixteenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred fifty-nine) entitled "An act for the better protection of fish requiring citizens of the United States residing within this Commonwealth to procure a license from the county treasurer to fish or angle in the waters of this Commonwealth or in the waters bounding or adjacent thereto and regulating the issuance of such license providing penalties for the violation of this act and the manner of proceeding to enforce compliance therewith and providing for the disposition of the penalties recovered and license fees received" is hereby amended to read as follows

Section 8 The county treasurers of the several counties of this Commonwealth shall be agents of this Commonwealth for the collection of said license fees and for services rendered in collecting and paying over the same the said agents shall collect for their own use for services rendered under this act the sum of ten cents in addition to the regular license fee to be paid by the applicant for a license All license fees except said treasurer's fees paid to a county treasurer under this act shall be by such county treasurer paid into the State Treasury at least once a month to be applied to the purposes hereinafter provided Such county treasurer shall make a return to the State Treasurer upon a form to be supplied by the Commissioner of Fisheries at the cost of the Commonwealth and shall in all such cases forward a duplicate of such report to the Commissioner of Fisheries at Harrisburg

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were as follows, viz:

YEAS—175.

| | | | |
|---|---|---|---|
| Adam, | Ede, | Ludlow, | Rhodes, |
| Alexander, | Edmonds, | Lukehart, | Royle, |
| Allman, | Evans, B. P., | Malie, | Sarig, |
| Anderson, | Evans, F. D., | Mangan, | Sautter, |
| Armstrong, | Flinchbaugh, | Marcus, | Schilling, |
| Aston, | Fockler, | Marshall, | Schoener, |
| Bagshaw, | Fratt, | Martz, | Schwartz, |
| Baldi, | Frye, | Mathay, | Shaffer, |
| Bartley, | Fuller, | McBride, | Shambach, |
| Behney, | Gelnett, | McCaig, | Sheffer, |
| Bell, F. A. | Gilchrist, | McCann, | Smith, H. J., |
| Bell, W. T. | Goodnough, | McClure, J. F., | Sowers, |
| Bentley. | Goss, | McClure, J. H., | Speer, |
| Berkheiser, | Greenstein, | McDaniel, | Stadtlander, |
| Bidelspacher, | Griffith, | McDermott, | Staudenmeier, |
| Blair, | Grimes, | McGowan, | Stavitski, |
| Blumberg, | Guerin, | McKim, | Sterling, |
| Bray, | Haas, | McLaughlin, | Stock, |
| Brewster, | Haines, | Memolo, | Storb, |
| Bromley, | Hantz, | Metzger, | Storer, |
| Brown, E., | Harding, | Metzinger, | Strayer, |
| Brown, E. P., | Hart, | Millar, | Talbot, |
| Brown, T. J., | Haws, | Miller, C., | Thomas, L. D., |
| Burchinal, | Heffernan, | Miller, H. A., | Thomas, M. G., |
| Bush, | Heffran, | Moffatt, | Toepfer, |
| Calhoun, | Henderson, | Moore, | Towner, |
| Canon, | Hess, | Morrison, | Trescher, |
| Colville, | Himes, | Muldowney, | Turner, |
| Conner, | Holcombe, | Munley, | Voltz, |
| Craig, | Holmes, | Neely, | Washington, |
| Critchfield, | Holtzman, | Nicholson, | Watson, |
| Cross, | Hoover, | Nolte, | Weamer, |
| Davies, | Howe, | North, | Wells, |
| Davis, | Huber, | Orr, | Welty, |
| DeFrehn, | Irvin, | Parkinson, | Wheeler, |
| Deibler, | Jones, | Reader, | |
| Dengler, | Kelly, | Patterson, B.H., | Whitehouse, |
| Diehm, | Labar, | Patterson, F.W., | Williams, |
| Dietz, | Lauver, | Patterson, M., | Witherspoon, |
| Dilsheimer, | Leidich, | Pennock, | Witkin, |
| Donnell, | Little, H. A., | Phillips, | Wood, N., |
| Drumbor, | Little, J. T., | Pitts, | Wright, |
| Duddy, | Long, | Powell, | Bluett, |
| Eaches, | Lotz, | Pryor, | Speaker. |
| Earley, | Lucas, | | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 526, entitled:

An Act authorizing local boards of health of cities of the third-class, boroughs and first-class townships of the Comonwealth to organize county health associations; providing for the representation of such county associations in a State Association to be formed by representatives from such county health associations; and providing for the payment of the expenses of county and State associations.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

## BILL POSTPONED.

Mr. CRITCHFIELD. Mr. Speaker, I move that House Bill No. 526, file folio 853, be placed on the postponed calendar.

Mr. KELLY. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 269, entitled:

An Act to amend clause (d) of section fifty-nine of an act approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 447), entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians and trustees herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also,

generally dealing with the jurisdiction, powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents;" providing for payments of property belonging to minors without appointment of guardian in estates of three hundred dollars or less.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—158.

| | | | |
|---|---|---|---|
| Adam, | Evans, B. P., | Ludlow, | Rhodes, |
| Alexander, | Evans, F. D., | Lukehart, | Rieder, |
| Anderson, | Flinchbaugh, | Mangan, | Sautter, |
| Armstrong, | Flynn, | Marcus, | Schilling, |
| Aston, | Fockler, | Marshall, | Schoener, |
| Bagshaw, | Fratt, | Martz, | Schwartz, |
| Bartley, | Frye, | McBride, | Scott, |
| Behney, | Fuller, | McCaig, | Shaffer, |
| Bell, F. A. | Gelnett, | McCann, | Sheffer, |
| Bell, W. T. | Gilchrist, | McClure, J. F., | Smith, G. A., |
| Bentley, | Goehring, | McClure, J. H., | Smith, H. J., |
| Berkheiser, | Goodnough, | McDaniel, | Sowers, |
| Bickett, | Greeby, | McDermott, | Speer, |
| Bidelspacher, | Greenstein, | McKim, | Spencer, |
| Bray, | Griffith, | McLaughlin, | Stark, |
| Brewster, | Grimes, | Memolo, | Stavitski, |
| Bromley, | Guerin, | Metzger, | Sterling, |
| Brown, E., | Haas, | Metzinger, | Stock, |
| Brown, E. P., | Haines, | Millar, | Storb, |
| Brown, T. J., | Hall, | Miller, C., | Strayer, |
| Burke, | Harding, | Miller, H. A., | Talbot, |
| Calhoun, | Haws, | Moore, | Thomas, L. D., |
| Canon, | Heffernan, | Morrison, | Thomas, M. G., |
| Conner, | Heffran, | Munley, | Towner, |
| Craig, | Henderson, | Myers, | Turner, |
| Critchfield, | Hess, | Neely, | Voltz, |
| Cross, | Himes, | Nicholson, | Watson, |
| Davies, | Holmes, | Nolte, | Weamer, |
| Davis, | Holtzman, | Orr, | Wells, |
| DeFrehn, | Hoover, | Peelor, | Welty, |
| Deibler, | Hricko, | Pennock, | Wettach, |
| Diehm, | Huber, | Perry, | Wheeler, |
| Dietz, | Irvin, | Phillips, | Williams, |
| Dilsheimer, | Jones, | Pitts, | Wilson, |
| Drumbor, | Kelly, | Posey, | Witherspoon, |
| Duddy, | Labar, | Powell, | Witkin, |
| Eaches, | Leidich, | Prosser, | Wood, N., |
| Earley, | Little, J. T., | Pryor, | Wright, |
| Ede, | Lockhart, | Raymond, | Bluett, |
| Edmonds, | Lotz, | Reader, | Speaker. |
| Emhardt, | Lucas, | | |

NAYS—3.

| | | |
|---|---|---|
| Blair, | Moffatt, | Stadtlander, |

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consderation of House Bill No. 195, as follows:

An Act to further amend section thirteen of the act approved the thirtieth day of January one thousand eight hundred and seventy-four (Pamphlet Laws thirty-one) entitled "A further supplement to the act regulating elections in this Commonwealth" as amended empowering associate judges to act as return boards where the resident president judge is a candidate

Section 1 Be it enacted by the Senate and House of Representatives of the Commonweatlh of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section thirteen of the act approved the thirtieth day of January one thousand eight hundred and seventy-four (Pamphlet Laws thirty-one) entitled "A further supplement to the act regulating elections in this Commonwealth" which was amended by the act approved the nineteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred sixty-seven) entitled "An act to amend section thirteen of the act approved the thirtieth day of January one thousand eight hundred and seventy-four (Pamphlet Laws thirty-one) entitled 'A further supplement to the act regulating elections in this Commonwealth' as amended by authorizing the members of the board for reeciving computing and certifying election returns to act when a majority of the members thereof are not qualified" is hereby further amended to read as follows

Section 13 As soon as the polls shall close the officers of election shall proceed to count all the votes cast for each candidate voted for and make a full return of the same in triplicate with a return sheet in addition in all of which the votes received by each candidate shall be given after his or her name first in words and again in figures and shall be signed by all of said officers and certified by overseers if any or if not so certified the overseers and any officer refusing to sign or certify or either of them shall write upon each of the return his or their reasons for not signing or certifying them The vote as soon as counted shall also be publicly and fully declared from the window to the citizens present and a brief statement showing the votes received by each candidate shall be made and signed by the election officers as soon as the vote is counted and the same shall be immediately posted upon the door of the election house for information of the public The triplicate returns shall be enclosed in envelopes and sealed in presence of the officers, and one envelope with the unsealed return sheet given to the judge which shall contain one list of voters tally paper and oaths of officers and another of said envelopes shall be given to the minority inspector All judges living within twelve miles of the prothonotary's office or within twenty-four miles if their residence be in a town village or city upon the line of a railroad leading to the county seat shall before two o'clock post meridian of the day after the election and all other judges shall before twelve o'clock meridian of the second day after election deliver said return together with return sheet to the prothonotary of the court of common pleas of the county which said return sheet shall be filed and the day and hour of filing marked thereon and shall be preserved by the prothonotary for public inspection At twelve o'clock on the said second day following any election the prothonotary of the court of common pleas shall present the said returns to the said court In counties where there is no resident president judge or where the resident president judge is himself a candidate for any office at said election the associate judges shall perform the duties imposed upon the court of common pleas which shall convene for said purpose the returns presented by the prothonotary shall be opened by said court and computed by such of its officers and such sworn assistants as the court shall appoint in the presence of the judge or judges of said court and the returns certified and certificates of election issued under the seal of the court as is now required to be done by return judges and the vote as so computed and certified shall be made a matter of record in said court The sessions of the said court shall be open to the public And in case the returns of any election disdrict shall be missing when the returns are presented or in case of complaint of a qualified elector under oath charging palable fraud or mistake and particularly specifying the alleged fraud or mistake or where fraud or mistake is apparent on the return the court shall examine the return and if in the judgment of the court it shall be necessary to a just return said court shall issue summary process against the election officers and overseers if any of the election district complained of to bring them forthwith into court with all election papers in their possession and if palable mistake or fraud shall be discovered it shall upon hearing as may be deemed necessary to enlighten the court be corrected by the court and so certified but all allegations of palable fraud or mistake shall be decided by the said court within three days after the day the returns are brought into court for computation and the said inquiry shall be directed only to palpable fraud or mistake and shall not be deemed a judicial adjudication to conclude any contest now or hereafter to be provided by law and the other of said triplicate returns shall be placed in the box and sealed up with the ballots Nothing in this act shall

require the returns of election of township or borough officers to be made to the court as directed in this section but all returns of the election of township and borough officers shall be enclosed in a sealed cover directed to the prothonotary of the court of common pleas of the proper county and shall by some one of them be delivered into his office within three days after every such election and filed therein In counties where there are three or more judges of said court learned in the law at least two judges shall sit to compute and certify returns unless unavoidably prevented If any of the said judges shall himself be a candidate for any office at any election he shall not sit with the court or act in counting the returns of such election and in such cases the other judges if any shall act and if in any county there shall be no judge qualified to hold the said court under the provisions of this act present and able to act then and in every such case the register of wills the sheriff and the county commissioners of the proper county shall be and constitute a board who or majority of whom shall have and exercise all the powers and perform all the duties vested in or required to be performed by the court of common pleas of such county by and under the provisions of this section but none of the said officers shall act as a member of such board when himself a candidate for any office at the election the returns of which the said board is required to count under the provisions of this section If in any such case a majority of such officers are candidates for office at such election then the officer or officers members of said board who are not candidates shall have and exercise the powers and perform the duties herein delegated to the said board The returns required by this act to be presented by the prothonotary of the courts of common pleas of Philadelphia and Allegheny respectively shall be presented to such two or more of the judges of the several courts of common pleas of said counties respectively as the judges of said courts or a majority of them may designate to perform the duty of receiving computing and certifying said returns When two or more counties or parts of two of more counties are connected for the election of any officer the courts of such counties or parts of counties comprising the district shall each appoint a return judge resident within such district to meet within seven days after the day of election of such officer at such place as is required by law or if no place of meeting is designated by law at such place within such district where the returns of the election of such officer shall by law be directed to be filed to compute and certify the vote of such district and it shall be the duty of the return judges in such cases to transmit to the person elected as such officer's certificate of his election within five days after the day of making up such return All officers provided for by this act shall be compensated as like officers are paid by existing laws Whenever a place has been or shall be provided by the authorities of any city county township or borough for the safekeeping of ballott boxes the judge and minority inspector shall after the election shall be finished and the ballot box or boxes containing the tickets list of voters and other papers have been securely bound with tape and sealed and the signatures of the judges and inspectors affixed thereto forthwith deliver the same together with the remaining boxes to the mayor and recorder of such city or in counties townships or boroughs to such person or persons as the court of common pleas of the proper county may designate at the place provided as aforesaid who shall then deposit the said boxes and keep the same to answer the call of any court or tribunal authorized to try the merits of such election whenever the election officers of any election district shall require the election boxes of such district to hold any election which by law they are or shall be required to hold they shall keep the same securely in their possession without opening until the morning of such election and until they shall severally be sworn or affirmed not to disclose how any elector shall have voted and after being so sworn or affirmed they shall open the said boxes and burn and totally destroy all the ballots and other papers which they shall find therein before preceeding to hold such election

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—182

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | Ludlow, | Rieder, |
| Alexander, | Flinchbaugh, | Lukehart, | Rhodes, |
| Allman, | Flynn, | MacMillan, | Royle, |
| Anderson, | Fockler, | Mangan, | Sarig, |
| Armstrong, | Fratt, | Marcus | Sautter, |
| Aston, | Frye, | Marshall, | Schilling, |
| Bagshaw, | Fuller, | Martz, | Schoener, |
| Baldi, | Gilchrist, | Mathay, | Schwartz, |
| Bartley, | Goehring, | McCaig, | Shaffer, |
| Bell, F. A. | Goodnough, | McCann, | Shambach, |
| Bell, W. T. | Goss, | McClure, J. F., | Sheffer, |
| Bentley. | Greeby, | McClure, J. H., | Smith, G. A., |
| Bickett, | Greenstein, | McCormick, | Smith, H. J., |
| Bidelspacher, | Griffith, | McDaniel, | Soffel, |
| Blair, | Grimes, | McDermott, | Speer, |
| Blumberg, | Guerin, | McGowan, | Spencer, |
| Brewster, | Haas, | McKim, | Stark, |
| Bromley, | Haines, | McLaughlin, | Stavitski, |
| Brown, E., | Hall, | Memolo, | Sterling, |
| Brown, E. P., | Hantz, | Metzger, | Stock, |
| Brown, T. J., | Harding, | Metzinger, | Storer, |
| Burchinal, | Harer, | Millar, | Talbot, |
| Bush, | Hart, | Miller, C., | Thomas, L. D., |
| Calhoun, | Haws, | Miller, H. A., | Thomas, M. G., |
| Canon, | Heffernan, | Moffatt, | Toepfer, |
| Colville, | Heffran, | Moore, | Towner, |
| Conner, | Henderson, | Morrison, | Trescher, |
| Craig, | Hess, | Muldowney, | Turner, |
| Critchfield, | Holcombe, | Munley, | Washington, |
| Cross, | Holmes, | Myers, | Watson, |
| Davies, | Hoover, | Neely, | Weamer, |
| Davis, | Horn, | Nicholson, | Wells, |
| DeFrehn, | Howe, | Nolte, | Welty, |
| Deibler, | Hricko, | North, | Wettach, |
| Dengler, | Huber, | Orr, | Wheeler, |
| Derby, | Irvin, | Parkinson, | Whitehouse, |
| Diehm, | Jones, | Patterson, B.H., | Williams, |
| Dilsheimer, | Kelly, | Patterson, F.W., | Wilson, |
| Connell, | Labar, | Peelor, | Witherspoon, |
| Drumbor, | Lafferty, | Patterson, M., | Witkin, |
| Duddy, | Lauver, | Perry, | Wood, N., |
| Eaches, | Leidich, | Phillips, | Wright, |
| Earley, | Little, H. A., | Posey, | Bluett. |
| Ede, | Little, J. T., | Powell, | Speaker. |
| Edmonds, | Lockhart, | Prosser, | |
| Emhardt, | Long, | Pryor, | |
| Evans, B. P., | Lucas, | Reader, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 470, entitled:

An Act to amend section one thousand and nine of the act approved the third day of June one thousand nine hundred and fifteen (Pamphlet Laws seven hundred and ninety-seven) entitled "An act to establish a Bureau of Forest Protection within the Department of Forestry designating the officers who shall constitute the Bureau their duties and salaries prescribing penalties for the violation thereof and repealing all laws general special or local or any parts thereof that may be inconsistent with or supplied by this act" said section having been added to Article ten of said act by the act approved April twenty-sixth one thousand nine hundred and twenty-three (Pamphlet Laws ninety) entitled "An act to amend Article ten of the act approved the third day of June one thousand nine hundred and fifteen (Pamphlet Laws seven hundred and ninety-seven) entitled 'An act to establish a Bureau of Forest Protection within the Department of Forestry designating the officers who shall constitute the Bureau their duties and salaries prescribing penalties for the violation thereof and repealing all laws general special or local or any parts thereof that may be

inconsistent with or supplied by this act' adding thereto a section to be section one thousand nine providing a penalty for interfering with notices posted by the Department"

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—184

| | | | |
|---|---|---|---|
| Adam, | Flynn, | Marcus, | Royle, |
| Alexander, | Fockler, | Marshall, | Sarig, |
| Armstrong, | Fratt, | Martz, | Schilling, |
| Bartley, | Frye, | Mathay, | Schoener, |
| Behney, | Fuller, | McBride, | Schwartz, |
| Bell, F. A. | Gelnett, | McCaig, | Scott, |
| Bell, W. T. | Gilchrist, | McCann, | Shambach, |
| Bentley. | Goehring, | McClure, J. F., | Sheffer, |
| Berkheiser, | Goodnough, | McClure, J. H., | Smith, G. A., |
| Bickett, | Greeby, | McCormick, | Smith, H. J., |
| Bidelspacher, | Greenstein, | McDaniel, | Sowers, |
| Blair, | Griffith, | McGowan, | Speer, |
| Blumberg, | Grimes, | McKim, | Spencer, |
| Bray, | Guerin, | McLaughlin, | Stadtlander, |
| Brewster, | Hall, | Memolo, | Stark, |
| Bromley, | Hantz, | Metzger, | Staudenmeier, |
| Brown, E., | Harding, | Metzinger, | Stavitski, |
| Brown, E. P., | Harer, | Millar, | Sterling, |
| Brown, T. J., | Hart, | Miller, C., | Stock, |
| Burke, | Haws, | Miller, H. A., | Storb, |
| Bush, | Heffernan, | Moffatt, | Storer, |
| Canon, | Heffran, | Moore, | Strayer, |
| Colville, | Henderson, | Morrison, | Talbot, |
| Conner, | Hess, | Muldowney, | Thomas, L. D., |
| Craig, | Himes, | Munley, | Toepfer, |
| Critchfield, | Holmes, | Myers, | Towner, |
| Cross, | Holtzman, | Neely, | Turner, |
| Davies, | Horn, | Nicholson, | Voltz, |
| Davis, | Howe, | Nolte, | Washington, |
| DeFrehn, | Huber, | North, | Watson, |
| Deibler, | Irvin, | Orr, | Weamer, |
| Dengler, | Jones, | Parkinson, | Wells, |
| Derby, | Kelly, | Patterson, B.H., | Welty, |
| Diehm, | Labar, | Patterson, F.W., | Wettach, |
| Dietz, | Lafferty, | Patterson, M., | Wheeler, |
| Dilsheimer, | Leidich, | Pennock, | Whitehouse, |
| Donnell, | Little, H. A., | Perry, | Williams, |
| Drumbor, | Little, J. T., | Phillips, | Wilson, |
| Duddy, | Lockhart, | Pitts, | Witherspoon, |
| Eaches, | Long, | Posey, | Witkin, |
| Earley, | Lotz, | Powell, | Wood, N., |
| Ede, | Lucas, | Prosser, | Wright, |
| Edmonds, | Ludlow, | Pryor, | Bluett, |
| Emhardt, | Lukehart, | Raymond, | Speaker. |
| Evans, B. P., | MacMillan, | Reader, | |
| Evans, F. D., | Malie, | Rhodes, | |
| Flinchbaugh, | Mangan, | Rieder, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 432, as follows:

An Act to amend clause (c) of section eight of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws three hundred sixty-three) entitled "An act relating to the organization jurisdiction and procedure of the orphans' courts the powers and duties of the judges thereof and appeals therefrom" authorizing saparate orphans' courts to establish a bill of costs for issuing marriage licenses

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause (c) of section eight of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws three hundred and sixty-three) entitled "An act relating to the organization jurisdic- and procedure of the orphans' courts the powers and duties of the judges thereof and appeals therefrom" is hereby amended to read as follows

(c) The separate orphans' courts of this Commonwealth may establish a bill of costs to be chargeable to parties and the estates before them for settlement for the cost of issuing marriage licenses to adults and minors and for the services of the clerks of said courts respectively in the transaction of business of said courts In counties wherein no separate orphans' courts have been or shall be established the law as to fees to be charged by clerks of the orphans' courts shall remain as heretofore

Section 2 This act does not repeal any of the provisions of the act approved the eleventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred and ninety-four) entitled "A supplement to the act approved the twenty-third day of June one thousand eight hundred and eighty-five (Pamphlet Laws one hundred and forty-six) entitled 'An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry' imposing an additional license fee for the use of the Commonwealth"

On the question,

Will the House agree to the bill on third reading?

## BILL RECOMMITTED.

Mr. NEELY. Mr. Speaker, I move that House Bill No. 432, file folio 981, be recommitted to the Committee on Judiciary General, for the purpose of amendment.

Mr. B. H. PATTERSON. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 484, entitled

An Act to amend section seven of the act approved the first day of May, one thousand nine hundred and nine, (P. L. 344), entitled "An act to regulate the manufacture and sale of commercial fertilizers; prescribing penalties for its violation, and repealing an act, entitled 'An act to regulate the manufacture and sale of commercial fertilizers; providing for its enforcement, and prescribing penalties for its violation,' approved the twenty-fifth day of March, Anno Domini one thousand nine hundred and one;" further defining commercial fertilizers.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows, viz:

YEAS—179.

| | | | |
|---|---|---|---|
| Adam, | Flinchbaugh, | Lukehart, | Sarig, |
| Alexander, | Flynn, | MacMillan, | Schilling, |
| Allman, | Fockler, | Malie, | Schoener, |
| Anderson, | Fratt, | Mangan, | Schwartz, |
| Armstrong, | Frye, | Marcus, | Shaffer, |
| Aston, | Fuller, | Marshall, | Shambach, |
| Baldi, | Gelnett, | Martz, | Sheffer, |
| Bartley, | Gilchrist, | Mathay, | Smith, G. A., |
| Behney, | Goehring, | McCaig, | Smith, H. J., |
| Bell, F. A. | Goodnough, | McCann, | Soffel, |
| Bell, W. T. | Goss, | McClure, J. F., | Sowers, |
| Bentley. | Greeby, | McClure, J. H., | Spencer, |
| Berkheiser, | Greenstein, | McCormick, | Stark, |
| Bidelspacher, | Griffith, | McDaniel, | Staudenmeier, |
| Blair, | Grimes, | McDermott, | Stavitski, |
| Bray, | Guerin, | McGowan, | Sterling, |
| Bromley, | Haas. | McKim, | Stock, |
| Brown, E., | Haines, | McLaughlin, | Storb, |
| Brown, E. P., | Hall, | Memolo, | Storer, |
| Brown, T. J., | Harding, | Metzger, | Strayer, |
| Burchinal, | Harer, | Metzinger, | Talbot, |
| Bush, | Hart, | Millar, | Thomas, L. D., |
| Calhoun, | Haws, | Miller, C., | Thomas, M. G., |
| Canon, | Heffernan, | Moffatt, | Toepfer, |

| | | | |
|---|---|---|---|
| Colville, | Heffran, | Moore, | Trescher, |
| Conner, | Henderson, | Morrison, | Turner, |
| Craig, | Hess, | Munley, | Voltz, |
| Critchfield, | Himes, | Myers, | Washington, |
| Cross, | Holcombe, | Neely, | Weamer, |
| Davies, | Holmes, | Nicholson, | Wells, |
| Davis, | Holtzman, | Nolte, | Wettach, |
| DeFrehn, | Hoover, | North, | Wheeler, |
| Dengler, | Horn, | Orr, | Whitehouse, |
| Derby, | Howe, | Parkinson, | Williams, |
| Diehm, | Hricko, | Patterson, B.H., | Wilson, |
| Dietz, | Huber, | Patterson, F.W., | Witherspoon, |
| Dilsheimer, | Jones, | Peelor, | Witkin, |
| Drumbor, | Kelly, | Pennock, | Wood, N., |
| Duddy, | Labar, | Phillips, | Wright, |
| Eaches, | Lauver, | Pitts, | Bluett, |
| Earley, | Little, H. A., | Pryor, | Speaker. |
| Ede, | Little, J. T., | Raymond, | |
| Edmonds, | Lockhart, | Reader, | |
| Emhardt, | Long, | Rieder, | |
| Evans, B. P., | Lucas, | Royle, | |
| Evans, F. D., | Ludlow, | Towner, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 88, entitled

A Joint Resolution proposing an amendment to article nine section four of the Constitution of the Commonwealth of Pennsylvania

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—178.

| | | | |
|---|---|---|---|
| Adam, | Emhardt, | Lockhart, | Reader, |
| Alexander, | Evans, B. P., | Long, | Rieder, |
| Anderson, | Evans, F. D., | Lotz, | Royle, |
| Armstrong, | Flinchbaugh, | Lucas, | Sarig, |
| Aston, | Flynn, | Lukehart, | Sautter, |
| Bagshaw, | Fockler, | MacMillan, | Schilling, |
| Bartley, | Fratt, | Malie, | Schoener, |
| Behney, | Frye, | Mangan, | Schwartz, |
| Bell, F. A. | Fuller, | Marcus, | Scott, |
| Bell, W. T. | Gelnett, | Marshall, | Shaffer, |
| Bentley. | Gilchrist, | McBride, | Sheffer, |
| Berkheiser, | Goehring, | McCaig, | Smith, G. A., |
| Bickett, | Goodnough, | McCann, | Smith, H. J., |
| Bidelspacher, | Greeby, | McClure, J. F., | Sowers, |
| Blair, | Greenstein, | McClure, J. H., | Speer, |
| Blumberg, | Griffith, | McDaniel, | Stadtlander, |
| Bray, | Grimes, | McDermott, | Stark, |
| Brewster, | Guerin, | McKim, | Staudenmeier, |
| Bromley, | Haas, | McLaughlin, | Stavitski, |
| Brown, E., | Haines, | Memolo, | Sterling, |
| Brown, E. P., | Hall, | Metzger, | Stock, |
| Brown, T. J., | Hantz, | Metzinger, | Storb, |
| Burchinal, | Harding, | Millar, | Storer, |
| Bush, | Harer, | Miller, C., | Talbot, |
| Canon, | Hart, | Miller, H. A., | Thomas, L. D., |
| Colville, | Haws, | Moffatt, | Thomas, M. G., |
| Conner, | Heffernan, | Moore, | Towner, |
| Craig, | Heffran, | Morrison, | Turner, |
| Critchfield, | Henderson, | Muldowney, | Voltz, |
| Cross, | Hess, | Munley, | Watson, |
| Davies, | Himes, | Myers, | Weamer, |
| Davis, | Holcombe, | Neely, | Wells, |
| DeFrehn, | Holtzman, | Nicholson, | Welty, |
| Deibler, | Hoover, | North, | Wettach, |
| Dengler, | Horn, | Orr, | Wheeler, |
| Derby, | Howe, | Patterson, B.H., | Whitehouse, |
| Diehm, | Hricko, | Patterson, F.W., | Williams, |
| Dietz, | Huber, | Peelor, | Wilson, |
| Dilsheimer, | Irvin, | Pennock, | Witherspoon, |
| Donnell, | Jones, | Perry, | Witkin, |
| Drumbor, | Kelly, | Phillips, | Wood, N., |
| Duddy, | Lafferty, | Pitts, | Wright, |
| Eaches, | Lauver, | Posey, | Bluett, |
| Earley, | Leidich, | Powell, | Speaker. |
| Ede, | Little, H. A., | Pryor, | |
| Edmonds, | Little, J. T., | Raymond, | |

NAYS—1.

Ludlow,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

## REASON FOR VOTE

Mr. LUDLOW. Mr. Speaker, I vote "No" on House Bill No. 88 (file folio 911) providing for the submission of a Constitutional Amendment authorizing the issuance of bonds to the amount of $35,000,000 for the payment of compensation to persons who served in the World War. The whole bonus system is, in my humble judgment, fundamentally unsound, is not sustained by preponderating and wholehearted support of ex-service men themselves and is a diversion of public funds for able-bodied men which might better be devoted to Pennsylvania's disabled men.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 507 (Senate Bill No. 61), entitled:

An Act to amend route number one hundred and two of section six of an act, approved the thirty-first day of May, one thousand nine hundred and eleven (P. L. 468), entitled "An Act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of Commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance, and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work to be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance, and repair of township or county roads, and prescribing the contents of township, county, borough, or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improve-

ment and repairs; providing penalty for injuring or destroying State highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—165

| | | | |
|---|---|---|---|
| Adam, | Edmonds, | Lucas, | Royle, |
| Alexander, | Emhardt, | Lukehart, | Rhodes, |
| Allman, | Evans, F. D., | MacMillan, | Sarig, |
| Anderson, | Frye, | Malie, | Sautter, |
| Armstrong, | Fuller, | Mangan, | Schilling, |
| Aston, | Gilchrist, | Marcus, | Schoener, |
| Bagshaw, | Goehring, | Marshall, | Schwartz, |
| Baldi, | Goodnough, | Mathay, | Shaffer, |
| Bartley, | Goss, | McBride, | Sheffer, |
| Bell, F. A. | Greeby, | McCaig, | Smith, G. A., |
| Bell, W. T. | Grimes, | McClure, J. F., | Smith, H. J., |
| Bentley. | Guerin, | McClure, J. H., | Speer, |
| Berkheiser, | Haas, | McCormick, | Spencer, |
| Bidelspacher, | Haines, | McDaniel, | Stadtlander, |
| Blair, | Hall, | McDermott, | Stark, |
| Bray, | Hantz, | McGowan, | Staudenmeier, |
| Brewster, | Harding, | McKim, | Sterling, |
| Bromley, | Harer, | McLaughlin, | Storb, |
| Brown, E., | Hart, | Memolo, | Storer, |
| Brown, E. P., | Haws, | Metzger, | Strayer, |
| Brown, T. J., | Heffernan, | Metzinger, | Talbot, |
| Burchinal, | Heffran, | Millar, | Thomas, L. D., |
| Burke, | Hess, | Miller, C., | Thomas, M. G., |
| Bush, | Himes, | Miller, H. A., | Toepfer, |
| Calhoun, | Holcombe, | Moffatt, | Towner, |
| Canon, | Holmes, | Morrison, | Turner, |
| Conner | Holtzman, | Munley, | Voltz, |
| Critchfield | Hoover, | Myers, | Washington, |
| Cross, | Horn, | Neely, | Watson, |
| Davies, | Hricko, | Nicholson, | Weamer, |
| Davis, | Huber, | Nolte, | Wells, |
| Deibler, | Irvin, | North, | Welty, |
| Dengler, | Jones, | Parkinson, | Wettach, |
| Derby, | Labar, | Patterson, F.W., | Whitehouse, |
| Diehm, | Lafferty, | Patterson, M., | Williams, |
| Dietz, | Lauver, | Pennock, | Wilson, |
| Dilsheimer, | Leidich, | Phillips, | Witkin, |
| Drumbor, | Little, H. A., | Pitts, | Wood, N., |
| Duddy, | Little, J. T., | Powell, | Wright, |
| Eaches, | Lockhart, | Prosser, | Bluett, |
| Earley, | Long, | Raymond, | Speaker. |
| Ede, | Lotz, | Rieder, | |

NAYS—3

| | | |
|---|---|---|
| Fratt, | Ludlow, | Orr, |

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 723 (Senate Bill No. 198), entitled

An Act to amend section two of the Act approved the eighth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred and forty-eight) entitled "An act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll bridges over the Delaware River" as amended

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186

| | | | |
|---|---|---|---|
| Adam, | Flynn, | Malie, | Royle, |
| Alexander, | Fockler, | Mangan, | Sarig, |
| Armstrong, | Fratt, | Marcus, | Sautter, |
| Aston, | Frye, | Marshall, | Schilling, |
| Bartley, | Fuller, | Martz, | Schoener, |
| Behney, | Gelnett, | Mathay, | Schwartz, |
| Bell, F. A. | Gilchrist, | McBride, | Shaffer, |
| Bell, W. T. | Goehring, | McCaig, | Shambach, |
| Bentley. | Goodnough, | McCann, | Sheffer, |
| Bickett, | Greeby, | McClure, J. F., | Smith, G. A., |
| Bidelspacher, | Greenstein, | McClure, J. H., | Smith, H. J., |
| Blair, | Griffith, | McDaniel, | Sowers, |
| Blumberg, | Grimes, | McDermott, | Speer, |
| Bray, | Guerin, | McGowan, | Spencer, |
| Brewster, | Haines, | McKim, | Stadtlander, |
| Bromley, | Hoover, | Memolo, | Stark, |
| Brown, E., | Horn, | Metzger, | Staudenmeier, |
| Brown, E. P., | Howe, | Metzinger, | Stavitski, |
| Brown, T. J., | Huber, | Millar, | Stock, |
| Burchinal, | Hall, | Miller, C., | Storb, |
| Burke, | Hantz, | Miller, H. A., | Storer, |
| Bush, | Harding, | Moffatt, | Talbot, |
| Calhoun, | Harer, | Moore, | Thomas, L. D., |
| Colville, | Hart, | Morrison, | Thomas, M. G., |
| Conner, | Haws, | Muldowney, | Towner, |
| Craig, | Heffernan, | Munley, | Trescher, |
| Critchfield, | Heffran, | Myers, | Voltz, |
| Cross, | Henderson, | Neely, | Washington, |
| Davies, | Hess, | Nicholson, | Weamer, |
| Davis, | Himes, | Nolte, | Wells, |
| Deibler, | Holmes, | North, | Welty, |
| Dengler, | Holtzman, | Orr, | Wettach, |
| Derby, | Irvin, | Parkinson, | Wheeler, |
| Diehm, | Jones, | Patterson, F.W., | Whitehouse, |
| Dietz, | Kelly, | Patterson, M., | Williams, |
| Dilsheimer, | Labar, | Pennock, | Wilson, |
| Donnell, | Lafferty, | Perry, | Witherspoon, |
| Drumbor, | Leidich, | Phillips, | Witkin, |
| Duddy, | Little, H. A., | Pitts, | Wood, N., |
| Eaches, | Little, J. T., | Posey, | Wood, W. P., |
| Earley, | Lockhart, | Powell, | Wright, |
| Ede, | Long, | Pryor, | Bluett, |
| Edmonds, | Lotz, | Raymond, | Speaker. |
| Emhardt, | Lucas, | Reader, | |
| Evans, F. D., | Ludlow, | Rhodes, | |
| Flinchbaugh, | Lukehart, | Rieder, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 721 (Senate Bill No. 202), entitled:

An Act in relation to the procedure in certain classes of cases in which there is raised a question as to the jurisdiction of a court of first instance over the defendant or the cause of action for which suit is brought and authorizing appeals from the preliminary decision of such questions

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

## BILL POSTPONED.

Mr. MATHAY. Mr. Speaker, I ask to have this bill placed on the postponed calendar.

Mr. STAVITSKI. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 578 (Senate Bill No. 109), entitled

An Act validating certain proceedings and elections of counties cities boroughs townships school districts and other incorporated districts or municipalities had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance to such proceedings and elections

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—182

| | | | |
|---|---|---|---|
| Adam, | Fockler, | Malie, | Rieder, |
| Alexander, | Fratt, | Mangan, | Royle, |
| Behney, | Frye, | Marcus, | Sarig, |
| Bell, F. A. | Fuller, | Martz, | Sautter, |
| Bell, W. T. | Gelnett, | Mathay, | Schilling, |
| Bentley. | Gilchrist, | McBride, | Schoener, |
| Berkheiser, | Goehring, | McCaig, | Schwartz, |
| Bickett, | Goodnough, | McCann, | Shaffer, |
| Bidelspacher, | Goss, | McClure, J. F., | Shambach, |
| Blair, | Greeby, | McClure, J. H., | Sheffer, |
| Blumberg, | Greenstein, | McCormick, | Smith, G. A., |
| Bray, | Griffith, | McDaniel, | Smith, H. J., |
| Brewster, | Grimes, | McGowan, | Sowers, |
| Bromley, | Guerin, | McKim, | Speer, |
| Brown, E., | Haas, | McLaughlin, | Stadtlander, |
| Brown, E. P., | Haines, | Memolo, | Stark, |
| Brown, T. J., | Hantz, | Metzger, | Staudenmeier, |
| Bush, | Harding, | Metzinger, | Stavitski, |
| Calhoun, | Harer, | Miller, C., | Sterling, |
| Canon, | Haws, | Miller, H. A., | Stock, |
| Colville, | Heffernan, | Moffatt, | Storb, |
| Conner, | Heffran, | Moore, | Storer, |
| Craig, | Hess, | Morrison, | Strayer, |
| Critchfield, | Himes, | Muldowney, | Talbot, |
| Cross, | Holcombe, | Munley, | Thomas, L. D., |
| Davies, | Holmes, | Myers, | Toepfer, |
| Davis, | Holtzman, | Neely, | Towner, |
| DeFrehn, | Hoover, | Nicholson, | Turner, |
| Deibler, | Horn, | Nolte, | Voltz, |
| Dengler, | Howe, | North, | Washington, |
| Derby, | Hricko, | Orr, | Watson, |
| Diehm, | Huber, | Parkinson, | Weamer, |
| Dietz, | Irvin, | Patterson, B.H., | Wells, |
| Dilsheimer, | Jones, | Patterson, F.W., | Welty, |
| Donnell, | Kelly, | Patterson, M., | Wettach, |
| Drumbor, | Lafferty, | Pennock, | Wheeler, |
| Duddy, | Lauver, | Perry, | Whitehouse, |
| Eaches, | Leidich, | Phillips, | Williams, |
| Earley, | Little, H. A., | Pitts, | Wilson, |
| Ede, | Little, J. T., | Posey, | Witherspoon, |
| Edmonds, | Lockhart, | Powell, | Witkin, |
| Emhardt, | Long, | Prosser, | Wood, N., |
| Evans, B. P., | Lotz, | Pryor, | Wright, |
| Evans, F. D., | Lucas, | Raymond, | Bluett, |
| Flinchbaugh, | Ludlow, | Reader, | Speaker. |
| Flynn, | Lukehart, | Rhodes, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 681, (Senate Bill No. 48), entitled

An Act relating to fruit syrups and prohibiting the manufacture sale offering for sale exposing for sale or having in possession with intent to sell of any adulterated or misbranded fruit syrups and providing penalties for the violation thereof and providing for the enforcement thereof

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—180

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | Malie, | Royle, |
| Alexander, | Flynn, | Mangan, | Sarig, |
| Allman, | Fockler, | Marcus, | Sautter, |
| Anderson, | Fratt, | Marshall, | Schilling, |
| Armstrong, | Fuller, | Martz, | Schoener, |
| Aston, | Gelnett, | Mathay, | Schwartz, |
| Bagshaw, | Goehring, | McBride, | Shambach, |
| Baldi, | Goodnough, | McCaig, | Sheffer, |
| Behney, | Goss, | McCann, | Smith, G. A., |
| Bell, F. A. | Greenstein, | McClure, J. F., | Smith, H. J., |
| Bentley. | Griffith, | McClure, J. H., | Soffel, |
| Berkheiser, | Griffith, | McCormick, | Sowers, |
| Bickett, | Guerin, | McDaniel, | Speer, |
| Bidelspacher, | Haas, | McDermott, | Spencer, |
| Blair, | Haines, | McGowan, | Stadtlander, |
| Blumberg, | Hall, | McKim, | Stark, |
| Bray, | Hantz, | McLaughlin, | Staudenmeier. |
| Brewster, | Harding, | Memolo, | Stavitski, |
| Bromley, | Hart, | Metzger, | Sterling, |
| Brown, E., | Haws, | Metzinger, | Stock, |
| Brown, E. P., | Heffernan, | Millar, | Storb, |
| Brown, T. J., | Heffran, | Miller, C., | Storer, |
| Burchinal, | Henderson, | Miller, H. A., | Strayer, |
| Burke, | Hess, | Moore, | Talbot, |
| Calhoun, | Himes, | Morrison, | Thomas, L. D., |
| Canon, | Holcombe, | Muldowney, | Thomas, M. G., |
| Colville, | Holmes, | Munley, | Toepfer, |
| Conner, | Hoover, | Myers, | Towner, |
| Craig, | Horn, | Neely, | Turner, |
| Cross, | Hricko, | Nicholson, | Washington, |
| Davies, | Huber, | Nolte, | Watson, |
| Davis, | Irvin, | North, | Weamer, |
| DeFrehn, | Jones, | Orr, | Wells, |
| Deibler, | Kelly, | Parkinson, | Welty, |
| Dengler, | Labar, | Patterson, B.H., | Wettach, |
| Derby, | Labar, | Patterson, F.W., | Wheeler, |
| Diehm, | Lafferty, | Patterson, M., | Whitehouse, |
| Dilsheimer, | Lauver, | Pennock, | Williams, |
| Drumbor, | Leidich, | Phillips, | Wilson, |
| Duddy, | Little, H. A., | Pitts, | Witherspoon, |
| Eaches, | Little, J. T., | Powell, | Witkin, |
| Earley, | Lockhart, | Prosser, | Wood, N., |
| Ede, | Long, | Raymond, | Wright, |
| Edmonds, | Lotz, | Reader, | Bluett, |
| Emhardt, | Lucas, | Rhodes, | Speaker. |
| Evans, B. P., | Ludlow, | | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk return the same to the Senate with information that the House has passed it without amendment.

## REPORT FROM COMMITTEE.

Mr. DIEHM asked and obtained unanimous consent to report a bill from committee at this time.

Mr. DIEHM, from the Committee on Public Roads, reported as committed, House Bill No. 621, entitled

An Act making an appropriation to the Board of Finance and Revenue out of the Motor License Fund for paying the interest on and redeeming at maturity the bonds of this Commonwealth heretofore or hereafter issued for the purpose of improving and rebuilding highways and for the payment of compensation to the Commonwealth's loan and transfer agent.

## BILL ON FINAL PASSAGE.

Mr. LUDLOW. Mr. Speaker, if it is your intention to adjourn now until tomorrow morning, on page 11 of our calendar House Bill No. 140, file folio 993, Bills on Final Passage, is a bill which by manifest errors of the printer has had twice to be amended. If it goes over until tomorrow it is probable it will not be considered, and will have to go over until Monday night. With the indulgence of the House I ask that this bill be called up at this time.

The SPEAKER. Is there any objection to calling up this bill out of order? The Chair hears none.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 140, as follows:

An Act to amend the twelfth clause of section three hundred and eighty-one chapter seven of an act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the twelfth clause of section three hundred and eighty-one chapter seven of an act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" is hereby amended to read as follows

XII To provide by contract or otherwise for the collection and removal of ashes and garbage Any such contract may be made for a period not to exceed three years.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—184

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | Lucas, | Rhodes, |
| Armstrong, | Flinchbaugh, | Ludlow, | Rieder, |
| Bagshaw, | Flynn, | Lukehart, | Royle, |
| Baldi, | Fockler, | Malie, | Sarig, |
| Bartley, | Fratt, | Marcus, | Sautter, |
| Behney, | Frye, | Marshall, | Schilling, |
| Bell, F. A. | Fuller, | Martz, | Schoener, |
| Bell, W. T. | Gelnett, | Mathay, | Schwartz, |
| Bentley. | Gilchrist, | McBride, | Scott, |
| Berkheiser, | Goehring, | McCaig, | Shaffer, |
| Bickett, | Goodnough, | McCann, | Sheffer, |
| Bidelspacher, | Greeby, | McClure J. F., | Smith, G. A., |
| Blair, | Greenstein, | McClure, J. H., | Smith, H. J., |
| Blumberg, | Griffith, | McCormick, | Soffel, |
| Bray, | Grimes, | McDaniel, | Sowers, |
| Brewster, | Guerin, | McDermott, | Speer, |
| Bromley, | Haas, | McGowan, | Spencer, |
| Brown, E., | Hall, | McKim, | Stadtlander, |
| Brown, E. P., | Hantz, | McLaughlin, | Stark, |
| Brown, T. J., | Harding, | Metzger, | Staudenmeier, |
| Burke, | Harer, | Metzinger, | Stavitski, |
| Bush, | Hart, | Millar, | Sterling, |
| Calhoun, | Haws, | Miller, C., | Stock, |
| Canon, | Heffernan, | Miller, H. A., | Storb, |
| Colville, | Heffran, | Morrison, | Storer, |
| Conner, | Henderson, | Muldowney, | Strayer, |
| Craig, | Hess, | Munley, | Thomas, L. D., |
| Critchfield, | Himes, | Myers, | Thomas, M. G., |
| Cross, | Holmes, | Neely, | Towner, |
| Davis, | Holtzman, | Nicholson, | Trescher, |
| DeFrehn, | Hoover, | Nolte, | Voltz, |
| Deibler, | Horn, | North, | Washington, |
| Dengler, | Howe, | Orr, | Weamer, |
| Derby, | Huber, | Parkinson, | Wells, |
| Diehm, | Irvin, | Patterson, B.H., | Welty, |
| Dietz, | Jones, | Patterson, F.W., | Wettach, |
| Dilsheimer, | Kelly, | Peelor, | Wheeler, |
| Donnell, | Labar, | Pennock, | Whitehouse, |
| Drumbor, | Lafferty, | Perry, | Williams, |
| Duddy, | Lauver, | Phillips, | Wilson, |
| Eaches, | Leidich, | Pitts, | Witherspoon, |
| Earley, | Little, H. A., | Posey, | Witkin, |
| Ede, | Little, J. T., | Powell, | Wood, N., |
| Edmonds, | Lockhart, | Prosser, | Wright, |
| Emhardt, | Long, | Raymond, | Bluett, |
| Evans, B. P., | Lotz, | Reader, | Speaker. |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

## ADJOURNMENT.

Mr. MYERS. Mr. Speaker, I move that the House do now adjourn until 10:30 o'clock tomorrow morning.

The motion was agreed to and (at 6:17 P. M.) the House adjourned until tomorrow morning at 10:30 o'clock.

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal

Session 1925 — 126th of the General Assembly

Vol. 8. HARRISBURG, PA., WEDNESDAY, FEBRUARY 18, 1925. No. 14.

## SENATE

WEDNESDAY, February 18th, 1925.

The Senate met at 10.30 o'clock A. M.

The President Pro Tempore (John G. Homsher) in the Chair.

### PRAYER.

The Acting Chaplain, Rev. Robert Bagnell, offered the following prayer:

Almighty God: We come into Thy presence to pray for Thy blessing upon us. We are Thy creatures. Thou hast given us the great privilege of having some part in the great work Thou art doing for mankind the world around. We realize the greatness of our responsibilities; we realize our great need of Thy help and Thy grace; and we come to Thee this morning praying that to each one of us Thou wilt reveal Thyself, that Thy wisdom and Thy power may be given unto us; and that in measuring up to our responsibilities and fulfilling our tasks we may win Thy "Well done." Bless the work of this hour. For Christ's sake, Amen.

### JOURNAL APPROVED.

The PRESIDENT—A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BALDWIN, the further reading was dispensed with, and the Journal was approved.

### PETITION.

FAVORING INCREASE IN JUDGES' SALARIES.

Mr. MacDADE presented petition of members of the Allegheny County Bar Association, favoring increase in the salaries of Judges.

Which was referred to the Committee on Appropriations.

### LEAVES OF ABSENCE.

Mr. BALDWIN asked and obtained leave of absence of the Senator from Allegheny, Mr. Leslie.

Mr. BETTS asked and obtained leave of absence for the Senator from Northampton, Mr. Kutz.

### BILL SIGNED.

The PRESIDENT PRO TEMPORE (Mr. John G. Homsher), announced that the Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

House Bill No. 220, entitled:

A Supplement to the Act approved the twenty-fourth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred and ninety-seven) "An act authorizing the establishment of contagious disease hospitals in the several counties of the Commonwealth to be constructed and maintained out of county funds" providing for the establishment and maintenance of contagious disease hospitals by two or more counties jointly

Whereupon,

The PRESIDENT PRO TEMPORE (Mr. John G. Homsher), in the presence of the Senate signed the same

### REPORTS FROM COMMITTEES.

Mr. MacDADE, from the Committee on Education, reported as committed, Senate Bill No. 355, entitled:

An Act to amend section fourteen paragraph two of an act approved the eighteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws ten hundred and forty-three) entitled "An Act establishing a public school employes' retirement system and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process and providing penalties" by permitting county superintendents to continue in offices for which they were elected and commissioned and providing that county superintendents who have been retired shall be reinstated and privileged to serve until the expiration of the term for which they were elected and commissioned.

Mr. WEINGARTNER, from the Committee on Judiciary General, as amended, Senate Bill No. 261, entitled:

An Act to amend sections one and two of the act approved the fourteenth day of April, one thousand nine hundred and five, (P. L. 162) entitled "An act regulating the method and procedure in the erection of line or partition fences" providing for fence viewers in cities of the third class by the mayor and members of council.

Mr. GELDER, from the Committee on Public Health and Sanitation, reported as committed, Senate Bill No. 342, entitled:

An Act to further amend clause five of section three of the act approved the thirteenth day of May, one thousand nine hundred and nine, (P. L. 520), entitled "An act relating to food; defining food; providing for the protection of the public health, and the prevention of fraud and deception, by prohibiting the manufacture or sale, the offering for sale or exposing for sale, or the having in possession with intent to sell, of adulterated, misbranded or deleterious foods; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof."

Mr. FREEMAN, from the Committee on Judiciary Gener-

al, reported as committed, Senate Bill No. 319, (House Bill No. 170), entitled:

An Act providing for, and regulating the validation of certain borough ordinances.

Mr. BALDWIN, from the Committee on Judiciary General, reported as amended, Senate Bill No. 123, entitled:

An act to amend section nineteen of the Act approved the second day of May, one thousand nine hundred and five (Pamphlet Laws three hundred and fifty-two) entitled "An act to regulate the employment, in all kinds of industrial establishments, of women and children employed at wages or salary, by regulating the age at which minors can be employed and the mode of certifying the same, and by fixing the hours of labor for women and minors; to provide for the safety of all employes in all industrial establishments, and of men, women, and children in schoolhouses, academies, seminaries, colleges, hotels, hospitals, storehouses, office buildings, public halls, and places of amusements, in which proper fire escapes, exits, and extinguishers are required; to provide for the health of all employes, and of men, women, and children in all such establishments, storehouses, and buildings, by proper sanitary appliances; and to provide for the appointment of inspectors, office clerks and others, who, with the Chief Factory Inspector, shall constitute the Department of Factory Inspection; to enforce the same, and providing penalties for violations of the provisions thereof; fixing the term and salaries of the Chief Factory Inspector and his appointees" as amended by appropriating to the Department of Labor and Industry all fees received by it for boiler inspections.

Mr. JOYCE, from the Committee on Judiciary General, as amended, Senate Bill No. 39, entitled:

An Act to provide for an additional system for the collection of State and county taxes in cities of third class.

Also from the Committee on Judiciary General, reported as committed, Senate Bill No. 310, entitled:

An Act validating certain proceedings and elections of counties, cities, boroughs, townships, school districts, and other municipalities or incorporated districts, had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four (P. L. 65), entitled "An act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto; and validating bonds issued or authorized to be issued in pursuance of such proceedings and elections.

Mr. BETTS, from the Committee on Public Health and Sanitation, reported as committed, Senate Bill No. 351, entitled:

An Act to amend section seven of an act approved the third day of June one thousand nine hundred and eleven (Pamphlet Laws six hundred and thirty-nine) entitled "An act relating to the right to practice medicine and surgery in the Commonwealth of Pennsylvania; and providing a Bureau of Medical Education and Licensure as a bureau of the Department of Public Instruction, and means and methods whereby the right to practice medicine and surgery and any of its minor branches may be obtained and exemptions therefrom; and providing for an appropriation to carry out the provisions of said act, and providing for revocation or suspension of licenses given by said bureau; and providing penalties for violation thereof, and repealing all acts or parts of acts inconsistent therewith," as amended, commonly known as "The Medical Practice Act," by providing for the annual registration of all persons duly qualified and licensed to conduct the practice of medicine or any of the allied branches thereof in the Commonwealth of Pennsylvania.

Mr. SNYDER, from the Committee on Education, reported as committed, Senate Bill No. 311, entitled:

An Act to amend section one thousand four hundred thirteen of an act approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws, three hundred and nine), entitled, "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue, and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended, making further provision for the special education of certain children incapable of receiving proper education in the regular classes of the public schools.

Also from the Committee on Education, reported as committed, Senate Bill No. 312, entitled:

An Act to amend section one thousand four hundred and forty of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof, providing revenue to establish and maintain the same, and the method of collecting such revenue, and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith;" making provision for assistance to blind and deaf students in certain schools and institutions.

Also, from the Committee on Education reported as committed, Senate Bill No. 313, entitled:

An Act to amend an act approved the sixteenth day of May one thousand nine hundred and nineteen, (Pamphlet Laws one hundred and ninety-six), entitled "An act providing for the time during which pupils may be taught in institutions for the instruction of the blind in this Commonwealth," extending the provisions of the act to pupils in institutions or schools for the deaf as well as for the blind, and authorizing the Department of Public Instruction to determine the number of years during which such pupils may be educated in whole or in part at State expense.

Also from the Committee on Education, reported as committed, Senate Bill No. 314, entitled:

An Act to further amend section one thousand four hundred and fourteen of an act approved the eighteenth day of May one thousand nine hundred and eleven, (Pamphlet Laws three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for education of deaf, blind, or crippled children.

Also, from the Committee on Education, re-reported as amended, Senate Bill No. 200, entitled:

An Act to amend section fourteen of the act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand and forty-three) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by providing for the payment of a State annuity to employes who separated from school service prior to the establishment of the Retirement System.

Mr. WOODWARD, from the Committee on Judiciary General re-reported as amended, Senate Bill No. 225, entitled:

An Act to amend section one of an act approved the nineteenth day of February one thousand eight hundred and sixty-three (Pamphlet Laws thirty-six) entitled "An act to

authorize the governor to appoint additional notaries public" by making certain provisions relating to applications for such office.

Mr. MILLER, from the Committee on Public Health and Sanitation, reported as committted, Senate Bill No. 329, entitled:

An Act for the protection of the public health in the manufacture and sale of carbonated beverages and still drink; providing for the registration thereof; prohibiting the sale offering or exposing for sale exchange or giving away thereof in certain cases unless registered; regulating the manufacture bottling preparation mixing and compounding of carbonated beverages or still drinks, and the sale and dispensing thereof creating a special fund in the State Treasury and providing penalties.

## BILLS INTRODUCED.

Mr. GRISWOLD read in his place and presented to the Chair Senate Bill No. 390, entitled:

An Act abolishing the publication of mercantile appraisers' lists.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 391, entitled:

An Act to amend sections one to eleven inclusive and to repeal section twelve of an act approved the first day of May, one thousand nine hundred and thirteen, (Pamphlet Laws, one hundred and thirty-eight), entitled "An act defining vocational education; providing for the establishment and regulation of vocational schools; providing for State aid in the maintenance thereof; and for the payment of tuition by certain school districts, and reimbursement thereof, by the State," by making changes in the manner of disbursement of State and Federal funds for the furtherance of vocational education.

Which was committed to the Committee on Education.

Also read in his place and presented to the Chair Senate Bill No. 392, entitled:

An Act to amend article two and article four of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended, by providing for county school boards and prescribing the duties and powers of such boards.

Which was committed to the Committee on Education.

Mr. STEELE read in his place and presented to the Chair Senate Bill No. 393, entitled:

An Act to further amend sections one thousand seven hundred and one, and one thousand seven hundred and seven, as amended, of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," and to repeal section one thousand seven hundred and two of said act.

Which was committed to the Committee on Education.

Mr. SNYDER read in his place and presented to the Chair Senate Bill No. 394, entitled:

An Act to amend section 1421 of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled, "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered, and prescribing penalties for the violations thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended.

Which was committed to the Committee on Education.

Mr. GELDER read in his place and presented to the Chair Senate Bill No. 395, entitled:

An Act providing for the rebuilding of county bridges over two hundred feet in length on improved primary State highway routes in counties of the seventh and eighth classes by the Department of Highways at the expense of the Commonwealth.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 396, entitled:

An Act to amend section 1419 of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled, "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof that are or may be inconsistent therewith," as amended by requiring reports in regard to the employment of minors.

Which was committed to the Committee on Education.

Mr. HARRIS read in his place and presented to the Chair Senate Bill No. 397, entitled:

An Act providing that at the close of each general, municipal, primary and special election in counties of the second class, the contents of the ballot box in each district shall be deposited as a court record with the prothonotary of the county and providing for its preservation and inspection repealing acts inconsistent therewith.

Which was committed to the Committee on Elections.

Mr. EARNEST read in his place and presented to the Chair Senate Bill No. 398, entitled:

An Act creating the Camp Meade Memorial Commission to select a site, and provide for the construction, erection and dedication of a monument or memorial on the site of Camp Meade, used during the Spanish-American War, and making an appropriation.

Which was committed to the Committee on Appropriations.

Mr. PAINTER read in his place and presented to the Chair Senate Bill No. 399, entitled:

An Act to further amend section one thousand four hundred and fourteen of an act approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws, three hundred and nine), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by granting full term school privilege to children in fourth class dis-

tricts up to fourteen years of age.

Which was committed to the Committee on Education.

Also read in his place and presented to the Chair Senate Bill No. 400, entitled:

An Act to authorize the Superintendent of Public Instruction to fix and to collect reasonable fees for certain services rendered by that Department.

Which was committed to the Committee on Education.

Mr. BETTS read in his place and presented to the Chair Senate Bill No. 401, entitled:

An Act to amend sections six hundred and twenty-three and six hundred and twenty-four of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by making further provision against fire hazard in school building

Which was committed to the Committee on Education.

Also read in his place and presented to the Chair Senate Bill No. 402, entitled:

An Act to prevent fraudulent procedure in obtaining credentials from the Department of Public Instruction or any of the professional examining boards within such Department; and providing penalties.

Which was committed to the Committee on Education.

Mr. MacDADE read in his place and presented to the Chair Senate Bill No. 403, entitled:

An Act to amend sections fourteen, fifteen, and seventeen of an act approved the twenty-fifth day of July, one thousand nine hundred and thirteen, (P. L. 1311), entitled "An Act providing for the establishment of a State Industrial Home for Women; authorizing the purchase of a site, and the erection thereon and equipment of necessary buildings; providing for the commitment to said State Industrial Home for Women of females between the ages of sixteen and thirty years, convicted of, or pleading guilty to, the commission of any criminal offense; and providing for the government and management of said institution; and making an appropriation; to carry out the purposes of this act," by changing the procedure of transfer, sentence and commitment and making certain changes in the eligibility of women prisoners for commitment to said institution, and providing a method of transfer to and from Laurelton State Village.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 404, entitled:

An Act requiring plans for real estate development in townships to be approved by township commissioners, county commissioners and county or State engineers.

Which was committed to the Committee on New Counties and County Seats.

Also read in his place and presented to the Chair Senate Bill No. 405, entitled:

An Act providing for the naming of roads and highways.

Which was committed to the Committee on Public Roads and Highways.

Mr. MILLER read in his place and presented to the Chair Senate Bill No. 406, entitled:

An Act to validate certain municipal assessments, municipal claims, and municipal liens in the several boroughs of the Commonwealth; providing for the filing of claims therefor, and the proceedings for the collection of such assessment and claims.

Which was committed to the Committee on Judiciary General.

Mr. WOODWARD read in his place and presented to the Chair Senate Bill No. 407, entitled:

A Joint Resolution providing for the continuation of the Commission appointed in accordance with the provisions of a joint resolution approved the fourteenth day of June, one thousand nine hundred and twenty-three, (P. L. 750), entitled "A Joint Resolution constituting a commission to examine the tax laws of the Commonwealth and of other States and countries, and to prepare and submit bills to carry into effect its recommendations; prescribing the powers and duties of said commission; and making an appropriation;" providing for additional members; and making an appropriation.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 408, entitled:

An Act to amend paragraph six of section one of the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) entitled "An Act establisning a State Employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty of the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties" by extending its benefits to certain employes of the Department of Public Instruction and of the Legislature.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 409, entitled:

An Act to amend section three of the act approved the twenty-seventh day of June, one thousand nine hundred and twenty-three (P. L. 858) entitled "An Act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, alowances, returns, benefits, and rights from taxation and judicial process; and providing penalties" by changing the time during which a State employe shall have the option of membership in the retirement association.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 410, entitled:

An Act to amend paragraph four of section six of the act approved the twenty-seventh day of June, one thousand nine hundred and twenty-three (P. L. 858), entitled "An Act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Common-

wealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties" by imposing certain duties upon recipients of state annuities thereunder.

Which was committed to the Committee on Judiciary General.

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 411, entitled:

An Act to amend sections one thousand four and one thousand eight of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 682), entitled "An Act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws."

Which was committed to the Committee on Insurance.

Mr. MILLER (By request of Mr. Barr) read in his place and presented to the Chair Senate Bill No. 412, entitled:

An Act to amend section one of an act approved the first day of June, one thousand nine hundred and fifteen, (P. L. 706), entitled, "An Act requiring the county commissioners to provide, at the expense of the county, a telephone, typewriter and stenographer for the use of the county superintendant of schools," by making further provision for clerical assistance to county superintendents of schools.

Which was committed to the Committee on Education.

Also read in his place and presented to the Chair Senate Bill No. 413, entitled:

An Act to provide for the equalization of educational opportunity and the encouragement of the study of citizenship by recognition of extension education for boys and girls who are employed, and for adults as a function of the public schools of this Commonwealth and to facilitate the proper organization and administration of such extension education.

Which was committed to the Committee on Education.

Mr. CULBERTSON read in his place and presented to the Chair Senate Bill No. 414, entitled:

An Act to repeal route 305 of an act approved the twenty-second day of July, one thousand nine hundred and thirteen, (P. L. 948), entitled, "An Act establishing certain public roads as state highways and providing for their construction and maintenance at the expense of the Commonwealth.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 415, entitled:

An Act establishing a certain public road as a state highway and providing for its construction and maintenance by the Commonwealth.

Which was committed to the Committee on Public Roads and Highways.

## TIME OF NEXT MEETING.

Mr. QUIGLEY offered the following resolution, which was twice read, considered and agreed to.

Resolved, (if the House of Representatives concur), That when the Legislature adjourns to-day it reconvene on Monday evening, February twenty-third, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

## BILL OVER IN ORDER.

Mr. BUCKMAN. Mr. President, I ask that Senate Bill No. 102 on third reading entitled:

An Act providing that in certain cases it shall not be a defence in an action against a corporation on a negotiable instrument issued or endorsed in its name to prove that it was issued or endorsed by an officer or officers thereof contrary to the by-laws of said corporation

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

## BILL ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 160, entitled:

An Act authorizing local boards of health of cities of the third-class boroughs and first-class townships of the Commonwealth to organize county health associations providing for the representation of such county associations in a State Association to be formed by representatives from such county health associations and providing for the payment of the expenses of county and State associations

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. MILLER. Mr. President, I ask unanimous consent to amend title, page 1, line 6, by striking out "representatvies" and inserting in lieu thereof the word "representatives".

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILL OVER IN ORDER.

Mr. KUNKLE. Mr. President, I ask that Senate Bill No. 175, on third reading, entitled;

An Act relating to township roads prescribing the time within which approved township roads must be physically opened invalidating proceedings for opening of roads unopened within the prescribed time and providing for the reversion of any land proposed to be taken therefor

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

## BILL RECOMMITTED.

Mr. GRISWOLD. Mr. President, I move that Senate Bill No. 279, on third reading, entitled:

An Act to amend section one of an act approved the thirtieth day of May one thousand eight hundred and ninety-five entitled "An Act to provide for safety guards upon passenger elevators and providing a penalty for violation thereof"

be recommitted to the Committee on Judiciary Special.

Mr. GELDER. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 289, (House Bill No. 111), entitled:

An Act authorizing the discontinuance of Indices in Record Books where counties have installed separate special Indices

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—30

| | | | |
|---|---|---|---|
| Baldwin, | Freeman, | MacDade, | Snyder, |
| Baumer, | Gelder, | Mansfield, | Sones, |
| Betts, | Griswold, | Miller, | Steele, |
| Bonbrake, | Harris, | North, | Weingartner, |
| Buckman, | Joyce, | Norton, | Woodward, |
| Culbertson, | Krause, | Painter, | Homsher, |
| Derrick, | Kunkle, | Quigley, | Pres. Pro Tem. |
| Earnest, | Lanius, | Schantz, | |

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 322, (House Bill No. 297), entitled:

An Act authorizing counties of the fourth class and cities of the third class to appropriate moneys to State Park and State Park harbor commissions

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—30

| | | | |
|---|---|---|---|
| Baldwin, | Freeman, | MacDade, | Snyder, |
| Baumer, | Gelder, | Mansfield, | Sones, |
| Betts, | Griswold, | Miller, | Steele, |
| Bonbrake, | Harris, | North, | Weingartner, |
| Buckman, | Joyce, | Norton, | Woodward, |
| Culbertson, | Krause, | Painter, | Homsher, |
| Derrick, | Kunkle, | Quigley, | Pres. Pro Tem. |
| Earnest, | Lanius, | Schantz, | |

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill **No. 9, as follows:**

An Act to exempt from payment of inheritance taxes bequests and devises to institutions of purely public charity

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all bequests and devises to institutions of purely public charity shall be exempt from liability for inheritance taxes

Section 2 All act and parts of acts inconsistent with this act are hereby repealed

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this Case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 13, as follows:

An Act providing a method of ascertaining the opinion of the electors of the Commonwealth as to the desirability of ratifying the proposed amendments to the Constitution of the United States

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That for the purpose of ascertaining the opinion of the electors of the Commonwealth as to the desirability of ratifying any proposed amendment to the Constitution of the United States the Secretary of the Commonwealth shall by his certificate to the County Commissioners of the several counties cause to be placed on the ballot to be used at the first general or municipal election occurring at least three months after such amendment was proposed by Congress the following question

"Is it desirable that the Legislature ratify the following proposal amendment to the Constitution of the United States (Copy of proposed amendment to be inserted)

Section 2 Said question shall be printed at the foot of the ballot used at said general or municipal election in the manner provided by the General election laws The votes upon said question shall be received counted and returned by the election officers and the returns shall be computed in the several counties in the manner provided by the General election laws and when so computed shall be certified by the computing boards to the Secretary of the Commonwealth who shall compute the votes cast in the entire Commonwealth and certify the result thereof by counties to the Governor

The Governor shall thereupon make known the result by declaring the number of votes cast in the affirmative and the number in the negative together with the affirmative and negative votes in each county and he shall transmit statements of the result in writing to the Senate and House of Representatives of the General Assembly first convening after the taking of such vote

Section 3 It is the purpose of this act to afford a method of ascertaining the will of the electors of the Commonwealth with regard to the ratification or rejection of proposed amendments to the Constitution of the United States but the Legislature shall in no case be bound in its ratification or rejection of any proposed amendment by the result of any such referendum

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 91, as follows:

An Act to amend an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and ninety-four) entitled "An act to amend an act approved the twenty-fifth day of June

one thousand nine hundred and thirteen (Pamphlet Laws five hundred and fifty) entitled 'An act authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans and of the Army of the Philippines and to each post of the American Veterans of Foreign Service in the respective counties boroughs and towns to aid in defraying the expenses of Memorial Day' by authorizing appropriations to each post of the American Legion Veterans of Foreign Wars and to each Naval Association and each post of the Grand Army of the Republic" as amended to include appropriations to aid in defraying expenses of Armistice Day

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and ninety-four) entitled "An act to amend an act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and fifty) entitled 'An Act authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans and of the Army of the Philippines and to each post of the American Veterans of Foreign Service in the respective counties boroughs and towns to aid in defraying the expenses of Memorial Day' by authorizing appropriations to each post of the American Legion Veterans of Foreign Wars and to each Naval Association and each post of the Grand Army of the Republic" which was amended by the act approved the first day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred and twenty-eight) entitled "An act to amend an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and ninety-four) entitled 'An act to amend an act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and fifty) entitled "An act authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp of the respective authorities of the several counties and incorporated towns of this Commonwealth are hereby authorized to appropriate annually to each camp of the United Spanish War Veterans and to each post of the American Legion and to each post of the Veterans of Foreign Wars and to each Naval Association and to each post of the Grand Army of the Republic and to each post of the Disabled American Veterans of the World War and to each organization of ex-service men incorporated under the act of April twenty-ninth one thousand eight hundred and seventy-four and the supplements thereto in the respective counties or towns a sum not to exceed one hundred dollars to aid in defraying the expenses of Memorial Day and a sum not to exceed one hundred dollars to aid in defraying the expenses of Armistice Day

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 106, as follows:

An Act providing for the appropriation of moneys by counties toward the expense of installing ornamental illumination upon streets in the county seat on which county buildings abut

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever the court house jail workhouse or other public building of a county abuts upon the street of a city or borough which is the county seat and which shall provide for the ornamental illumination of the section of the street whereon such county building abuts it shall be lawful for the county commissioners of such county to appropriate moneys from the county funds towards the installation of such ornamental illumination

Section 2 That the appropriation by the county commissioners of a county for such purpose shall not exceed the amount that shall be assessed for such ornamental illumination upon owners of an equivalent frontage of property abutting upon said street measured by the foot front rule

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 125, as follows:

An Act to further amend clause (b) of section thirty-five of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred and forty-seven) entitled "An Act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemption debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of acounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents by extending the statutes of limitations in actions against decedents estates

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause (b) of section thirty-five of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred and forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debt of decedents rents of real estates as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien therefor contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of Common pleas

of balances due by fiduciaries the rights powers and liabliities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" which was amended by section one of the act approved the thirteenth day of March one thousand nine hundred and twenty-one (Pamphlet Laws fifty-five) entitled "An Act to amend paragraphs (a) (b) (c) (d) (e) (f) and (g) of section thirty-five of an act approved the seventh day of June one thousand nine hundred seventeen entitled 'An Act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estate and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of acounts of fiduciaries refunding bonds transcripts to the court of common pleas or balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustee durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents'" is hereby further amended to read as follows

(b) Executors or administrators shall have power either alone or jointly with other plaintiffs to commence and prosecute all actions for mesne profits or for trespass to real property and all personal actions which the decedent whom they represent might have commenced and prosecuted except actions for slander and for libels and they shall be liable to be sued either alone or jointly with other defendants in any such action except as aforesaid which might have been maintained against such decedent if he had lived

All such rights of action that have accrued against a decedent before his death may be brought against his executors or administrators at any time within one year after the death of the decedent notwithstanding the provisions of any statutes of limitations whereby they would have been sooner barred

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 206, as follows:

An Act to amend an act entitled "An Act relating to the acquisition of land for park purposes by any city in this Commonwealth in sections not entirely built up limiting time for condemnation by councils or condemnation or purchase by park commissioners after same has been placed on city plan for park purposes by ordinance of councils or action of park commissioners and providing for removal from city plan upon failure to condemn or purchase within time specified herein" approved May 3, 1923

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act entitled "An Act relating to the acquisition of land for park purposes by any city in this Commonwealth in sections not entirely built up limiting time for condemnation by Councils or condemnation or purchase by park commissioners after same has been placed on city plan for park purposes by ordinance of councils or action of park commissioners and providing for removal from city plan upon failure to condemn or purchase within time specified herein" approved May third one thousand nine hundred twenty-three is hereby amended so that Section one of said act which now reads "That wherever any park or parkway may hereafter be superimposed upon the confirmed plan of streets or parks of any city of this Commonwealth in sections not entirely built up by ordinance of councils or by appropriate action of the park commissioners thereof unless an ordinance actually appropriating the land within the lines of said park or parkway to public use be duly passed by councils thereof or said land be acquired by the park commissioner in accordance with existing laws within three years from the passage of said ordinance or action of the park commissioners superimposing said plan upon said land said ordinance or action of the park commissioners superimposing said plans upon said land shall be void and of no effect in regard to said land and said plan shall be automatically removed from said land as if it had never been placed thereon nor shall any plan again be superimposed on said land without an accompanying ordinance condemning same to public use" shall be amended so as to read That wherever any park may hereafter be superimposed upon the confirmed plan of the streets or parks of any city of this Commonwealth in sections not entirely built up by ordinance of councils or by appropriate action of the park commissioners thereof of said ordinance or action of the park commissioners superposing said plan upon said land shall be considered as an appropriation to public use of land within the lines of said park at the expiration of five years from the date of confirmation of the plan with the same effect as if the land within the boundary of said park had been appropriated for public park purposes unless an ordinance or action of the park commissioners actually appropriating said land to public use shall have been previously passed or the ordinance or action of the park commissioners placing such park on the city plan shall have been previously repealed

Section 2 The said act is hereby further amended by striking out Section two which now reads "Section 2 That wherever any park or parkway may have been heretofore superimposed upon the confirmed plan of the streets or parks of any city of this Commonwealth in sections not entirely built up by ordinance of councils or by appropriate action of the park commissioners thereof unless an ordinance actually appropriating the land within the lines of said park or parkway to public use be duly passed by councils thereof or said land be acquired by the park commissioners in accordance with existing laws within one year from the approval of this act said ordinance or action of the park commissioners superimposing said plans upon said land shall be void and of no effect in regard to said land and said plan shall be automatically removed from said land as if it had never been placed thereon nor shall any plan again be superimposed on said land without an accompanying ordinance condemning same to public use Provided however That three years shall have elapsed between the passage of the ordinance or action of the park commissioners superimposing said plan upon said land and the removal of the plan from said land in accordance with this act" and by striking out from the title the last phrase which reads as follows "and providing for removal from city plan upon failure to condemn or purchase within time specified herein"

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 236, as follows:

An Act authorizing the Department of Forests and Waters to accept gifts donations or contributions under certain

circumstances and providing for the use of such gifts

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Forests and Waters is hereby authorized to receive gifts donations or contributions from townships counties corporations associations individuals or other agencies for purposes within the powers and duties of the Department of Forests and Waters

Section 2 Any gifts donations or contributions received under the provisions of this act shall be employed for the purpose or purposes specified by the donors to whom an accounting shall be made

Section 3 If any gift donation or contribution of money received under the provisions of this act was in such amount as the Department of Forests and Waters estimated would be necessary to accomplish a specific purpose and it shall subsequently appear that such estimated amount was in excess of the actual amount necessary to accomplish such purpose the excess shall be returned to the donor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 238, as follows:

An Act to repeal an act approved the ninth day of April one thousand eight hundred and sixty-nine (Pamphlet Laws seven hundred eighty-six) entitled "An act to prevent the firing of mountain and other wild lands in the county of Union"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That an act approved the ninth day of April one thousand eight hundred and sixty-nine (Pamphlet Laws seven hundred eighty-six) entitled "An act to prevent the firing of mountain and other wild lands in the county of Union" is hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 239, as follows:

An Act to repeal an act approved the second day of June one thousand eight hundred and seventy (Pamphlet Laws one thousand three hundred sixteen) entitled "An act to protect timber lands from fire"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That an act approved the second day of June one thousand eight hundred and seventy (Pamphlet Laws one thousand three hundred and sixteen) entitled "An act to protect timber lands from fire" is hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 240, as follows:

An Act to repeal an act approved the fifteenth day of July one thousand eight hundred and ninety-seven (Pamphlet Laws two hundred ninety-five) entitled "An act to amend the first section of an act entitled 'An Act to protect timber lands from fire' approved the second day of June Anno Domini one thousand eight hundred and seventy providing for a penalty in case of the failure of county commissioners to comply with the terms of said act after demand made upon them by the Commissioner of Forestry and providing for the Commonwealth bearing part of the expenses incurred under this act"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That an act approved the fifteenth day of July one thousand eight hundred and ninety-seven (Pamphlet Laws two hundred ninety-five) entitled "An act to amend the first section of an act entitled 'An act to protect timber lands from fire' approved the second day of June Anno Domini one thousand eight hundred and seventy providing for a penalty in case of the failure of county commissioners to comply with the terms of said act after demand made upon them by the Commissioner of Forestry and providing for the Commonwealth bearing part of the expenses incurred under said act" is hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate bill No. 241, as follows:

An Act to repeal an act approved the twenty-second day of March one thousand eight hundred and ninety-nine (Pamphlet Laws seventeen) entitled "An Act making constables of townships and boroughs ex-officio fire game and fish wardens prescribing their power and duties fixing their fees as wardens and prescribing their punishment for failure to perform their duties"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That an act approved the twenty-second day of March one thousand eight hundred and ninety-nine (Pamphlet Laws seventeen) entitled "An Act making constables of townships and boroughs ex-officio fire game and fish wardens prescribing their power and duties fixing their fees as wardens and prescribing their punishment for failure to perform their duties" is hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 242, as follows:

An Act to repeal an act approved the second day of May one thousand nine hundred and one (Pamphlet Laws one hundred nineteen) entitled "An Act for the better protection of timber lands against fire and providing for the expenses of the same and directing what shall be done with the fines collected and costs paid"

Section 1 Be it enacted by the Senate and House of Representatives of the Comonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That an act approved the second day of May one thousand nine hundred and one (Pamphlet Laws one hundred nineteen) entitled "An Act for the better protection of timber lands against fire and providing for the expenses of the same and directing what shall be done with the fines collected and costs paid" is hereby repealed

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 243, as follows:

An Act to repeal section one of an act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred sixty-three) entitled "An Act to protect the State Forest Reserves and providing punishment for the violation thereof

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of an act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred sixty-three) entitled "An Act to protect the State Forest Reserves and providing punishment for the violation thereof" is hereby repealed

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 244, as follows:

An Act to repeal section one of an act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws eight hundred sixty-one) entitled "An Act to protect trees and woodlands and providing punishment for the violation thereof"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of an act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws eight hundred sixty-one) entitled "An act to protect trees and woodlands and providing punishment for the violation thereof" is hereby repealed

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 245, as follows:

An Act to repeal an act approved the fourth day of June one thousand nine hundred and fifteen (Pamphlet Laws eight hundred fifteen) entitled "An Act to permit the Department of Forestry to enter into co-operative agreements with county township municipal and private agencies for the prevention and suppression of forest fires and providing a method of payment of the expenses arising thereunder

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the fourth day of June one thousand nine hundred and fifteen (Pamphlet Laws eight hundred fifteen) entitled "An Act to permit the Department of Forestry to enter into co-operative agreements with county township municipal and private agencies for the prevention and suppression of forest fires and providing a method of payment of the expenses arising thereunder" is hereby repealed

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 271, as follows:

An Act to amend section one of the act approved the fifteenth day of March one thousand nine hundred and eleven (Pamphlet Laws twenty) entitled "An act regulating in criminal trials the cross-examination of a defendant when testifying in his own behalf" by prohibiting the introduction as evidence of certain testimony or records

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the fifteenth day of March one thousand nine hundred and eleven (Pamphlet Laws twenty) entitled "An act regulating in criminal trials the cross-examination of a defendant when testifying in his own behalf" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter any person charged with any crime and called as a witness in his own behalf shall not be asked [and if asked shall not be required to answer] for any purpose whatsoever any question tending to show that he has committed or been charged with or been convicted of any offense other than the one wherewith he shall then be charged or tending to show that he has been of bad character or reputation nor shall the Commonwealth be permitted to affirmatively introduce into evidence any such testimony or any record of any former trial conviction unless

One He shall have at such trial personally or by his advocate asked questions of the witness for the prosecution with a view to establish his own good reputation or character or has given evidence tending to prove his own good character or reputation or

Two He shall have testified at such trial against a co-defendant charged with the same offense

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 277, as follows:

An Act to amend section one of article three clause (b) of section four of article two and to add article twenty-four to an act approved the twenty-fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred and eighty-one) entitled "An Act for the better government of cities of the first class of this Commonwealth" by abolishing the office of Purchasing Agent and substituting therefor a new department to be known as the Department of Supplies

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of article three of an act approved the twenty-fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred and eighty-one) entitled "An Act for the better government of cities of the first class of this Commonwealth" is hereby amended to read as follows

Section 1 There shall be the following executive departments

1 Department of Public Safety
2 Department of Public Works
3 Department of Public Health
4 Department of Public Welfare
5 Department of Wharves Docks and Ferries
6 Department of City Transit
7 Department of City Treasurer
8 Department of City Controller
9 Department of Law
10 Civil Service Commission
11 Department of Receiver of Taxes
12 Department of Supplies

Section 2 That clause (b) of section four of article two

of said act is hereby amended to read as follows

(b) Until the vacancy is filled or in case of the mayor's temporary disability the director of public safety shall act as mayor or if he should resign or be unable to act as mayor then the director of public works shall act as mayor or if he should resign or be unable to act as mayor then the director of public health shall act as mayor or if he should resign or be unable to act as mayor then the director of public welfare shall act as mayor or if he should resign or be unable to act as mayor then the director of wharves docks and ferries shall act as mayor or if he should resign or be unable to act as mayor then the director of city transit shall act as mayor or if he should resign or be unable to act as mayor then the director of supplies shall act as mayor or if he should resign or be unable to act as mayor then the president of the council shall act as mayor

Section 3 That said act is amended by adding thereto article twenty-four which reads as follows

ARTICLE XXIV.

DEPARTMENT OF SUPPLIES.

Section 1 There shall be a Department of Supplies of which the director of supplies shall be the head He shall be appointed by the mayor by and with the advice and consent of the council and shall hold office during the term for which the mayor who appointed him was elected and until his successor is appointed and qualified

Section 2 The director of supplies shall have the power to appoint an asistant director who in the absence or incapacity of the director to act shall possess all the powers and perform all the duties of the director until the incapacity or inability of the director is removed or until a new director is appointed and qualified as hereinbefore provided The director shall appoint such officers and employes as may be provided for by ordinance

Section 3 The Department of Supplies shall have the care management direction control and administration of the purchase and supply of all articles of personal property for the use of the various departments boards trusts commissions and other agencies of the city government All such departments and agencies shall obtain such articles by requisition on the Department of Supplies and not by direct purchase and the manner and form of such requisition may be prescribed by ordinance or in default thereof by standing rule of the Department of Supplies All appropriations of money for the purchase and supply of such articles shall be made to and shall be expended by the Department of Supplies and all contracts for the purchase of such articles shall be made and entered into by and with the Department of Supplies in the manner required by law It shall be unlawful for the city controller of such city to countersign or the city treasurer of such city to pay any warrants or checks for the purchase of such articles except upon certificate of the Department of Supplies that such articles have been purchased by its authority have been received and have conformed to the specifications of the contract as to quality quantity and substantially as to time of delivery Provided That this section shall not apply to the purchase of books prints manuscripts curios and specialties for libraries and museums

Section 4 This act shall take effect thirty days after it shall be approved or otherwise become a law thereupon section seven article two of the said act approved the twenty-fifth day of June one thousand nine hundred and nineteen and all other parts thereof or of any other act or acts which may be inconsistent herewith be and the same are nereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 290, as follows:

An Act to the act approved the eleventh day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred and three) entitled "An act authorizing the State Highway Commissioner to combine certain State Highways or any part or sections thereof into a route under a common letter name number or other marker or designation or any combination thereof for the purpose of informing and assisting the traveling public in and through the State" authorizing the inclusion of township roads in routes designated by the Secretary of Highways

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in addition to the powers conferred by the act to which this is a supplement the Secretary of Highways is authorized to include in any route designated by a common letter name or number any improved township road or township road about to be improved or to designate in like manner any such route composed wholly of improved township roads and township roads about to be improved

Section 2 All acts and parts of acts inconsistent with this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 300, as follows:

A Supplement to the Act approved the twenty-seventh day of March one thousand nine hundred and twenty-three (Pamphlet Laws thirty-four) entitled "An act concerning alcoholic liquors prohibiting the manufacture advertising furnishing traffic in and possession of intoxicating liquors for beverage purposes and articles and substances designed or intended for use in the manufacture thereof defining intoxicating liquor providing for penalties forfeitures and the abatement of nuisances and repealing existing alcoholic liquor alws and alcoholic liquor license laws" regulating under permit through an Alcihol Permit Board created in the Department of Agriculture the manufacture development use in manufacture sale at wholesale storage by bailees for hire and transportation for hire of any alcohol or any alcoholic liquid by certain persons providing for fees and the disposition thereof authorizing the inspection of the records of permittees and purchasers of said liquids declaring certain places nuisances and providing for their abatement and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonweatih of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That this entire act is an exercise of the police power of this Commonwealth for the protection of the public welfare health peace safety and morals of the people of this Commonwealth and all of its provisions shall be liberally construed for the accomplishment of these purposes

Section 2 The word "person" whenever used in this act shall mean and include natural persons associations partnerships and corporations for whatever purpose organized

"Alcoholic liquid" whenever used in this Act shall mean any liquid which contains or develops during or after manufacture one-half of one per cent or more of any alcohol by volume including cereal beverages

Section 3 It shall be unlawful for any person without having previously obtained a permit from the Commonwealth as hereinafter provided to manufacture develop or use in process of manufacture hold in storage as bailee for hire sell at wholesale or transport for hire within this Commonwealth any alcohol or any alcoholic liquid Provided That for making non-intoxicating cider and fruit juices to be used exclusively in a private dwelling a permit hereunder shall not be required And provided further That it shall not be necessary for any pharmacist holding a license issued by the State Board of Pharmacy or by the Department of Public Instruction acting for said Board to obtain a permit hereunder for the manufacture of medicines in a drug store or pharmacy operated by such pharmacist And provided further that such common carriers as are subject to regulation by the Public Service Commission of the Commonwealth of Pennsylvania shall not be required to obtain permits hereunder

Section 4 There is hereby created in the Department of Agriculture a departmental administrative board consisting of the Secretary of Agriculture the Secretary of Health and the Attorney General to be known as the Alcohol Permit Board hereafter in this Act called the Board Provided that if any of the said officers shall have any business or other interests which in the judgment of the Governor renders it unwise for such officer to act as a member of the said Board the Governor may designate a deputy in the department of which such officer is the head to act in the place and stead of such officer as a member of the said Board

Two members of the Board shall constitute a quorum The Board shall select from aomng its members a chairman and may elect a Secretary who need not be a member of the Board and said Board shall exercise the powers and perform the duties hereafter in this act set forth

Section 5 Every applicant for a permit under this act shall file with the Board a petition in writing duly verified in such form as the Board shall from time to time prescribe setting forth

(1) The legal names of the applicant and of the owner of the place where business under the permit will be carried on with their residence addresses by street and number if a partnership of each separate partner and if a corporation of each individual officer thereof

(2) The exact location of the place of business and of every place to be occupied or used in connection with such business the productive capacity of each plant where any alcohol is to be manufactured used or developed the capacity of every warehouse or other place where such alcohol is to be stored for hire the storage capacity of every place where a wholesale business in any alcohol or any alcoholic liquids is to be conducted or the equipment to be used where a transportation business is to be carried on under the permit

(3) The period of time the applicant has been carrying on the business for which the permit is desired

(4) If the permit is for the manufacture developement or storage of any alcohol the maximum quantity per month to be manufactured developed or stored and if the permit is for the use of any alcohol the purpose or purposes for which the same is to be used and the maximum quantity per month to be used and

(5) Such other revelant information as the Board shall from time to time require by rule or regulation

Section 6 Every permit issued under the provisions of this act for the manufacture development or storage of any alcohol shall specify the maximum quantity of such alcohol per month which may lawfully be manufactured developed or stored under such permit Any permit issued for the use of any alcohol in the process of manufacture shall specify the purpose or purposes for which such alcohol is to be used and the maximum quantity per month which may lawfully be used under such permit Every permit shall specify by specific location every place to be occupied or used in connection with the business to be conducted thereunder It shall be unlawful for the holder of any permit to manufacture develop store or use a greater quantity of any alcohol in any month than that specified in his permit or to use any alcohol for any purpose other than that specified in his permit or to occupy or use any place in connection with any business authorized under a permit other than the place or places designated therein

Section 7 Every person holding a permit issued under the provisions of this act shall keep daily permanent records which shall show (a) the quantities of any alcohol manufactured developed stored received or used in process of manufacture by him and of all other materials used in manufacturing or developing any alcoholic liquid (b) the sales or other disposition of such alcohol or alcoholic liquid (c) the quantities thereof if any stored or transported by or for the permittee and (d) the names and addresses of the purchasers or other recepients thereof Provided however that persons holding permits issued under the provisions of this act for the transportation for hire of any alcohol or any alcoholic liquid shall not be required to keep the above records but shall keep daily permanent records showing the names and addresses of the persons from whom such alcohol or alcoholic liquid was received and to whom delivered

Section 8 Every place where any alcohol or any alcoholic liquid is manufactured developed stored or sold shall be subject to inspection by members of the Board or by persons duly authorized and designated by the Board at any and all times of the day or night as they may deem necessary (a) for the detection of violations of this act or of the rules and regulations of the Board promulgated under the authority of this act or of the act to which this is a supplement or (b) for the purpose of ascertaining the correctness of the records required by this act to be kept by permittees and the books and records of permittees and the books and records of their customers insofar as they relate to purchases from said permittees shall at all times be open to inspection by the members of the Board or by persons duly authorized and designated by the Board for the purpose of making inspections as authorized by this section Members of the Board and the persons duly authorized and designated by the Board shall have the right without fee or hindrance to enter premises of any person whose place of business or books and records are subject to inspection hereunder

Section 9 Upon learning of any violation of this act or of any rule or regulation promulgated by the Board under the authority of this act or of any provision of the act to which this is a supplement by the holder of a permit issued under the provisions of this act the Board shall cite such permittee to appear before it not less than ten nor more than fifteen days from the date of sending such permittee by registered mail a notice to show cause why the permit should not be revoked And upon such hearing if satisfied that any such violation has occurred the Board shall immediately revoke such permit notifying the permittee thereof by registered letter

Any permittee aggrieved by any decision of the Board may file within thirty days thereafter in the Court of Common Pleas of Dauphin County a petition against the Board as Defendant alleging therein the action and decision complained of and praying for a reversal thereof Upon personal service of a summons on any member of the Board returnable within three days of the date thereof the Board shall within one week from such return date file an answer in which it shall allege by way of defense the grounds for its decision and such other grounds as shall in the meantime accrue or be discovered All allegations of the answer shall be deemed to stand denied without further pleading and upon application of either party the cause shall be advanced and heard without delay Mere technical irregularities in the procedure of the Board shall be disregarded A judgment sustaining the revocation of a permit by the Board shall not bar after one year a new application by the plaintiff for a permit nor shall a judgment in favor of the plaintiff prevent the Board from thereafter revoking or refusing a permit for any proper cause which may thereafter accrue or be discovered The court shall have full power to dispose of all costs From the judgments of the Court of Common Pleas of Dauphin County appeals may be taken as in other actions at law but during the pendency of any such appeal in which a former permittee is appellant such former permittee shall not carry on any business of the kinds regulated by this act

Section 10 All permits shall expire at the close of the calendar year but new permits for the succeeding year shall be issued upon written application therefor duly verified by affidavit stating that the facts in the original petition are unchanged and upon payment of the fee as hereinafter provided without the filing of further statements or the furnishing of any further information unless specifically requested by the Board Provided however that a permit issued to a corporation under the provisions of this act shall expire thirty days after any change in the officers of such corporation unless the name and address of the new officer or the names and addresses of the new officers of such corporation shall within that period be reported to the Board by certificate duly verified Applications for renewals must be made not less than thirty nor more than sixty days before the first day of January of the ensuing year All applications for renewals received otherwise shall be treated as original applications

Section 11 All persons now carrying on any business requiring a permit under the provisions of this Act must apply for the same within sixty days after its passage and any such business may continue if a permit has been so applied for until it is granted or refused The fee for every permit issued under the provisions of this Act shall be twenty-five dollars ($25.00) All fees shall be paid to the Board which shall deposit the same in the State Treasury where they shall be kept apart from all other funds in the State Treasury in a separate fund to be known as the "Permit Fund" The moneys from time to time in the said fund are

hereby specifically appropriated to the Board for the payment of any and all expenses of every kind and description which may be necessary for the proper administration and enforcement of this Act Moneys shall be paid out of the said fund by warrant of the Auditor General upon the State Treasurer after requisition by the Secretary of Agriculture

Section 12 Permits shall be issued by the Board under the official seal of the Department of Agriculture Every permit so issued must at all times be posted in a conspicuous place where the business is carried on under it and said place of business must be kept open during general business hours of every day in the year except Sundays and legal holidays No permit shall be issued hereunder to any person who is not a citizen of the Uuited States or to any person who has been convicted of a violation of this Act or of any law or regulation of the United States of America or of the Commonwealth of Pennsyvania for the control of traffic in any alcoholic liquor

Section 13 The Board shall have the power to make and promulgate appropriate rules and regulations for carrying into effect the provisions of this act Provided That as far as practicable the rules and regulations of the Board shall conform to the rules and regulations promulgated by the appropriate agency of the government of the United States for carrying into effect the provisions of any act or acts of Congress regulating the manufacture development storage sale or transportation of any alcohol or alcoholic liquid

Section 14 Any place within this Commonwealth in which any alcohol or any alcoholic liquid is manufactured developed stored or sold at wholesale by a person without a permit as required by the provisions of this act and any place in which a person holding a permit issued under the provisions of this act shall violate any provision of this act or any rule or regulation of the Board or any provision of the act to which this is a supplement is hereby declared to be a common nuisance and upon such violation the permit if any held by such person shall be automatically suspended Any nuisance as in this section defined may be abated in the same maner in which nuisances may be abated under the provisions of the act to which this is a supplement

Section 15 Any person who shall violate any of the conditions of any permit or who shall falsify any record or report required by this act to be kept or who shall violate any rule or regulation of the Board or who shall interfere with hinder or obstruct any inspection authorized by this act or prevent any member of the Board or any person duly authorized and designated by the Board from entering any place which such member of the Board or such person is authorized by this act to enter for the purpose of making an inspection who shall violate any other provision of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars ($100) or more than five thousand dollars ($5,000) or undergo imprisonment of not more than three (3) years or both at the discretion of the Court

Section 16 No property rights shall exist in any alcohol or alcoholic liquid manufactured developed used in process of manufacture stored sold at wholesale or transported for hire in violation of any of the provisions of this act and the same shall be deemed contraband and forthwith destroyed No such alcohol or alcoholic liquid in the custody of any officer of the law shall be seized or taken from him on any writ of replevin or other like process

Section 17 It shall be unnecessary in any complaint information indictment or other pleadings to negative any provision or exception contained in this act

Section 18 No person shall be excused on the ground that it may tend to incriminate him or subject him to a penalty or forfeiture from attending and testifying or producing books papers documents and other evidence in obedience to a subpoena of any court in any suit or proceeding based upon or growing out of any alleged violation of this act but no natural person shall be prosecuted or subjected to any penalty or forfeiture for or on account of any transaction matter or thing as to which in obedience to a subpoena and under oath he may so testify or produce evidence but no person shall be exempt from prosecution and punishment for perjury committed in so testifying

Section 19 If any section or provision of this Act shall be held by any court to be unconstitutional such judgment shall not affect any other section or provision of the same It is hereby declared as the legislative intent that this Act would have been passed had such unconstitutional provision not been included therein

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. SNYDER. Mr. President, I move that Senate Bill No. 300, on third reading, entitled:

A supplement to the act approved the twenty-seventh day of March one thousand nine hundred and twenty-three (Pamphlet Laws thirty-four) entitled "An Act concerning alcoholic liquors prohibiting the manufacture advertising furnishing traffic in and possession of intoxicating liquors for beverage purposes and articles and substances designed or intended for use in the manufacture thereof defining intoxicating liquor providing for penalties forfeitures and the abatement of nuisances and repealing existing alcoholic liquor laws and alcoholic liquor license laws" regulating under permit through an Alcoholic Permit Board created in the Department of Agriculture the manufacture development use in manufacture sale at wholesale storage by bailees for hire and transportation for hire of any alcohol or any alcoholic liquid by certain persons providing for fees and the disposition thereof authorizing the inspection of the records of permittees and purchasers of said liquids declaring certain places nuisances and providing for their abatement and providing penalties

be recommitted to the Committee on Law and Order, to consider amendments.

Mr. STEELE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. SCHANTZ. Mr. President, I would like to interrogate the Senator from Blair, Mr. Snyder.

The PRESIDENT. Will the Senator from Blair, Mr. Snyder, permit himself to be interrogated?

Mr. SNYDER. Mr. President, I will.

Mr. SCHANTZ. Mr. President, I would like to ask the Senator from Blair, Mr. Snyder the reason for sending this bill back to Committee? I think when we have bills out, unless there are very urgent reasons, we ought to keep them on the calendar and dispose of them.

Mr. SNYDER. Mr. President, I will answer Senator Schantz. As I said when I made the motion, it is to consider amendments.

Mr. SCHANTZ. Mr. President, I would like to further interrogate the Senator from Blair, Mr. Snyder.

The PRESIDENT. Will the Senator from Blair, Mr. Snyder, permit himself to be interrogated further?

Mr. SNYDER. Mr. President, I will.

Mr. SCHANTZ. Mr. President, I would like to ask Senator Snyder whether the amendments may not be offered on the floor of the Senate?

Mr. SNYDER. Mr. President, the bill has passed second reading and we think it wise to recommit it, to consider amendments.

Mr. SCHANTZ. Mr. President, I would further like to ask the Senator if we should permit him to send it back to Committee whether he can have it out of Committee and restored to the Calendar promptly this week?

Mr. SNYDER. Mr. President, further deponent saith not.

And the question recurring,

Will the Senate agree to the motion?

It was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of

the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 316, (House Bill No. 45), entitled:

An Act to amend section fifty-seven of the act approved the twenty-third day of May one thousand eight hundred and seventy-four (Pamphlet Laws two hundred and thirty) entitled "An Act dividing the cities of this state into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offences in all of said cities and providing for the incorporation and government of cities of the third class" providing for the acceptance of said act by certain cities of the third class providing for the election of certain city officers and members of city council in such cities and fixing the time when the terms of members of councils and certain city officers then in office shall cease and be terminated

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 320, (House Bill No. 193), entitled:

An Act to validate acts done by corporations before the recording of their charters

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 323 (House Bill No. 303), entitled:

An Act to amend sections two and nine to repeal section ten to amend section sixteen and section twenty-two as amended sections twenty-three thirty-one section thirty-two as amended section fifty-two section fifty-four as amended section fifty-seven as amended and section sixty-five of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and sixty-nine) entitled "An Act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 325, (House Bill No. 490), entitled:

An Act to validate acts done and contracts conveyances transfers and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the Courts of Common Pleas granting a charter where the applicants for incorporation had failed to register its proposed name as required by law and to validate charters of corporations of the first class granted since the sixteenth day of May one thousand nine hundred and twenty-three where there was a failure to register the name or title of the proposed corporation at the time of filing its application for a charter as required by law providing for the subsequent filing of such registration and providing for the amendment of names or titles of such corporations in certain cases

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 334, as follows:

An Act to further amend the second paragraph of the fifth section of an act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) entitled "An Act to provide for the incorporation and regulation of certain corporations"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the second paragraph of section five of an act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) entitled "An Act to provide for the incorporation and regulation of certain corporations" which was last amended by section one of the act approved the fourteenth day of May one thousand eight hundred and ninety-one (Pamphlet Laws sixty-one) entitled "An Act to amend the fifth section of an act entitled 'An Act to provide for the incorporation and regulation of certain corporations' approved April twenty-ninth one thousand eight hundred and seventy-four defining the officers of corporations and allowing certain officers receiving salaries to be directors and receive compensation" is hereby further amended to read as follows

The business of every corporation created hereunder or accepting the same shall be managed and conducted by a president a board of directors or trustees a secretary or clerk a treasurer and such other officers agents and factors as the corporation authorizes for that purpose and nothing in any way contained shall prevent or be construed to prohibit the vice-president treasurer solicitor or other officer of any corporation organized or existing under this act from being a director of such company and receiving at the same time such compensation for his services as such officer as the board of directors of such company may direct The directors or trustees shall be chosen annually by the stockholders or members at the time fixed by the by-laws and shall hold their office until others are chosen and qualified in their stead the manner of such choice and of the choice or appointment of all other agents and officers of the company shall be prescribed by the by-laws The number of directors or trustees shall not be less than three one of them shall be chosen president by the directors or by the members of the corporation as the by-laws shall direct The members of said corporation may at a meeting to be called for that purpose determine fix or change the number of directors or trustees that shall thereafter govern its affairs [and a majority of the whole number of such directors or trustees shall be necessary to constitute a quorum] and any corporation not for profit now or hereafter created may by the provisions of its by-laws duly adopted provide that a legal quorum of the board of trustees or managers may consist of less than a majority thereof The secretary or clerk shall be sworn and shall record all the votes of the corporation and the minutes of its transactions in a book to be kept for that purpose The treasurer shall give bond in such sum and with such sureties as shall be required by the by-laws for the faithful discharge of his duties and he shall keep the moneys of the corporation in a separate book account to his credit as treasurer and if he shall neglect or refuse so to do he shall be liable to a penalty of fifty dollars for every day he shall fail to do so to be recovered at the suit of any informer in an action of debt

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. WEINGARTNER. Mr. President, I move that Senate Bill No. 337, on second reading, entitled:

An Act concerning poor relief and the creation and government of poor districts and the administration of the same and revising amending consolidating and changing the law relating thereto

be recommitted to the Committee on Judiciary General.

Mr. WOODWARD. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 340, as follows:

An Act to amend part of section one of the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) entitled "An Act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause six of section one of the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) entitled "An Act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" is hereby amended to read as follows

Six "State employe" shall mean any person holding a State office under the Commonwealth of Pennsylvania or employed by the year or by the month by the State Government of the Commonwealth of Pennsylvania in any capacity whatsoever But the term "State employe" shall not include judges and it also shall not include those persons defined as employes in section one paragraph seven of the act approved the eighteenth day of July nineteen hundred seventeen (Pamphlet Laws one thousand forty-three) entitled "An Act establishing a public school employes' retirement system" as amended by section one paragraph seven of the act approved the twenty-first day of April nineteen hundred twenty-one (Pamphlet Laws two hundred fifty-five) but the term "State employe" shall be construed to include all officers and employes of the Department of Public Instruction who are not members of or who may withdraw from the school employes' retirement system provided by said act and any such officer or employe may before July first one thousand nine hundred and twenty-five become a member of the system provided by this act or an original member of said system (if in the employ of the Commonwealth prior to January first one thousand nine hundred twenty-four) by paying into the Members' Annuity Savings Fund the amount which would have been deducted from the salary of the officer or employe from the time he or she was entitled to become a member or an original member if this amendment had been in force and in all such cases the State employe if an original member shall in case of retirement be entitled to the benefits of all prior service provisions provided for by this act In all cases of doubt the retirement board shall determine whether any person is a State employe as defined in this paragraph and its decision shall be final

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 354, as follows:

An Act to further amend section six hundred and twenty-five of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An Act concerning townships and revising amending and consolidating the tax law relating thereto"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section six hundred and twenty-five of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An Act concerning townships and revising amending and consolidating the law relating thereto" which was amended by section one of the act approved the sixteenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred and thirty-four) entitled "An Act to amend section six hundred and twenty-five of and to amend by adding sections six hundred and twenty-six and six hundred and twenty-seven to an act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled 'An Act concerning townships and revising amending and consolidating the law relating thereto' by requiring the approval of the commissioners of townships of the first class before recording certain plans plots and replots and fixing penalties" is hereby further amended to read as follows

Section 625 Every township of the first and second class shall have a general plan of its streets and alleys including those which have been or may be laid out but not opened Such plan shall be filed in the office of the engineer or other proper office of the township and all subdivisions of property thereafter made shall conform thereto No streets or alleys or parts thereof laid out and confirmed shall afterwards be altered without the consent of the commissioners or supervisors of the township No person shall be entitled to recover any damages for any improvements placed or constructed within the lines of any street or alley after the same has been located or ordained on the plan provided for by this section

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 358, as follows:

An Act to amend section two of an act approved the twenty-fifth day of July one thousand nine hundred and seventeen (Pamphlet Laws eleven hundred eighty) entitled "An Act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New York of certain toll-bridges over the Delaware River and making an appropriation therefor"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of the act approved the twenty-fifth day of July one thousand nine hundred and seventeen (Pamphlet Laws eleven hundred eighty) entitled "An Act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New York of certain toll-bridges over the Delaware River and making an appropriation therefor" is hereby amended to read as follows

Section 2 The [Board of Commissioners of Public Grounds and Buildings] Auditor General State Treasurer and Sec-

retary of Highways of the Commonwealth of Pennsylvania [is] are hereby constituted a commission to act in conjunction with a similar commission of the State of New York or with any other government agency designated by the State of New York as a joint commission for the acquisition of the various bridges over the Delaware River between the Commonwealth of Pennsylvania and the State of New York

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## RECONSIDERATION OF MOTION TO DROP FROM CALENDAR SENATE BILL No. 12.

Mr. BUCKMAN. Mr. President, I move to reconsider the vote by which Senate Bill No. 12, entitled:

An Act providing for the merging of moneys held in certain special funds in the State Treasury with moneys in the general fund providing for the use of all moneys in the general fund for the payment of appropriations and for the payment from the general fund of moneys appropriated and dedicated for special purposes

was dropped from the Calendar.

The PRESIDENT. How did the Senator vote?

Mr. BUCKMAN. Mr. President, I voted "aye".

Mr. BALDWIN. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. BALDWIN. Mr. President, I voted "aye".

The motion was agreed to.

And the question recurring,

Will the Senate agree to the motion?

The motion was not agreed to.

## BILLS ON SECOND READING.

Mr. BUCKMAN. Mr. President, I move that the Senate do now proceed to the second reading and consideration of Senate Bill No. 12, entitled:

An Act providing for the merging of moneys held in certain special funds in the State Treasury with moneys in the general fund providing for the use of all moneys in the general fund for the payment of appropriations and for the payment from the general fund of moneys appropriated and dedicated for special purposes

Mr. WOODWARD. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 12, as follows:

An Act providing for the merging of moneys held in certain special funds in the State Treasury with moneys in the general fund providing for the use of all moneys in the general fund for the payment of appropriations and for the payment of appropriations and for the payment from the general fund of moneys appropriated and dedicated for special purposes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter all moneys paid into the State Treasury from whatsoever source derived and to whatsoever purpose dedicated by the laws of the Commonwealth except moneys belonging to the sinking fund the Workmen's Compensation Insurance Fund the State bond road fund the Federal Vocational Education Fund the Federal Industrial Rehabilitation Fund the several funds under the control of the retirement boards and all funds having moneys appropriated by the Government of the United States shall be paid into the general fund of the State Treasury All moneys in special funds in the State Treasruy at the date of the approval of this act other than those hereinbefore excepted shall on June one one thousand nine hundred twenty-five be paid into the general fund of the State Treasury All moneys hereafter in the general fund of the State Treasury shall be available for the payment of appropriation made by the General Assembly from time to time for any purpose whatsoever and payable from the general fund

Section 2 The State Treasurer and the Auditor General shall continue to keep an accurate record upon their books of the amount of money belonging to each special fund which has been heretofore or shall hereafter be dedicated for the purposes for which such special fund was created and in all cases where moneys belonging to such special funds have been heretofore or shall hereafter be appropriated for any purposes for which such special fund was created such moneys shall in the case of the funds merged with the general fund by section one of this act be payable from the general fund of the State Treasury in the same manner as they were heretofore payable from such special funds

Section 3 All acts or parts of acts inconsistent with this act are hereby repealed

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

## NOMINATIONS BY THE GOVERNOR.

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read os follows:

### NOTARIES PUBLIC.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February, 18, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation:

ALLEGHENY COUNTY.

Harry W. Humphreys, 3264 Middletown Road & Corliss St., Pittsburgh.

Miss Marie Reinsburg, 3001 Chartiers Ave., Pittsburgh.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 18, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

ALLEGHENY COUNTY.

Delmar E. Giles, R. D. No. 2, Glenshaw, March 7, 1925.

C. P. Morrison, 1513 Arch St., N. S., Pittsburgh, Feb. 14, 1925.

C. L. Weddell, McKeesport, March 7, 1925.

LACKAWANNA COUNTY.

Miss Clare McNish, Scranton, March 2, 1925.

LEBANON COUNTY.

William L. Gelbach, Lebanon, Feb. 18, 1925.

LEHIGH COUNTY.

Miss Carrie I. Mill, Allentown, March 7, 1925.

PHILADELPHIA COUNTY.

George Blatz, 13th & Shunk Sts., Phila., March 7, 1925.

L. D. Huebner, 3721 Lancaster Ave., Phila., March 7, 1925.

Miss Mary E. Lannon, 124 N. 18th St., Phila., March 7, 1925.

Christian New, 6814 Clearview St., Phila., March 7, 1925.

SUSQUEHANNA COUNTY.

B. P. Leslie, Susquehanna, March 7, 1925.

ALLEGHENY COUNTY.

Mrs. C. B. Lucas, Wm. Penn Hotel, Pittsburgh, Feb. 19, 1925.
Frank E. Miller, 3445 Fleming Ave., Pittsburgh, March 7, 1925.
K. O. F. Schramm, Aspinwall, March 7, 1925.
R. F. Weger, 413 4th Ave., Pittsburgh, Feb. 18, 1925.

BUTLER COUNTY.

Thomas S. Peters, Slippery Rock, March 7, 1925.

CHESTER COUNTY.

W. C. Blittersdorf, Avondale, Feb. 26, 1925.

ELK COUNTY.

G. B. Straub, St. Marys, Jan. 4, 1925.

LANCASTER COUNTY.

Miss Edna S. Musser, Lancaster, March 7, 1925.

LEBANON COUNTY.

Harry C. Yake, Lebanon, March 7, 1925.

MONTGOMERY COUNTY.

Frank W. Steinbright, Norristown, March 7, 1925.

MONTOUR COUNTY.

W. Fred Jacobs, Danville, March 7, 1925.

PHILADELPHIA COUNTY.

Joseph Braverman, 845 N. 6th St., Phila., March 7, 1925.
Mrs. Emma R. Clayton, Morton, March 7, 1925.
G. Raymond Greeby, 2243 S. 21st St., Phila., March 7, 1925.
David Fulmer Keely, E. Shawmont Ave., Roxboro, Phila., March 7, 1925.
Howard J. Wildey, 520 W. Lehigh Ave., Philadelphia, March 7, 1925.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 18, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation:

ERIE COUNTY.

Martin D. Levy, Erie.

INDIANA COUNTY.

Boyd F. Ake, Hillsdale.

LACKAWANNA COUNTY.

Miss Matilda J. Grazewicz, Dickson City.

YORK COUNTY.

Walter S. Plowman, Hanover.

ALLEGHENY COUNTY.

W. H. Hetzel, 139 Natalie Ave., Pittsburgh.

COLUMBIA COUNTY.

H. G. Teel, Bloomsburg.

PHILADELPHIA COUNTY.

James E. Valentine, 1510 McKean St., Philadelphia.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 18, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

ALLEGHENY COUNTY.

Chas. E. Baker, Dormont, March 7, 1925.
Miss Alice Finney, Clairton, March 7, 1925.
Robert S. Golden, Dormont, March 7, 1925.
Miss Lottie R. Keys, Pittsburgh, February 19, 1925.
T. J. Munsch, Imperial, March 7, 1925.
Raymond R. Pollitt, Dormont, March 7, 1925.
James F. Mann, 337 2nd Ave., Pittsburgh, January 31, 1925.
H. S. McKinley, Exchange Natl. Bank Bldg., Pittsburgh, March 7, 1925.
J. D. C. Miller, 2100 1st Natl. Bank Bldg., Pittsburgh, February 26, 1925.
Harry Bryan Rosenkrans, 54 21st St., Pittsburgh, March 7, 1925.
John Toth, Duquesne, February 19, 1925.
C. E. Yost, Gazette Times, Pittsburgh, February 22, 1925.

YORK COUNTY.

Emory W. Brandt, York, March 7, 1925.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 18, 1925.

To the Honorable the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Joel Delaune Catlin, of Mansfield, as Justice of the Peace, in and for the Borough of Mansfield, Tioga County.

GIFFORD PINCHOT.

## EXECUTIVE SESSION.

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38, which requires reports of committees on nominations made by the Governor to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at to-day's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—36

| | | | |
|---|---|---|---|
| Baldwin, | Freeman, | MacDade, | Snyder, |
| Baumer, | Gelder, | Mansfield, | Sones, |
| Betts, | Griswold, | Miller, | Steele, |
| Bonbrake, | Harris, | North, | Stites, |
| Buckman, | Huffman, | Norton, | Vare, |
| Culbertson, | Joyce, | Painter, | Weingartner, |
| Daix, | Krause, | Patton, | Woodward, |
| Derrick, | Kunkle, | Quigley, | Homsher, |
| Earnest, | Lanius, | Schantz, | Pres. Pro Tem. |
| Einstein, | | | |

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. BUCKMAN. Mr. President, I move that the Executive Session do now rise.

Mr. BALDWIN. Mr. President, I second the motion.

The motion was agreed to.

## HOUSE MESSAGES.

### TIME OF NEXT MEETING.

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives, informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, February 18, 1925.

Resolved (if the House of Representatives concur). That when the Legislature adjourns today it reconvene on Monday evening, February twenty-third, at nine o'clock.

### HOUSE CONCURS IN SENATE BILL No. 54.

He also returned to the Senate, Senate Bill No. 54, entitled:

An Act validating certain proceedings of counties, cities, boroughs, townships, school districts and other incorporated districts or municipalities, had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four, (P. L. 65), entitled "An Act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto; and validating bonds issued or authorized to be issued in pursuance to such proceedings.

with information that the House has passed the same without amendment.

### HOUSE CONCURS IN SENATE BILL No. 133.

He also returned to the Senate, Senate Bill No. 133, entitled:

An Act to amend section one thousand six of the act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," requiring the Superintendent of Public Instruction to send to every school director a copy of each new edition of the School code.

with information that the House has passed the same without amendment.

### HOUSE CONCURS IN SENATE BILL No. 48.

He also returned to the Senate, Senate Bill No. 48, entitled:

An Act relating to fruit syrups and prohibiting the manufacture sale offering for sale exposing for sale or having in possession with intent to sell of any adulterated or misbranded fruit syrups and providing penalties for the violation thereof and providing for the enforcement thereof

with information that the House has passed the same without amendment.

### HOUSE CONCURS IN SENATE BILL No. 61.

He also returned to the Senate, Senate Bill No. 61, entitled:

An Act to amend route number one hundred and two of section six of an act approved the thirty-first day of May one thousand nine hundred and eleven (P. L. 468), entitled "An Act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of Commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance, and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part, requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or tollroads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and state-aid highways; providing method of application for state aid in the improvement, maintenance, and repair of township or county roads, and prescribing the contests of township, county, borough, or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by the State, county, township, borough, or incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended.

with information that the House has passed the same without amendment.

### HOUSE CONCURS IN SENATE BILL No. 109.

He also returned to the Senate, Senate Bill No. 109, entitled:

An Act validating certain proceedings and elections of counties, cities, boroughs, townships, school districts, and other incorporated districts or municipalities, had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four (P. L. 65), entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof;" and the amendments and supplements thereto; and validating bonds issued or authorized to be issued in pursuance to such proceedings and elections.

with the information that the House has passed the same without amendment.

### HOUSE CONCURS IN SENATE BILL No. 198.

He also returned to the Senate, Senate Bill No. 198, entitled:

An Act to amend section two of the Act approved the eighth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred and forty-eight) entitled "An Act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll bridges over the Delaware River" as amended

with the information that the House has passed the same without amendment.

## RECESS.

Mr. SCHANTZ. Mr. President, I move that the Senate do now take a recess for five minutes.

Mr. MILLER. Mr. President, I second the motion.

The motion was agreed to.

## AFTER RECESS.

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

## HOUSE MESSAGES.

### HOUSE BILLS FOR CONCURRENCE.

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House of Representatives as follows:

House Bill No. 82 (Senate Bill No. 416), entitled:

An Act amending sections one and two of an act approved the twelfth day of May, one thousand nine hundred and twenty-one, (P. L. 548), entitled "An Act providing for the depositing of money with the clerk of the several courts of quarter sessions and oyer and terminer or other courts of record having jurisdiction in this Commonwealth, in lieu of bail and recognizances with surety or sureties, in criminal or quasi criminal prosecution, desertion or non-support and surety of the peace cases, pending in said courts, and fixing the fees of the said clerk of the courts;" providing for the depositing of cash bail by others than defendants.

Which was committed to the Committee on Judiciary General.

House Bill No. 366 (Senate Bill No. 417), entitled:

An Act amending clause forty-six of section three of Article five of an act approved the twenty-seventh day of June, one thousand nine hundred and thirteen, (P. L. 568), entitled "An Act providing for the incorporation, regulation, and government of cities of the third class; regulating nomination and election of municipal officers therein; and repealing, consolidating and extending existing laws in relation thereto." as amended, so as to provide that the cities of said class shall have the right to exercise the powers and authority of local self-government in all municipal affairs.

Which was committed to the Committee on Municipal Affairs.

House Bill No. 449 (Senate Bill No. 418), entitled:

An Act authorizing the Department of Public Instruction annually to fix the fees to be charged for the several professional examining boards within the said Department and prescribing the basis upon which such fees shall be fixed

Which was committed to the Committee on Education.

House Bill No. 450 (Senate Bill No. 419), entitled:

An Act requiring all professional examining boards within the Department of Public Instruction to pay into the general fund of the State Treasury all fees received by them and all unexpended balances of money accrued from fees heretofore received abolishing all special funds in the State Treasury for any such boards and transferring to the general fund of the State Treasury any unexpended balances in any such funds

Which was committed to the Committee on Education.

House Bill No. 455 (Senate Bill No. 420), entitled:

An Act to further amend section six hundred seventeen of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended

Which was committed to the Committee on Education.

House Bill No. 677 (Senate Bill No. 421), entitled:

An Act authorizing cities of the first class to appoint a Zoning Commission and a Bureau of Zoning, to adopt and enforce zoning ordinances regulating the height, location, size or bulk and use of buildings, structures and lands, the areas to be occupied thereby in proportion to the size of the lots upon which they stand, the size of courts, yards and other open spaces appurtenant thereto, their recession from the street lines upon which they abut, the establishment of districts and boundaries for these purposes, the designation and regulation of residential, commercial and industrial or other uses within such districts and boundaries, and to appoint a Board of Appeals, provide the duties and functions thereof and provide for the administration and enforcement of the rules, regulations and ordinances authorized by this act.

Which was committed to the Committee on Municipal Affairs.

House Bill No. 61 (Senate Bill No. 422), entitled:

An Act relating to jurors exempting from jury duty women over sixty years of age and mothers of children under the age of five years

Which was committed to the Committee on Judiciary General.

House Bill No. 88 (Senate Bill No. 423), entitled:

A Joint Resolution proposing an amendment to article nine section four of the Constitution of the Commonwealth of Pennsylvania

Which was committed to the Committee on Judiciary General.

House Bill No. 140 (Senate Bill No. 424), entitled:

An Act to amend the twelfth clause of section three hundred and eighty-one chapter seven of an act approved the fourteenth day of July one thousand nine hundred and seventeen (P. L. 840), entitled "An Act concerning townships and revising amending and consolidating the law relating thereto"

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 195 (Senate Bill No. 425), entitled:

An Act to further amend section thirteen of the act, approved the thirtieth day of January one thousand eight hundred and seventy-four (P. L. 31) entitled "A further supplement to the act regulating elections in this Commonwealth" as amended, empowering associate judges to act as return boards where the resident president judge is a candidate.

Which was committed to the Committee on Elections.

House Bill No. 269 (Senate Bill No. 426), entitled:

An Act to amend clause (d) of section fifty-nine of an act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred and forty-seven) entitled "An Act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of

the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payments thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees duranta absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" providing for payments of property belonging to minors without appointment of guardian in estates of three hundred dollars or less

Which was committed to the Committee on Judiciary General.

House Bill No. 319 (Senate Bill No. 427), entitled:

An Act authrizing cities of the second class to regulate by ordinance sales of merchandise at public auction and to fix penalties for the violation of the provisions thereof

Which was committed to the Committee on Municipal Affairs.

House Bill No. 360 (Senate Bill No. 428), entitled:

An Act to amend section eight of the act approved the sixteenth day of May one thousand nine hundred and twenty-one (P. L. 559) entitled "An Act for the better protection of fish requiring citizens of the United States residing within this Commonwealth to procure a license from the county treasurer to fish or angle in the waters of this Commonwealth or in the waters bounding or adjacent thereto and regulating the issuance of such license providing penalties for the violation of this act and the manner of proceeding to enforce compliance therewith and providing for the disposition of the penalties recovered and license fees received"

Which was committed to the Committee on Game and Fisheries.

House Bill No. 363 (Senate Bill No. 429), entitled:

An Act to amend section one of the act approved the eleventh day of June one thousand nine hundred and fifteen (P. L. 938) entitled "An Act to regulate and establish the fees to be charged and collected by the several clerks of the courts of oyer and terminer general jail delivery and quarter sessions of the peace in counties of this Commonwealth having a population of over eight hundred thousand and less than one million five hundred thousand inhabitants as computed by the last preceding United States census" by fixing fee for certifying certain conviction to Secretary of Highways

Which was committed to the Committee on Judiciary General.

House Bill No. 470 (Senate Bill No. 430), entitled:

An Act to amend section one thousand and nine of the act approved the third day of June one thousand nine hundred and fifteen, (P. L. 797), entitled "An Act to establish a Bureau of Forest Protection with the Department of Forestry; designating the officers who shall constitute the Bureau, their duties and salaries; prescribing penalties for the violation thereof; and repealing all laws, general, special, or local, or any parts thereof, that may be inconsistent with or supplied by this act," said section having been added to Article X of said act by the act approved April twenty-sixth, one thousand nine hundred and twenty-three, (Pamphlet Laws ninety) entitled "An Act to amend Article X of the act approved the third day of June, one thousand nine hundred and fifteen (Pamphlet Laws seven hundred and ninety-seven), entitled 'An act to establish a Bureau of Forest Protection with the Department of Forestry; designating the officers who shall constitute the Bureau, their duties and salaries; prescribing penalties for the violation thereof; and repealing all laws, general, special, or local, or any parts thereof, that may be inconsistent with or supplied by this act;' adding thereto a section, to be section one thousand nine, providing a penalty for interfering with notices posted by the Department."

Which was committed to the Committee on Forestry.

House Bill No. 475 (Senate Bill No. 431), entitled:

An Act to amend section one of an act approved the nineteenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and twenty-eight) entitled "An Act fixing the penalty for murder of the first degree, regulating the procedure incident to the inflicting thereof prescribing and providing for a place and manner of inflicting and penalty on the grounds of the new Western Penitentiary of this Commonwealth in Centre County making an apropriation therefor repealing inconsistent legislation and providing that neither this act nor said repeal shall apply to any case in which it shall appear that said crime was committed prior to the date of the approval of this act" by providing that the death penalty shall not be imposed upon persons under sixteen years of age

Which was committed to the Committee on Judiciary General.

House Bill No. 484 (Senate Bill No. 432), entitled:

An Act to amend section seven of an act approved the first day of May one thousand nine hundred and nine (Pamphlet Laws three hundred and forty-four) entitled "An Act to regulate the manufacture and sale of commercial fertilizer prescribing penalties for its violation and repealing an act entitled 'An Act to regulate the manufacture and sale of commercial fertilizers providing for its enforcement and prescribing penalties for its violation' approved the twenty-fifth day of March Anno Domini one thousand nine hundred and one" further defining commercial fertilizers

Which was committed to the Committee on Agriculture.

House Bill No. 493 (Senate Bill No. 433), entitled.

An Act providing for the levy of a poll tax in counties of the second third fourth fifth sixth seventh and eighth class and in boroughs towns and townships and abolishing therein taxes on salaries and emoluments of office offices and posts of profit professions trades and occupations

Which was committed to the Committee on Elections.

House Bill No. 591 (Senate Bill No. 434) entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section sixteen

Which was committed to the Committee on Forestry.

House Bill No. 620 (Senate Bill No. 435), entitled:

An Act relating to the allocation of moneys to the different counties by the Department of Highways for the construction of highways providing a method to compel the county commissioners to apply for such moneys and extending the time for filing applications for money allocated but unexpended prior to the approval of this act

Which was committed to the Committee on Public Roads and Highways.

House Bill No. 281 (Senate Bill No. 436), entitled:

An Act consolidating into one special fund in the State Treasury all separate funds set apart in the State Treasury

for the use of the Board of Fish Commissioners formerly the Department of Fisheries specifying the purposes for which the moneys in said fund may be used and appropriating such moneys to the Board of Fish Commissioners for the purposes specified

Which was committed to the Committee on Appropriations.

House Bill No. 355 (Senate Bill No. 437), entitled:

An Act to amend section eight hundred forty-six of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An Act concerning townships and revising amending and consolidating the law relating thereto" requiring persons causing damage to township roads by use of certain devices on the wheels of vehicles to repair such damages and providing penalties for refusal

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 361 (Senate Bill No. 438), entitled:

An Act to amend section three of an act approved the eleventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred twenty-two) entitled "An Act relating to dogs and the protection of livestock and poultry from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to livestock and poultry by dogs and for the illegal killing of licensed dogs and the payment of such damage by the Commonwealth imposing powers and duties upon certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State treasury and making an appropriation therefor and providing penalties"

Which was committed to the Committee on Agriculture.

House Bill No. 419 (Senate Bill No. 439), entitled:

An Act to amend sections three and four of the act approved the twenty-sixth day of June one thousand nine hundred and nineteen (Pamphlet Laws six hundred and forty) entitled "An Act to discontinue the State quarantine abolishing all offices and places connected therewith including the State Quarantine Board the Quarantine Physician and the Health Officer for the Port of Philadelphia providing for the possession control and custody of certain books records paraphernalia and property authorizing the leasing or sale of the real estate or personal property connected with the Marcus Hook Station to the United States Government and repealing certain acts"

Which was committed to the Committee on Public Health and Sanitation.

House Bill No. 471 (Senate Bill No. 440), entitled:

An Act providing for the quarantine and control of the European Corn Borer imposing certain powers and duties on the Department of Agriculture providing penalties

Which was committed to the Committee on Agriculture.

House Bill No. 543 (Senate Bill No. 441), entitled:

An Act repealing all acts and parts of acts general local and special which impose a State tax on the fees of notaries public

Which was committed to the Committee on Judiciary Special.

## REPORTS FROM COMMITTEE.

Mr. MacDADE. Mr. President, I ask unanimous consent to make report from Committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MacDADE, from the Committee on Congressional Apportionment, reported as committed, Senate Bill No. 356, entitled:

An Act to amend the thirty-fourth and thirty-fifth Congressional districts in section one of the act approved the tenth day of May, one thousand nine hundred and twenty-one, (P. L. 444), entitled "An Act to apportion the State into congressional districts."

Also, from the Committee on Education, reported as committed, Senate Bill No. 359, entitled:

An Act relating to the operation and administration of the Cheyney Training School for Teachers, discontinuing said school as a part of the Public School System, changing its name, providing for its operation and administration as a State School for teacher training with departments for technical and vocational training under a departmental administrative board within the Department of Public Instruction and making an appropriation.

## MOTION TO READ BILLS THE FIRST TIME.

Mr. BUCKMAN. Mr. President, I move that all bills reported from Committees at today's session be read the first time.

Mr. JOYCE. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON FIRST READING.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 39, entitled:

An Act to provide for an additional system for the collection of State and county taxes in cities of third class.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 123, entitled:

An Act to amend section nineteen of the act approved the second day of May one thousand nine hundred and five (Pamphlet Laws three hundred and fifty-two) entitled "An Act to regulate the employment in all kinds of industrial establishments, of women and children employed at wages or salary, by regulating the age at which minors can be employed and the mode of certifying the same, and by fixing the hours of labor for women and minors; to provide for the safety of all employes in all industrial establishments, and of men, women, and children in schoolhouses, academies, seminaries, colleges, hotels, hospitals, storehouses, office buildings, public halls, and places of amusements, in which proper fire escapes, exits, and extinguishers are required; to provide for the health of all employes, and of men, women, and children in all such establishments, storehouses, and buildings, by proper sanitary appliances; and to provide for the appointment of inspectors, office clerks and others, who, with the Chief Factory Inspector, shall constitute the Department of Factory Inspection; to enforce the same, and providing penalties for violations of the provisions thereof; fixing the term and salaries of the Chief Factory Inspector and his appointees," as amended by appropriating to the Department of Labor and Industry all fees received by it for boiler inspections.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 261, entitled:

An Act to amend sections one and two of the act approved the fourteenth day of April, one thousand nine hundred and five, (P. L. 162), entitled "An Act regulating the method and procedure in the erection of line or partition fences," providing for fence views in cities of the third class by the mayor and members of council.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 310, entitled:

An Act validating certain proceedings and elections of counties, cities, boroughs, townships, school districts, and other municipalities or incorporated districts had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four, (P. L. 65), entitled "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto; and validating bonds issued or authorized to be issued in pursuance of such proceedings and elections.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 311, entitled:

An Act to amend section one thousand four hundred thirteen of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue, and repealing all laws, general, special, or local, or any parts thereof that are or may be inconsistent therewith," as amended, making further provision for the special education of certain children incapable of receiving proper education in the regular classes of the public schools.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 312, entitled:

An Act to amend section one thousand four hundred and forty of an act, approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith;" making provision for assistance to blind and to deaf students in certain schools and institutions.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 313, entitled:

An Act to amend an act approved the sixteenth day of May, one thousand nine hundred and nineteen, (Pamphlet Laws, one hundred and ninety-six), entitled "An Act providing for the time during which pupils may be taught in institutions for the instruction of the blind in this Commonwealth," extending the provisions of the act to pupils in institutions of schools for the deaf as well as for the blind, and authorizing the Department of Public Instruction to determine the number of years during which such pupils may be educated in whole or in part at State expense.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 314, entitled:

An Act to further amend section one thousand four hundred and fourteen of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for the education of deaf, blind, or crippled children.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 319, (House Bill No. 170), entitled:

An Act providing for and regulating the validation of certain borough ordinances.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 329, entitled:

An Act for the protection of the public health in the manufacture and sale of carbonated beverages and still drinks; providing for the registration thereof; prohibiting the sale offering or exposing for sale exchange or giving away thereof in certain cases unless registered; regulating the manufacture bottling preparation mixing and compounding of carbonated beverages or still drinks, and the sale and dispensing thereof; creating a special fund in the State Treasury and providing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 342, entitled:

An Act to further amend clause five of section three of the act approved the thirteenth day of May, one thousand nine hundred and nine, (P. L. 520), entitled "An Act relating to food; defining food; providing for the protection of the public health, and the prevention of fraud and deception, by prohibiting the manufacture or sale the offering for sale or exposing for sale, or the having in possession with intent to sell, of adulterated, misbranded, or deleterious foods, prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 351, entitled:

An Act to amend section seven of an act approved the third day of June one thousand nine hundred and eleven (Pamphlet Laws six hundred and thirty-nine), entitled "An

Act relating to the right to practice medicine and surgery in the Commonwealth of Pennsylvania; and providing a Bureau of Medical Education and Licensure as a bureau of the Department of Public Instruction, and means and methods whereby the right to practice medicine and surgery and any of its minor branches may be obtained and exemptions therefrom; and providing for an appropriation to carry out the provisions of said act, and providing for revocation or suspension of licenses given by said bureau; and providing penalties for violation thereof, and repealing all acts or parts of acts inconsistent therewith," as amended, commonly known as "The Medical Practice Act," by providing for the annual registration of all persons duly qualified and licensed to conduct the practice of medicine or any of the allied branches thereof in the Commonwealth of Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 355, entitled:

An Act to amend section fourteen paraghaph two of an act approved the eighteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws ten hundred and forty-three) entitled "An Act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process and providing penalties" by permitting county superintendents to continue in office for the term for which they were elected and commissioned and providing that county superintendents who have been retired shall be reinstated and privileged to serve until the expiration of the term for which they were elected and commissioned.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 356, entitled:

An Act to amend the thirty-fourth and thirty-fifth Congressional districts in section one of the act approved the tenth day of May, one thousand nine hundred and twenty-one, (P. L. 444), entitled "An Act to apportion the State into congressional districts."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 359, entitled:

An Act relating to the operation and administration of the Cheyney Training School for Teachers, discontinuing said school as a part of the Public School System, changing its name, providing for its operation and departments for technical and vocational training under a departmental administrative board within the Department of Public Instruction and making an appropriation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

## BILL INTRODUCED.

Mr. LANIUS. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LANIUS read in his place and presented to the Chair Senate Bill No. 442, entitled:

An Act to further amend paragraph nineteen of section one thousand two hundred and ten of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by including payments on account of special classes.

Which was committed to the Committee on Education.

## ADJOURNMENT.

Mr. BUCKMAN. Mr. President, I move that the Senate do now adjourn until Monday evening, February 23, 1925, at nine o'clock.

Mr. MILLER. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 12:29 P. M. until Monday evening, February 23, 1925, at nine o'clock.

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# HOUSE OF REPRESENTATIVES

WEDNESDAY, February 18, 1925.

The House met at 10:30 o'clock A. M.
The SPEAKER (Thomas Bluett) in the Chair.

## PRAYER.

The Chaplain, Rev. George P. Donehoo, offered the following prayer:

Our gracious Heavenly Father, we thank Thee this beautiful morning for the sunshine and for the promise of springtime. Grant that we all of us may be in harmony with the sunshine and brightness of this day . Help us to seek to do the things which will cause happiness, and gladness and sunshine for each other. Bless those who are sick today. Be with all who are in sorrow and grant that even through the darkness and clouds they may see the sunshine. Bless the Speaker and the members of this House, and all of us, for Christ's sake. Amen.

## JOURNAL APPROVED.

The SPEAKER. The Clerk will read the Journal of yesterday's proceedings.

The Clerk proceeded to read the Journal of yesterday's proceedings, when, on motion of Miss Bentley, the further reading was dispensed with and the Journal approved.

## BILLS INTRODUCED AND REFERRED.

By Mr. EDWIN P. BROWN. HOUSE BILL No. 819.

An Act to establish as a State Highway a certain section of public road in the County of Susquehanna.

Referred to the Committee on Public Roads.

By Mr. MacMILLAN. HOUSE BILL No. 820.

An Act to amend section three hundred and twenty-seven of the act approved the fourteenth day of July, one thousand nine hundred and seventeen (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto."

Referred to the Committee on Counties and Townships.

By Mr. FRANK D. EVANS. HOUSE BILL No. 821.

An Act to amend an act approved the fifth day of July, one thousand nine hundred and seventeen (P. L. 684), entitled "An act fixing the pay of election officers;" as amended increasing the pay of judges of election, inspectors and clerks.

Referred to the Committee on Elections.

By Mr. FRED W. PATTERSON. HOUSE BILL No. 822.

An Act providing that all contracts heretofore or hereafter made by or with any municipal corporation in this Commonwealth shall have the same force and effect as all other contracts and shall be construed in the same manner as other contracts by all the boards, commissions and courts of this Commonwealth.

Referred to the Committee on Municipal Corporations.

By Mr. EDWIN P. BROWN. HOUSE BILL No. 823.

An Act making an appropriation to the Simon H. Barnes Memorial Hospital, of Susquehanna, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MEMOLO. HOUSE BILL No. 824.

An Act to establish as a State Highway a certain section of public road in the county of Lackawanna.

Referred to the Committee on Public Roads.

By Mr. SARIG. HOUSE BILL No. 825.

An Act validating certain proceedings and elections of counties, cities, boroughs, townships, school districts and other municipal or incorporated districts within this Commonwealth under the method or procedure specified by the provisions of an act of Assembly, entitled "An act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof" approved the twentieth day of April, one thousand eight hundred and seventy-four, (P. L. 65), and the amendments and supplements thereto, and validating bonds issued or authorized to be issued in pursuance of such proceedings and elections.

Referred to the Committee on Elections.

By Mr. MARCUS. HOUSE BILL No. 826.

An Act providing for the enumeration of registered persons in the Commonwealth, and the publication of a tabulation thereof by the Secretary of the Commonwealth, and imposing certain duties upon registrars, assessors, registry assessors and county commissioners.

Referred to the Committee on Elections.

By Mr. HARER. HOUSE BILL No. 827.

An Act to amend an act, approved the eighteenth day of May, one thousand nine hundred eleven, entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith."

Referred to the Committee on Education.

By Mr. SOWERS. HOUSE BILL No. 828.

An Act to further amend the second paragraph of the fifth section of an act, approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, (P. L. 73), entitled "An act to provide for the incorporation and regulation of certain corporations."

Referred to the Committee on Judiciary Special.

By Mr. FRYE. HOUSE BILL No. 829.

An Act to establish as a State Highway a certain section of public road in the county of York.

Referred to the Committee on Public Roads.

By Mr. FRYE. HOUSE BILL No. 830.

An Act to establish as a State Highway a certain section of public road in the county of York.

Referred to the Committee on Public Roads.

By Mr. FRYE. HOUSE BILL No. 831.

An Act to establish as a State Highway a certain section of public road in the county of York.

Referred to the Committee on Public Roads.

By Mr. BLAIR. HOUSE BILL No. 832.

An Act to amend section sixteen of the act approved the thirty-first day of May, one thousand nine hundred and eleven (P. L. 468), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employees; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of Commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Common wealth certain existing public roads connecting county-seats principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance, and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over save; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and proceedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads, and prescribing the contents of township, county, borough or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same, providing for the minimum width of State highways and State-aid highways, and kind of materials to be used in the improvement, providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act;" as amended; placing the payment of damages due to changes of width or existing lines and location of State Highways upon the State.

Referred to Committee on Public Roads.

By Mr. WHITEHOUSE. HOUSE BILL NO. 833.

An Act to establish as a State Highway a certain section of public road in the counties of Schuylkill and Carbon.

Referred to the Committee on Public Roads.

By Mr. BEHNEY. HOUSE BILL No. 834.

An Act to amend article two of an act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 789), entitled "An act relating to insurance; establishing an insurance department; and amending, revising, and consolidating the law relating to the licensing, qualification, regulation, examination, suspension, and dissolution of insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; providing penalties and repealing existing laws," by adding thereto section two hundred and twenty; by providing for the appropriation of fees collected by the department for the expenditure by the department for administration purposes.

Referred to the Committee on Insurance.

By Mr. BEHNEY. HOUSE BILL No. 835.

An Act to amend section one of the act approved the eighth day of July, one thousand nine hundred and eleven, (P. L. 715) entitled "An act authorizing and empowering the several courts of common pleas of the Commonwealth, upon cause shown, to discharge lands bound by the lien of any sum or sums of money, under the provisions of any last will and testament, for the maintenance of a burial lot or lots, and to appoint a trustee to hold said sum or sums of money, for the purpose for which the land is or shall be charged by said last will and testament," extending the power of the courts to discharge liens created by dead and liens for the support of churches, congregations and ministers thereof."

Referred to Committee on Judiciary General.

By Mr. BEHNEY. HOUSE BILL No. 836.

An Act to amend sections three hundred two, three hundred three, three hundred four, and part of sections three hundred eleven and three hundred sixteen of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto;" increasing the hunting license fees, and providing limited hunting licenses.

Referred to Committee on Game.

By Mr. BEHNEY. HOUSE BILL No. 837.

An Act to amend section one of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three, (P. L. 442), entitled "An act to provide for the licensing of transient, retail merchants in cities, boroughs, and townships, and providing a penalty for the failure to obtain such license."

Referred to Committee on Judiciary Special.

By Mr. BEHNEY. HOUSE BILL No. 838.

An Act to amend section two hundred and nineteen of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 789), entitled "An act relating to insurance; establishing an insurance department; and amending, revising, and consolidating the law relating to the licensing, qualification, regulation, examination, suspension, and dissolution of insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; providing penalties; and repealing existing laws."

Referred to Committee on Insurance.

By Mr. BEHNEY. HOUSE BILL No. 839.

An Act to further amend section one thousand and forty of the act approved the fourteenth day of July, one thousand nine hundred and seventeen, (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto;" providing for the construction of sidewalks in townships of the second class.

Referred to the Committee on Counties and Townships.

By Mr. WATSON. HOUSE BILL No. 840.

An Act to amend sections three and four of the act approved the eleventh day of May, one thousand nine hundred and twenty-three (Pamphlet Laws, one ninety-nine), entitled "An act providing for the examination of the Locust Moontain Memorial Hospital of Shenandoah, Pennsylvania; providing for the transfer thereof to the Commonwealth, and for its management thereafter; and making and appropriation.

Referred to the Committee on Appropriations.

By Mr. MEMOLO. HOUSE BILL No. 846.

An Act to repeal the act approved the twenty-fifth day of May one thousand nine hundred and twenty-one (P. L. 1131), entitled "An act to regulate the practice of the Profession of Engineering and of land Surveying" creating a State Board for the Registration of Professional Engineers and Land Surveyors; defining its powers and duties; imposing certain duties upon the Commonwealth and political sub-divisions thereof in connection with public work; and providing penalties.

Referred to the Committee on Judiciary Special.

By Mr. FLYNN. HOUSE BILL No. 847.

An Act establishing a State Highway in the county of Elk; providing for its location, construction, improvement and maintenance by the Commonwealth; and vacating a certain section of State road in the said county of Elk.

Referred to the Committee on Public Roads.

By Mr. MARCUS. HOUSE BILL No. 848.

An Act to further amend an act approved the twenty-fifth day of May, one thousand eight hundred ninety-seven, (P. L. 83), entitled, "An act to provide for the maintenance, care and treatment of the indigent insane in county and local institutions," as amended, increasing the weekly payments and extending the provisions of said act to poor districts.

Referred to the Committee on Appropriations.

By Mr. BRAY. HOUSE BILL No. 849.

An Act regulating the compensation of coroners in counties of the sixth class.

Referred to the Committee on Counties and Townships.

By Mr. BRAY. HOUSE BILL No. 850.

An Act regulating the compensation of court criers and tipstaves in counties of the sixth class.

Referred to the Committee on Counties and Townships.

By Mr. WELTY. HOUSE BILL No. 851.

An Act to amend clause (c) of section fifty-seven of the act approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 447), entitled "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; con-

tracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases: and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents."

Referred to the Committee on Judiciary General.

By Mr. GREENSTEIN. HOUSE BILL No. 852.

An Act to reimburse Josephine Wrucina for overpayments to the State Treasurer.

Referred to the Committee on Appropriations.

By Mr. LAUVER. HOUSE BILL No. 853.

An Act to establish as a State Highway a certain section of public road in the counties of Juniata, Snyder and Perry.

Referred to the Committee on Public Roads.

By Mr. LAUVER. HOUSE BILL No. 854.

An Act to establish as a State Highway a certain section of public road in the county of Juniata.

Referred to the Committee on Public Roads.

By Mr. HAAS. HOUSE BILL No. 855.

An Act to amend section three hundred and one and three hundred and six and three hundred and seven as amended, of an act approved the second day of June one thousand nine hundred and fifteen (Pamphlet Laws seven hundred thirty-six) entitled, "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment, establishing an elective schedule of compensation and providing procedure for the determination of liability and compensation thereunder."

Referred to the Committee on Insurance.

By Mr. BURKE. HOUSE BILL No. 856.

An Act prohibiting the manufacture of gambling machines and providing penalties.

Referred to the Committee on Judiciary Special.

By Mr. HAWS. HOUSE BILL No. 857.

An Act to amend section six of the act approved the fourteenth day of July, one thousand nine hundred and twenty-three, (P. L. 802), entitled "An act relating to mattresses, pillows, bolsters, feather beds, comfortables, cushions, and upholstered furniture; regulating the making, remaking, renovating, sterilizing, disinfecting, sale, leasing, delivering, and consigning thereof and the possession thereof with intent to sell, lease, deliver, or consign."

Referred to the Committee on Public Health and Sanitation.

## BILLS RE-REFERRED.

Mr. HAAS returned from the Committee on Municipal Corporations, with recommendation that it be re-referred to the Committee on Ways and Means, House Bill No. 590, entitled:

An Act relieving municipal bonds and other evidences of indebtedness from taxation.

The SPEAKER. The bill is now re-referred to the Committee on Ways and Means.

Mr. HAAS returned from the Committee on Municipal Corporations, with recommendation that it be re-referred to the Committee on Counties and Townships, House Bill No. 426, entitled:

An Act to amend section five of the act approved the twentieth day of June, one thousand nine hundred and one, (P. L. 578), entitled "An act relating to the collection of city, school and poor taxes in the several cities of the third class in this Commonwealth, and providing that the city treasurer of each of said cities, by virtue of his office, shall be the collector of the said several taxes; prescribing his duties and fixing his compensation;" by making more specific the powers of tax collectors.

The SPEAKER. The bill is now re-referred to the Committee on Counties and Townships:

## REPORTS FROM COMMITTEE.

Mr. CROSS, from the Committee on Accounts, reported as committed, House Bill No. 453, entitled:

An Act authorizing the Department of Property and Supplies under certain conditions to exchange unserviceable personal property of this Commonwealth for or on account of the purchase price of new personal property required by the Commonwealth.

Mr. DAVIS, from the Committee on Counties and Townships, reported as committed, House Bill No. 732, entitled:

An Act authorizing and regulating the establishment and operation by counties of hospitals for the treatment of persons afflicted with tuberculosis; providing for the acquisition of property for such hospitals by the power of eminent domain; the incurring of indebtedness and the levying of taxes; the appointment of an advisory board; authorizing counties to pay for patients cared for in hospitals of other counties; authorizing counties to receive gifts or trust funds for the erection and maintenance of such hospitals; validating proceedings, elections and erections, under existing laws repealed by this act and all indebtedness incurred in connection therewith.

Mr. HIMES, from the Committee on Counties and Townships, reported as committed, House Bill No. 332, entitled:

An Act to amend section seventeen of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-one, (P. L. 1081), entitled "An act providing for county poor districts in counties of the seventh class; providing for their management, direction, and control by the county commissioners; defining their powers and duties; imposing certain duties upon the the county treasurer and county controller or county auditors; abolishing the present poor districts, and transferring their property."

Mr. HOWE, from the Committee on Counties and Townships, reported as committed, House Bill No. 609, entitled:

An Act authorizing townships of the first class to create fire and water districts and issue bonds and levy special taxes restricted to said districts for the purpose of supplying and maintaining a water supply in the same.

Mr. DONNELL, from the Committee on Accounts, reported as committed House Bill No. 443, entitled:

An Act providing that the cost of moving the household effects and families of certain State employes from one place of residence to another place of residence shall under certain circumstances be deemed expenses, actually incurred in the performance of the public duties of such employees.

Mr. BLAIR, from the Committee on Counties and Townships, reported as committed House Bill No. 563, entitled:

An Act to enable city, county, poor, ward, school, borough, and township tax collectors, their executors and administrators, if they are deceased, or either surety, or sureties, if the surety or sureties have paid the taxes, to collect taxes, for the payment of which they have become personally liable, without having collected the same, by the expiration of the authority of their respective bonds, or by the expiration of the authority of their respective warrants, or by the expiration of their terms of office, and to extend the time for the collection of the same for a period of two years from the passage of this act.

Miss GRIMES, from the Committee on Insurance, reported as committed House Bill No. 412, entitled:

An Act to amend article five of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws;" requiring fire insurance companies, associations and exchanges to notify policy holders suffering loss or damage to file proof of loss.

Mr. NEELY, from the Committee on Counties and Townships, reported as amended House Bill No. 268, entitled:

An Act to further amend an act, approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 894), entitled "An act to amend an act, approved the twenty-fifth day of June, one thousand nine hundred and thirteen, (P. L. 550), entitled 'An act authorizing the several counties, incorporated towns, and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans, and of the Army of the Philippines, and to each post of the American Veterans of Foreign Service, in the respective counties, boroughs, and towns, to aid in defraying the expenses of Memorial Day,' by authorizing appropriations to each post of the American Legion, Veterans of Foreign Wars, and to each Naval Association, and each post of the Grand Army of the Republic."

Mr. JOSIAH T. LITTLE, from the committee on Counties and Townships, reported as committed, House Bill No. 456, entitled:

An Act to amend section two of the act approved the twenty-ninth day of June, one thousand nine hundred and twenty-three, (P. L. 944), entitled "An act relating to salaries, compensation, bonds, offices, and supplies of certain county officers, their deputies and clerks, in counties of the sixth class.

Mr. DUDDY, from the Committee on Counties and Townships reported as committed, House Bill No. 690, entitled:

An Act fixing the salaries of the county commissioners county controller, recorder of deeds and clerk or courts in counties of the third class.

Mr. BLUMBERG, from the Committee on Judiciary General, reported as amended, House Bill No. 369, entitled:

An Act to amend section two of the act approved the ninth day of March, one thousand eight hundred and forty-seven, (P. L. 278), entitled "An act in relation to the sales of unseated lands in the several counties of this commonwealth.

Mr. MOFFATT, from the Committee on Judiciary General, reported as committed, House Bill No. 457, entitled:

An Act to provide for the conduct of business in orphans' courts in cases of vacancies in the office of orphans' court judge.

Mr. LOTZ, from the Committee on Insurance, reported as committed, House Bill No. 680, (Senate Bill No. 32), entitled:

An Act to amend section six hundred and three of an act approved the seventeenth day of May, nineteen hundred and twenty-one (Pamphlet Laws six hundred and eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies, Lloyd's associations, reciptrocal and interinsurance exchanges and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund, providing penalties and repealing existing laws," as amended, providing for the investment of the surplus of domestic stock casualty insurance companies.

Mr. WITKIN, from tahe Committee on Judiciary General, reported as committed, House Bill No. 684, (Senate Bill No. 189), entitled:

A Joint Resolution proposing an amendment to section twelve of article three of the Constitution of Pennsylvania.

Mr. WITKIN, from the Committee on Judiciary General, reported as committed, House Bill No. 685, (Senate Bill No. 196), entitled:

An Act ratifying and confirming the action of the Department of Welfare in classifying the Wernersville State Hospital as a hospital for the care and treatment of the indigent insane.

Mr. EARLEY, from the Committee on Military, re-reported as amended House Bill No. 266, entitled:

An Act to amend section one of an act approved the seventeenth day of July, one thousand nine hundred and nineteen, (P. L. 1021), entitled "An act to exempt from taxation public property used for public purposes, actual places of religious worship, places of burial not used or held for private or corporate profit, and institutions of purely public charity, and repealing prior acts relating thereto," as amended; by extending the provisions thereof to property owned, occupied and used by any branch, post or camp of honorably discharged soldiers, sailors and marines, and discharging certain taxes.

Mr. HENRY A. MILLER, from the Committee on Counties and Townships, re-reported as amended House Bill No. 292, entitled:

A Supplement to an act approved the twenty-third day of June, one thousand nine hundred eleven (Pamphlet Laws eleven hundred and twenty-three) entitled "An act establishing in each county a board of viewers; prescribing their duties; providing for their appointment as viewers, road juries, juries of view and commissioners to view land and providing for the charges upon the respective counties in the matter of salaries, costs and expenses thereof," as the same was amended and supplemented by subsequent acts by providing for the compensation to be paid to the members of the board of viewers in counties of the third, fourth, fifth, sixth, seventh and eighth class.

## ANNOUNCEMENT BY THE SPEAKER.

The SPEAKER. The Chair asks that all members reporting bills from committees will please sign the bill and also indicate how it is reported, whether as it is committed or amended.

## LEAVE OF ABSENCE.

Miss THOMAS asked and obtained leave or absence for Mr. North.

## TIME EXTENDED ON BILL.

Mr. HALL. Mr. Speaker, I move that the time on House Bill No. 51, file folio 663, entitled:

An Act to amend section ten of an act approved the twenty-seventh day of June one thousand eight hundred and

ninety-five (Pamphlet Laws four hundred and three) entitled "An act creating the office of county controller in counties of this Commonwealth containing one hundred and fifty thousand inhabitants and over prescribing his duties and abolishing the office of county auditor in said counties" by changing the amount at which contracts must be advertised

on page 4 of today's calendar, bill on third reading postponed be extended five days.

Mr. EARLEY. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILL SIGNED BY SPEAKER.

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

HOUSE BILL No. 220.

A Supplement to the act approved the twenty-fourth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred and ninety-seven) entitled "An act authorizing the establishment of contagious disease hospitals in the several counties of the Commonwealth to be constructed and maintained out of county funds" providing for the establishment and maintenance of contagious disease hospitals by two or more counties jointly

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

## BILL ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 308, as follows:

An Act providing that territory annexed to any city of the second class shall constitute a part of the poor district of such city of the second class or of the poor district of which said city is a part

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever territory adjacent to and adjoining any city of the second class comprising one poor district or a portion of a poor district has been or shall hereafter be annexed to and made a part of any such city of the second class that the territory or district so annexed shall constitute and form a part of the poor district of said city or of the poor district of which said city is a part

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILLS ON FINAL PASSAGE.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 366, as follows:

An Act amending clause forty-six of section three of Article five of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" as amended so as to provide that the cities of said class shall have the right to exercise the powers and authority of local self-government in all municipal affairs

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause forty-six of section three of Article five of the act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" which was amended by the act approved the twenty-seventh day of May one thousand nine hundred and nineteen (Pamphlet Laws three hundred ten) entitled "An act to amend and revise an act entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto' approved the twenty-seventh day of June Anno Domini one thousand nine hundred and thirteen enlarging changing modifying and defining certain of the powers of cities of the third class" is hereby further amended to read as follows

That in addition to the powers and authority vested in each city of the third class by the provisions of the foregoing clauses of this section each of the said cities shall have power and authority to make all such ordinances by-laws rules and regulations (not inconsistent with or restrained by the Constitution and laws of this Commonwealth) as may be expedient or necessary for the proper management care and control of the city and its finances and the maintenance of the peace good government safety and welfare of the city and its trade commerce and manufactures and also all such ordinances by-laws rules and regulations as may be necessary in and to the exercise of the powers and authority of local self-government in all municipal affairs Provided however That no ordinance by-law rule or regulation shall be made or passed which contravenes or violates any of the provisions of the Constitution of the United States or of this Commonwealth or of any Act of Assembly heretofore or that may be hereafter passed in force in said city and the said ordinance by-laws rules and regulations to alter modify and repeal at pleasure and to enforce all ordinances inflicting penalties upon inhabitants or other persons for violations thereof not exceeding three hundred dollars for any one offense recoverable with costs together with judgment of imprisonment not exceeding ninety days if the amount of said judgment and costs shall not be paid

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—178.

| | | | |
|---|---|---|---|
| Adam, | Edmonds, | Little, J. T., | Posey, |
| Alexander, | Emhardt, | Lockhart, | Powell, |
| Anderson, | Evans, B. P., | Long, | Prosser, |
| Armstrong, | Evans, F. D., | Lotz, | Pryor, |
| Aston, | Flinchbaugh, | Lucas, | Raymond, |
| Bagshaw, | Flynn, | Ludlow, | Reader, |
| Bartley, | Fockler, | Lukehart, | Rhodes, |
| Behney, | Fratt, | MacMillan, | Rieder, |
| Bell, F. A. | Frye, | Malie, | Royle, |
| Bell, W. T. | Fuller, | Mangan, | Sarig, |
| Bentley. | Gelnett, | Marcus. | Schilling, |
| Berkheiser, | Gilchrist, | Marshall, | Schoener, |
| Bickett, | Goehring, | Martz, | Schwartz, |
| Bidelspacher, | Goodnough, | Mathay, | Scott, |
| Blair, | Goss, | McBride, | Shaffer, |
| Blumberg, | Greenstein, | McCaig, | Smith, G. A., |
| Bray, | Griffith, | McCann, | Smith, H. J., |
| Brewster, | Grimes, | McClure, J. F., | Sowers, |
| Bromley, | Guerin, | McClure, J. H., | Speer, |
| Brown, E., | Haas, | McCormick, | Spencer, |
| Brown, E. P., | Haines, | McDaniel, | Stark, |
| Brown, T. J., | Hall, | McGowan, | Staudenmeier, |
| Burke, | Hantz, | McKim, | Stock, |
| Bush, | Harding, | McLaughlin, | Storb, |
| Canon. | Harer, | Memolo, | Strayer, |
| Colville, | Hart, | Metzger, | Talbot, |
| Conner, | Haws, | Miller, C., | Thomas, M. G., |
| Craig, | Heffernan, | Miller, H. A., | Towner, |
| Critchfield, | Henderson, | Moffatt, | Trescher, |
| Cross, | Hess, | Moore, | Turner, |
| Davies, | Himes, | Morrison, | Voltz, |
| Davis, | Holmes, | Muldowney, | Watson, |
| DeFrehn, | Holtzman, | Munley, | Weamer, |
| Deibler, | Hoover, | Myers, | Wells, |
| Dengler, | Horn, | Neely, | Welty, |

| | | | |
|---|---|---|---|
| Derby, | Howe, | Nicholson, | Wettach, |
| Diehm, | Hricko, | Nolte, | Williams, |
| Dietz, | Huber, | Orr, | Wilson, |
| Dilsheimer, | Irvin, | Parkinson, | Witherspoon, |
| Donnell, | Jones, | Patterson, F.W., | Witkin, |
| Drumbor, | Kelly, | Peelor, | Wood, N., |
| Duddy, | Labar, | Pennock, | Wright, |
| Eaches, | Lafferty, | Perry, | Bluett, |
| Earley, | Leidich, | Phillips, | Speaker. |
| Ede, | Little, H. A., | Pitts, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 82, as follows:

An Act amending sections one and two of an act approved the twelfth day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred and forty-eight) entitled "An act providing for the depositing of money with the clerk of the several courts of quarter sessions and oyer and terminer or other courts of record having jurisdiction in this Commonwealth in lieu of bail and recognizances with surety or sureties in criminal or quasi criminal prosecutions desertion or nonsupport and surety of the peace cases pending in said courts and fixing the fees of the said clerk of the courts" providing for the depositing of cash bail by others than defendants

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twelfth day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred and forty-eight) entitled "An act providing for the depositing of money with the clerk of the several courts of quarter sessions and oyer and terminer or other courts of record having jurisdiction in this Commonwealth in lieu of bail and recognizances with surety or sureties in criminal or quasi criminal prosecutions desertion or nonsupport and surety of the peace cases pending in said courts and fixing the fees of the said clerk of the courts" is hereby amended to read as follows

Section 1 That in all criminal or quasi criminal prosecutions in any of the courts of quarter sessions and oyer and terminer or other courts of record having jurisdiction desertion or non-support and surety of the peace pending in the said courts of this Commonwealth in lieu of bail and recognizances with surety or sureties thereon required and approved by the court the party or parties required to give and enter said bail or recognizances or any other person or persons in their behalf are hereby authorized and allowed to deposit with the clerk of the respective court in which said prosecution or proceeding is pending the amount in which bail or recognizance is required in current funds of the United States and said deposit shall be sufficient bail or recognizance upon the defendant or defendants entering his or their own bail or recognizance in the prosecution or proceeding to which said defendant or defendants would be entitled under existing laws by entering bail or recognizance with sufficient surety or sureties approved by the said court

Section 2 That section two of said act is hereby amended to read as follows

Section 2 That the clerk of the said court with whom any such deposit in lieu of surety or sureties shall be made shall furnish a receipt for the same to the person or persons making such deposit and shall deposit said funds in some national bank or trust company approved by the court for the use of the party or parties who may thereafter recover the same or become entitled thereto by reason of the forfeiture or other breach of the condition of the bail or recognizance in the prosecution or proceeding in which the said deposit was made Provided however That upon the proper order of the said court the clerk aforesaid shall be required to pay to the party or parties entitled thereto the said money deposited with him less his commission for receipting and paying out said moneys which commission is hereby fixed at one-half of one per centum on all such moneys paid out with a mimimum commission of three dollars A record of said money receipted for and paid out the commissions retained the name of parties from whom received and to whom paid shall be entered at the number and term of said prosecution or proceeding upon the record of the court by the clerk thereof In case there is no forfeiture or breach of condition of the bail or recognizance entered by the defendant or defendants in the prosecution or proceeding and the same is terminated then upon the order of the court the clerk shall pay said money deposited to the defendant or defendants or to the person or persons depositing the same in their behalf after the deduction of his commission as hereinbefore provided

On the question,

Shall the bill pass finally?

Mr. GOEHRING. Mr. Speaker, as there were fifteen or sixteen members of the House voted under a misapprehension yesterday afternoon on a bill, and quite a few of them were severely sentenced, may I ask the members of the House to vote for this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—176.

| | | | |
|---|---|---|---|
| Adam, | Frye, | Martz, | Schwartz, |
| Alexander, | Fuller, | Mathay, | Scott, |
| Anderson, | Gilchrist, | McBride, | Shambach, |
| Armstrong, | Goehring, | McCaig, | Sheffer, |
| Aston, | Goodnough, | McClure, J. F., | Smith, G. A., |
| Bagshaw, | Goss, | McClure, J. H., | Smith, H. J., |
| Bartley, | Greeby, | McCormick, | Soffel, |
| Bell, F. A. | Greenstein, | McDaniel, | Sowers, |
| Bentley, | Griffith, | McDermott, | Speer, |
| Bickett, | Grimes, | McGowan, | Spencer, |
| Bidelspacher, | Guerin, | McKim, | Stadtlander, |
| Blumberg, | Haas, | McLaughlin, | Stark, |
| Bray, | Hall, | Memelo, | Staudenmeier, |
| Bromley, | Hantz, | Metzger, | Stavitski, |
| Brown, E., | Harding, | Metzinger, | Sterling, |
| Brown, E. P., | Harer, | Millar, | Stock, |
| Brown, T. J., | Hart, | Miller, C., | Storb, |
| Burchinal, | Heffernan, | Miller, H. A., | Storer, |
| Bush, | Heffran, | Moffatt, | Strayer, |
| Canon, | Henderson, | Moore, | Talbot, |
| Conner, | Hess, | Munley, | Thomas, L. D., |
| Craig, | Himes, | Myers, | Thomas, M. G., |
| Critchfield, | Holcombe, | Neely, | Towner, |
| Davies, | Holmes, | Nicholson, | Trescher, |
| Davis, | Holtzman, | Nolte, | Turner, |
| DeFrehn, | Hoover, | Orr, | Washington, |
| Deibler, | Horn, | Parkinson, | Watson, |
| Derby, | Howe, | Patterson, B.H., | Weamer, |
| Diehm, | Huber, | Patterson, F.W., | Wells, |
| Dietz, | Irvin, | Patterson, M., | Welty, |
| Dilsheimer, | Kelly, | Peelor, | Wettach, |
| Donnell, | Labar, | Pennock, | Wheeler, |
| Drumbor, | Lauver, | Perry, | Whitehouse, |
| Duddy, | Leidich, | Phillips, | Williams, |
| Eaches, | Little, H. A., | Pitts, | Wilson, |
| Earley, | Little, J. T., | Posey, | Witherspoon, |
| Ede, | Long, | Powell, | Witkin, |
| Edmonds, | Lotz, | Prosser, | Wood, N., |
| Emhardt, | Lucas, | Pryor, | Wright, |
| Evans, B. P., | Ludlow, | Raymond, | Bluett, |
| Evans, F. D., | Lukehart, | Rieder, | Speaker. |
| Flinchbaugh, | MacMillan, | Royle, | |
| Flynn, | Malie, | Sautter, | |
| Fockler, | Marcus, | Schilling, | |
| Fratt, | Marshall, | Schoener, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

## RESOLUTION

### RELATIVE TO CELEBRATING WASHINGTON'S BIRTHDAY.

Mr. HAWS asked and received unanimous consent to offer the following resolution, which was twice read, considered and adopted:

In the House of Representatives, February 18, 1925.

Whereas, The Birthday of George Washington will be generally celebrated on Monday, January twenty-third, and

Whereas, It is proper that the House of Representatives should fittingly observe the birthday of the first President of the United States by short appropriate exercises during its sessions on Monday evening, February twenty-third, therefore be it

Resolved, That the House of Representatives shall hold exercises in commemmoration of the birthday of George Washington, soldier, statesman, first president and father of our Country, on the evening of Monday, February twenty-third at nine thirty o'clock, in the House of Representatives; and be it further

Resolved, That a committee of three Members of the House of Representatives be appointed by the Speaker to arrange a suitable program for such exericses.

## APPOINTMENT OF COMMITTEE

The SPEAKER. The Chair appoints as a Committee for the celebration of Washington's birthday, Messrs. Haws, Goehring and Hall.

## RESOLUTION.

### TO TAKE PART IN THE SESQUI-CENTENNIAL.

Mr. HAWS asked and received unanimous consent to offer the following resolution, which was twice read and laid over under the rules:

In the House of Representatives, February 18, 1925.

Whereas, The City of Philadelphia with customary patriotism and initiative has arranged for the celebration of the birth of American Independence by the holding of a Sesqui-Centennial during the year one thousand nine hundred and twenty-six, in which the various Commonwealths of the United States and the nations of the world will be invited to participate, and

Whereas, The Hon. W. Freeland Kendrick, the Mayor of the City of Philadelphia has extended an invitation to the Commonwealth for its participation in this, the first great international exposition to be held in the Eastern part of the Nation since one thousand eight hundred and seventy-six, and

Whereas, The President of the United States has signified his approval of the celebration of the important occasion in the manner planned by the authorities of the said City of Philadelphia, and has recommended to the Congress of the United States that immediate action be taken to insure the co-operation of the United States therein and will officially invite the foreign governments to participate, and

Whereas, It is essential to the success of the celebration that the Commonwealth of Pennsylvania should prominently participate therein, therefore be it

Resolved, (if the Senate concur), That the Commonwealth through its Legislature accept the invitation of the Mayor of the City of Philadelphia to take part in the Sesqui-Centennial celebration of the birth of our Nation in the year one thousand nine hundred and twenty-six in the City of Philadelphia, and be it further

Resolved, That appropriate legislation shall be immediately prepared and introduced to secure such participation therein by the erection of a suitable building upon the Exposition Grounds for the housing of the educational and commercial exhibits of the Commonwealth in order to demonstrate to the world the value and importance of her manufactured, mineral and agricultural products.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 677, as follows:

An Act authorizing cities of the first class to appoint a Zoning Commission and a Bureau of Zoning to adopt and enforce zoning ordinances regulating the height location size or bulk and use of buildings structures and land the areas to be occupied thereby in proportion to the size of the lots be occupied thereby in proportion to the size of the lots upon which they stand the size of courts yards and other open spaces appurtenant thereto their recession from the street lines upon which they abut the establishment of districts and boundaries for these purposes the designation and regulation of residential commercial and industrial or other uses within such districts and boundaries and to appoint a Board of Appeals provide the duties and functions thereof and provide for the administration and enforcement of the rules regulations and ordinances authorized by this act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That for the purpose of promoting the public health safety morals and general welfare cities of the first class are hereby empowered to regulate and restrict by ordinance the height location size or bulk of buildings or other structures hereafter erected or altered the proportion or percentage of the lots that may be occupied by such buildings or structures the size of yards courts or other open spaces appurtenant thereto to designate the use of land and location of buildings or structures which may or may not be erected or altered for residence trade industry or other purposes so that such uses may be permitted in or excluded from certain portions or sections of such cities or subject to special regulations and to provide for the setting back of such buildings or structures hereafter erected or altered from the street line upon any or all public streets highways or other public spaces

Section 2 For any and all of the foregoing purposes any such city may be divided into districts of such number location shape and area as may be deemed best suited to carry out the purposes of this act and within such districts such cities may regulate and restrict the erection constuction reconstruction alteration repair or use of buildings structures or land in accordance with the provisions of section one of this act All such regulations shall be uniform for each class or kind of buildings or use throughout each district but such regulations in one district may differ from those in any or all other districts

Section 3 For the purpose of carrying out the foregoing authority the mayor of any such city may appoint a Zoning Commission which commission after public notice and hearing shall prepare and present to city council a tentative bill or ordinance which shall provide for a Bureau of Zoning to be attached to the Department of Public Works and which shall incorporate and recommend such regulations and restrictions for the purposes aforesaid as such commission may deem advisable together with maps or prints showing the location and boundaries of the respective districts to which such regulations shall apply which bill or ordinance shall be submitted to the council of such city for its approval or disapproval The zoning commission in the said tentative bill or ordinance shall further provide for the administration of powers thereby conferred and the manner in which such regulations and restrictions shall be determined and enforced provided that the appointment by the mayor of any such city of such zoning commission heretofore made under authority of existing law be and the same is hereby ratified

Section 4 Such bill or ordinance prepared by the said zoning commission shall not become effective until approved and confirmed by the council of such city in the manner required for the passage of other ordinances and subject to executive action as in other cases provided that before final action of the city council public hearings shall be held whereat all persons interested in the subject matter shall be afforded an opportunity to be heard at a specified time and place after due notice of such hearing or hearings published for six consecutive days in two daily morning and two daily evening newspapers of general circulation in such cities

Section 5 The council of said cities may from time to time after public notice and hearing as above provided amend supplement or change such ordinance

Section 6 The mayor of every city of the first class shall with the approval of the council appoint a Board of Appeals which shall consist of five members one of whom may be the director of the Department of Public Works or such official of that department as the said director may designate one of whom may be the chief of the Bureau of Surveys of such city or such official of that bureau as he may designate and one of whom may be a member of the city planning commission of such cities Two members of the said commission shall be designated to serve until the first day of January next following the passage of such ordinance two until the first day of January two years thereafter and one until the first day of January three years thereafter their successors shall be appointed on the expiration of their respective terms to serve three years Vacancies shall be filled for the unexpired term of any member the council may provide for the compensation of those members of the board of appeals who do not hold any other office or position of profit under the city government or any department thereof or in or under the Government of the United States of this Commonwealth or any county city or other political sub-division thereof

Section 7 All ordinances passed under the provisions of this act shall be enforced by the bureau of zoning or such officer of said cities as may be designated by ordinance and upon application of any aggrieved person the action or actions of such bureau or officer may be reviewed and affirmed modified or reversed by the board of appeals the procedure and method of such application for review shall be provided for by regulation of that board

Section 8 All appeals shall be taken within such time as shall be prescribed by the board of appeals by general rule by filing with the bureau or officer from whom the appeal is taken and with the board of appeals a notice of appeal specifying the grounds thereof The bureau or officer from whom the appeal is taken shall thereupon forthwith transmit to the board of appeals all the papers constituting the record upon which the action appealed from was taken

Section 9 Such board of appeals may adopt rules and regulations for the conduct of its business It shall hear determine and decide appeals from and review any order requirement decision or determination made by the administrative bureau or official charged with the enforcement of any ordinance passed in pursuance of this act or regulations adopted thereunder Such decision shall be made by the vote of the majority of said board the appeal hereunder provided for may be taken by any person aggrieved or by the head of any department or bureau of said city affected thereby or interested therein every decision of such board shall be subject to review as hereinafter provided the board of appeals may reverse or affirm wholly or partly or may modify the order requirement decision or determination appealed from and to that end shall have all the powers of the officer or bureau from whom the appeal is taken where there are practical difficulties or unnecessary hardships in the way of carrying out the strict letter of such ordinance or regulations the board of appeals in such cases shall have the power in passing upon appeals to construe any of the regulations or provisions of such ordinance liberally so as to harmonize the same with their general purpose and intent and in accordance with the general rules there in contained and in such manner that the spirit of the ordinance shall be observed and the public health public safety or the general welfare secured

Section 10 Any regulations and restrictions provided for in accordance with this act may from time to time in specific cases be supplemented modified or suspended after due notice as prescribed by general regulation and public hearing In cases any protest shall be made against such action signed by the owners of twenty per centum or more either of the area of the lots included in such proposed change or of those immediately adjacent thereto extending at the side or in the rear thereof for a distance of one hundred feet in each direction therefrom or of those directly opposite the properties so affected and within distance of one hundred feet from the street frontage of such property such change shall not become effective except upon the favorable vote of four-fifths of the members of the board of appeals and whether objected to or not without the approval of the city council

Section 11 An appeal shall stay all proceedings in furtherance of the action appealed from unless the bureau or officer from whom the appeal is taken shall certify to the board of appeals after the notice of appeal shall have been filed with him that by reason of facts stated in the certificate a stay would in his opinion cause imminent peril to life or property in which case proceedings shall not be stayed otherwise than by a restraining order which may be granted on due application by the court of common pleas of the county in which such city is situated and on notice to the bureau or officer from whom the appeal is taken and on due cause shown The board of appeals shall fix a reasonable time for the hearing of appeals and give notice thereof to the parties and shall decide the same within a reasonable time Upon the hearing any person may appear in person or by agent or attorney

Section 12 Any administrative official or any department or bureau of the city or any corporation person or persons jointly or severally aggrieved by any decision of the board including action authorized by section ten hereof may present to the court of common pleas of the proper county a petition duly verified setting forth that such decision is illegal or improper in whole or in part specifying the grounds of such illegality or impropriety Such petition shall be presented to the court within thirty days after the filing of the decision of the board

Section 13 Upon the presentation of such petition the court may on due cause shown allow an appeal directed to the board of appeals to review such decision and shall prescribe therein the time within which a return thereto must be made and served upon the petitioner or his attorney which shall not be less than ten days but may be extended by the court or a judge thereof The allowance of the appeal shall not stay proceeding upon the decision appealed from but the court may on application and notice to the board and on due cause shown grant a restraining order

Section 14 The board of appeals shall not be required to return the original papers acted upon by it but it shall be sufficient to return certified or sworn copies thereof or of such portions thereof as may be called for by such writ The return shall concisely set forth such other facts as may be pertinent and material to show the grounds of the decision appealed from and shall be duly verified and contain a transcript of the testimony if any has been taken

Section 15 If upon the hearing it shall appear to the court that further testimony is necessary for the proper disposition of the matter it may take evidence or appoint a master to take such evidence as it may direct and report the same to the court with his findings of fact conclusions of law and recommendations which shall constitute a part of the proceedings upon which the determination of the court shall be made The court may revise or affirm wholly or partly or may modify the decision brought up for review

Section 16 Costs shall not be allowed against the board unless it shall appear to the court that it acted with gross negligence or in bad faith or with malice in making the decision appealed from and should they be so allowed they shall be paid by the city

Section 17 All issues in the court of common pleas in any proceedings under this act may in the discretion of the court have procedure over all other civil actions and proceedings

Section 18 In case any building or structure is erected constructed reconstructed altered repaired converted or any building structure or land is used in violation of this act or of any ordinance or regulation made under authority conferred hereby either the board of appeals or the bureau or official designated for the enforcement of any ordinance passed by virtue of this act may institute any appropriate action or proceedings or other remedies to prevent or abate such unlawful erection construction reconstruction alteration repair conversion maintenance or use to restrain correct or abate such violation to prevent such occupancy of said building structure or land or to prevent any illegal act conduct business or use in or about such premises or to recover such fines or penalties as may be authorized by ordinance of the city council

Section 19 If any section clause or provision of this act shall be held to be unconstitutional it is hereby declared to be the true intent and meaning hereof that the provisions of this act shall be severable and that all the other provisions excepting those so held unconstitutional shall be and remain in full force and effect

Section 20 All acts or parts of acts inconsistent herewith be and the same are hereby repealed provided however that the appointment of a zoning commission heretofore made in any city of the first class by virtue of any existing statutory provision shall not be impaired

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186.

| | | | |
|---|---|---|---|
| Alexander, | Evans, F. D., | Lukehart, | Rhodes, |
| Anderson, | Flinchbaugh, | MacMillan, | Rieder, |
| Armstrong, | Flynn, | Malie, | Royle, |
| Aston, | Fockler, | Mangan, | Sarig, |
| Bagshaw, | Fratt, | Marcus, | Sautter, |
| Baldi, | Frye, | Marshall, | Schilling, |
| Bartley, | Fuller, | Martz, | Schoener, |
| Behney, | Gelnett, | Mathay, | Shaffer, |
| Bell, F. A. | Gilchrist, | McBride, | Shambach, |
| Bell, W. T. | Goehring, | McCaig, | Sheffer, |
| Bentley. | Goodnough, | McCann, | Smith, G. A., |
| Berkheiser, | Goss, | McClure, J. F., | Smith, H. J., |
| Bickett, | Greeby, | McClure, J. H., | Sowers, |
| Bidelspacher, | Greenstein, | McCormick, | Speer, |
| Blair, | Griffith, | McDaniel, | Spencer, |
| Blumberg, | Grimes, | McDermott, | Stadtlander, |
| Bray, | Guerin, | McGowan, | Stark, |
| Brewster, | Haas, | McKim, | Staudenmeier, |
| Bromley, | Hall, | McLaughlin, | Stavitski, |
| Brown, E., | Hantz, | Memolo, | Sterling, |
| Brown, E. P., | Harding, | Metzger, | Stock, |
| Brown, T. J., | Harer, | Millar, | Storb, |
| Burke, | Haws, | Miller, C., | Strayer, |
| Bush, | Heffernan, | Miller, H. A., | Talbot, |
| Calhoun, | Heffran, | Moffatt, | Thomas, L. D., |
| Canon, | Henderson, | Moore, | Thomas, M. G., |
| Colville, | Hess, | Morrison, | Towner, |
| Conner, | Himes, | Muldowney, | Turner, |
| Craig, | Holcombe, | Munley, | Voltz, |
| Critchfield, | Holmes, | Myers, | Washington, |
| Davies, | Holtzman, | Neely, | Watson, |
| Davis, | Hoover, | Nicholson, | Weamer, |
| DeFrehn, | Horn, | Nolte, | Wells, |
| Deibler, | Howe, | Orr, | Welty, |
| Dengler, | Huber, | Parkinson, | Wettach, |
| Derby, | Irvin, | Patterson, B.H., | Wheeler, |
| Diehm, | Jones, | Patterson, F.W., | Whitehouse, |
| Dietz, | Kelly, | Patterson, M., | Williams, |
| Dilsheimer, | Lafferty, | Peelor, | Wilson, |
| Donnell, | Lauver, | Pennock, | Witherspoon, |
| Drumbor, | Leidich, | Perry, | Witkin, |
| Duddy, | Little, H. A., | Phillips, | Wood, N., |
| Eaches, | Little, J. T., | Pitts, | Wright, |
| Earley, | Lockhart, | Powell, | Bluett, |
| Ede, | Long, | Prosser, | Speaker. |
| Edmonds, | Lotz, | Pryor, | |
| Emhardt, | Lucas, | Raymond, | |
| Evans, B. P., | Ludlow, | Reader, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 455, entitled:

An Act to further amend section six hundred seventeen of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—193.

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | Malie, | Sautter, |
| Alexander, | Flinchbaugh, | Mangan, | Schilling, |
| Allman, | Fockler, | Marcus, | Schoener, |
| Armstrong, | Frye, | Marshall, | Schwartz, |
| Aston, | Fuller, | Mathay, | Shaffer, |
| Baldi, | Gilchrist, | McBride, | Shambach, |
| Bagshaw, | Goehring, | McCaig, | Sheffer, |
| Bartley, | Goodnough, | McClure, J. F., | Smith, G. A., |
| Behney, | Goss, | McClure, J. H., | Smith, H. J., |
| Bell, F. A. | Greenstein, | McDaniel, | Sowers, |
| Bentley. | Griffith, | McDermott, | Speer, |
| Berkheiser, | Grimes, | McGowan, | Spencer, |
| Bickett, | Guerin, | McKim, | Stadtlander, |
| Bidelspacher, | Haas, | Memolo, | Stark, |
| Blair, | Haines, | Metzger, | Staudenmeier, |
| Blumberg, | Hall, | Metzinger, | Stavitski, |
| Bray, | Hantz, | Millar, | Sterling, |
| Bromley, | Harding, | Miller, C., | Stock, |
| Brown, E., | Harer, | Miller, H. A., | Storb, |
| Brown, E. P., | Hart, | Moffatt, | Storer, |
| Brown, T. J., | Haws, | Morrison, | Strayer, |
| Burke, | Heffran, | Muldowney, | Talbot, |
| Calhoun, | Henderson, | Munley, | Thomas, L. D., |
| Canon, | Hess, | Myers, | Thomas, M. G., |
| Colville, | Holcombe, | Neely, | Toepfer, |
| Conner, | Holmes, | Nicholson, | Towner, |
| Craig, | Holtzman, | Nolte, | Trescher, |
| Cross, | Hoover, | Orr, | Turner, |
| Davies, | Horn, | Parkinson, | Voltz, |
| Davis, | Howe, | Patterson, B.H., | Washington, |
| DeFrehn, | Hricko, | Patterson, F.W., | Watson, |
| Deibler, | Huber, | Patterson, M., | Weamer, |
| Dengler, | Irvin, | Peelor, | Wells, |
| Derby, | Jones, | Pennock, | Welty, |
| Diehm, | Kelly, | Perry, | Wettach, |
| Dietz, | Labar, | Phillips, | Wheeler, |
| Dilsheimer, | Lauver, | Pitts, | Whitehouse, |
| Donnell, | Leidich, | Posey, | Williams, |
| Drumbor, | Little, H. A., | Powell, | Wilson, |
| Duddy, | Little, J. T., | Prosser, | Witherspoon, |
| Eaches, | Lockhart, | Pryor, | Witkin, |
| Earley, | Long, | Raymond, | Wood, N., |
| Ede, | Lotz, | Rhodes, | Wright, |
| Edmonds, | Lucas, | Rieder, | Bluett, |
| Emhardt, | Ludlow, | Royle, | Speaker. |
| Evans, B. P., | MacMillan, | Sarig, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 450, entitled:

An Act requiring all professional examining boards within the Department of Public Instruction to pay into the general fund of the State Treasury all fees received by them and all unexpended balances of moneys accrued from fees heretofore received abolishing all special funds in the State Treasury for any such boards and transferring to the general fund of the State Treasury any unexpended balances in any such funds

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186.

| | | | |
|---|---|---|---|
| Alexander, | Emhardt, | Lukehart, | Reader, |
| Allman, | Evans, B. P., | Malie, | Rieder, |
| Anderson, | Evans, F. D., | Marcus, | Royle, |
| Armstrong, | Flinchbaugh, | Marshall, | Sarig, |
| Aston, | Flynn, | Mathay, | Sautter, |
| Bagshaw, | Fockler, | McBride, | Schilling, |
| Bartley, | Frye, | McCaig, | Schoener, |
| Behney, | Fuller, | McCann, | Schwartz, |
| Bell, F. A. | Gelnett, | McClure, J. F., | Shaffer, |
| Bell, W. T. | Gilchrist, | McClure, J. H., | Shambach, |
| Bentley. | Goehring, | McCormick, | Smith, G. A., |
| Berkheiser, | Goodnough, | McDaniel, | Smith, H. J., |
| Bickett, | Goss, | McDermott, | Soffel, |
| Bidelspacher, | Greenstein, | McGowan, | Sowers, |
| Blair, | Griffith, | McKim, | Speer, |
| Blumberg, | Grimes, | McLaughlin, | Stadtlander, |
| Bray, | Haas, | Memolo, | Stark, |
| Brewster, | Haines, | Metzger, | Staudenmeier, |
| Bromley, | Hall, | Metzinger, | Stavitski, |
| Brown, E., | Hantz, | Millar, | Stock, |
| Brown, E. P., | Harding, | Miller, C., | Storer, |
| Brown, T. J., | Hart, | Miller, H. A., | Strayer, |
| Burchinal, | Haws, | Moffatt, | Talbot, |
| Calhoun, | Heffernan, | Moore, | Thomas, L. D., |
| Canon, | Henderson, | Morrison, | Thomas, M. G., |
| Colville, | Hess, | Muldowney, | Towner, |
| Conner, | Himes, | Munley, | Turner, |
| Craig, | Holcombe, | Myers, | Voltz, |
| Critchfield, | Holtzman, | Neely, | Watson, |
| Davies, | Hoover, | Nicholson, | Weamer, |
| Davis, | Horn, | Nolte, | Wells, |
| DeFrehn, | Howe, | Orr, | Welty, |
| Deibler, | Hricko, | Parkinson, | Wettach, |
| Dengler, | Huber, | Patterson, B.H., | Wheeler, |
| Derby, | Irvin, | Patterson, F.W., | Whitehouse, |
| Diehm, | Kelly, | Patterson, M., | Williams, |
| Dietz, | Labar, | Pennock, | Wilson, |
| Dilsheimer, | Lauver, | Perry, | Witherspoon, |
| Donnell, | Leidich, | Phillips, | Witkin, |
| Drumbor, | Little, H. A., | Pitts, | Wood, N., |
| Duddy, | Lockhart, | Posey, | Wright, |
| Eaches, | Long, | Powell, | Bluett, |
| Earley, | Lotz, | Prosser, | Speaker. |
| Ede, | Lucas, | Pryor, | |
| Edmonds, | Ludlow, | Raymond, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 449, entitled:

An Act authorizing the Department of Public Instruction annually to fix the fees to be charged for the several professional examining boards within the said Department and prescribing the basis upon which such fees shall be fixed.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—185.

| | | | |
|---|---|---|---|
| Adam, | Evans, B. P., | Lukehart, | Rieder, |
| Alexander, | Flinchbaugh, | MacMillan, | Royle, |
| Allman, | Flynn, | Malie, | Sarig, |
| Anderson, | Fockler, | Mangan, | Schilling, |
| Armstrong, | Fratt, | Marcus, | Schoener, |
| Aston, | Frye, | Marshall, | Schwartz, |
| Bagshaw, | Gelnett, | Martz, | Shaffer, |
| Baldi, | Gilchrist, | Mathay, | Shambach, |
| Behney, | Goehring, | McBride, | Sheffer, |
| Bell, F. A. | Goodnough, | McCaig, | Smith, G. A., |
| Bell, W. T. | Goss, | McClure, J. F., | Smith, H. J., |
| Bentley. | Greeby, | McClure, J. H., | Soffel, |
| Berkheiser, | Greenstein, | McCormick, | Sowers, |
| Bickett, | Griffith, | McDermott, | Speer, |
| Bidelspacher, | Grimes, | McGowan, | Stadtlander, |
| Blair, | Guerin, | McKim, | Stark, |
| Blumberg, | Haas, | McLaughlin, | Staudenmeier, |
| Bray, | Haines, | Memolo, | Sterling, |
| Bromley, | Hall, | Metzger, | Stock, |
| Brown, E., | Hantz, | Metzinger, | Storb, |
| Brown, E. P., | Harer, | Millar, | Storer, |
| Brown, T. J., | Hart, | Miller, C., | Strayer, |
| Burchinal, | Haws, | Miller, H. A., | Talbot, |
| Burke, | Heffernan, | Moffatt, | Thomas, L. D., |
| Bush, | Heffran, | Moore, | Thomas, M. G., |
| Calhoun, | Henderson, | Morrison, | Toepfer, |
| Canon, | Hess, | Muldowney, | Towner, |
| Colville, | Himes, | Munley, | Trescher, |
| Conner, | Holcombe, | Myers, | Turner, |
| Craig, | Holmes, | Neely, | Voltz, |
| Critchfield, | Holtzman, | Nicholson, | Washington, |
| Cross, | Hoover, | Nolte, | Watson, |
| Davies, | Howe, | North, | Weamer, |
| Davis, | Hricko, | Parkinson, | Wells, |
| DeFrehn, | Huber, | Patterson, B.H., | Welty, |
| Deibler, | Irvin, | Patterson, F.W., | Wettach, |
| Derby, | Jones, | Patterson, M., | Wheeler, |
| Dietz, | Kelly, | Peelor, | Whitehouse, |
| Dilsheimer, | Labar, | Pennock, | Williams, |
| Donnell, | Lafferty, | Phillips, | Wilson, |
| Drumbor, | Lauver, | Pitts, | Witherspoon, |
| Duddy, | Leidich, | Posey, | Witkin, |
| Eaches, | Little, H. A., | Powell, | Wood, N., |
| Earley, | Little, J. T., | Prosser, | Wright, |
| Ede, | Lockhart, | Pryor, | Bluett, |
| Edmonds, | Lotz, | Raymond, | Speaker. |
| Emhardt, | Lucas, | Reader, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 574, (Senate Bill No. 54), entitled:

An Act validating certain proceedings of counties, cities, boroughs, townships, school districts and other incorporated districts or municipalities, had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four, (P. L. 65), entitled "An act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto; and validating bonds issued or authorized to be issued in pursuance to such proceedings.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—176.

| | | | |
|---|---|---|---|
| Adam, | Evans, B. P., | Malie, | Royle, |
| Alexander, | Evans, F. D., | Mangan, | Sarig, |
| Allman, | Flinchbaugh, | Marcus, | Sautter, |
| Anderson, | Flynn, | Marshall, | Schilling, |
| Armstrong, | Fratt, | Mathay, | Schoener, |
| Aston, | Frye, | McBride, | Shaffer, |
| Bagshaw, | Gelnett, | McCaig, | Shambach, |
| Baldi, | Gilchrist, | McCann, | Smith, G. A., |
| Bartley, | Goehring, | McClure, J. F., | Smith, H. J., |
| Behney, | Goss, | McClure, J. H., | Soffel, |
| Bell, F. A. | Greeby, | McCormick, | Sowers, |
| Berkheiser, | Greenstein, | McDaniel, | Speer, |
| Bickett, | Griffith, | McGowan, | Spencer, |
| Bidelspacher, | Grimes, | McKim, | Stadtlander, |
| Blair, | Guerin, | McLaughlin, | Stark, |
| Blumberg, | Haines, | Metzger, | Staudenmeier, |
| Bray, | Hall, | Metzinger, | Stavitski, |
| Brewster, | Harding, | Millar, | Sterling, |
| Bromley, | Harer, | Miller, C., | Storb, |
| Brown, E., | Hart, | Miller, H. A., | Storer, |
| Brown, E. P., | Heffernan, | Moffatt, | Strayer, |
| Brown, T. J., | Heffran, | Moore, | Talbot, |

| | | | |
|---|---|---|---|
| Burke, | Henderson, | Morrison, | Thomas, L. D., |
| Bush, | Hess, | Muldowney, | Thomas, M. G., |
| Calhoun, | Holcombe, | Munley, | Towner, |
| Canon, | Holmes, | Myers, | Trescher, |
| Colville, | Holtzman, | Neely, | Voltz, |
| Conner, | Horn, | Nicholson, | Washington, |
| Critchfield, | Howe, | Nolte, | Watson, |
| Cross | Hricko, | Parkinson, | Weamer, |
| Davies, | Huber, | Patterson, B.H., | Wells, |
| Davis, | Irvin, | Patterson, F.W., | Welty, |
| DeFrehn, | Jones, | Patterson, M., | Wettach, |
| Dengler, | Kelly, | Peelor, | Wheeler, |
| Derby, | Lafferty, | Pennock, | Whitehouse, |
| Diehm, | Lauver, | Perry, | Williams, |
| Dilsheimer, | Leidich, | Phillips, | Wilson, |
| Donnell, | Little, H. A., | Pitts, | Witherspoon, |
| Drumbor, | Lockhart, | Posey, | Witkin, |
| Duddy, | Long, | Powell, | Wood, N., |
| Eaches, | Lotz, | Prosser, | Wright, |
| Earley, | Lucas, | Pryor, | Bluett, |
| Ede, | Ludlow, | Raymond, | Speaker. |
| Edmonds, | Lukehart, | Reader, | |
| Emhardt, | MacMillan, | Rhodes, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 580, (Senate Bill No. 133), entitled:

An Act to amend section one thousand and six of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" requiring the Superintendent of Public Instruction to send to every school director a copy of each new edition of the School Code

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—177.

| | | | |
|---|---|---|---|
| Adam, | Flynn, | Ludlow, | Rhodes, |
| Alexander, | Fockler, | MacMillan, | Rieder, |
| Allman, | Fratt, | Malie, | Sarig, |
| Armstrong, | Fuller, | Mangan, | Sautter, |
| Aston, | Gelnett, | Marcus, | Schilling, |
| Bagshaw, | Gilchrist, | Marshall, | Schoener, |
| Baldi, | Goehring, | Mathay, | Schwartz, |
| Behney, | Goss, | McCaig, | Shaffer, |
| Bell, W. T. | Greeby, | McCann, | Shambach, |
| Bentley. | Greenstein, | McClure, J. F., | Sheffer, |
| Berkheiser, | Griffith, | McClure, J. H., | Smith, G. A., |
| Bickett, | Grimes, | McDaniel, | Smith, H. J., |
| Bidelspacher, | Guerin, | McDermott, | Sowers, |
| Blumberg, | Haas, | McGowan, | Speer, |
| Brewster, | Haines, | McKim, | Spencer, |
| Bromley, | Hall, | McLaughlin, | Stadtlander, |
| Brown, E., | Hantz, | Memolo, | Stark, |
| Brown, E. P., | Harer, | Metzger, | Staudenmeier, |
| Burchinal, | Hart, | Metzinger, | Stavitski, |
| Burke, | Haws, | Millar, | Sterling, |
| Bush, | Heffernan, | Miller, C., | Stock, |
| Calhoun, | Heffran, | Miller, H. A., | Storb, |
| Canon, | Henderson, | Moffatt, | Storer, |
| Colville, | Hess, | Moore, | Talbot, |
| Conner, | Himes, | Muldowney, | Thomas, L. D., |
| Craig, | Holcombe, | Munley, | Thomas, M. G., |
| Cross, | Holmes, | Myers, | Toepfer, |
| Davies, | Holtzman, | Neely, | Towner, |
| Davis, | Hoover, | Nicholson, | Trescher, |
| DeFrehn, | Horn, | Nolte, | Turner, |
| Deibler, | Howe, | Orr, | Washington, |
| Derby, | Hricko, | Parkinson, | Watson, |
| Diehm, | Huber, | Patterson, B.H., | Weamer, |
| Dietz, | Irvin, | Patterson, F.W., | Wells, |
| Dilsheimer, | Jones, | Patterson, M., | Welty. |
| Donnell, | Kelly, | Peelor, | Wettach, |
| Drumbor, | Labar, | Pennock, | Wheeler, |
| Duddy, | Lafferty, | Perry, | Whitehouse, |
| Eaches, | Leidich, | Phillips, | Williams, |
| Earley, | Little, H. A., | Posey, | Wilson, |
| Ede, | Little, J. T., | Powell, | Witkin, |
| Edmonds, | Lockhart, | Prosser, | Wright, |
| Emhardt, | Long, | Pryor, | Bluett, |
| Evans, B. P., | Lotz, | Raymond, | Speaker. |
| Evans, F. D., | Lucas, | Reader, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk return the same to the Senate with information that the House has passed it without amendment.

## SENATE MESSAGE.

### TIME OF NEXT MEETING.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 18, 1925.

Resolved (if the House of Representatives concur), that when the General Assembly adjourns today it be to meet on Monday, February 23rd, at 9:00 o'clock P. M.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## QUESTION OF PERSONAL PRIVILEGE.

Mr. HAAS. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. HAAS. Mr. Speaker, yesterday afternoon I voted against the measure of the gentleman from Allegheny, Mr. Goehring, relative to exempting women over sixty-five from jury duty. I would like to explain to Mr. Goehring that one of the reasons I opposed the bill was because I do not think we should clutter our statute books with useless legislation, and I say it is useless because no one ever heard of a woman over sixty-five. I rather feel that it places the women in an embarrassing position, in fact I believe the measure is rather vicious. Had I known he felt so badly about it I would have been delighted to vote for it because of my personal friendship.

## BILL ON FINAL PASSAGE.

Mr. BREWSTER asked and obtained unanimous consent to call up House Bill No. 382, file folio 941, Bills on Final Passage Postponed, on page 2 of today's calendar.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Brewster

The House resumed the consideration on final passage of House Bill No. 382, entitled:

An Act authorizing departmental administrative boards and commissions under certain restrictions to sell surplus

products of the soil meats live stock timber or other materials raised or grown upon or taken from property of the Commonwealth administered by such boards or commissions and to expend the proceeds of such sales for the maintenance of the properties under their control

On the question recurring,
Shall the bill pass finally?

## RECONSIDERTION OF VOTE.

Mr. BREWSTER. Mr. Speaker, I move that the vote by which House Bill No. 382, passed third reading be reconsidered.

Mr. WRIGHT. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. BREWSTER. Mr. Speaker, I ask unanimous consent to offer amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk then read the amendment as follows:

Amend section 2, page 2, line 16 by striking out the word "commissions", and inserting in lieu thereof "commission"

The SPEAKER. Will the House give unanimous consent to the insertion of the amendment at this time? Is there any objection? The Chair hears none and the amendment will be inserted in accordance with the instruction of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

## BILLS ON FIRST READING.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 231, entitled:

An Act to amend section one thousand two hundred and one of an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto"

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 378, entitled:

An Act to amend sections three five and nine of the act approved the seventeenth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred and twenty-four) entitled "An act preventing the manufacture sale or transportation within the Commonwealth of adulterated or misbranded Paris greens lead arsenates lime sulphur compounds and other insecticides and fungicides and regulating traffic therein providing for inspection of such materials and imposing penalties" making it unnecessary for the Secretary of Agriculture to hear persons whose samples of insecticides and fungicides have been found to be adulterated or misbranded requiring persons manufacturing or importing insecticides or funigicides into this State to register the same with the Secretary of Agriculture making it unlawful to sell any insecticide or fungicide not registered and fixing a minimum fine for the violation of this act

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 405, entitled:

An Act to amend sections five hundred and nine five hundred and eleven five hundred and twelve seven hundred and nine and seven hundred and twenty and repeal section five hundred and ten of an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto"

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 647, entitled:

An Act to amend section one hundred and ten of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" as amended providing for the election of township commissioners in first class townships not divided into wards

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 624, entitled:

An Act authorizing county treasurers registers of wills recorders of deeds clerks of the courts sheriffs and prothonotaries of counties of the fifth class to employ attorneys and fixing salaries of said attorneys payable from the county treasury

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 663, entitled:

An Act to amend section one hundred and ninety-five of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto"

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 666, entitled:

An Act authorizing a State association of township commissioners and providing for the payment of the expenses thereof by the respective counties

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 675, entitled:

An Act to amend sections one two and four of the act approved the second day of June one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and eighty-nine) entitled "An act providing a method through which the Commonwealth may cooperate with individuals in building fences to protect farm crops and fruit orchards against damage from wild deer making an appropriation"

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 651, entitled:

An Act authorizing the Valley Forge Park Commission to make use of the moneys now in its possession known as the "Wood Fund"

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 760, entitled:

A Supplement to the act approved the thirtieth day of June one thousand nine hundred and nineteen (Pamphlet Laws six hundred and seventy-eight) entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by or trailing after motor vehicles requiring the registration of the same and the licensing of all operators thereof providing the fees therefor and the disposition of such fees prohibiting the unauthorized use of and tampering with motor vehicles limiting and defining the powers of cities boroughs incorporated towns townships and counties as to the regulation of the use and equipment of motor vehicles and the taxing registration or licensing thereof imposing certain duties on the State Highway Commissioner and on proprietors of public garages providing procedure and penalties for violation thereof and the disposition of fines collected and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle" providing for the local registration of motor vehicles and licensing of operators and issuing of learners' permits by the county commissioners in counties of the first class

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 120, entitled:

An Act to amend the act approved the ninth day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred and seventy-eight) entitled "An act to amend section three hundred and three of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 583, entitled:

An Act enabling cities of any one class and the cities of two or more classes uniting together for the same purpose to form and organize Leagues hold annual conventions for the study and consideration of such municipal affairs as concern and pertain to the cities comprising the Leagues send delegates thereto and provide for the payment of the necessary costs and expenses of such Leagues conventions and the sending the delegates thereto

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 267, entitled:

An Act authorizing corporations to issue stock to employees of the corporation and of its subsidiaries at par value or at a price in excess of par value

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 29, entitled:

An Act to amend section one of the act approved the fifteenth day of March one thousand nine hundred and eleven (Pamphlet Laws twenty) entitled "An act regulating in criminal trials the cross-examination of a defendant when testifying in his own behalf by prohibiting the introduction as evidence of certain testimony or records"

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 630, entitled:

An Act to further amend clause three section one of an act approved the eighth day of May one thousand eight hundred and fifty-four (Pamphlet Laws six hundred forty-four) entitled "A further supplement to the act entitled 'An act concerning divoces'" as amended by taking away the right of support or alimony in certain cases

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 796, entitled:

An Act constituting a commisison to examine the parole laws of this Commonwealth and of other States and countries to investigate systems and methods of parole and commutation of sentences and to prepare and submit bills to carry into effect its recommendations prescribing the powers and duties of said commission and making an appropriation

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 644, entitled:

An Act to amend sections two five and six of the act approved the sixteenth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred fifty-two) entitled "A supplement to an act entitled 'An act providing for the incorporation and government of cities of the third class' approved the twenty-third day of May Anno Domini one thousand eight hundred eighty-nine creating a City Planning Department defining its jurisdiction and extending the same so as to regulate the laying out and recording of plans of lots within the limits of the city and for three miles beyond the city limits and to regulate the making and use of certain public improvements until said plans are approved by said department and authorizing the exercise of the powers herein provided by a park or other municipal commission" prohibiting the recording of deeds and transfers of certain properties until the streets and roads abutting upon or bounded within the same have been legally established or approved by the commission and providing penalties

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 596, entitled:

An Act to amend section seven article six of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (P. L. 568) entitled "An Act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" providing for the printing and publishing of ordinances

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 603, entitled:

An Act relating to and providing that where any City of the Third Class condemns purchases or otherwise acquires any land or property outside the city limits but adjacent and adjoining thereto for public purposes the lands and property so condemned purchased or otherwise acquired shall be annexed to and become a part of the said City acquiring the same in the manner aforesaid

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 622, entitled:

An Act to amend section nine of the Act approved the fifteenth day of June one thousand nine hundred and twenty-three (P. L. 834) entitled "An Act imposing a State tax including an additional emergency State tax on liquid fuels including all liquids ordinarily practically and commercially unsable in internal combustion engines for the generation of power and all distillates of and condensation from petroleum natural gas coal coal tar and vegetable ferments so usable and sold in this Commonwealth except for the purpose of resale providing for the collection of such tax and for the distribution and use of the revenues derived therefrom providing for the filing of certificates and reports of the sale of such liquid fuels to dealers and fixing penalties" providing that the Commonwealth's share of the revenue from the said tax and said emergency tax shall be paid into the Motor License Fund and appropriating moneys paid into said Motor License Fund hereunder

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 667, entitled:

An Act to amend clause (b) section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred and three) entitled "An act relating to the form execution revocation and interpretation of wills to nuncupative wills to the appointment of testamentary guardians to spendthrift trusts to forfeiture of devise or legacy in case of murder of testator to elections to take under or against wills and to the recording and registering of such elections and of decrees relative thereto and to the fees therefor changing the time within which a surviving spouse must elect to take under or against will of deceased spouse

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 435, entitled:

An Act to amend section one of an act approved the twenty-sixth day of April one thousand nine hundred and twenty-one (Pamphlet Laws three hundred and six) entitled "An act requiring the display of the flag of the United States at entertainments public gatherings and public meetings" by requiring the display of the flag of the United States at the head of all public parades

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 673, entitled:

An Act to further amend section eleven of article six and section fifteen of article seven of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" by changing the salaries of councilmen and mayors

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 467, entitled:

An Act authorizing the mayors of all cities to appoint a committee to investigate certain applications for license to peddle in such cities

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 664, entitled:

An Act to amend section one thousand one hundred and eight of an act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 687, entitled:

An Act authorizing any city of the third class to acquire by purchase all the facilities improvements and franchises of any water corporation operating partly within and partly without the limits of the said city and having obtained the same to supply water to persons corporations and municipalities both within the limits of the city and the territory before served by the water corporation without the City requiring that before so doing the approval of the Public Service Commission be had of the action of the selling company and of the municipal purchase and of the rendering of this service by the Municipality and regulating the procedure for obtaining this approval permitting the city to classify the service outside of the city as different from the service within the city as to rates and otherwise and subjecting the service by the city beyond its limits to the same regulation and control by the Public Service Commission as to rates service and otherwise as though in the territory thus served beyond the limits of the city the serving was by a water corporation and providing that higher rates or different regulations for the district outside of the city limits shall not be held to be unjustly discriminatory for the sole reason that they are different from those in force in the city.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 629, entitled:

An Act to amend paragraph five of section thirteen and section fifteen of article nineteen of an act approved the twenty-fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred and eighty-one) entitled "An act for the better government of cities of the first class of this Commonwealth" by providing that appointments in the classified service of such cities shall be made from the three persons standing highest on the appropriate list.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 465, entitled:

An Act to further amend section twelve of an act approved the thirtieth day of June one thousand nine hundred and nineteen (Pamphlet Laws six hundred and seventy-eight) entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by or trailing after motor vehicles requiring the registration of the same and the licensing of all operators thereof providing the fees therefor and the disposition of such fees prohibiting the unauthorized use of and tampering with motor vehicles limiting and defining the powers of cities boroughs incorporated towns and townships and counties as to the regulation of the use and equipment of motor vehicles and the taxing registration or licensing thereof imposing certain duties on the State Highway Commissioner and on proprietors of public garages providing procedure and penalties for violations thereof and the disposition of fines collected and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle" making an appropriation of a part of the moneys derived from registrations and license fees to pay township rewards.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 621, entitled:

An Act making an appropriation to the Board of Finance and Revenue out of the Motor License Fund for paying the interest on and redeeming at maturity the bonds of this Commonwealth heretofore or hereafter issued for the purpose of improving and rebuilding highways and for the payment of compensation to the Commonwealth's loan and transfer agent

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 555, entitled:

An Act for the protection of the public health and prescribing sanitary regulations and standards for tenement lodging and boarding houses in cities of the second and third class boroughs towns townships vesting jurisdiction for the enforcement of the same in the Department of Health of Pennsylvania and in Boards of Health of municipalities providing penal and injunction proceedings for the enforcement of this act and repealing acts inconsistent herewith

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 696, entitled:

An Act providing for the protection of the public health by regulating the occupation of hairdressers cosmeticians cosmetologists and dermatrichologists creating a State Board of Examiners for the licensing of persons to carry on and to teach such practices providing rules regulations the proper conduct and sanitation of hairdressing cosmetician cosmetologist and dermatrichologist establishments and schools wherein the practice is conducted prohibiting the use of dangerous hair dyes hair tonics and cosmetics and providing penalties for violation thereof

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 306, entitled:

An Act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 504, (Senate Bill No. 17), entitled:

An Act to amend paragraph one of section eight of an act approved the twenty-fourth day of June one thousand eight hundred and ninety-five (Pamphlet Laws two hundred and twelve) entitled "An act to establish an intermediate court of appeal regulating its constitution officers jurisdiction powers practice and its relation to the Supreme Court and other courts providing for the reports of its decisions the compensation of the judges and other officers and the practice and costs on appeals from its judgments" eliminating the exception prohibiting said court from enforcing any short or hour list

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 618, (Senate Bill No. 1), entitled:

An Act authorizing the issue and sale of bonds to the amount of fifty millions of dollars by the Commonwealth of Pennsylvania defining the powers and duties of the Governor the Auditor General and the State Treasurer in relation thereto making an appropriation of the proceeds of such bonds for the purpose of improving and rebuilding the highways of the Commonwealth providing for the payment of the interest on and the redemption of such bonds by the Board of Finance and Revenue and for the sale and registration of said bonds and making an appropriation to carry out the provisions of this act

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 725, (Senate Bill No. 230), entitled:

An Act to ratify and adopt a compact negotiated by Commissioners designated by the Governor under a law of the Commonwealth of Pennsylvania with Commissioners duly authorized thereto by the States of New York and New Jersey for the regulation of the flow of the Delaware River the conservation of the water resources of the Delaware Basin the apportionment thereof among the said States for domestic and municipal supply and the utilization thereof for power and other beneficial uses

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

## ADJOURNMENT.

Mr. F. A. BELL. Mr. Speaker, I move that the House do now adjourn until Monday, February 23rd, at 9:00 o'clock P. M.

The motion was agreed to, and (at 11:45 A. M.) the House adjourned until Monday, February 23rd, at 9:00 o'clock P. M.

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal

Session 1925 — 126th of the General Assembly

Vol. 8. HARRISBURG, PA., MONDAY, FEBRUARY 23, 1925. No. 15.

## SENATE

MONDAY, February 23, 1925.

The Senate met at 9:00 o'clock P. M.

The PRESIDENT PRO TEMPORE (Mr. John G. Homsher) in the Chair.

### PRAYER.

The Chaplain, Rev. Edward S. Ninde, offered the following prayer:

Almighty and Everliving God: We thank Thee for the great and good men whose names adorn the pages of American history; for Franklin and Jefferson and Morris and Adams; for Abraham Lincoln and the many others of earlier and later days. But at this time we are especially grateful for the one whom we reverently think of as the Father of his Country. We believe that Thy Divine Hand may be seen in all human affairs, and that as truly as Moses was raised up by Thee to become the savior of the Hebrew people, so truly was George Washington brought forth by Thee to become the leader of this new nation. He was of Thy choosing and of Thy training. Like Paul of old, he heard the divine call and caught the heavenly vision and he was not disobedient to that vision. We thank Thee for his nobility of character, for his rectitude of purpose, his purity of life, his loyalty to high ideals, his unfaltering faith in God and in his fellowmen.

O Lord, may the mantel of Washington rest upon the men of this new generation! May we catch his spirit and emulate his example! In the halls of Congress, and in our State Legislatures all over the land, give us statesmen rather than politicians, give us patriots rather than partisans! And inspired by the life of the immoral Washington, may our beloved America develop a moral leadership among the nations of the world that shall rebound to Thy honor and glory and to the uplift of humanity.

We ask it in the name of the Lord Jesus Christ. Amen.

### JOURNAL APPROVED.

The PRESIDENT—A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. PATTON, the further reading was dispensed with, and the Journal was approved.

### PETITIONS.

Mr. Patton presented communications from the Philadelphia Board of Trade, which were read as follows:

PHILADELPHIA BOARD OF TRADE
BOURSE BUILDING
Philadelphia, February 18, 1925.

Honorable Edward W. Patton, State Senate, Harrisburg, Pa.

My Dear Mr. Patton, I enclose you herewith certified copies of extracts from the Minutes of the Stated Meeting of the Philadelphia Board of Trade, held on the 16inst., covering Preambles and Resolutions on the following subjects:

(1) Endorsing the provisions of Senate Bill No. 191 re Tax Commission.

(2) Opposing the enactment of H. R. Bill 412 relating to fire insurance policies.

The Board would appreciate you having these presented and referred to the proper Committee.

Very truly yours,
W. R. TUCKER, Secretary.

FAVORING PASSAGE OF SENATE BILL NO. 191.

PHILADELPHIA BOARD OF TRADE, BOURSE BUILDING, PHILADELPHIA.

Extract from the Minutes of the Stated Meeting of the Philadelphia Board of Trade
Held February 16, 1925.

STATE SENATE BILL 191.

Whereas: There is no question before the public more vital than that securing at the earliest date the adoption of some system of taxation which may solve, or tend to solve, the unscientific and uncoordinated methods now prevailing among the several States; and

Whereas: The field of inheritance taxation as applied within rival jurisdiction bids fair to break down capital accumulation and reduces its flow into necessary trade and commercial channels which conditions tend to extravagance and wasteful governmental administration and in the end hampering individual enterprise; and

Whereas: The proposed conferences, as provided, must prove helpful through frank interchange of opinion among representatives of state governments; therefore

Resolved: That the Philadelphia Board of Trade gives expression of its appreciation of the Commission's intelligent examination of the present tax laws of the Commonwealth and commends its careful study of the problems of taxation and their economic influence upon the interests affected; and be it further

Resolved: That the Philadelphia Board of Trade endorses Senate Bill No. 191 described in the foregoing and petitions for its passage.

On motion the Preamble and Resolutions were adopted.
(True Copy)

THE PHILADELPHIA BOARD OF TRADE,
Wm. M. Coates, President.

Attest:
W. R. Tucker, Secretary.

Which was referred to the Committee on Finance.

OPPOSING PASSAGE OF HOUSE BILL NO 412.

PHILADELPHIA BOARD OF TRADE BOURSE BUILDING, PHILADELPHIA.

Extract From The Minutes of The Stated Meeting, Philadelphia Board of Trade Held On February 16, 1925.

FIRE INSURANCE POLICIES.

Whereas: The present laws and regulations thereunder, so far as can be learned, are functioning satisfactorily to the insurance interests, both the insured and the insuring, and additional legislation is considered unnecessary; therefore

Resolved: That the Philadelphia Board of Trade earnestly petitions your Honorable Bodies to refuse the enactment as law of H. R. Bill 412, being an "Act relating to insurance amending, revising and consolidating the law providing for the incorporation of insurance companies, etc."

On motion, The Preamble and Resolution were adopted.

(True Copy)

THE PHILADELPHIA BOARD OF TRADE,
Wm. M. Coates, President.

Attest:
W. R. Tucker, Secretary.

Which was referred to the Committee on Insurance.

## LEAVES OF ABSENCE.

Mr. SALUS asked and obtained leave of absence for the Senator from Philadelphia, Mr. Daix, for to-night's session.

Mr. BALDWIN asked and obtained leave of absence for the Senator from Mifflin, Mr. Culbertson.

Mr. MANSFIELD asked and obtained leave of absence for the Senator from Allegheny, Mr. Coyne.

Mr. SNYDER asked and obtained leave of absence for the Senator from Venango, Mr. Phipps, on account of illness in his family.

## REPORT FROM COMMITTEE.

Mr. DAVIS, from the Committee on Insurance, reported as amended, Senate Bill No. 78, entitled:

An Act to amend an act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending revising, and consolidating, the law providing for the incorporation of insurance companies and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties and repealing existing laws;" authorizing mutual fire insurance companies to insure public buildings and public property.

Mr. STITES, from the Committee on Insurance, reported as committed, Senate Bill No. 411, entitled:

An Act to amend sections one thousand four and one thousand eight of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 682), entitled "An Act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws."

## BILLS INTRODUCED.

Mr. GRISWOLD read in his place and presented to the Chair Senate Bill No. 443, entitled:

An Act making an appropriation to the Pennsylvania State Park and Harbor Commission of Erie for the purpose of building retaining walls along and dredging the west canal basin within the harbor of Erie.

Which was committed to the Committee on Appropriations.

Mr. WOODWARD read in his place and presented to the Chair Senate Bill No. 444, entitled:

An Act to amend Clause 7 of section 1 of the act approved the 18th day of July, 1917, (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process and providing penalties."

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 445, entitled:

A supplement to the act approved the 17th day of June, 1913, (P. L. 507), entitled "An act to provide revenue for State and county purposes, and in cities coextensive with counties, for city and county purposes imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," fixing a time for making returns and paying tax; providing for additional and supplemental information on returns, and for the apportionment of taxes for a part of a year; imposing certain duties on taxables; creating an additional remedy for collecting said tax; and imposing penalties.

Which was committed to the Committee on Finance.

Mr. SALUS read in his place and presented to the Chair Senate Bill No. 446, entitled:

An Act authorizing cities of the first class to promote marine service between said cities and other ports; to build or otherwise acquire and operate vessels for that purpose, and to enter into contracts or agreements for the establishment, maintenance or continuance thereof by others, providing among other things for the payment or guarantee of losses or deficiencies incurred therein.

Which was committed to the Committee on Municipal Affairs.

Mr. STEELE read in his place and presented to the Chair Senate Bill No. 447, entitled:

An Act to amend sec. 11 of an act approved the 11th day of July 1925 (P. L. 1054), entitled "An act relating to certain county officers in counties of the fifth class; providing for their salaries and the compensation of deputies and clerks in the respective county offices; establishing a salary board, and defining its powers and duties; placing certain county auditors; requiring the payment into the respective county treasuries of the fees of such county officers; and providing penalties for the violation of this act."

Which was committed to the Committee on New Counties and County Seats.

Mr. PATTON read in his place and presented to the Chair Senate Bill No. 448, entitled:

An Act making an appropriation to the Robert Wood Home of Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. WEINGARTNER read in his place and presented to the Chair Senate Bill No. 449, entitled:

An Act to amend an act approved the 16th day of May 1919, (P. L. 193) entitled "An Act to provide for the licensing and regulation of public dance halls and ball rooms, and for the regulation, supervision of public dances and balls in cities of the first, second and third classes;" extending the provisions of said act to boroughs and townships of the first and second classes, and imposing powers and duties on certain county officers.

Which was committed to the Committee on Judiciary General.

Mr. EARNEST read in his place and presented to the Chair Senate Bill No. 450, entitled:

An Act making an appropriation to the Department of Property and Supplies to reimburse David Creaner for moneys erroneously paid into the State Treasury.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 451, entitled:

An Act to further amend clause five of section 29 of the act approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, (P. L. 75), entitled "An act to provide for the incorporation and regulation of certain corporations."

Which was committed to the Committee on Corporations.

Mr. QUIGLEY read in his place and presented to the Chair Senate Bill No. 452, entitled:

An Act to further amend sections one thousand one hundred twenty-one and two thousand one hundred five of the act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any rate thereof, that are or may be inconsistent therewith."

Which was committed to the Committee on Education.

Mr. HUFFMAN read in his place and presented to the Chair Senate Bill No. 453, entitled:

An Act to amend the act approved the twenty-eighth day of May, one thousand nine hundred seven, (Pamphlet Laws two hundred ninety), entitled "An act to provide for the employment of the insane, feeble-minded and epileptic persons confined in institutions, wholly or in part maintained by the State, for the care and treatment of the insane, feeble-minded and epileptic persons; and providing for the distribution of the supplies, manufactured articles, goods, and products made in State institutions for the care of the insane, feeble-minded, and epileptic persons", by making further provision for the disposition of products made in such institutions, to use the proceeds of sales of such products for certain purposes.

Which was committed to the Committee on Judiciary General.

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 454, entitled:

An Act codifying and revising the laws relating to domestic and foreign building and loan associations.

Which was committed to the Committee on Banks and Building and Loan Associations.

Mr. SCHANTZ read in his place and presented to the Chair Senate Bill No. 455, entitled:

An Act to amend section three of the act approved the thirteenth day of July, one thousand nine hundred and twenty-three (P. L. 1090) entitled, "A supplement to an act, approved the twenty-seventh day of May, one thousand nine hundred and twenty-one (P. L. 1173), entitled 'An act constituting a commission to make an investigation of the battlefields of France and Belgium, and to select points for erection of monuments and markers of appropriate design to commemorate the achievements of Pennsylvania soldiers during the World War; defining the powers and duties of the commission; and making an appropriation'; continuing said commission; providing for the erection of certain memorials in France and Belgium; and making an appropriation."

Which was committed to the Committee on Appropriations.

Mr. BALDWIN read in his place and presented to the Chair Senate Bill No. 456, entitled:

An Act prohibiting the crossing of railroad or street railway tracks by persons transporting explosive or inflammable material without coming to a stop; and providing a penalty.

Which was committed to the Committee on Judiciary Special.

Also read in his place and presented to the Chair Senate Bill No. 457, entitled:

An Act providing for the maintenance and repair of State-aid roads or highways by the Commonwealth.

Which was committed to the Committee on Public Roads and Highways.

## REPORTS FROM COMMITTEES.

Mr. SCHANTZ. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SCHANTZ, from the Committee on Appropriations, reported as committed, Senate Bill No. 455, entitled:

An Act to amend section three of the act approved the thirteenth day of July, one thousand nine hundred and twenty-three, (P. L. 1090) entitled, "A supplement to an act, approved the twenty-seventh day of May, one thousand nine hundred and twenty-one (P. L. 173), entitled 'An act constituting a commission to make an investigation of the battlefields of France and Belgium,, and to select points for the erection of monuments and markers of appropriate design to commemorate the achievements of Pennsylvania soldiers during the World War; defining the powers and duties of the commission; and making an appropriation'; continuing said commission; providing for the erection of certain memorials in France and Belgium; and making an appropriation."

Mr. HARRIS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HARRIS, from the Committee on Elections reported as amended, Senate Bill No. 378, entitled:

An Act fixing the pay of election officers and clerks in counties of the second class.

Mr. ARON, from Committee on Municipal Affairs, report-read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. ARON, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 446, entitled:

An Act authorizing cities of the first class to promote marine service between said cities and other ports; to build or otherwise acquire and operate vessels for that purpose, and to enter into contracts or agreements for the establishment, maintenance or continuance thereof by others, providing among other things for the payment or guarantee of losses or deficiencies incurred therein.

Mr. MANSFIELD. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MANSFIELD, from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 379, entitled:

An Act regulating the expenses of county commissioners in counties of the seventh class.

## BILLS SIGNED.

The PRESIDENT PRO TEMPORE, (Mr. John G. Homsher) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 48, entitled:

An Act relating to fruit syrups and prohibiting the manufacture, sale, offering for sale, exposing for sale, or having in possession with intent to sell, of any adulterated or misbranded fruit syrups; and providing penalties for the violation thereof, and providing for the enforcement thereof.

SENATE BILL No. 54, entitled:

An Act validating certain proceedings of counties, cities, boroughs, townships, school districts and other incorporated districts or municipalities, had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four, (P. L. 65), entitled "An act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto; and validating bonds issued or authorized to be issued in pursuance to such proceedings.

Senate Bill No. 109, entitled:

An Act validating certain proceedings and elections of counties cities boroughs townships school districts and other incorporated districts or municipalities had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" and the amendments and supplements thereto and validating bonds issued or authorized or be issued in pursuance to such proceedings and elections

Senate Bill No. 61, entitled:

An Act to amend route number one hundred and two of section six of an act, approved the thirty-first day of May one thousand nine hundred and eleven (Pamphlet Laws four hundred sixty-eight) entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of Commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connection county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway and procedure therein providing for work of improvement of State Highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State-aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated towns and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State Highways and State-aid highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State Highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of this act" as amended

Senate Bill No. 133, entitled:

An Act to amend section one thousand and six of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" requiring the Superintendent of Public Instruction to send to every school director a copy of each new edition of the School Code

Senate Bill No. 198, entitled:

An Act to amend section two of the act approved the eighth day of May one thousand nine hundred and nineteen (P. L. 148), entitled "An Act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll bridges over the Delaware River" as amended

Whereupon,

The PRESIDENT PRO TEMPORE (Mr. John G. Homsher) in the presence of the Senate signed the same.

Mr. SNYDER. Mr. President, I ask unanimous consent to read a bill in place at this time.

## BILLS INTRODUCED.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SNYDER read in his place and presented to the Chair Senate Bill No. 458, entitled:

An Act making a deficiency appropriation to the Pennsylvania Industrial Reformatory, at Huntingdon, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 459, entitled:

An Act making an appropriation to the Pennsylvania Industrial Reformatory, at Huntingdon, Pennsylvania.

Which was committed to the Committee on Appropriations.

## RESOLUTION RELATIVE TO ATTENDANCE OF MEMBERS OF SENATE AND HOUSE AND PRINCIPAL OFFICERS, AT THE INAUGURAL CEREMONIES.

Mr. SCHANTZ. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LESLIE offered the following resolution, which was twice read, as follows:

In the Senate, February 23, 1925.

Whereas, It is proper that the Commonwealth of Pennsylvania should be represented at the inauguration of Calvin Coolidge as President of the United States on March fourth, by those representatives chosen by the people who constitute the membership of the General Assembly; therefore be it

Resolved, (if the House of Representatives concur), That the Senators and Members of the House of Representatives, and the principal officers and employes of the General Assembly, and the legislative correspondents shall attend the said inaugural ceremonies as the representatives of the Commonwealth of Pennsylvania; and be it further

Resolved, That a committee of three members of the House of Representatives, to be appointed by the Speaker of the House of Representatives, and three Senators, to be appointed by the President pro tempore of the Senate, shall make all necessary arrangements for their transportation and entertainment, and that the expenses incident thereto be provided for an item to be inserted in the General Appropriation Bill.

Mr. SCHANTZ. Mr. President, I move that Rule 39, which requires concurrent resolutions to be referred to an appropriate committee be suspended and that the Senate do now proceed to the immediate consideration of the resolution just read.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

## TIME FOR MEMORIAL SERVICES IN COMMEMORATION OF THE BIRTH OF GEORGE WASHINGTON.

Mr. BUCKMAN. Mr. President, this being the time fixed by resolution for the holding in this Chamber of the Memorial Services in commemoration of the birth of George Washington, I move that immediately after finishing the calendar of bills on third reading, the Senate take up that order of business, so that we may hear the oration to be delivered by the Senator from Montgomery, Mr. Stites.

Mr. BALDWIN. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the consideration of Senate Bill No. 160, as follows:

An Act authorizing local boards of health of cities of the third-class boroughs and first-class townships of the Commonwealth to organize county health associations providing for the representation of such county associations in a State Association to be formed by representatives from such county health associations and providing for the payment of the expenses of county and State associations

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the several local boards of health of cities of the third-class boroughs and first-class townships of the Commonwealth now or hereafter incorporated are hereby authorized and empowered to organize county health associations for the purpose of holding meetings at such times and places within the county as such county associations may designate for the purpose of advancing the various health interests of said third-class cities boroughs and first-class townships promote remedial legislation and discuss any and all topics relating to the health and conduct of their respective municipalities and providing for the enforcement and economical method of administering health legislation

Section 2 Cities of the third-class boroughs and first-class townships boards of health may by resolution designate one delegate to attend such meetings of the county health association The said boards of health of the several counties joining said county health association shall pay as dues to such county health association a sum not exceeding five dollars ($5.00) per annum The actual expenses of such delegate attending meetings of said county health association including traveling expenses and hotel bills actually paid shall be paid by the various boards of health of the said third-class cities boroughs and first-class townships by orders drawn upon their respective treasuries

Section 3 Each county health association is hereby authorized to elect one delegate to attend the annual meeting of the Pennsylvania Public Health Association to be held at such time and place within the Commonwealth as said Pennsylvania Public Health Association may designate

The actual expenses of such delegate attending the meeting of the Pennsylvania Public Health Association including traveling expenses and hotel bills actually paid shall upon approval of such bill be paid by the several county health associations

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Kutz, | Schantz, |
| Baldwin, | Einstein, | Lanius, | Snyder, |
| Barr, | Freeman, | Leslie, | Sones, |
| Baumer, | Gelder, | Mansfield, | Sprowls, |
| Betts, | Griswold, | Miller, | Steele |
| Bonbrake, | Harris, | North, | Stites, |
| Brown, | Heaton, | Norton, | Vare, |
| Buckman, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |
| Derrick, | Krause, | Quigley, | Homsher, |
| DeWitt, | Kunkle, | Salus, | Pres. Pro Tem. |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILLS ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 9, entitled:

An Act to exempt from payment of inheritance taxes bequests and devises to institutions of purely public charity

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42.

| | | | |
|---|---|---|---|
| Aron, | Einstein, | Lanius, | Snyder, |
| Baldwin, | Freeman, | Leslie, | Sones, |
| Barr, | Gelder, | Mansfield, | Sprowls, |
| Baumer, | Griswold, | Miller, | Steele, |
| Betts, | Harris, | North, | Stites, |
| Bonbrake, | Heaton, | Norton, | Vare, |
| Brown, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |
| Derrick, | Krause, | Quigley, | Homsher, |
| DeWitt, | Kunkle, | Salus, | Pres. Pro Tem. |
| Earnest, | Kutz, | Schantz, | |

NAYS—1.

Buckman,

A majority of all the Senators having voted 'aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 12, entitled:

An Act providing for the merging of moneys held in certain special funds in the State Treasury with moneys in the general fund providing for the use of all moneys in the general fund for the payment of appropriations and for the payment from the general fund of moneys appropriated and dedicated for special purposes

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

Mr. WOODWARD. Mr. President, I am quite aware that the calendar is crowded, and as we have special exercises on our program to-night, I will be as brief as I can in saying a few words about this bill No. 12 in twelve minutes. Last week, on Tuesday morning, this little merger bill, was coming along on the calendar very quitely and peacefully, when it was attacked by two big highwaymen and was given a swift kick and was thrown over into the ditch. One of these Senators who comes from a district where every woman is a fisher-woman and every man is a hunter, I think and the other Senator represents the Pocono Mountains.

After killing my bill these two wicked Senators went home to tell of their exploits at some smoker of the Rod and Gun Club, I think,—The following morning however this bill was found in the ditch. I found some very kind Senators, the gentleman from Bucks, the statesmen from Northumberland and from Potter, and they agreed to give this bill a decent burial.

I am quite well aware that what I am saying now is in the nature of a funeral oration over the dead body of the merger bill, but before it is consigned to its resting place I would like to conduct these few sad rites, and explain the merits of this little bill.

You may remember, some of you, that we had a Sproul Commission on the reorganization of the State Government. If we had reorganized the State Government according to the lines of that Commission, you would have had very safe and sane organization. This merger bill was one of our star performers. We gave a dinner party at the Penn-Harris Hotel, and invited all the Senate, and everybody was for the bill. The Honorable William J. McCabe, Chairman of the Appropriations Committee of the House of Representatives, read an excellent scientific paper on the special funds. We conferred upon him the degree of LLD, after he had read the paper. We then called upon the Governor and the Governor said that even if we got the bill through the Legislature he would veto it, so we told the Governor we were going to vote for all the special bills that came along, to make it so bad they would fall of their own weight.

We went into Executive Session, and decided the Governor was playing favorites. We were confirmed in this view when the reorganization of the Administration came about and we found the Game Commission had a Department all to itself, and the Fish Commission had a Department all to itself.

These special funds as some of you may not know originated after 1913. In that happy day there were none, only the Sinking Fund. Two years ago there were twenty-five of these special funds. Now there are thirty-three, and there is one pending, and one being written, which will make thirty-five.

The theory is, for instance, in the Health Department, that if we pay so much for a Death Certificate or a Birth Certificate, that money ought to go into a special fund for the support of the Bureau of Vital Statistics. The theory is I suppose, that when a man rides in an elevator he thanks God that the elevator inspection money is in a special fund; when he lies down at night on a mattress he thanks God "this mattress has been inspected by inspectors who are paid out of the special fund" so that when I go to the Germantown City Hall to pay a Dollar for a Dog license for a tax on my dog, I am grateful to think that that money goes into the Dog Fund; at least that is what I hope it would do, but I tried to find the Dog Fund in the budget without success. If you refer to page 83 of the Budget, you will strike a table called the "Dog Fund." It is in the Department of Agriculture, Bureau of Animal Industry. If you read the items of expenditures you will gather the impression that the State is engaged in slaughtering dogs and selling the meat. If you turn over the page you will see another table, containing items of salaries, telephones heat, light and rent. And then you add this all up together and find the sum of Seven Hundred Thousand Dollars, the items from both tables headed "Dog Fund" and then you look down to the foot note and see that some inadvertant money has been paid out of the "General Fund." Then you come to a table on the Dog Fund, and still another on the Dog Fund, and I will read you this little foot note in that history on page 88, that is if I can hold the Budget: "The principal increase for this Bureau is for indemnities paid to all owners of tuberculous animals which must be slaughtered. All the indemnity money ($500,000) came from the Dog Fund during the present biennium. During the coming biennium it is estimated that $250,000 will be available from the Dog Fund for this purpose. In addition, an appropriation of $750,000 is recommended from the General Fund. With 200,000 animals awaiting test in the State at the present time, even this total sum of $1,000,000 will not enable the Department to meet the requests for testing during the coming two years. For this purpose $2,000,000 at least would be required.

The recent outbreak of European Fowl Plague has probably occasioned a loss of $100,000 to the State. Poultry is the second largest livestock industry in the State. A larger expenditure will be made from the Dog Fund for controlling this plague in the next biennium.

Now I will read another note.

The Department requests the transfer of $100,854, or so much thereof as may be necessary, from the Dog Fund to the General Fund of the Department of Agriculture, the un-

expended balance to remain in the Dog Fund. This transfer is to replace moneys advanced from the General Fund of the Department to the Bureau of Animal Industry due to a ruling of the Auditor General that certain employees of the Bureau of Animal Industry were engaged in "Administrative" work and could not be paid out of the Dog Fund. The Department requests that this transfer be made by March 1st, for by this time the money available in the General Fund for the work of the Department will be exhausted and all work other than that supported by the Dog Fund will have to stop.

After reading this I decided to insert an advertisement in the Legislative Journal "Lost, Strayed or Stolen, one Dog Fund."

I blame the Governor and Dr. King our scientific Budget makers. They ought to know that you cannot write a real Budget with thirty-three special funds floating around. If you don't believe me, you go and ask the Chairman of our Appropriation Committee, Senator Schantz, or the Chairman of our Finance Committee or you can ask Mr. Billy McCaig or the Chairman of the Ways and Means Committee. If you don't believe him you can ask Dr. Seligman, of the Columbia University, who has written a book that has gone through about ten editions and even Mr. Sterling's expert, Mr. Buck. I have learned my lesson from Mr. Buck, also Dr. Seligman that there should be no special funds. Everything should be in the General Fund except the trust fund which, of course, must be kept separate.

I do not blame the heads of the Departments, for there is nothing more convenient for the heads of Departments than to have a special fund which does not have to pass through the hands of the Legislature. The people I blame are the members of the Legislature. I would like to know what we are here for if not to appropriate the taxpayers money. These special funds amount to around $30,000,000 a year and they do not pass through our hands. We are deliberately sidestepping one of the fundamental principles of representative government. We are violating a principle established by McCaig and coming all the way down to the Dog Fund, which is violated.

I understand perfectly many petitions have been signed by the sportsmen, and I have very hearty regard for the sportsmen, though fortunately for me I have not any in my district. I simply submit that if we are going to hand over to the Executive the power given by these special funds, we might as well shut up the shop and let this building, this room, to the Fish Commission. They can start an aquarium in the barber shop or something of that sort. Some of us are such poor fish we would not get in the aquarium, I believe.

These special funds violate that principle of representative government, and they bring up also the very practical point, that if you should happen to have a Governor of the State who would like to play politics, and has friends to reward, he has ample opportunity in the use of these special funds to put plenty of per diem men on the pay-roll; and we are deliberately handing over to the next Governor, or to any Governor, the opportunity to use these special funds as he sees fit. There are plenty of surplusses in the special funds which can be used this way.

Now, I would like to say a great deal more, but in deference to Senator Stites I will simply say that I quite recognize that I shall be a minority of one, probably in voting on this bill. We have been asked to compromise but I would rather go down with the flag flying because I believe this bill one hundred percent and it will come up every session until it wins out. I have no doubt in my mind whatever, but for the present, I admit that this is a funeral oration and after my few remarks I will ask the Senator from Lackawanna to lead in singing "Peace, perfect Peace"; and the Senator from Clinton to lead us in a short prayer and the few mourners will then conduct the cortege down the marble steps to the front steps where there is a special hearse, provided out of the special fund of the Department of Public Highways, and the little bill will be borne across the river, to the Legislative Cemetery, called Mount Oblivion. There are a great many graves in the cemetery, with all the other little bills; and we will consign this little bill to its last resting place.

After all is over I will erect a headstone to its memory, and on the headstone I propose this epitaph:

"Stranger pause and drop a tear,
For the merger bill lies buried here,
Special fund have had their wish, and
This bill died of too much game fish."

Mr. DAVIS. Mr. President, Inasmuch as my friend, from Philadelphia Mr. Woodward, happened to mention my name, I will say that it seems to me that Senator Woodward and Harold Lloyd have formed a company that apparently is in hot water. I think that if Senator Woodward would move into the mountains and commune with nature, the birds and animals, he would realize this is a very just measure to defeat.

Mr. SCHANTZ. Mr. President, I would like to interrogate the Senator from Philadelphia, Mr. Woodward.

The PRESIDENT. Will the Senator from Philadelphia, Mr. Woodward, permit himself to be interrogated?

Mr. WOODWARD. Mr. President, with pleasure.

Mr. SCHANTZ. Mr. President, I would like to ask the Senator from Philadelphia, Mr. Woodward, whether this is a correction of the statement he published the other day that the experts of the budgeteers were to be paid out of the Dog Fund?

Mr. WOODWARD. Mr. President, that is my understanding sir; but nobody can tell.

Mr. SCHANTZ. Mr. President, I would further like to interrogate the Senator from Philadelphia, Mr. Woodward.

The PRESIDENT. Will the Senator from Philadelphia, Mr. Woodward, permit himself to be interrogated further?

Mr. WOODWARD. Mr. President, I will.

Mr. SCHANTZ. Mr. President, I would like to ask the Senator from Philadelphia, Mr. Woodward, if he is aware that there is another special fund on the way, that Senate bill No. 300, known as the "Liquor-Smelling" bill provides for a special fund?

Mr. WOODWARD. Mr. President, I am not familiar with the items of that bill.

Mr. SCHANTZ. Mr. President, In view of the fact, I would like to ask the Senator from Philadelphia, Mr. Woodward, whether he does not think he had better defer the passage of this act until after that act has been passed, so that this act would also include the elimination of the special fund provided in Senate bill No. 300, known as the "Liquor Smelling Bill."

Mr. WOODWARD. Mr. President, I am very much in favor of making all the special funds liquid.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—7.

| | | | |
|---|---|---|---|
| Aron, | Leslie, | Salus, | Woodward, |
| Barr, | Schantz, | Vare, | |

NAYS—36.

| | | | |
|---|---|---|---|
| Baldwin, | Einstein, | Kunkle, | Quigley, |
| Baumer, | Freeman, | Kutz, | Snyder, |
| Betts, | Gelder, | Lanius. | Sones, |
| Bonbrake, | Griswold, | Mansfield, | Sprowls, |
| Brown, | Harris, | Miller, | Steele, |
| Buckman, | Heaton, | North, | Stites, |
| Davis, | Huffman, | Norton, | Weingartner, |
| Derrick, | Joyce, | Painter, | Homsher, |
| DeWitt, | Krause, | Patton, | Pres. Pro Tem. |
| Earnest, | | | |

Less than a majority of all the Senators having voted "aye" the question was determined in the negative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL OVER IN ORDER.

Mr. WOODWARD. Mr. President, I ask that Senate Bill No. 13, on third reading, entitled:

An act providing a method of ascertaining the opinion of the electors of the Commonwealth as to the desirability of ratifying the proposed amendments to the Constitution of the United States.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

## BILL ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 91, entitled:

An act to amend an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred ninety-four) entitled "An act to amend an act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and fifty) entitled 'An act authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans and of the Army of the Philippines and to each post of the American Veterans of Foreign Service in the respective counties boroughs and towns to aid in defraying the expenses of Memorial Day' by authorizing appropriations to each post of the American Legion Veterans of Foreign Wars and to each Naval Association and each post of the Grand Army of the Republic" as amended to include appropriations to aid in defraying expenses of Armistice Day

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. MANSFIELD. Mr. President, I ask unanimous consent to amend title page 1, line 12 by striking out "Amercian" and inserting in lieu thereof the word "American"; also second line from bottom of page by inserting after the word "amended" the following: "by extending the provisions thereof to cities and boroughs and"; also section 1, page line 23 by striking out "expnses" and inserting in lieu thereof the word "expenses"; also page 4, line 1, by inserting after the word "counties" the following: "cities and boroughs".

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended.

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order

The Senate proceeded to the third reading and consideration of Senate Bill No. 102, entitled;

An Act providing that in certain cases it shall not be a defence in an action against a corporation on a negotiable instrument issued or endorsed in its name to provide that it was issued or endorsed by an officer or officers thereof contrary to the by-laws of said corporation

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. BARR. Mr. President, on Senate Bill No. 102, File Folio 101, I received several communications which I wish to read into the record. One letter says:

I regard such an Act as a very dangerous one. The only protection a corporation has is its By-Laws. The Bank with which it does business always has or should have a copy of the By-Laws which prescribes in what manner negotiable paper shall be issued and endorsed. Ordinarily, the By-Law requires two names, as President and Treasurer. It is a very easy thing for the Bank to obtain this information and no question as to the responsibility of the corporation for the acts of its officers can then arise.

If the present Act goes into force, any officer of a corporation can issue paper in the name of that corporation and dispose of it to some person who does not know and quite likely does not want to know the provisions of its By-Laws, and involve the corporation in possibly a very serious liability.

The danger is so obvious that it does not need discussion.

On the other hand, there is no evil, as the present law exists, which needs remedy if the Bank or other financial institution which deals with the corporation will take the simple precaution of informing itself as to the provisions of the By-Laws under which negotiable papers can be issued or endorsed.

The second objection I received is as follows:

It is our opinion that the act is vicious, and if passed, will be a disgrace to the statute books of Pennsylvania. It will enable officers, however slight their position, of a corporation to bind that corporation in any amount without the corporation receiving any benefit to itself. Acts done under it would wipe out in an instant all the accumulated surplus of a corporation which in effect would be robbing the corporation's stockholders. It is contrary to the theory of corporate management which has tended to make Pennsylvania the great State it is.

The law as it now stands is well stated by the Supreme Court of Pennsylvania in numerous cases; among others, in Millward-Cliff Cracker Company's Estate, reported in 161 PA. at Page 157, the head-note of which is as follows:

Unless expressly authorized by the by-laws, or by the directors or stockholders, the treasurer of a corporation has no authority to sign or indorse a promisory note in the name of the corporation.

A promissory note signed by the treasurer of a corporation, without the counter-signature of the president as required by the by-laws, is not binding upon the company, if the company has received no benefit from the note.

In Pennsylvania, by-laws of a corporation when adopted become written into the charter, and not only define and limit the rights, duties and powers of the officers inter sese, but, so far as those with whom such corporation has dealings are concerned, put such parties upon notice in treating with such officers, as to the extent of their power and agency, whether the specific by-law has been brought home to them or not.

And also in the case of Worthington V Schuylkill Electric Railway Company, 195 PA. 211, the head-note of which reads as follows:

The by-laws of a corporation, upon their adoption become written into the charter, and put parties, who deal with the

corporation, upon notice, in trading with the officers of the corporation, as to the extent of the power and agency of such officer, and this, whether the specific by-law has been brought home to them or not.

In an action against a corporation to hold it liable on an indorsement of a promisory note by its president, binding instructions should be given for defendant where it appears that the president had no authority under the by-laws to make the endorsement, that the corporation received no benefit from it, and that there was no course of dealing between, the parties which misled the plaintiff.

The third and last I consider the best of all the criticisms:

In Putman vs. Ensign Oil Company, 272 Pennsylvania 301, Judge Kephart said:

"It would seem advisable for the law to be, as suggested in other States, that where a note has been signed in the regular way by corporate offices, as, for instance, by the president and secretary, or president and treasurer, or endorsed by the treasurer, such note, in the hands of any holder in due course, or one with those rights, should be good as against the corporation, notwithstanding any by-law to the contrary, unless previous knowledge of the existence of such by-law is brought home to the holder."

Senate Bill No. 102 goes much further than Judge Kephart's suggestion. It would render it impossible for a corporation to defend against a note issued or endorsed "by an officer or officers thereof, contrary to the by-laws." In other words, the single signature of the secretary would be binding on the corporation even though under the by-laws the secretary has nothing whatever to do with the execution or endorsement of negotiable paper.

If the bill merely provided that a gegotiable instrument issued or endorsed by any two officers of a corporation should be good notwithstanding a violation of the by-laws the bill would be much less objectionable. Indeed were it drawn along such lines I should think that it would be a good measure.

Mr. President, I offer these objections in line with the thought that was given here at the last session of the legislature, 1923, by the Senator from Lehigh, Mr. Schantz. The people out our way are opposed to this bill. I did not talk to a single person, or an attorney who was in favor of this bill; therefore, I am compelled to be against Bill No. 102, File Folio 101.

Mr. SALUS. Mr. President, and gentlemen of the Senate the whole gist of this bill is right in the title.

It reads:

"that in certain cases it shall not be a defence in an action against a corporation on a negotiable instrument issued or endorsed in its name to prove that it was issued or endorsed by an officer or officers thereof contrary to the by-laws of said corporation"

All this bill does is to ask the corporations and institutions of Central Pennsylvania to be honest. It asks no more. It asks that when anything goes out of your institution for which you are responsible that you pay the bill, that if one of your officers happens to be crooked, or happens to be dishonest, that is your funeral. It means that the innocent public should not be asked to take their good money, buy your negotiable paper, or other instrument, and then when you come to collect it you say to them that this officer had no right to issue this paper. And I do not see how any respectable corporation, any decent concern or any honest business man could be opposed to such a bill as this. If, perchance, you have a dishonest employee, that is your hard luck. If you are a corporation you can be insured against such an act, but is there any reason why some poor widow who had saved one hundred dollars, or some poor workingman, who had saved five hundred dollars, who goes out and buys an instrument under the seal of your corporation and believes because you are a big institution, that his money is secure, and when he comes to collect, he is told by your institution or corporations, "Well one of our officers issued this paper who had no right to do it and you can't collect your money."

This is in line with what Judge Kephart said in his decision. It is a good bill, it is putting the stamp of honesty on institutions and I cannot see how any honest corporation can be opposed to it.

This matter was called up before the law association of Philadelphia. It is here at their suggestion, it was championed before the Committee by Mr. Wintersteen, of Barnes and Wintersteen, lawyers of Philadelphia. Mr. Barnes represents the Pennsylvania R. R., Mr.? Wintersteen a number of high grade banks and trust companies of Philadelphia. And those institutions are big enough to believe that when the seal of their institution is on their papers that are scattered out to the public they are big enough to make good any promises that they make, even though one of their employees is dishonest. I do not see how any self-respecting man, or institution, can do otherwise than vote for a bill that has stamped on its face, common every day honesty.

Mr. BARR. Mr. President, I should like to interrogate the Senator from Philadelphia, Mr. Salus.

The PRESIDENT. Will the Senator from Philadelphia, Mr. Salus, permit himself to be interrogated?

Mr. SALUS. Mr. President, I will.

Mr. BARR. Mr. President, does the Senator from Philadelphia, Mr. Salus, understand that commercial paper is something that is sold to widows and to estates?

Mr. SALUS. Mr. President, yes, I have had widows buy commercial paper in my practice.

Mr. BARR. Mr. President, does the Senator from Philadelphia, Mr. Salus, not understand that commercial paper is discounted at banks and is not the kind of instruments that are peddled in small amounts.

Mr. SALUS. Mr. President, I don't understand that at all. I do understand that large banks do buy commercial paper and resell it.

Mr. BARR. Mr. President, does the Senator from Philadelphia Mr. Salus, not understand that commercial paper is sold to a big bank and is scattered around among smaller banks, and that the big institutions see that the by-laws of the corporation is complied with before they ever accept commercial paper?

Mr. SALUS. Mr. President, I do not know what they do on the inside, and what is more I do not care. That is what we are objecting to,—what they are doing on the inside. We want the law so that it will be known on the outside. In other words, it is a case of protecting the purchasers, and I do not see, for the benefit of the Senator from Allegheny, why people on the outside should be responsible for mismanagement on the inside; because they would have nothing to say if they went on the inside and tried to make the banking institutions run their business the way they thought.

Mr. BARR. Mr. President, I would like to say that I have been in the banking business, and investment banking for wenty-five years, and the Senator from Philadelphia, Mr. Salus cannot show where commercial paper is an instrument that is carried to the public—to men and women (as a peddling proposition) to estates, men and women. It is a proposition purely and simply to banks, where it is rediscounted to other banks, and the proposition, from the standpoint of his

argument, is clearly out of line with the facts, as commercial paper. There is absolutely nothing in his argument that would justify this bill.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—24

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Joyce, | Salus, |
| Baldwin, | Einstein, | Krause, | Schantz, |
| Bonbrake, | Freeman, | Kunkle, | Stites, |
| Brown, | Gelder, | Kutz, | Vare, |
| Buckman, | Griswold, | Leslie, | Weingartner, |
| Davis, | Harris, | Patton, | Woodward, |

NAYS—19

| | | | |
|---|---|---|---|
| Barr, | Heaton, | North, | Sones, |
| Baumer, | Huffman, | Norton, | Sprowls, |
| Betts, | Lanius, | Painter, | Steele, |
| Derrick, | Mansfield, | Quigley, | Homsher, |
| DeWitt, | Miller, | Snyder, | Pres. Pro Tem. |

Less than a majority of all the Senators having voted "aye" the question was determined in the negative.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No, 106, entitled:

An Act providing for the appropriation of moneys by counties toward the expenses of installing ornamental illumination upon streets in the county seat on which county buildings abut

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Kutz, | Schantz, |
| Baldwin, | Einstein, | Lanius, | Snyder, |
| Barr, | Freeman, | Leslie, | Sones, |
| Baumer, | Gelder, | Mansfield, | Sprowls, |
| Betts, | Griswold, | Miller, | Steele, |
| Bonbrake, | Harris, | North, | Stites, |
| Brown, | Heaton, | Norton, | Vare, |
| Buckman, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |
| Derrick, | Krause, | Quigley, | Homsher, |
| DeWitt, | Kunkle, | Salus, | Pres. Pro Tem. |

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present the said bill to the House of Representatives for concurrence.

## BILL OVER IN ORDER.

Mr. KUNKLE. Mr. President, I ask that Senate Bill No. 125, on third reading entitled:

An Act to further amend clause (b) of section thirty-five, of the act approved the seventh day of June, one thousand nine hundred and seventeen, (P. L. 447), entitled "An Act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates, including the appointment, bonds, rights, powers, duties liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions, and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents; by extending the statutes of limitations in actions against decedents' estates.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

## BILL ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 175, entitled:

An Act relating to township roads prescribing the time within which approved township roads must be physically opened invalidating proceedings for opening of roads unopened within the prescribed time and providing for the revision of any land proposed to be taken therefor

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Kutz, | Schantz, |
| Baldwin, | Einstein, | Lanius, | Snyder, |
| Barr, | Freeman, | Leslie, | Sones, |
| Baumer, | Gelder, | Mansfield, | Sprowls, |
| Betts, | Griswold, | Miller, | Steele, |
| Bonbrake, | Harris, | North, | Stites, |
| Brown, | Heaton, | Norton, | Vare, |
| Buckman, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |
| Derrick, | Krause, | Quigley, | Homsher, |
| DeWitt, | Kunkle, | Salus, | Pres. Pro Tem. |

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 200, as follows:

An Act to amend section fourteen of the act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand and forty-three)

entitled "An Act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by providing for the payment of a State annuity to employes who separated from school service prior to the establishment of the Retirement System

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section fourteen of the act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand and forty-three) entitled "An Act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowance returns benefits and rights from taxation and judicial process and providing penalties" is hereby amended to read as follows

Section 14 Retirement for superannuation shall be as follows

1 Any contributor who is an employe sixty-two years of age or older may retire for superannuation by filing with the retirement board a written statement duly attested setting forth at what time subsequent to the execution of said application he or she desires to be retired Said application shall retire said contributor at the time so specified or in the discretion of the retirement board at the end of the school term in which the time so specified occurs

2 Each and every contributor who has attained or shall attain the age of seventy years shall be retired by the retirement board for superannuation forthwith or at the end of the school term in which said age of seventy years is attained

ALLOWANCE ON SUPERANNUATION RETIREMENT

3. On retirement for superannuation a contributor who is an employe shall receive a retirement allowance which shall consist of

(a) A teacher's annuity which shall be the actuarial equivalent of his or her accumulated deductions and

(b) A State annuity of one one-hundred-sixtieth (1/160) of his or her final salary for each year of service prior to the age of sixty-two years and

(c) In addition thereto if a present employe a further State annuity of one one-hundred-sixtieth (1/160) of his or her final salary for each year of prior service as certified her by the retirement board under the provisions of section ten of this act

Any person sixty-two years of age or older who was a class-room teacher in the public schools of Pennsylvania for at least twenty years and who separated from school service for any reason prior to the first day of July one thousand nine hundred and nineteen or any person who was a class-room teacher in the public schools of Pennsylvania for at least fifteen years and who separated from school service because of physical or mental disability prior to the first day of July one thousand nine hundred and nineteen and who still is unable to teach because of such disability shall receive a State annuity to one eightieth of his or her final salary for each year of school service For this purpose there is hereby created a "Former Teachers' Fund" to which the General Assembly shall from time to time appropriate moneys sufficient to make payments under this sub-section

And said bill having been read at length the third time,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate agree to the bill?

Mr. BARR. Mr. President, I ask unanimous consent to amend page 4, line 24 by adding after the word "subsection" the following: "Provided that any teacher who is entitled to receive a State annuity hereunder and who is receiving a retirement allowance under the provisions of a local teachers' retirement system shall receive from the "Former Teacher Fund" only the difference between the annuity to which such teacher would otherwise be entitled under the provisions of this subsection and the annual amount received by such teacher from such local teachers' retirement system.

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 206, entitled:

An Act to amend an act entitled, "An Act relating to the acquisition of land for park purposes by any city in this Commonwealth in sections not entirely built up; limiting time for condemnation by councils or condemnation or purchase by park commissioners, after same has been placed on city plan for park purposes by ordinance of councils or action of park commissioners; and providing for removal from city plan upon failure to condemn or purchase within time specified herein," approved May 3, 1923.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. ARON. Mr. President, I ask unanimous consent to amend section 1, page 1, line 3, by inserting after the word "That" the following "section one of"; also page 2, line 5, by inserting after the word "twenty-three" the following "(P. L. 135)"; also lines 5 to 25, by striking out beginning with the word "so" in line 5, and ending with the word "read" in line 25, and inserting in lieu thereof the following: "to read as follows: Section 1. Be it enacted &c.," also line 25, by inserting after the word "park" the following: "[or parkway]"; also page 3, line 1, by inserting before the word "said" the following: "[unless an ordinance actually appropriating the land within the lines of said park or parkway to public use be duly passed by councils thereof or said land be acquired by the park commissioners in accordance with existing laws within three years from the passage of said ordinance or action of the park commissioners superimposing said plan upon said land]"; also line 2, by inserting before the word "considered" the following: "[void and of no effect in regard to said land and said plan shall be automatically removed from said land as if it had never been placed thereon nor shall any plan again be superimposed on said land without an accompanying ordinance condemning same to public use]" also by underscoring beginning with the word "considered" in line 2, and ending with the word "repealed" in line 12; also line 13, by striking out beginning in line 13, with the word "The" and ending in line 10, page 4, with the word "herein" and inserting in lieu thereof the following "That section two of said act is hereby repealed."

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILL OVER IN ORDER.

Mr. BARR. Mr. President, I ask that Senate Bill No. 225, on third reading, entitled:

An Act to amend section one of an act approved the nineteenth day of February one thousand eight hundred and seventy-three (Pamphlet Laws thirty-six) entitled "An Act to authorize the governor to appoint additional notaries public" by making certain provisions relating to applications for such office

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 236, entitled:

An Act authorizing the Department of Forests and Waters to accept gifts donations or contributions under certain circumstances and providing for the use of such gifts

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Kutz, | Schantz, |
| Baldwin, | Einstein, | Lanius, | Snyder, |
| Barr, | Freeman, | Leslie, | Sones, |
| Baumer, | Gelder, | Mansfield, | Sprowls, |
| Betts, | Griswold, | Miller, | Steele, |
| Bonbrake, | Harris, | North, | Stites, |
| Brown, | Heaton, | Norton, | Vare, |
| Buckman, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |
| Derrick, | Krause, | Quigley, | Homsher, |
| DeWitt, | Kunkle, | Salus, | Pres. Pro Tem. |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 238, entitled:

An Act to repeal an act approved the ninth day of April one thousand eight hundred and sixty-nine (Pamphlet Laws seven hundred eighty-six) entitled "An Act to prevent the firing of mountain and other wild lands in the county of Union"

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Kutz, | Schantz, |
| Baldwin, | Einstein, | Lanius, | Snyder, |
| Barr, | Freeman, | Leslie, | Sones, |
| Baumer, | Gelder, | Mansfield, | Sprowls, |
| Betts, | Griswold, | Miller, | Steele, |
| Bonbrake, | Harris, | North, | Stites, |
| Brown, | Heaton, | Norton, | Vare, |
| Buckman, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |
| Derrick, | Krause, | Quigley, | Homsher, |
| DeWitt, | Kunkle, | Salus, | Pres. Pro Tem. |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 239, entitled:

An Act to repeal an act approved the second day of June one thousand eight hundred and seventy (Pamphlet Laws one thousand three hundred sixteen) entitled "An Act to protect timber lands from fire"

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Kutz, | Schantz, |
| Baldwin, | Einstein, | Lanius, | Snyder, |
| Barr, | Freeman, | Leslie, | Sones, |
| Baumer, | Gelder, | Mansfield, | Sprowls, |
| Betts, | Griswold, | Miller, | Steele, |
| Bonbrake, | Harris, | North, | Stites, |
| Brown, | Heaton, | Norton, | Vare, |
| Buckman, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |
| Derrick, | Krause, | Quigley, | Homsher, |
| DeWitt, | Kunkle, | Salus, | Pres. Pro Tem. |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL ON THIRD READING.

Agreeably to order,

The Senate proceed to the third reading and consideration of Senate Bill No. 240, entitled:

An Act to repeal an act approved the fifteenth day of July, one thousand eight hundred and ninety-seven, (P. L. 295), entitled "An Act to amend the first section of an act, entitled 'An Act to protect timber lands from fire,' approved the second day of June, Anno Domini one thousand eight hundred and seventy, providing for a penalty in case of the failure of county commissioners to comply with the terms of said act, after demand made upon them by the Commissioner of Forestry, and providing for the Commonwealth bearing part of the expenses incurred under said act."

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. BONBRAKE. Mr. President, I ask unanimous consent to amend title, page 1, line 13, by striking out the word "this" and inserting in lieu thereof the word "said."

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceed to the third reading and consideration of Senate Bill No. 241, entitled:

An Act to repeal an act approved the twenty-second day of March, one thousand eight hundred and ninety-nine, (P. L. 17), entitled "An Act making constables of townships and boroughs ex-officio fire, game and fish wardens, prescribing their power and duties, fixing their fees as wardens, and prescribing their punishment for failure to perform their duties."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Kutz, | Schantz, |
| Baldwin, | Einstein, | Lanius, | Snyder, |
| Barr, | Freeman, | Leslie, | Sones, |
| Baumer, | Gelder. | Mansfield, | Sprowls, |
| Betts, | Griswold, | Miller, | Steele, |
| Bonbrake, | Harris, | North, | Stites, |
| Brown, | Heaton, | Norton, | Vare, |
| Buckman, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |
| Derrick, | Krause, | Quigley, | Homsher, |
| DeWitt, | Kunkle, | Salus, | Pres. Pro Tem. |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceed to the third reading and consideration of Senate Bill No. 242, entitled:

An Act to repeal an act approved the second day of May one thousand nine hundred and one (Pamphlet Laws one hundred nineteen) entitled "An act for the better protection of timber lands against fire and providing for the expenses of the same and directing what shall be done with the fines collected and costs paid"

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Kutz, | Schantz, |
| Baldwin, | Einstein, | Lanius, | Snyder, |
| Barr, | Freeman, | Leslie, | Sones, |
| Baumer, | Gelder, | Mansfield, | Sprowls, |
| Betts, | Griswold, | Miller, | Steele, |
| Bonbrake, | Harris. | North. | Stites. |
| Brown, | Heaton, | Norton, | Vare, |
| Buckman, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |
| Derrick, | Krause, | Quigley, | Homsher, |
| DeWitt, | Kunkle, | Salus, | Pres. Pro Tem. |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceed to the third reading and consideration of Senate Bill No. 243, entitled:

An Act to repeal section one of an act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred sixty-three) entitled "An act to protect the State Forest Reserves and providing punishment for the violation thereof"

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Kutz, | Schantz, |
| Baldwin, | Einstein, | Lanius, | Snyder, |
| Barr, | Freeman, | Leslie. | Sones, |
| Baumer, | Gelder, | Mansfield, | Sprowls, |
| Betts, | Griswold, | Miller, | Steele, |
| Bonbrake, | Harris, | North, | Stites, |
| Brown, | Heaton, | Norton, | Vare, |
| Buckman, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |
| Derrick, | Krause, | Quigley, | Homsher, |
| DeWitt, | Kunkle, | Salus, | Pres. Pro Tem. |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceed to the third reading and consideration of Senate Bill No. 244, entitled:

An Act to repeal section one of an act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws eight hundred sixty-one) entitled "An act to protect trees and woodlands and providing punishment for the violation thereof"

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Kutz, | Schantz, |
| Baldwin, | Einstein, | Lanius, | Snyder, |
| Barr, | Freeman, | Leslie, | Sones, |
| Baumer, | Gelder, | Mansfield, | Sprowls |
| Betts, | Griswold, | Miller, | Steele, |
| Bonbrake, | Harris, | North, | Stites, |
| Brown, | Heaton, | Norton, | Vare, |
| Buckman, | Huffman, | Painter, | Weingartner, |
| Daix, | Joyce, | Patton, | Woodward, |
| Derrick, | Krause, | Quigley, | Homsher, |
| DeWitt, | Kunkle, | Salus, | Pres. Pro Tem. |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceed to the third reading and consideration of Senate Bill No. 245, entitled:

An Act to repeal an act approved the fourth day of June one thousand nine hundred and fifteen (Pamphlet Laws eight hundred fifteen) entitled "An act to Permit the Department of Forestry to enter into co-operative agreements with county township municipal and private agencies for the prevention and suppression of forest fires and providing a method of payment of the expenses arising thereunder"

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Kutz, | Schantz, |
| Baldwin, | Einstein, | Lanius, | Snyder, |
| Barr, | Freeman, | Leslie, | Sones, |
| Baumer, | Gelder, | Mansfield, | Sprowls, |
| Betts, | Griswold, | Miller, | Steele, |
| Bonbrake, | Harris, | North, | Stites, |
| Brown, | Heaton, | Norton, | Vare, |
| Buckman, | Huffman, | Painter, | Weingartner |
| Davis, | Joyce, | Patton, | Woodward, |
| Derrick, | Krause, | Quigley, | Homsher, |
| DeWitt, | Kunkle, | Salus, | Pres. Pro Tem. |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 271, entitled:

An Act to amend section one of the act approved the fifteenth day of March one thousand nine hundred and eleven (Pamphlet Laws twenty) entitled "An Act regulating in criminal trials the cross-examination of a defendant when testifying in his own behalf" by prohibiting the introduction as evidence of certain testimony or records

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. SALUS. Mr. President, I ask unanimous consent to amend section 1, page 2, line 11 by inserting after the word "trial" the word "or";

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 277, entitled:

An Act to amend section one of article three, clause (b) of section four of article two and to add article twenty-four to, an act approved the twenty-fifth day of June, one thousand nine hundred and nineteen, (P. L. 581), entitled "An Act for the better government of cities of the first class of this Commonwealth," by abolishing the office of Purchasing Agent and substituting therefor a new department to be known as the Department of Supplies.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Kutz, | Schantz, |
| Baldwin, | Einstein, | Lanius, | Snyder, |
| Barr, | Freeman, | Leslie, | Sones, |
| Baumer, | Gelder, | Mansfield, | Sprowls, |
| Betts, | Griswold, | Miller, | Steele. |
| Bonbrake, | Harris, | North, | Stites, |
| Brown, | Heaton. | Norton, | Vare, |
| Buckman, | Huffman, | Painter, | Weingartner. |
| Davis, | Joyce, | Patton, | Woodward, |
| Derrick, | Krause, | Quigley, | Homsher. |
| DeWitt, | Kunkle, | Salus, | Pres. Pro Tem. |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 290, entitled:

A Supplement to the act approved the eleventh day of May, one thousand nine hundred and twenty-three (P. L. 203), entitled "An Act authorizing the State Highway Commissioner to combine certain State Highways, or any part or sections thereof, into a route under a common letter, name number, or other marker or designation, or any combination thereof, for the purpose of informing and assisting the traveling public in and through the State;" authorizing the inclusion of township roads in routes designated by the Secretary of Highways.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Kutz, | Schantz, |
| Baldwin, | Einstein, | Lanius, | Snyder, |
| Barr, | Freeman, | Leslie, | Sones, |
| Baumer, | Gelder, | Mansfield, | Sprowls, |
| Betts, | Griswold, | Miller, | Steele, |
| Bonbrake, | Harris, | North, | Stites, |
| Brown, | Heaton, | Norton, | Vare, |
| Buckman, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |
| Derrick, | Krause, | Quigley, | Homsher, |
| DeWitt, | Kunkle, | Salus, | Pres. Pro Tem. |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 316, (House Bill No. 45), entitled:

An Act to amend section fifty-seven of the act approved the twenty-third day of May, one thousand eight hundred and seventy-four (Pamphlet Laws two hundred and thirty) entitled "An Act dividing the cities of this state into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offences in all of said cities and providing for the incorporation and government of cities of the third class" providing for the acceptance of said act by certain cities of the third class providing for the election of certain city officers and members of city council in such cities and fixing the time when the terms of members of councils and certain city officers then in office shall cease and be terminated.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Kutz, | Schantz, |
| Baldwin, | Einstein, | Lanius, | Snyder, |
| Barr, | Freeman, | Leslie, | Sones, |
| Baumer, | Gelder, | Mansfield, | Sprowls, |
| Betts, | Griswold, | Miller, | Steele, |
| Bonbrake, | Harris, | North, | Stites, |
| Brown, | Heaton, | Norton, | Vare, |
| Buckman, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |
| Derrick, | Krause, | Quigley, | Homsher, |
| DeWitt, | Kunkle, | Salus, | Pres. Pro Tem. |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 320, (House Bill No. 193), entitled:

An act to validate acts done by corporations before the recording of their charters

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Kutz, | Schantz, |
| Baldwin, | Einstein, | Lanius, | Snyder, |
| Barr, | Freeman, | Leslie, | Sones, |
| Baumer, | Gelder, | Mansfield, | Sprowls, |
| Betts, | Griswold, | Miller, | Steele, |
| Bonbrake, | Harris, | North, | Stites, |
| Brown, | Heaton, | Norton, | Vare, |
| Buckman, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |
| Derrick, | Krause, | Quigley, | Homsher, |
| DeWitt, | Kunkle, | Salus, | Pres. Pro Tem. |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 323, (House Bill No. 303), entitled:

An Act to amend sections two and nine to repeal section ten to amend section sixteen and section twenty-two as amended sections twenty-three, thirty-one section thirty-two as amended section fifty-two section fifty-four as amended section fifty-seven as amended and section sixty-five of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and sixty-nine) entitled "An Act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Kutz, | Schantz, |
| Baldwin, | Einstein, | Lanius, | Snyder, |
| Barr, | Freeman, | Leslie, | Sones, |
| Baumer, | Gelder, | Mansfield, | Sprowls, |
| Betts, | Griswold, | Miller, | Steele, |
| Bonbrake, | Harris, | North, | Stites, |
| Brown, | Heaton, | Norton, | Vare, |
| Buckman, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |
| Derrick, | Krause, | Quigley, | Homsher, |
| DeWitt, | Kunkle, | Salus, | Pres. Pro Tem. |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 325, (House Bill No. 490), entitled:

An Act to validate acts done and contracts conveyances transfers and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the Courts of Common Pleas granting a charter where the applicants for incorporation had failed to register its proposed name as required by law and to validate charters of corporations of the first class granted since the sixteenth day of May one thousand nine hundred and twenty-three where there was a failure to register the name or title of the proposed corporation at the time of filing its application for a charter as required by law providing for the subsequent filing of such registration and providing for the amendment of names or titles of such corporations in certain cases

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Kutz, | Schantz, |
| Baldwin, | Einstein, | Lanius, | Snyder, |
| Barr, | Freeman, | Leslie, | Sones, |

| | | | |
|---|---|---|---|
| Baumer, | Gelder, | Mansfield, | Sprowls, |
| Betts, | Griswold, | Miller, | Steele, |
| Bonbrake, | Harris, | North, | Stites, |
| Brown, | Heaton, | Norton, | Vare, |
| Buckman, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |
| Derrick, | Krause, | Quigley, | Homsher, |
| DeWitt, | Kunkle, | Salus, | Pres. Pro Tem. |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 334, entitled:

An Act to further amend the second paragraph of the fifth section of an act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (P. L. 73) entitled "An Act to provide for the incorporation and regulation of certain corporations"

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Kutz, | Schantz, |
| Baldwin, | Einstein, | Lanius, | Snyder, |
| Barr, | Freeman, | Leslie, | Sones, |
| Baumer, | Gelder, | Mansfield, | Sprowls, |
| Betts, | Griswold, | Miller, | Steele, |
| Bonbrake, | Harris, | North, | Stites, |
| Brown, | Heaton, | Norton, | Vare, |
| Buckman, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |
| Derrick, | Krause, | Quigley, | Homsher, |
| DeWitt, | Kunkle, | Salus, | Pres. Pro Tem. |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 340, entitled:

An Act to amend part of section one of the act approved the twenty-seventh day of June, one thousand nine hundred and twenty-three, (P. L. 858) entitled "An Act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payment therefrom, and providing for the guaranty by the Commonwealth of certain funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Kutz, | Schantz. |
| Baldwin, | Einstein, | Lanius, | Snyder, |
| Barr, | Freeman, | Leslie, | Sones, |
| Baumer, | Gelder, | Mansfield, | Sprowls. |
| Betts, | Griswold, | Miller, | Steele. |
| Bonbrake, | Harris, | North, | Stites. |
| Brown, | Heaton, | Norton, | Vare, |
| Buckman, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |
| Derrick, | Krause, | Quigley, | Homsher, |
| DeWitt, | Kunkle, | Salus, | Pres. Pro Tem. |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL OVER IN ORDER.

Mr. MANSFIELD. Mr. President, I ask that Senate Bill No. 354 on third reading, entitled:

An Act to further amend section six hundred and twenty-five of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred forty) entitled "An Act concerning townships and revising amending and consolidating the law relating thereto"

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

## BILL ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 358, entitled:

An Act to amend Section two of an act approved the twenty-fifth day of July one thousand nine hundred and seventeen (Pamphlet Laws eleven hundred eighty) entitled "An Act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New York of certain toll-bridges over the Delaware River and making an appropriation therefor"

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Kutz, | Schantz, |
| Baldwin, | Einstein, | Lanius, | Snyder, |
| Barr, | Freeman, | Leslie, | Sones, |
| Baumer, | Gelder, | Mansfield, | Sprowls, |
| Betts, | Griswold, | Miller, | Steele, |
| Bonbrake, | Harris, | North, | Stites, |
| Brown, | Heaton, | Norton, | Vare, |
| Buckman, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |
| Derrick, | Krause, | Quigley, | Homsher, |
| DeWitt, | Kunkle, | Salus, | Pres. Pro Tem. |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 39, as follows:

An Act to provide for an additional system for the collection of State and county taxes in cities of the third class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in lieu of the system for the collection of State and county taxes in cities of the third class now provided for by law the county commissioners of any county of the third fourth fifth sixth seventh and eighth classes containing any city or cities of the third class may appoint one person as collector of State and county taxes in each of such cities of the third class situate in their respective counties Any tax collector so appointed shall be a resident of the city for which he was appointed He shall have full power to collect State and county taxes in any of the wards of said city and shall receive as compensation for his services either a fixed annual salary or commissions on taxes collected by him as may be determined by the said county commissioners

Section 2 Any tax collector so appointed shall maintain an office in the city for which he was appointed located at a place approved by the county commissioners and shall employ such clerical assistance as may be necessary for the proper accommodation of the tax payers of said city The expenses of the maintenance of said office and the employment of the necessary clerks and assistants shall be paid by either the tax collector out of the compensation received by him from the county or shall be paid by the county as may be determined by the county commissioners In no event however shall the total cost of the compensation of the collector and the expense of the maintenance of an office and the employment of clerks and assistants exceed five per centum of the amount of taxes collected

Section 3 It is the true meaning and intent of this act that it shall not repeal any existing law providing for the appointment and compensation of tax collectors but shall be an alternate system for the collection of State and county taxes to be used in lieu of the existing system at the discretion of the county commissioners of each individual county where State and county taxes are now collected in cities of the third class by collectors appointed by the county commissioners

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 123, entitled:

An Act to amend section nineteen of the act approved the second day of May, one thousand nine hundred and five (Pamphlet Laws three hundred and fifty-two) entitled "An act to regulate the employment in all kinds of industrial establishments of women and children employed at wages or salary by regulating the age at which minors can be employed and the mode of certifying the same and fixing the hours of labor for women and minors to provide for the safety of all employes in all industrial establishments and of men women and children in schoolhouses academies seminaries colleges hotels hospitals storehouses office buildings public halls and places of amusement in which proper fire escapes exits and extinguishers are required to provide for the health of all employes and of men women and children in all such esablishments storehouses and buildings by proper sanitary appliances and to provide for the appointment of inspectors office clerks and others who with the Chief Factory Inspector shall constitute the Department of Factory Inspection to enforce the same and providing penalties for violations of the provisions thereof fixing the term and salaries of the Chief Factory Inspector and his appointees" as amended by appropriating to the Department of Labor and Industry all fees received by it for boiler inspections

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section nineteen of the Act approved the second day of May one thousand nine hundred and five (Pamphlet Laws three hundred and fifty-two) entitled "An act to regulate the employment in all kinds of industrial establishments of women and children employed at wages or salary by regulating the age at which minors can be employed and the mode of certifying the same and by fixing the hours of labor for women and minors to provide for the safety of all employes in all industrial establishments and of men women and children in schoolhouses academies seminaries colleges hotels hospitals storehouses office buildings public halls and places of amusements in which proper fire escapes exits and extinguishers are required to provide for the health of all employes and of men women and children in all such establishments storehouses and buildings by proper sanitary appliances and to provide for the appointment of inspectors office clerks and others who with the Chief Factory Inspector shall constitute the Department of Factory Inspection to enforce the same and providing penalties for violations of the provisions thereof fixing the term and salaries of the Chief Factory Inspector and his appointees" as amended by the act approved the twelfth day of July one thousand nine hundred and nineteen (Pamphlet Laws nine hundred and twenty-four) and as further amended by the act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws seven hundred and fifty-one) entitled "An act to amend section nineteen of the Act approved the second day of May one thousand nine hundred and five (Pamphlet Laws three hundred and fifty-two) entitled 'An act to regulate the employment in all kinds of industrial establishments of women and children employed at wages or salary by regulating the age at which minors can be employed and the mode of certifying the same and by fixing the hours of labor for women and minors to provide for the safety of all employes in all industrial establishments and of men women and children in schoolhouses academies seminaries colleges hotels hospitals storehouses office buildings public halls and places of amusements in which proper fire escapes exits and extinguishers are required to provide for the health of all employes and of men women and children in all such establishments storehouses and buildings by proper sanitary appliances and to provide for the appointment of inspectors office clerks and others who with the Chief Factory Inspector shall constitute the Department of Factory Inspection to enforce the same and providing penalties for violations of the provisions thereof fixing the term and salaries of the Chief Factory Inspector and his appointees' by providing for inspection of boilers by the Department of Labor and Industry for examination and certification of boiler inspectors and a fee therefor for issuance of certificates of operation and a fee therefor and for the use of the fees collected" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pensylvania in General Assembly met and it is hereby enacted by the authority of the same That section nineteen of an act approved the second day of May one thousand nine hundred and five (Pamphlet Laws three hundred and fifty-two) entitled "An act to regulate the employment in all kinds of industrial establishments of women and children employed at wages or salary by regulating the age at which minors can be employed and the mode of certifying the same and by fixing the hours of labor for women and minors to provide for the safety of all employes in all industrial establishments and of men women and children in school houses academies seminaries colleges hotels hospitals storehouses office buildings public halls and places of amusements in which proper fire escapes exits and extinguishers are required to provide for the health of all employes and of men women and children in all establishments storehouses and buildings by proper sanitary appliances and to provide for the appointment of inspectors office clerks and others who with the Chief Factory Inspector shall constitute the

Department of Factory Inspection to enforce the same and providing penalties for violations of the provisions thereof nxing the term and salaries of the Chief Factory Inspector and his appointees' as amended by the act approved the twelfth day of July one thousand nine hundred and nineteen (Pamphlet Laws nine hundred and twenty-four) is hereby further amended to read as follows

Section 19 Every boiler used for generating steam or heat in any establishment as defined in section one of this act shall be constructed installed and operated in accordance with the rules and regulations of the Department of Labor and Industry and shall be inspected as provided in this section by a boiler inspector who holds a commission as a boiler inspector under the rules and regulations of said department If such boiler is insured in a company authorized to insure in this Commonwealth against loss from the explosion of steam boilers such inspector shall be in the employ of said company and the only fee collectible for inspection of such insured boiler shall be the certificate fee of one dollar hereinafter provided for in this section

If such boiler is not so insured and is located in a city having a boiler inspection department now established by ordinance such inspector shall be the duly appointed city boiler inspector of such city for if it is not so located such inspector shall be a salaried employe of said Department of Labor and Industry Every such boiler shall be inspected internally and externally while not under pressure at least once in every twelve months by an inspector described in this section and shall also be inspected by such an inspector at least once in every twelve months while it is under operating conditions The fee for each annual internal and external inspection while not under pressure when made by an inspector in the employ of the Department of Labor and Industry shall be six dollars and fifty cents and the fee for such inspection under operating conditions made by an inspector in the employ of said department shall be two dollars and fifty cents Provided That the fees for any one boiler inspected by an inspector in the employ of said department shall not exceed ten dollars for any one year and the fee for the inspection of a minature boiler by an inspector in the employ of said department shall not exceed two dollars Every inspector described in this section within thirty days after his annual internal and external inspection while not under pressure of a boiler that is not located in a city having a boiler inspection department now established by ordinance shall send a full report of his inspection to the Department of Labor and Industry and if the report shows that said boiler is not unsafe to operate at the pressure limit named in said report the department shall issue a certificate permitting the operation of such boiler at a pressure not exceeding that stated in the report for not more than thirteen months from the date of said inspection unless such certificate is earlier revoked because the boiler is found to be unsafe The Department of Labor and Industry shall collect from the owner or operator of said boiler a fee of one dollar for its said annual certificate All fees provided for by this act shall be paid to the Department of Labor and Industry which shall transmit the same to the State Treasurer and all such moneys shall be accounted for in a special fund to be known as the "Boiler Fund" All moneys which have been paid into the said fund or which shall prior to the first day of June one thousand nine hundred and twenty-seven be paid into the said fund are hereby specifically appropriated to the Department of Labor and Industry for the payment of salaries wages or other compensation of employes necessary for the conduct of the work of the Department for the purchase of supplies and equipment or for any other expenses of any kind or description reasonably necessary in connection with the conduct of the work of the Department Provided that all moneys received by the Department of Labor and Industry under the provisions of this act after the first day of June one thousand nine hundred and twenty-seven shall be paid into the general fund of the State Treasury and the "Boiler Fund" shall be abolished as soon as all of the moneys therein shall have been expended under the appropriation herein above made Nothing contained in this section shall apply to boilers subject to Federal inspection and control (including marine boilers boilers of steam locomotives and other self-propelled railroad apparatus) nor to boilers on automobiles boilers of steam fire engines brought into this Commonwealth for temporary use in times of emergency for the purpose of checking conflagration nor to boilers used exclusively in connection with the operation of an oil well nor to boilers carrying a pressure of less than fifteen pounds per square inch which are equipped with safety devices approved by the Department of Labor and Industry A Commission as a boiler inspector shall not be granted to any person by the Department of Labor and Industry unless such person has passed satisfactorily a written examination of uniform standard under the rules and regulations of said department for the administration of the Boiler Code Every applicant for such examination shall upon the filing of his application pay to the Department of Labor and Industry a fee of ten dollars

On the question,

Will the Senate agree to the section?

Mr. BALDWIN. Mr. President, I move to amend sec. 1, page 3, line 11, by striking out the word "the" which precedes the word "Act", and inserting in lieu thereof the word "an"; also page 4, by striking out all matter contained in lines 10 to 29 inclusive; also page 5, by striking out all matter contained in lines 1 to 8 inclusive; also page 6 line 10 by striking out the word "such" and inserting in lieu thereof the word "each".

Mr. SCHANTZ. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The title of the bill was read as follows and agreed to.

An Act to amend section nineteen of the Act approved the second day of May one thousand nine hundred and five (Pamphlet Laws three hundred and fifty-two) entitled "An Act to regulate the employment in all kinds of industrial establishments of women and children employed at wages or salary by regulating the age at which minors can be employed and the mode of certifying the same and by fixing the hours of labor for women and minors to provide for the safety of all employes in all industrial establishments and of men women and children in schoolhouses academies seminaries colleges hotels hospitals storehouses office buildings public halls and places of amusements in which proper fire escapes exits and extinguishers are required to provide for the health of all employes and of men women and children in all such establishments storehouses and buildings by proper sanitary appliances and to provide for the appointment of inspectors office clerks and others who with the Chief Factory Inspector shall constitute the Department of Factory Inspection to enforce the same and providing penalties for violations of the provisions thereof fixing the term and salaries of the Chief Factory Inspector and his appointees" as amended by appropriating to the Department of Labor and Industry all fees received by it for boiler inspections

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. BALDWIN. Mr. President, I move that Senate Bill No. 123, the bill just read, be recommitted to the Committee on Appropriations.

Mr. SCHANTZ. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 261, as follows:

An Act to amend sections one and two of the act approved the fourteenth day of April one thousand nine hundred and five (Pamphlet Laws one hundred and sixty-two) entitled "An act regulating the method and procedure in the erection of line or partition fences" providing for fence views in cities of the third class by the mayor and members of council

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the fourteenth day of April one thousand nine hundred and five (Pamphlet Laws one hundred and sixty-two) entitled "An act regulating the method and procedure in the erection of line or partition fences" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act owners of improved and occupied land shall erect and maintain an equal part of all line or division fences between them nor shall any such owner be relieved from liability under the provisions of this act except by the consent of the adjoining owner And if any owner of such improved and occupied land shall fail or neglect to erect or maintain his her or their share of such line or division fence the party aggrieved shall notify the township or borough auditors or in cities of the third class the members of council who shall act as fence viewers and whose duty it shall be to examine such line or division fence so complained of and if they find said fence sufficient the complainant shall pay the costs of their services which shall be two dollars for each day's service but if they find such fence insufficient they shall so report to a justice of the peace or alderman residing in the county where such fence is located designating points and distances of such fence whether a new fence is required or whether the old one can be repaired and the probable costs of a new or the repair of the old fence and said justice or alderman shall notify the delinquent owner of such improved and occupied land of the auditor's or viewers' report and that his part of said fence as found by the auditors or viewers be erected or repaired within forty days from the date of such notice and if such notice be not complied with the aggrieved party may cause said line or division fence to be erected or repaired and the costs thereof collected from the delinquent owner of such improved and occupied land as other debts are collected by law Provided however That no owner of improved land shall be compelled to build or repair fence during the months of December January February and March And provided further That nothing herein contained shall be construed to apply to railroad companies

Section 2 That section two of said act is hereby amended to read as follows

Section 2 Where an owner has improved up to and erected upon the line a division fence and an adjoining owner subsequently improves and occupies up to said line he shall become liable to the former for such part of the cost of said fence as is just and reasonable taking into consideration the quantity of the fence the length of time it had been erected and its condition And in case the parties fail to agree on the amount to be paid the owner who erected said fence may complain to the auditors or in cities of the third class the members of council aforesaid who shall assess the amount which in their opinion the other party should pay which amount with costs may be recovered as provided in section one of this act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 310, as follows:

An Act validating certain proceedings and elections of counties cities boroughs townships school districts and other municipalities or incorporated districts had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) entitled "An Act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance of such proceedings and elections

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all proceedings and elections heretofore had and held by any county city borough township school district or other municipality or incorporated district within this Commonwealth to increase its indebtedness under the method or procedure specified by the provisions of an act of assembly entitled "An Act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) and the acts amendatory thereof and supplementary thereto where the majority of votes cast at such election was in favor of the increase of indebtedness be and the same are hereby ratified confirmed and made valid notwithstanding the authorities of such county city borough township school district or other municipality or incorporated district either did not or by separate and independent action did not prior to the ordinance or vote in pursuance of which notice of election was given to the electors signifying their desire for such increase of indebtedness or did not in the words of the act and amendments and supplements aforesaid authorizing such increase signify their desire for such increase of indebtedness notwithstanding the authorities of such county city borough township school district or incorporated district signified their desire for such increase of indebtedness by a resolution instead of by an ordinance as required by said act amendments and supplements and said resolution was not advertised as is required by law for the advertisement of ordinance and notwithstanding any ordinance resolution or ballots contained one or more lawful purposes to which the increase of indebtedness were to be applied and notwithstanding the ballots were not certified or signed by the county commissioners or did not contain a brief statement of the purpose of the proposed increase of indebtedness or were not printed on the official ballot after the list of candidates but were printed on separate ballots and notwithstanding full complete and proper return of the votes was not made to the proper court or counted by the court or a record showing the results made and certified by the clerk of said court to the proper authorities of such district or municipality and notwithstanding any defect or informality in the manner of holding mode of conducting or giving notice of such election or in the form of the ballot and notwithstanding any mistake in stating in any ordinance resolution advertisement or ballot the amount or percentage of the existing debt or the percentage of the proposed increase or patent error of orthography or of numerical statement on any or all of the ballots and notwithstanding any discrepancy between the amount of the proposed increase of indebtedness as contained in the published and posted advertisement and in the printed ballot All of the bonds securities and obligations issued or to be issued in pursuance of every such election are hereby made valid binding obligations of every such county city borough township school district or other municipality or incorporated district Provided That all the other requirements of law concerning such procedure election and issue of bonds have been complied with And provided further That the provisions of this act shall not apply in any instance where the validity of such election or of any issue of bonds or other security based thereon has been made the subject of litigation in any court of the Commonwealth prior to the approval of this act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 311, entitled:

An Act to amend section one thousand four hundred thirteen of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' as amended making further provisions for the special education of certain children incapable of receiving proper education in the regular classes of the public schools

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand four hundred thirteen of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended by an act approved the twenty-second day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand ninety) entitled "An Act to amend section one thousand four hundred and thirteen of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled 'An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shal be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith by providing for the special education of certain children incapable of receiving proper education in the regular classes of the public schools' " is hereby further amended to read as follows

Section 1413 It shall be the duty of the secretary of the school board teachers school enumerators and attendance officers in every school district in this Commonwealth in accordance with rules of procedure prescribed by the Superintendent of Public Instruction to secure information and report to the medical inspector of the school district and to the district or county superintendent of schools on or before the fifteenth day of October of each year every child within said district between the ages of eight (8) and sixteen (16) years who is gravely retarded in his or her school work or any child between the ages of six (6) and sixteen (16) who because of apparent exceptional physical or mental conditions is not being properly educated and trained and as soon thereafter as possible the medical inspector shall examine such child in accordance with rules of procedure prescribed by the Commissioner of Health and report whether such child is a fit subject for special education and training In school districts of the first second and third class having a district superintendent of schools said report shall be made to the superintendent of the district In all other districts the report shall be made to the Commissioner of Health and by him reported to the superintendent of schools of the county Pupils may also be designated as candidates for special education by mental clinics approved by the Council of Education or by a psychologist or a phychological examiner who has been certified by the Superintendent of Public Instruction and is employed by any school district

The county or district superintendent of schools shall submit to the board or boards of school directors plans for establishing and maintaining special classes in the public schools or special public schools for the proper education and training of all such children reported to him as fit subjects for special education and training and it shall be the duty of the board of directors of any district having such children to provide and maintain or to jointly provide and maintain with neighboring districts such special classes or schools Provided however That if it is not feasible to form a special class with a minimum attendance of ten children in any district or if for any reason it is not feasible to provide such education for any such child in the public schools of the district the board of school directors of that district shall unless approved provision for the education of such child is made by the parents or guardian secure such proper education and training outside the public schools of the district or in special institutions or by providing ior teaching the child in his home by a legally certified teacher on terms and conditions not inconsistent with the terms of this act or of any other act then in force applicable to such children

School districts maintaining special classes in the public schools or special public schools or providing special education as hereinbefore specified in this section shall receive reimbursement as [hereinafter] provided by law so long as such classes such schools and such special education are approved by the State Council of Education as to location constitution and size of classes conditions of admission and discharge of pupils equipment courses of study methods of instruction and qualifications of teachers

The State Superintendent of Public Instruction shall superintend the organization of such special classes and such other arrangements for special education and shall enforce the provisions of this act

On or before the first day of October of each year the president and secretary of each board of school directors shall report to the proper county or district superintendent the amount expended by the district in the preceding school year for instruction in such classes or such schools or for such instruction outside the public schools of the district On or before the first day of November of each year the said county or district superintendent shall make to the Superintendent of Public Instruction on blanks to be furnished by him tabulated returns by districts of the amounts so expended for instruction in special classes or special schools within the school district or in the provision of special instruction outside the public schools of the district There shall be paid to each district by order on the State Treasurer signed by the Superintendent of Public Instruction from funds to be approved by the Legislature for the purpose an amount equal to one-half the total expense incurred by said district for instruction in such special classes and special public schools and in the provision of such special instruction outside the public schools of the district]

On or efore the first day of October of each year the secretary of the board of school directors in each district in which special education for physically or mentally handicapped children is provided shall make such reports in regard to such special education maintained during the previous school year and that for which the approval of the State Council of Education for the current year is desired as may be required by the Department of Public Instruction When any child btween the ages of six (6) and twenty-one (21) years of age resident in this Commonwealth who is blind or deaf is enrolled with the approval of the Department of Public Instruction as a pupil in any of the schools or institutions for the blind or deaf under the supervision of and approved by the Department of Public Instruction the school district in which such child is resident shall pay twenty-five per centum (25%) of the cost of tuition and maintenance of such child in such school or institution as determined by the Department of Public Instruction and for the tuition and maintenance of such children the Commonwealth shall pay out of funds appropriated to the Department for special education seventy-five per centum (75%) of the cost of their tuition and maintenance as determined by the Department When any person less than six (6) or more than twenty-one (21) years of age resident in this Commonwealth who is blind or deaf is enrolled with the approval of the Department of Public Instruction as a pupil in any of the schools or institutions for the blind or deaf under the supervision of and approved by the Department of Public Instruction the Commonwealth shall pay to such

school or institution out of moneys appropriated to the Department for special education the cost of tuition and maintenance of such person as determined by the Department of Public Instruction To facilitate payments by the several school districts to the schools or institutions in which deaf or blind children are enrolled of amounts due by such districts for their proportion of the cost of tuition and maintenance of such children the Superintendent of Public Instruction shall withhold from any moneys due to such districts out of any State appropriation for the assistance as reimbursement of school districts the amounts due by such districts to such schools or institutions for the blind or the deaf and the amounts so withheld shall be paid to such schools or institutions by warrant of the Auditor General upon the State Treasurer after requisition of the Superintendent of Public Instruction for which purpose all amounts so withheld are hereby specifically appropriated to the Department of Public Instruction Payments of the Commonwealth's proportion of the cost of tuition and maintenance of blind or deaf pupils enrolled in schools or institutions for the blind or for the deaf as hereinbefore provided shall be made quarterly out of moneys appropriated to the Department of Public Instruction for special education by warrant of the Auditor General upon the State Treasurer after requisition by the Superintendent of Public Instruction For the purpose of enabling the Department of Public Instruction to determine from time to time what amounts are due to schools for the blind or for the deaf hereunder such schools shall forward to the Department at such times and in such form as the Department shall prescribe sworn statements setting forth the names ages and residents of all pupils enrolled hereunder specifying the school districts liable for a part of the cost of tuition and maintenance of any such pupils the per capita cost of and maintenance of pupils and such other information as the Department shall require

On the question,

Will the Senate agree to the Section?

Mr LANIUS. Mr. President, I move to amend Sec. 1, page 2, line 23, by inserting a single quotation mark after the word "therewith" thus: therewith' also Sec. 1, page 3, line 10, by striking out the parenthesis ")" after the figure "(16)" so as to read: (16) also Sec. 1, page 3, line 11, by striking out the word "conditions" and inserting in lieu thereof "condition".

Mr. HUFFMAN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the sections as amended?

It was agreed to.

The title of the bill was read as follows and agreed to.

An Act to amend section one thousand four hundred thirteen of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended making further provision for the special education of certain children incapable of receiving proper education in the regular classes of the public schools

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 312, entitled:

An Act to amend section one thousand four hundred and forty of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" making provision for assistance to blind and to deaf students in certain schools and institutions

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand four hundred and forty of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" which section was added to the said act by the act approved the seventeenth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred and six) entitled "An Act to amend section one thousand four hundred and thirty-nine of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled 'An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' as amended and adding thereto section one thousand four hundred and forty" is hereby amended to read as follows

Section 1440 The Department of Public Instruction is authorized to make provision for defraying the necessary expense of any students who are blind or deaf and [in attendance upon higher institutions of learning] are regularly enrolled students pursuing any course of study profession art or science in any university college conservatory of music normal professional or vocational school approved by the Department of Public Instruction and who are residents of the Commonwealth Before any contract is entered into the [State Board of Education] Department of Public Instruction shall make a careful investigation of all the circumstances surrounding the case and if after such investigation it appears that any blind or deaf student who desires to attend any such school or institution [of learning] or who is attending such school or institution [and] seems to be fitted for special work the [State Board of Education] Department of Public Instruction is authorized to expend the necessary amount out of the general sum appropriated for this purpose not to exceed five hundred dollars per year for each such blind or deaf student Provided That the provisions of this section shall not apply to students regularly enrolled with the approval of the Department of Public Instruction in any of the schools for the blind or the deaf under the supervision of the Department of Public Instruction

On the question,

Will the Senate agree to the section?

Mr. LANIUS. Mr. President, I move to amend Sec. 1, page 2, line 13, by striking out the word "and"; page 2, line 15, by striking out the word "Pamphlet"; also Sec. 1, page 2, line 16, by striking out the words "Laws three hundred and nine)"; also page 2, line 25, by striking out the

word "and"; also page 3, line 9, by striking out "surrounding" and insert in lieu thereof the word "surrounding".

Mr. HUFFMAN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The title of the bill was read as follows, and agreed to:

An Act to amend section one thousand four hundred and forty of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" making provision for assistance to blind and to deaf students in certain schools and institutions

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 313, as follows:

An Act to amend an act approved the sixteenth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred and ninety-six) entitled "An Act providing for the time during which pupils may be taught in institutions for the instruction of the blind in this Commonwealth" extending the provisions of the act to pupils in institutions or schools for the deaf as well as for the blind and authorizing the Department of Public Instruction to determine the number of years during which such pupils may be educated in whole or in part at State expense

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That an act approved the sixteenth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred and ninety-six) entitled "An Act providing for the time during which pupils may be taught in institutions for the instruction of the blind in this Commonwealth" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the time for which pupils of this Commonwealth may be taught in institutions or schools for the instruction of the blind or for the deaf [under appropriations made by the Legislature] in whole or in part at the expense of the Commonwealth shall extend to such number of years from the time of entering said institutions or schools as [the respective board of managers of such institutions may determine to be advantageous for such pupils] may be approved by the Department of Public Instruction

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 314, as follows:

An Act to further amend section one thousand four hundred and fourteen of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by providing for the education of deaf blind or crippled children

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand four hundred and fourteen of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended by an act approved the eighteenth day of April one thousand nine hundred and nineteen (Pamphlet Laws fifty-eight) entitled "An Act to amend section one thousand four hundred and fourteen of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled 'An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith'" and further amended by an act approved the twenty-first day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand and eighty-four) entitled "An Act to amend section one thousand four hundred and fourteen of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled 'An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith'" be further amended to read as follows

Section 1414 Every child having a legal residence in this Commonwealth as herein provided between the ages of eight and sixteen years is required to attend a day school in which the common English branches provided for in this act are taught in the English language and every parent guardian or other person in the Commonwealth having control or charge of any child or children between the ages of eight and sixteen years is required to send such child or children to a day school in which the common English branches are taught in the English language and such child or children shall attend such school continuously through the entire term during which the public elementary schools in their respective districts shall be in session Provided That the certificate of any principal or teacher of a private school or of any institution for the education of children in which the common English branches are taught in the English language setting forth that the work of said school is in compliance with the provisions of this act shall be sufficient and satisfactory evidence thereof Regular daily instruction in the English language for the time herein required by a properly qualified private tutor shall be considered as complying with the provisions of this section if such instruction is satisfactory to the proper county or district superintendent of schools

Every parent guardian or other person in this Commonwealth having control or charge of any child between the ages of six and sixteen years who is deaf or blind or is so crippled or whose hearing or vision is so defective as to make it im-

practicable to have such child educated in the public schools of the district in which he is a resident shall allow such child to be sent to some school where proper provision is made for the education of the deaf or of the blind or of crippled children or shall provide for the tuition of such child by a legally certified private tutor

Provided further That the board of school directors in any district of the fourth class may at a meeting held at any time before the opening of the school term reduce the period of compulsory attendance for pupils twelve years of age or more to not less than seventy per centum of the school term as fixed in such district in which case however the board of school directors must at the same time fix the period for the compulsory attendance to begin

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 319, (House Bill No. 170), entitled:

An Act providing for and regulating the validation of certain borough ordinances

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 329, entitled:

An Act for the protection of the public health in the manufacture and sale of carbonated beverages and still drink providing for the registration thereof prohibiting the sale offering or exposing for sale exchange or giving away thereof in certain cases unless registered regulating the manufacture bottling preparation mixing and compounding of carbonated beverages or still drinks and the sale and dispensing thereof creating a special fund in the State Treasury and providing penalties

The first section of the bill was read as follows and agreed to.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the term "carbonated beverages" or "still drinks" as used in this act shall include all carbonated beverages or still drinks fruit juices and mineral waters when ready for use as a beverage whether still or carbonated and whether simple mixed or compounded The term shall not include natural apple cider

The word "person" shall include individuals associations copartnerships and corporations

The singular shall include the plural the masculine shall include the feminine and neuter

The second section of the bill was read as follows:

Section 2 It is unlawful for any person to sell offer or expose for sale or exchange or give away any carbonated beverages or still drinks except such as is manufactured prepared mixed or compounded by himself unless the same has been registered with the Bureau of Foods

On the question,

Will the Senate agree to the section?

Mr. SALUS. Mr. President, I move to amend Section 2, page 2, line 9, by striking out "beverages" and inserting in lieu thereof the word "beverage"; also page 2, line 9, by striking out the word "drinks" and inserting in lieu thereof the word "drink"; also page 2, lines 11 and 12, by striking out the words "Bureau of Foods" and inserting in lieu thereof the words "Department of Agriculture."

Mr. BALDWIN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The third section of the bill was read as follows:

Section 3 Any person whether a resident or non-resident of this Commonwealth manufacturing bottling or dealing in any carbonated beverages or still drinks shall register such beverages with the Bureau of Foods of the Department of Agriculture by filing an application for such purpose on a form to be prescribed by the director of the Bureau of Foods Such application shall state (a) the name and address of the applicant (b) the location of his manufacturing or bottling plant (c) the name of each beverage to be registered and (d) such other information as may be required by the Bureau of Foods The application shall be accompanied by a fee of fifty dollars The Bureau of Foods shall issue to each applicant a certificate of registration for all carbonated beverages or still drinks manufactured or bottled by him Such registration shall expire one year from the issuance thereof unless renewed annually by the payment of a fee of fifty dollars

The Bureau of Foods may revoke any registration whenever it is determined by it that any of the provisions of this act or of any other act relating to carbonated beverages or still drinks have been violated

On the question,

Will the Senate agree to the section?

Mr. SALUS. Mr. President, I move to amend Sec. 2, page 2, lines 11 and 12, by striking out the words "Bureau of Foods" and inserting in lieu thereof the words "Department of Agriculture." Sec. 3, page 2, line 16, by striking out the words "Bureau of Foods of the"; also page 2, line 19, by striking out the words "Director of the Bureau of Foods" and insert in lieu thereof the words "Department of Agriculture"; also page 2, lines 23 and 24, by striking out the words "Bureau of Foods," and insert in lieu thereof the words "Department of Agriculture"; also page 2, line 25, by striking out the words "Bureau of Foods" and insert in lieu thereof the words "Department of Agriculture"; also page 3, line 3, by striking out the words "Bureau of Foods" and insert in lieu thereof the words "Department of Agriculture."

Mr. BALDWIN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The fourth section of the bill was read as follows:

Section 4 It is unlawful for any person to label mark or cap any carbonated beverages or still drinks which has not been registered under this act so as in any way to indicate that such beverage has been so registered

It is unlawful for any person other than a person holding a certificate of registration to use for the purpose of holding any carbonated beverages or still drinks any container label or cap bearing any registration mark

Any person violating any of the provisions of this section shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one thousand dollars

On the question,

Will the Senate agree to the section?

Mr. SALUS. Mr. President, I move to amend Section 4, page 3, line 8, by striking out the word "beverages" and inserting in lieu thereof the word "beverage"; also page 3, line 8, by striking out the word "drinks" and inserting in lieu thereof the word "drink".

Mr. BALDWIN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The fifth and sixth sections of the bill were read as follows and agreed to:

Section 5 No carbonated beverages or still drinks shall be made except from syrup containing pure cane or beet sugar and pure flavoring materials with or without added fruit acids and with or without added color Such carbonated beverages or still drinks shall contain not less than eight per centum sugar by weight This section does not prohibit the use of any other harmless ingredient in the manufacture of carbonated beverages or still drinks nor does this section apply to non-alcoholic fruit juices or to carbonated beverages or still drinks made in imitation of beer bitter drinks or other similar beverages Whenever artificial coal tar products are used nothing but the certified colors approved by the Federal Government may be used Carbonated beverages or still drinks not in compliance with this section shall be deemed adulterated

Section 6 Whenever artificial colors or flavors are used in the manufacture of carbonated beverages or still drinks the bottle or other container shall be distinctly marked labeled or capped "artificially colored" "artificially flavored" or "artificially colored and flavored" as the case may be All cider fruitades fruit juices or other similar beverages made in imitation of the natural product shall be distinctly marked labeled or capped with the word "imitation" followed by the name of the natural product imitated

All carbonated beverages or still drinks containing artificial flavor or artificial color of any character and sold from bulk shall be so labeled or marked on the container from which it is sold

The seventh section of the bill was read as follows:

Section 7 Display cards shall be prominently displayed on all stands booths or other places where any carbonated beverages or still drinks containing artificial coloring or artificial flavoring is sold or dispensed Such display cards shall be printed in letters not less than two inches long and three-fourths of an inch in width and shall bear the following inscription "artifically colored" "artificially flavored" "imitation flavor" or "artificially colored and flavored" as the case may be when such carbonated beverages or still drinks contains artificial color

On the question,

Will the Senate agree to the section?

Mr. SALUS. Mr. President, I move to amend Sec. 7, page 4, line 22, by striking out the word "beverages" and insert in lieu thereof the word "beverage"; also page 4, line 22, by striking out the word "drinks" and insert in lieu thereof the word "drink"; also Sec. 7, page 4, line 29, by striking out the word "beverages" and insert in lieu thereof the word "beverage"; also page 4, line 29, by striking out the word "drinks" and insert in lieu thereof the word "drink."

Mr. BALDWIN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The eighth and ninth sections of the bill were read as follows and agreed to.

Section 8 Every bottle filled with carbonated beverages or still drinks shall be distinctly marked labeled or capped so as to show the true name of the carbonated beverage or still drinks contained therein

Section 9 All bottles used for bottling carbonated beverages or still drinks before being filled shall be cleansed by soaking in a hot caustic solution of not less than one hundred and ten degrees Fahrenheit and that shall contain not less than three per centum caustic or alkali expressed in terms of sodium hydrate for a period of not less than five minutes then thoroughly rinsed in pure water The cleansing solution shall be changed frequently so as to prevent its becoming foul and unsanitary

The tenth section of the bill was read as follows:

Section 10 No bottles shall be used in the manufacturing or bottling of carbonated beverages or still drinks in which the metal or rubber parts of the stopper comes in contact with the beverage or drink The provisions of this section shall not apply to carbonated water put in the syphons

On the question,

Will the Senate agree to the section?

Mr. SALUS. Mr. President, I move to amend Sec. 10, page 5, line 24, by striking out the word "comes" and inert in lieu thereof the word "come"; also page 5, line 26, by striking out the word "the".

Mr. BALDWIN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The eleventh and twelfth sections were read as follows, and agreed to:

Section 11 It is unlawful for any person to use any containers used in the manufacture bottling or distribution of carbonated or still drinks for any other purpose

Section 12 All carbonated beverages or still drinks shall be drawn from closed containers or served from individual bottles

The thirteenth section of the bill was read as follows:

Section 13 All carbonated beverages or still drinks manufactured sold or offered for sale at or tributary to fair grounds carnivals circus grounds parks resorts and all other places within the State shall be made from pure cane or beet sugar and in compliance with the provisions of the non-alcohilc drink laws of Pennsylvania

On the question,

Will the Senate agree to the Section?

Mr. SALUS. Mr. President, I move to amend Section 13, page 6, line 11, by striking out "non-alcohilc" and insert in lieu thereof the words "non-alcoholic."

Mr. BALDWIN, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The fourteenth section of the bill was read as follows:

Section 14 All coolers and other containers of any description whatever from which carbonated beverages or still drinks are sold or dispensed at or adjacent to fair grounds

carnivals circus grounds parks resorts and all other places within the State that shall have proper display cards as provided by section seven of this act

On the question,

Will the Senate agree to the section?

Mr. SALUS. Mr. President, I move to amendSection 14, page 6, line 16, by striking out the word "that."

Mr. BALDWIN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The 15, 16, 17, 18, 19, 20, 21, 22 and 23 sections were read as follows, and agreed to:

Section 15 No carbonated beverages or still drinks shall be sold or offered for sale from bulk which has been kept cool by the addition of ice

Section 16 It is unlawful for any person to display any press at any place where carbonated beverages or still drinks are being sold or dispensed with unless such press is actually used in the production of the carbonated beverages or still drinks being sold or dispensed from bulk at such place and time

Section 17 No carbonated beverages or still drinks shall be mixed or compounded in tin galvanized iron or wood pails tubs or barrels

Section 18 The Department of Agriculture shall have charge of the enforcement of this act

The Secretary of Agriculture shall appoint four special agents with experience to enforce the provisions of this act and such additional agents as may be necessary to keep supervision over the non-alcoholic drinks industry as provided for by this act and shall fix the compensation of such special agents and shall allow them necessary traveling expenses

Section 19 All licenses all registration fees and fines paid or recovered under the provisions of this act shall be paid by the justice of the peace or court official to the Secretary of Agriculture and shall be paid by him into the State Treasury Such moneys shall constitute a special fund and are hereby permanently appropriated to the Department of Agriculture for the purpose of enforcing the provisions of this act and may be drawn out upon warrants signed by the Secretary of Agriculture approved by the Auditor General

All moneys remaining in such fund on the first day of June of each year shall be paid over into the general fund of the State Treasury

Section 20 Any person violating any of the provisions of this act excepting section four thereof or interfering with or refusing to give access to the Secretary of Agriculture or any of his agents or assistants shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than fifty ($50) dollars nor more than one hundred ($100) dollars or to undergo an imprisonment of not less than thirty (30) days nor more than ninety (90) days or both

Section 21 The provisions of this act shall not apply to drinks sold or dispensed from soda fountains nor to social fraternal charitable educational religious or beneficial organizations This act shall take effect sixty days after the date of its approval

Section 22 This act does not repeal or in any wise affect any of the provisions of any act of this Commonwealth relating to intoxicating liquors nor any of the provisions of the act approved the eleventh day of March one thousand nine hundred and nine (Pamphlet Laws fifteen) entitled "An Act relating to non-alcoholic drinks defining the same and prohibiting the manufacture sale offering for sale exposing for sale or having in possession with intent to sell of any adulterated or misbranded non-alcoholic drinks and providing penalties for the violation thereof and providing for the enforcement thereof" or the act approved the tenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred sixty-eight) entitled "An Act for the protection of the public health by providing clean sanitary establishments for bottling non-alcoholic drinks including clean sanitary ingredients bottles receptacles and utensils and providing penalties for the enforcement thereof" or any of their supplements or amendments

Section 23 All acts and parts of acts inconsistent with this act are hereby repealed

The title of the bill was read as follows and agreed to:

An Act for the protection of the public health in the manufacture and sale of carbonated beverages and still drink providing for the registration thereof prohibiting the sale offering or exposing for sale exchange or giving away thereof in certain cases unless registered regulating the manufacture bottling preparation mixing and compounding of carbonated beverages or still drinks and the sale and dispensing thereof creating a special fund in the State Treasury and providing penalties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 342, entitled:

An Act to further amend clause five of section three of the act approved the thirteenth day of May one thousand nine hundred and nine (Pamphlet Laws five hundred and twenty) entitled "An Act relating to food defining food providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale the offering for sale or exposing for sale or the having in possession with intent to sell of adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof"

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause five of section three of the act approved the thirteenthdayo f May one thousand nine hundred and nine (Pamphlet Laws five hundred and twenty) entitled "An Act relating to food defining food providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale the offering for sale or exposing for sale or the having in possession with intent to sell of adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof" which was amended by section one of the act approved the twenty-sixth day of April one thousand nine hundred and twenty-three (Pamphlet Laws eighty-eight) entitled "An Act to amend clause five of section three of an act entitled 'An Act relating to food defining food providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale the offering for sale or exposing for sale or the having in possession with intent to sell of adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof' approved the thirteenth day of May Anno Domini one thousand nine hundred and nine (Pamphlet Laws five hundred and twenty" is hereby further amended to read as follows

Fifth If it contains any added sulphurus acid sulphur dioxide or sulphites benzoate acid or benzoates except as hereafter provided or if it contains any added boric acid or borates salicylic acid or salicylates formaldehyde hydrofluoric acid or fluorides fluoborates fluosilicates or other fluorine compounds dulcin glucin saccharin alum compounds of copper betanapthol hydronapthol abrastrol asaprol [oxides of nitrogen nitrous acid or nitrites] pyroligneous acid or other added ingredients deleterious to health or if in the case of confectionery it contains any of the substances mentioned in this paragraph or any mineral substances or injurious color or flavor alcoholic liquor or any other in-

gredient not herein mentioned deleterious to health Providing That this act shall not be construed to prohibit the use of harmless colors of any kind in confectionery when used for coloring and not for any fraudulent purpose And provided further That nothing in this act shall be construed to prohibit the use of common salt sugar pure corn syrup pure glucose wine vinegar cider vinegar malt vinegar sugar vinegar glucose vinegar distilled vinegar spices or their essential oils alcohol (except in confectionery) edible oils edible fats wood smoke applied directly as generated or proper refrigeration And provided further That in the manufacture of confectionery the use of alcohol shall be permitted as it may be found in customary alcoholic tinctures or extracts used for flavoring purposes only and as a solvent for glaces and that oil of sweet birch or methyl-salicylic ester may be used as a substitute for oil of wintergreen as a flavor and provided further That in the preparation of dried fruits and molasses sulphur dioxide either fill or in simple combination may be used in such quantities as will not render said dried fruits or molasses deleterious to health and that sodium benzoates may be used in the preparation of those articles of food in which it has heretofore been generally used in quantities not exceeding one-tenth (1-10) of one per centum or benzoic acid equivalent thereto And provided further That when any quantity of sodium benzoate is used in any article of food or any quantity of sulphur dioxide is used in the preparation of dried fruits or molasses the fact that sodium benzoates or sulphur dioxide has been used in the preparation thereof shall be plainly stated on each package of such food And provided further That any foods prepared for invalid feeding and dispensed thru hospitals or sold by druggists on the prescription of duly licensed physicians may contain saccharin

On the question,

Will the Senate agree to the section?

Mr. MILLER. Mr. President, I move to amend Section 1, page 2, line 23, by inserting a mark of parenthesis after the word "twenty" thus twenty); also page 2, line 25, by striking out "sulphurus" and inserting in lieu thereof the word "sulphurous"; also page 3, line 2, by striking out "abrastrol" and inserting in lieu thereof the word "abrastol"; also page 3, line 22, by striking out "glaces" and inserting in lieu thereof the word "glazes"; also page 3, line 27, by striking out "quantites" and inserting in lieu thereof the word "quantities".

Mr. SCHANTZ. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The title of the bill was read as follows and agreed to:

An Act for the protection of the public health in the manufacture and sale of carbonated beverages and still drink providing for the registration thereof prohibiting the sale offering or exposing for sale exchange or giving away thereof in certain cases unless registered regulating the manufacture bottling preparation mixing and compounding of carbonated beverages or still drinks and the sale and dispensing thereof creating a special fund in the State Treasury and providing penalties

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 351, entitled:

An Act to amend section seven of an act approved the third day of June one thousand nine hundred and eleven (Pamphlet Laws six hundred and thirty-nine) entitled "An Act relating to the right to practice medicine and surgery in the Commonwealth of Pennsylvania and providing a Bureau of Medical Education and Licensure as a bureau of the Department of Public Instruction and means and methods whereby the right to practice medicine and surgery and any of its minor branches may be obtained and exemptions therefrom and providing for an appropriation to carry out the provisions of said act and providing for revocation or suspension of licenses given by said bureau and providing penalties for violation thereof and repealing all acts or parts of acts inconsistent therewith" as amended commonly known as "The Medical Practice Act" by providing for the annual registration of all persons duly qualified and licensed to conduct the practice of medicine or any of the allied branches thereof in the Commonwealth of Pennsylvania

The first section of the bill was read as follows and agreed to:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seven of an act approved the third day of June one thousand nine hundred and eleven (Pamphlet Laws six hundred and thirty-nine) entitled "An Act relating to the right to practice medicine and surgery in the Commonwealth of Pennsylvania and providing a Bureau of Medical Education and Licensure as a bureau of the Department of Public Instruction and means and methods whereby the right to practice medicine and surgery and any of its minor branches may be obtained and exemptions therefrom and providing for an appropriation to carry out the provisions of said act and providing for revocation or suspension of licenses given by said bureau and providing penalties for violation thereof and repealing all acts or parts of acts inconsistent therewith" be amended to read as follows:

Section 7 All persons who have complied with the requirements of the rules and regulations of the board and who shall have passed a final examination and who have otherwise complied with the provisions of this act shall receive from [said bureau under its seal] the Department of Public Instruction acting for the said board a licensing certificate entitling them to the right to practice medicine and surgery or special branches of medicine and surgery as provided for in section six in this Commonwealth which said license certificate shall be duly registered in the office of the Department of Public Instruction of this Commonwealth in a record book to be properly kept for that purpose and which shall be open to public inspection and a certified copy of said record shall be received as evidence in all courts in this Commonwealth in the trial of any case Provided That this section relating to certificates to practice medicine and surgery shall not apply to officers in the regular medical service of the United States Army and Navy or the United States Public Health and Marine Hospital Service while in discharge of their official duties or to any one who may be a duly registered practitioner of medicine in any other State or Commonwealth who may be called upon by a registered physician of this Commonwealth to consult with him in a case under treatment or any one while actually serving as a member of the resident medical or surgical staff of any legally incorporated or State hospital And provided further That any duly registered practitioner of medicine residing in any State near the boundary line between said State and this Commonwealth whose practice extends into this State shall have the right to practice in this Commonwealth at the discretion of the board provided he files with the secretary of the Board of Medical Education and Licensure of this Commonwealth a certified copy of his registration in the State where he resides and provided that the Board of Examiners of the adjoining State reciprocate by extending the same privilege to practitioners of medicine and surgery in this Commonwealth in which case he shall receive from the secretary of the board created by this act a licensing certificate issued by the said board but which shall be automatically revoked if he changes his said residence or office of practice A record of all persons so licensed shall be kept in the archives of the Department of Public Instruction at Harrisburg and shall have the standing before the law of any other license issued by the said Department for the Board of Medical Education and Licensure In these records shall be registered

the names and addresses of each person duly qualified to conduct the practice of medicine or any of the allied branches of the healing art as provided for in this act in Pennsylvania

And it shall be the duty of all persons now qualified and engaged in the practice of medicine or any of the allied branches of the healing art or who shall hereafter be licensed by the Department of Public Instruction for the Board of Medical Education and Licensure to engage in such practice in the Commonwealth of Pennsylvania to be registered with the said Board of Medical Education and Licensure in the Department of Public Instruction as practitioners on or before the first day of January one thousand nine hundred and twenty-six and thereafter to register in like manner annually on or before the first day of January of each succeeding year The form and method of such registration shall be provided for by the said Board of Medical Education and Licensure in such manner as will enable the Board of Medical Education and Licensure to carry into effect the purposes of this act

Each person so registering with the Board of Medical Education and Licensure shall pay for each annual registration and for the certificate hereinafter provided for a fee of one dollar or such other sum as may be fixed by the Department of Public Instruction under authority of law which fee shall accompany the application for such registration The money thus received shall be available for the use of the said Board of Medical Education and Licensure for the purpose of enforcing the provisions of this Act against unlicensed illegal and unregistered practitioners

Upon receiving a proper application for such registration accompanied by the fee above provided for the Department of Public Instruction acting for said Board of Medical Education and Licensure shall issue its certificate of registration to the applicant Said certificate together with its renewals shall be good and sufficient evidence of registration under the provisions of this Act

Any person who shall practice medicine or any of the allied branches of the healing art which come under the provisions of this Act without having been registered in accordance with the provisions of this Act shall on conviction thereof before any magistrate alderman or justice of the peace in the county where the offense shall have been committed be subject to a fine of not less than ten dollars and not more than one hundred dollars to be collected by summary conviction as like fines are now collected by law or in case of non-payment of the fine to undergo an imprisonment in the county jail for a period not exceeding ten days Provided That any person so convicted shall have the right of appeal as in any case of summary conviction

The title of the bill was read as follows:

An Act to amend section seven of an act approved the third day of June one thousand nine hundred and eleven (Pamphlet Laws six hundred and thirty-nine) entitled "An Act relating to the right to practice medicine and surgery in the Commonwealth of Pennsylvania and providing a Bureau of Medical Education and Licensure as a bureau of the Department of Public Instruction and means and methods whereby the right to practice medicine and surgery and any of its minor branches may be obtained and exemptions therefrom and providing for an apropriation to carry out the provisions of said act and providing for revocation or suspension of licenses given by said bureau and providing penalties for violation thereof and repealing all acts or parts of acts inconsistent therewith" as amended commonly known as "The Medical Practice Act" by providing for the annual registration of all persons duly qualified and licensed to conduct the practice of medicine or any of the allied branches thereof in the Commonwealth of Pennsylvania.

On the question,

Will the Senate agree to the title?

Mr. BARR. Mr. President, I move to amend the title, page 1, line 17, by striking out the words "as amended."

Mr. SNYDER. Mr. President, I second the motion,

On the question,

Will the Senate agree to the title?

It was agreed to.

On the question.

Will the Senate agree on the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeable to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 355, as follows:

An Act to amend section fourteen paragraph two of an act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws ten hundred and forty-three) entitled "An Act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments thererrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by permitting county superintendents to continue in office for the term for which they were elected and commissioned and providing that county superintendents who have been retired shall be reinstated and privileged to serve until the expiration of the term for which they were elected and commissioned

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section fourteen paragraph two of an act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws ten hundred and forty-three) entitled "An Act establishing a public school and employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" is hereby amended to read as follows

Two Each and every contributor who has attained or shall attain the age of seventy years shall be retired by the retirement board for superannuation forthwith or at the end of the school term in which said age of seventy years is attained Provided that County Superintendents who were elected prior to attaining the age of seventy years and have received a commission from the Superintendent of Public Instruction shall be entitled to perform the duties of the office for the term for which they were elected and commissioned and shall not be retired except upon application therefor unless the Superintendent of Public Instruction shall find that any such County Superintendent upon attaining the age of seventy years is physically or mentally incapacitated for the performance of the duties of the office and shall certify his findings to the retirement board and provided also that County Superintendents who have been retired prior to the passage of this act by reason of attaining the age of seventy years before the expiration of the term for which they were elected and commissioned shall be reinstated by the retirement board and shall be entitled to perform the duties of the office for the balance of the term for which they were elected and commissioned where the term of office has not yet expired unless the Superintendent of Public Instruction shall find that any such county superintendent is physically or mentally incapacitated for the performance of the duties of the office and shall certify his findings to the retirement board

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. GRISWOLD. Mr. President, I move that Senate Bill No. 355, the bill just read, be recommitted to the Committee on Education.

Mr. HARRIS. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 356, as follows:

An Act to amend the thirty-fourth and thirty-fifth Congressional districts in section one of the act approved the tenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred forty-four) entitled "An Act to apportion the State into congressional districts"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the thirty-fourth and thirty-fifth Congressional districts in section one of the act approved the tenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred forty-four) entitled "An act to apportion the State into congressional districts" are hereby amended to read as follows

The thirty-fourth district shall consist of the first second third fourth fifth sixth eighth ninth tenth and eleventh wards of the city of Pittsburgh in the county of Allegheny

The thirty-fifth district shall consist of the seventh eighth twelfth thirteenth fourteenth fifteenth sixteenth seventeenth eighteenth nineteenth [and] twentieth and twenty-eighth (formerly the township of Chartiers) wards of the city of Pittsburgh [and the township of Chartiers] in the county of Allegheny

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 359, as follows:

An Act relating to the operation and administration of the Cheyney Training School for Teachers discontinuing said school as a part of the Public School System changing its name providing for the operation and administration as a State School for teacher training with departments for technical and vocational training under a departmental administrative board within the Department of Public Instruction and making an appropriation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That upon the effective date of this Cheyney Training School for Teachers located at Cheyney Pennsylvania shall cease to be operated and administered as a part of the Public School System and shall thereafter be operated and administered as a State school for teacher training with departments for technical and vocational training

Section 2 That upon the discontinuance of said school as a State Normal School the name thereof shall be changed from "Cheyney Training School for Teachers" to "Cheyney Normal and Technical Institute"

Section 3 That for the purpose of administering the affairs of the said school after it becomes a school for teacher training with departments for technical and vocational training as hereinbefore provided there is hereby created in the Department of Public Instruction a departmental administrative board to be known as "Board of Trustees of Cheyney Normal and Technical Institute" Said Board of Trustees shall consist of nine members to be appointed by the Superintendent of Public Instruction Of the first members of such Board appointed under the provisions of this act three shall be appointed for two years three for four years and three for six years Thereafter all appointments shall be for terms of six years Five members of the Board shall constitute a quorum The Board shall annually elect a President and Vice President from among its members and a Secretary and Treasurer who need not be members of the Board The Secretary and Treasurer may be the same person

Section 4 The said Board shall have the power and its duty shall be with the approval of the Superintendent of Public Instruction

(a) To determine what programs and courses of study shall be given in the Cheyney Normal and Technical Institute and under what circumstances and upon what conditions pupils of either sex may be admitted thereto and in general to determine all other questions which must be decided in connection with the operation and administration of the school under the provisions of this act

(b) To determine from time to time what equipment is necessary for the purposes of the school and to purchase the same as may now or hereafter be provided by law for purchases by departmental administrative boards out of funds appropriated for the purpose

(c) To elect a Principal of the School who shall subject to the authority of the Board administer the institution

(d) On nomination of the principal to appoint from time to time such officers teachers and other employes as may be necessary and to fix the salaries of its employes in conformity with the standards established by the Executive Board of this Commonwealth and

(e) To make such by-laws rules and regulations for the management of the school as may be deemed advisable

Section 5 Members of the Board of Trustees created by this act shall not receive any compensation for their services but shall receive out of the appropriation made for the maintenance of the school their necessary traveling and other expenses actually incurred in the performance of their duties

Section 6 The said Board of Trustees shall be subject in all respects to the laws of this Commonwealth limiting the powers of departmental administrative boards with regard to the expenditure of money and prescribing the duties of such boards with reference to the making of financial reports the furnishing of financial and budgetary information to the Department of Public Instruction and the making of biennial reports

Section 7 The programs and courses of study in the normal or teacher training department of the Cheyney Normal and Technical Institute shall be such as to entitle the graduates therefrom to standard certification under the rules and regulations prescribed by the State Council of Education

Section 8 There is hereby appropriated to the Department of Public Instruction for the Cheyney Normal and Technical Institute for the period beginning June first one thousand nine hundred and twenty-five and ending May thirty-first one thousand nine hundred and twenty-seven the sum of five hundred thousand dollars ($500,000) Of this sum one hundred seventy thousand dollars ($170,000) or so much thereof as may be necessary shall be used for the payment of salaries wages or other compensation of the principal teachers and other necessary employes of the said Cheyney Normal and Technical Institute for the purchase of equipment and supplies of every kind and description for the said Institute for the payment of the traveling or other expenses of members of the Board of Trustees the principal and other employes of the Institute and for any other expenses of every kind and description which may be reasonably necessary for the proper operation of the Institute and the sum of three hundred thirty thousand dollars ($330,000) or so much thereof as may be necessary shall be used for the construction and furnishing of new buildings and repairs and furnishings for old buildings as may be determined by the Board of Trustees of said Institute with the approval of the Department of Public Institution Moneys shall be paid out of

the said appropriation by warrant of the Auditor General upon the State Treasurer after requisition by the Superintendent of Public Instruction

Section 9 This act shall become effective at the end of the current school year of Cheyney Training School for Teachers

Section 10 Any and all acts or parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. SCHANTZ. Mr. President, I move that Senate Bill No. 359, the bill just read, be recommitted to the Committee on Appropriations.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## COMMUNICATIONS FROM THE GOVERNOR.

The Secretary to the Governor presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

### NOTARIES PUBLIC.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 23, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

#### ALLEGHENY COUNTY.

John Bartek, 427 Bakewell Bldg., Pittsburgh, February 28, 1925.
J. A. Bleichner, 2216 Carson St., Pittsburgh, March 7, 1925.
Ray J. Bleichner, 2116 Carson St., Pittsburgh, March 7, 1925.
Roscoe H. Brunstetter, Clairton, March 7, 1925.
Joseph W. Byers, U. S. Glass Co., Pittsburgh, March 7, 1925.
Geo. J. Campbell, 366 S. Negley Ave., Pittsburgh, March 7, 1925.
Charlie B. Davis, Clairton, March 7, 1925.
Miss Dorothea U. Eggers, 1437 Termon Ave., Pittsburgh, March 7, 1925.
Edward R. Frey, 432 Wood St., Pittsburgh, March 7, 1925.
John M. Kane, Jr., 5101 Penn Ave., Pittsburgh, March 7, 1925.
Mrs. Marian Lavelle, 3313 Benson Ave., Pittsburgh, March 7, 1925.
Benjamin H. Rush, 4736 Lytle St., Pittsburgh, February 19, 1925.
Jacob M. Utzig, Russellton, March 7, 1925.
Miss Rose Walsh, South Side Hospital, Pittsburgh, February 19, 1925.
Edwin J. Weber, Bridgeville, March 7, 1925.
B. F. Weston, 734 Mellon St., Pittsburgh, February 14, 1925.

#### BERKS COUNTY.

Miss May N. Whitman, Reading, March 5, 1925.

#### BRADFORD COUNTY.

H. P. Newell, Towanda, February 14, 1925.

#### CRAWFORD COUNTY.

Mrs. Bernice B. Thompson, Meadville, March 7, 1925.

#### DELAWARE COUNTY.

Joseph S. Rutkowski, Chester, March 7, 1925.

#### FAYETTE COUNTY.

O. R. Brownfield, Uniontown, March 7, 1925.
Ricciardo DeAngelis, Connellsville, March 7, 1925.

#### FRANKLIN COUNTY.

Paul M. Crider, Chambersburg, March 7, 1925.

#### LACKAWANNA COUNTY.

C. Augustus Davis, Scranton, March 7, 1925.

#### PHILADELPHIA COUNTY.

Francis M. Daly, 2047 S. 22nd St., Philadelphia, March 7, 1925.
Mrs. Alma C. L. Dietz, 936 E. Price St., Philadelphia, March 7, 1925.
Charles F. Dietz, Jr., 936 E. Price St., Philadelphia, March 7, 1925.
Miss Esther Federman, 2038 S. 13th St., Philadelphia, March 7, 1925.
Frederick C. Foy, 6411 Rising Sun Ave., Philadelphia, February 19, 1925.
Marcus J. Margulies, 121 N. Dewey St., Philadelphia, March 7, 1925.
G. Howard Moore, 1420 Chestnut St., Philadelphia, March 7, 1925.

#### TIOGA COUNTY.

Giuseppe Zampogna, Elkland, March 7, 1925.

#### YORK COUNTY.

Charles A. May, York, February 28, 1925.

### GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 23, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation:

#### ALLEGHENY COUNTY.

Miss H. E. Beckman, McKeesport.
R. W. Ekin, McKeesport.
Mrs. Margaret Fortune, R. D. 1, Wilkinsburg.
B. Frankle, 630 Shady Ave., Mt. Lebanon, Pittsburgh.
Herman McCullough, Dormont.
George Sargent, 1801 1st Natl. Bk. Bldg., Pittsburgh.
Albert A. Schrock, 633 S. Negley Ave., Pittsburgh.
Miss Gertrude Wagner, Dravesburg.

#### BEAVER COUNTY.

Jes. P. Stone, Midland.

#### LACKAWANNA COUNTY.

Miss Mary F. Tell, Scranton.

#### LUZERNE COUNTY.

Clarence Cole, Wilkes-Barre.

#### MONTGOMERY COUNTY.

Franklin M. Kriebel, Conshohocken.

#### NORTHAMPTON COUNTY.

James L. Kennedy, Bethlehem.
Geo. W. Thoma, Easton.

#### PHILADELPHIA COUNTY.

Miss Jean Parsons Parrett, 309 Widener Bldg., Phila.
Mrs. Syrene E. Benjamin, 1913 Bambridge St., Phila.
Jacob L. Brown, 516 Bankers Tr. Bldg., Phila.
R. S. Chew, 704 S. Washington Sq., Phila.
Miss Jean Haas, 31 S. 20th St., Phila.
Miss Irene Sword, 1810 S. 24th St., Phila.
Miss Mary M. Tierney, 2202 S. 15th St., Phila.
Gabriel David Weiss, 832 Bankers Tr. Bldg., Phila.

SOMERSET COUNTY.

Martin Ruttkay, Windber.

UNION COUNTY.

Miss Ivy Dreibelbis, Lewisburg.

VENANGO COUNTY.

P. D. Koos, Franklin.

WAYNE COUNTY.

Mrs. Allie J. Cramer, Waynart.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 23, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from date of expiration:

ALLEGHENY COUNTY.

Miss Mary S. Buckley, 4639 Carlton St., Pittsburgh, Feb. 28, 1925.
Robert Dillon, Mt. Lebanon, Mar. 2, 1925.
Mrs. Frances V. Finegan, Knoxville, Feb. 25, 1925.
Harry H. Fowler, 7123 Idlewild St., Pittsburgh, Mar. 7, 1925.
G. F. Goetzinger, 926 Lincoln Ave., Pittsburgh, Mar. 7, 1925.
Miss Mabel A. Hazlett, Springdale, Feb. 19, 1925.
William F. Hueston, Coraopolis, Mar. 7, 1925.
Miss Katherine A. Kleemann, P. O. Box 1753, Pittsburgh, Mar. 8, 1925.
Wm. McConaghy, 3800 Brighton Road, Pittsburgh, Mar. 7, 1925.
James S. McKain, 4833 Perrysville Rd., Pittsburgh, Mar. 8, 1925.
Nicholas Mervoe, Duquesne, Mar. 7, 1925.
C. W. Miller, 151 Forest Hill Rd., Pittsburgh, Mar. 7, 1925.
Robert F. Morris, Jr., 312 Fourth Ave., Pittsburgh, Feb. 19, 1925.
W. L. Reilly, Bellevue, Mar. 7, 1925.

BERKS COUNTY.

Leslie B. Talley, Reading, Mar. 8, 1925.
Stanley F. Warkoczewski, Reading, Mar. 8, 1925.

CARBON COUNTY.

Philip M. Graul, Lehighton, Mar. 8, 1925.
John B. Snyder, Lehighton, Feb. 19, 1925.

COLUMBIA COUNTY.

Miss Doris Webb, Berwick, Jan. 31, 1925.

DAUPHIN COUNTY.

John J. Husic, Steelton, Mar. 7, 1925.
Kazimir Posiga, Steelton, Mar. 7, 1925.
Giovanni Di Santo, Harrisburg, Jan. 31, 1925.
Miss Clara H. Whiteman, Harrisburg, Mar. 7, 1925.

DELAWARE COUNTY.

Wm. A. Nagle, Highland Park, Mar. 7, 1925.
Miss Isabella M. Carroll, Chester, Feb. 19, 1925.
Edw. D. McLaughlin, Chester, Mar. 7, 1925.
Mrs. Anna S. Tobin, Chester, Mar. 7, 1925.

ERIE COUNTY.

George A. Watt, North East, Feb. 19, 1925.

LACKAWANNA COUNTY.

Arthur R. Cohen, Scranton, Mar. 7, 1925.
Miss Rena M. Frasher, Scranton, Mar. 7, 1925.
Miss Mabel E. McGowan, Scranton, Mar. 8, 1925.
Miss Elizabeth M. Thomas, Scranton, Mar. 7, 1925.

LANCASTER COUNTY.

Mrs. Jennie E. Evans, Ephrata, Mar. 7, 1925.
Mrs. Ruth M. Sheeler, Rohrerstown, Mar. 7, 1925.

LAWRENCE COUNTY.

Miss Ethel M. Dimond, New Castle, Mar. 6, 1925.

LEHIGH COUNTY.

Miss Gertrude Luella Freeman, Allentown, Mar. 7, 1925.

LUZERNE COUNTY.

Frank Blazejewski, Wilkes-Barre, Mar. 7, 1925.
Mrs. Maude Schmidt, Wilkes-Barre, Feb. 1, 1925.
Miss Bessie A. Thomas, Parsons, Mar. 7, 1925.

MIFFLIN COUNTY.

Albert Lynch, Lewistown, Mar. 7, 1925.

MONROE COUNTY.

Sam H. Packer, Buck Hill Falls, Mar. 5, 1925.

MONTGOMERY COUNTY.

Mrs. Ada P. High, Jenkintown, Mar. 7, 1925.
Harry A. Simpson, Narberth, Mar. 7, 1925.
Russell R. Tyson, Pottstown, Mar. 7, 1925.

NORTHAMPTON COUNTY.

Joseph X. Gebs, Bethlehem, Mar. 7, 1925.

NORTHUMBERLAND COUNTY.

Fred V. Follmer, Milton, Mar. 7, 1925.
Miss Anna R. Kase, Shamokin, Mar. 7, 1925.

PHILADELPHIA COUNTY.

Miss Mary J. Belsito, 2203 Frankford Ave., Phila. Mar. 7, 1925.
George W. Hobson, 1217 W. Tioga St., Phila. Mar. 7, 1925.
H. W. Kunzig, Jr., 246 N. Broad St., Phila. Mar. 7, 1925.
Miss M. Alma Layton, 5905 Cobbs Creek, Phila. Mar. 7, 1925.
William Linder, 31 S. 20th St., Phila. Mar. 7, 1925.
H. C. Miller, 222 N. 21st St., Phila. Mar. 7, 1925.
Harry S. Miller, 1484 N. 52nd St., Phila., Mar. 7, 1925.
Joseph Pellegrino, 1037 Federal St., Phila. Mar. 7, 1925.
William Reeser, 2260 N. 7th St., Phila. Mar. 7, 1925.
Jos. N. F. Rossiter, 5116 Market St., Phila. Mar. 7, 1925.
Albert J. Taylor, 2121 N. 18th St., Phila. Mar. 3, 1925.
Wm. Trost, Jr., 727 E. Girard Ave., Phila., Mar. 7, 1925.
Miss I. N. Wilson, 712 Locust St., Phila. Feb. 28, 1925.

UNION COUNTY.

Mrs. Sara Engle, New Berlin, Mar. 7, 1925.

WARREN COUNTY.

Chas. D. Clawson, Kinzua, Mar. 7, 1925.

WASHINGTON COUNTY.

Miss Ella M. Emery, Millsboro, Feb. 28, 1925.

WESTMORELAND COUNTY.

J. H. McDowell, Ligonier, Mar. 2, 1925.
Antonio Plundo, Greensburg, Mar. 7, 1925.

YORK COUNTY.

C. J. Roland, Emigsville, Mar. 7, 1925.
Ephraim C. Sheffer, York, Mar. 7, 1925.

GIFFORD PINCHOT.

## EXECUTIVE SESSION.

By unanimous consent,

A motion was made by Mr. LESLIE,

That Rule 38, which requires reports of committees on nominations made by the Governor to lie on the table one

day be dispensed with, and the Senate do now resolve inself into Executive Session, for the purpose, of acting upon all the nominations reported at to-day's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. LESLIE,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Kutz, | Schantz, |
| Baldwin, | Einstein, | Lanius, | Snyder, |
| Barr, | Freeman, | Leslie, | Sones, |
| Baumer, | Gelder, | Mansfield, | Sprowls, |
| Betts, | Griswold, | Miller, | Steele, |
| Bonbrake, | Harris, | North, | Stites, |
| Brown, | Heaton, | Norton, | Vare, |
| Buckman, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |
| Derrick, | Krause, | Quigley, | Homsher. |
| DeWitt, | Kunkle, | Salus, | Pres. Pro Tem. |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. LESLIE. Mr. President, I move that the Executive Session do now rise.

Mr. SCHANTZ. Mr. President, I second the motion.

The motion was agreed to.

## REPORT FROM COMMITTEE.

Mr. NORTON, from the Committee on Insurance, reported as committed, Senate Bill No. 368, entitled:

An Act to amend section four hundred and ten (c) of an act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 682), entitled "An Act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws;" permitting the exception from incontestability of provisions relative to benefits in the event of total and permanent disability and provisions which grant additional insurance specifically against death by accident.

## BILL INTRODUCED.

Mr. LESLIE. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LESLIE read in his place and presented to the Chair Senate Bill No. 460, entitled:

An Act making an appropriation to the Western Pennsylvania School for the Blind, located at Pittsburgh, Pennsylvania, to cover deficiency in maintenance and education of State pupils.

Which was committed to the Committee on Appropriations.

## MEMORIAL EXERCISES COMMEMORATING THE BIRTH OF GEORGE WASHINGTON.

The PRESIDENT. This being the time fixed by the resolution of the Senate of February 16th to hold exercises in commemoration of the birthday of George Washington, the first President and Father of his County, the Chair recognizes the Senator from Montgomery, Mr. Stites, and the Senator is invited to take the platform.

The Chair has the privilege of presenting the Honorable Fletcher W. Stites, Senator from Montgomery County.

Mr. President and Gentlemen of the Senate:

The two noblest champions in the arena of human rights were George Washington and Abraham Lincoln. It was desired to Washington, of course, to express his opinion of the life and achievements of the Great Emancipator; but Lincoln has left for us his estimate of the place in history of the Father of his country. He said:—"Washington's is the mightiest name of earth. Long since mightiest in the cause of civil liberty; still mightiest in moral reformation. On that name no enlogy is expected. It cannot be. To add brightness to the sun or glory to the name of Washington is alike impossible. Let none attempt it. In reverent awe pronounce the name, and in solemn deathless splendors leave it shining on."

It were well, perhaps, if with those words I should resume my seat and leave with you only the impression created by that profound statement of the martyred Lincoln. I cherish no false illusion that anything I may say upon this occasion will add one jot or title to the imperishable glory of the great Virginian. His place in history is securely alone; rivalled only by that of the great Lincoln himself. But rather I indulge the hope that in the recital of the virtues of this matchless patriot you and I tonight may gather inspiration and feel the impulse to move forward for the common good with the same singleness of purpose and the same forgetfulness of self that characterized the life and work of this wonderful man.

It is rather a striking coincidence that the soil of Pennsylvania should have been the arena for the decisive events of both the Civil War and the earlier struggle for the Independence of the Colonies. In 1863 the flower of the Southern Confederacy swept across the wheat fields of Gettysburg, led by the indomitable Pickett, and under the thunder of the Union guns and the counter-charges of the Northern defenders went reeling back in bitter defeat, and forever on the American continent was decided the great question that no nation can exist half-slave and half-free. And in the winter of 1777-1778 at Valley Forge decision was had upon a question of ever more soul-stirring importance, whether indeed blood and tears and human suffering should stifle human hopes and aspirations and the desire of men to throw off the shackles of kingly domination and emerge into the clear light of freedom. So terrible were the sufferings of Washington and his men throughout that frightful winter that it was generally expected in the Colonies that the great general would disband his troops and end the Revolution, and Washington himself wrote that he feared the end was at hand. The fate of the infant republic lay in the balance. Could Washington hold out, or was the victory to rest with snow and ice and blighting frost?

Valley Forge! How I love to pronounce that name. Shrine of free men every where. Spot of earth where humanity rose triumphant o'er its fears, and where human anguish, yea, even death itself, could not conquer human ideals.

Valley Forge! Where my own county of Montgomery joins hands with Chester County, as Valley Creek flows into the Schuylkill River. There the heights of Valley Forge overlook the sweep of beautiful Chester Valley.

On all this broad earth under the providence of a bountiful God no more beautiful spot exists when "Spring brings

back blue days and fair, and the first meadow flowers appear," or when the tassels of corn toss in the autumn breezes and the autumn leaves dress themselves in red. But in that winter of 1777-1778 the icy hand of winter clutched at the vitals of Washington's troops, 11,00 foot-sore, weary men, without shoes, without coats, many days without food, they marched up from the disastrous battle of Germantown and, under the leadership of their great commander, took huts upon the slopes rising above the Chester Valley. Of that winter historians have written many pages, but as you and I sweep along the beautiful roads of Montgomery and Chester Counties in these happy days in our fine vehicles and cushioned limousines, we get no picture of the sufferings of the devoted Washington and his heroic men.

John Marshall, afterward Chief Justice of the United States, has given us a vivid picture. He says that oftentimes men's limbs became black from the knees down. Others mounted guard with their bare feet in their hats to afford some slight protection. Small-pox ravaged the camp. Washington, asking nothing for himself, in words of burning eloquence, wrote to Congress, then in session at York, and urged by all the mercies of God that his men be furnished food and clothing, "for," said he, "of my force of 11,000 men, 2,898 lay dead upon these icy fields."

Marshall has written that when February rolled round, of Washington's 11,000 troops 5,000 only remained as effectives; and the idea became a certainty in the Colonies that the Revolution had failed.

Not alone snow and ice and hunger and small-pox tortured the soul of the great Virginian in that hour of darkness. Envy, hatred and malice were alike active. Jealous enemies sought to supplant Washington as commander-in-chief with Gates, the conqueror of Burgoyne at Saratoga. To the everlasting glory of American arms be it said that the miserable Conway Cabal failed of its purpose, and Washington emerged triumphant, beloved by his officers and men.

What a great soul was his. Too modest to assert his own virtues; too noble to answer malice with unworthy recrimination. It might be said of him as was said of another, "When he was reviled, he reviled not again." If one virtue more than another distinguished this first American it was that he was complete master of himself. Of such as Washington the English poet Henley was thinking when he wrote:

"Out of the night that covers me,
Black as a pit from pole to pole,
I thank whatever Gods may be
For my unconquerable soul.

In the fell clutch' of circumstances,
I have not winced nor cried aloud;
Amid the bludgeonings of chance,
My head is bloody but unbowed.

Beyond this place of wrath and tears
Looms but the horror of the Stade,
And yet the menace of the years
Finds and shall find me unafraid.

It matters not how straight the gate,
How charged with punishment the scroll,
I am the master of my Fate,
I am the Captain of my Soul."

The soul of Washington carried the cause of the Colonies through the clouds of sorrow and the night of darkness at Valley Forge, and the fate of liberty and freedom was affirmatively sealed.

To you and me tonight the question recurs, "How have we followed throughout the intervening years the leadership of this matchless patriot?"

With justice and equity in his heart Washington established for us a foreign policy by which the initials "U. S." meant not alone United States or "Uncle Sam" but Unselfishness; for he said "We ask for ourselves only those things that we are willing to accord to all the nations of this earth."

I am wondering tonight how we have lived up to Washington's fundamentals!

John Masefield, the English poet, says, "that in the spring of 1917, he stood at apoint on the British line in Flanders. Across the road from him was a great pile of broken sewing machines and household goods; on the side of the road nearest him a long line of broken men. Suddenly out of the dust of the road a British Tommy came running up, waving a newspaper in his hand. And he cried, "Hurrah! hurrah! America has declared war on the blighters." An older, more thoughtful British soldier standing near said, "Now, thank God, we'll have a decent world again."

When I heard that story I wondered whether that British soldier had heard of Washington at Valley Forge, and whether he was expressing recognition of the fact that the foundations of the republic were laid in service and devotion and sacrifice.

I stood, not long ago, in Fairmount Park before the statue of Witherspoon, one of Washington's associates,—the only clergyman who signed the Declaration of Independence. In his day not all men were patriots, some were tories; and the tories came to the old man and demanded to know why he would risk so much upon the outcome of a mere experiment. And his answer is engraved on the statue in Fairmount Park. He said, "Of property I have some; of reputation more. That property is pledged, that reputation is staked upon the issues of this contest. I had rather that these old gray hairs descend into the grave by the hangman's axe than desert at this crisis the sacred cause of my country."

George Washington and Thomas Jefferson had a vision. They saw a people oppressed, and they had a vision, of a day when every man would stand erect, a sovereign among his peers; and they sat down and wrote upon a deathless page this sentiment:—"Governments derive their just powers from the consent of the governed"; and that sentiment has meant more for human happiness that anything since the day of the Sermon on the Mount. Because, all over the world, wherever men have groaned under burdens ofoppression, wherever their backs have been bent under unjust tyranny they have seen our bright star shining for them in the West. They have come over here and assimilated themselves into our national life, until to-day the voice of America is a great ringing voice of protest against tyranny wherever it may raise its head.

I spoke of service, devotion and sacrifice. There sat down in the Commonwealth of Virginia in 1788 to consider the cause of the Colonies in one convention these men: George Washington, James Madison, James Monroe, Thomas Jefferson, John Marshall, Patrick Henry, Richard Henry Lee, Edmund Randolph and twenty other men, almost as eminent. Old Patrick Henry had a great fear of kings. He had had a bitter experience with kings and he was afraid that the Constitution was giving too much power to the Executive. Day after day with his marvelous eloquence and powerful voice he thundered against the ratification of the Constitution by the Commonwealth of Virginia. On three days he made five speeches, on five days he made three speeches, upon one day he made seven speeches, and upon one occa-

sion he was on his feet for seven hours at one time, protesting against the ratification of the Constitution by the Commonwealth of Virginia. Washington had his heart in the ratification of the Constitution. He knew the evils in the Articles of Confederation, and he was alarmed. He sat down and wrote a letter to Mr. Madison and said "Can't you do something to change the channel of Henry's thoughts?" But after the Commonwealth of Virginia, by a very narrow vote, had ratified the Constitution, Mr. Henry sat down and wrote to Mr. Washington and he said "Sir, I have opposed many of the provisions set forth in this fundamental law of the land, but since the Commonwealth of Virginia has seen fit to ratify the Constitution, I pledge you, sir, my heart and my hand to carry out every single feature set forth in that document." In striking contrast perhaps to the efforts we see to-day, in some quarters, to regard the Constitution of the United States as not quite as worthy of emulation as it was in days gone by.

I spoke of service, devotion and sacrifice. You may say to me "Well, isn't that not a little bit idealistic in government? Government is rather practical. Politics are practical." Well, I propose to show you in a moment that the most practical man in the world is the dreamer, who has a real vision. Washington was an idealist, a dreamer, if you please. He saw the fallacy of the divine right of kings, and when he announced the principle that men not only should be under government, but should participate in government, he announced a principle that exposed the naked heresy of the theory of kingly domination, and to that extent he was an idealist.

There is a story in the Old Book of a boy called Joseph, who went down one day to feed his father's flocks at Dothan. His brothers saw him coming, and they said "Behold the dreamer cometh," and they sought to do away with him. But better counsel prevailed and they decided to send him down into Egypt with a passing caravan. Long years after that a famine occurred in their own land and the father sent these brothers down into Egypt to buy corn and when they got down there they found this dreamer and the strange thing was the dreamer had the corn.

Now in the United States of America Washington announced the policy of asking for ourselves only those things that we are willing to accord to all the nations of the earth. It is true that our tourists abroad a few years ago spent their money with such a lavish hand that the European people said, "Why, these people are a nation of money grubbers, a nation of dollar chasers!" and there seemed to be some justice to that criticism. But when at the peace table at Versailles our representatives sat down and said "For our expenditure of twenty-four billions of dollars we ask not one cent of indemnity, for the seventy thousand white crosses, graves of American boys that dot the plains of Flanders and Picardy, we ask not one foot of anybody's territory," then these lineal descendants of Alexander the Great, Caesar, Napoleon and the great conquerors of the past said "Why, this is a strange doctrine in statecraft: have you not come over here to trade off something, don't you want anything?" We said "No, we do not want anything except this: That the principles enunciated by Washington and carried forward by Lincoln and the great men who followed them should be enthroned in the capitals of Europe and the principles of Democracy shall be made the living practice of the Continental powers." Then they said "These people are idealists, they are dreamers. Well, let us see how the policy of Washington, establishing justice and equity in foreign and domestic affairs, has worked out in this country.

A few years ago we owed Great Britian so much money our annual interest bill to her was two hundred million dollars. To-day Great Britian owes us so much money that she has to pay us every year in interest two hundred million dollars. The United States a few years ago owed Europe nations four billion dollars. To-day they owe us ten billion dollars and their annual interest bill to us is five hundred million dollars. The United States comprehends only six percent of the world's population and only seven per cent of the land; yet every year we produce 70 per cent of the copper, 66 per cent of the oil, 70 per cent of the cotton, 75 per cent of the corn, 52 per cent of the coal, 40 per cent of the iron and steel, 33 per cent of the silver, 25 per cent of the gold; we operate 40 per cent of the world's railroads, we produce 90 per cent of the world's automobiles, 60 per cent of the telephones in the world are in the United States; and as a reason perhaps for some of these figures, I might go on and say that 90 per cent of the bath tubs in the world are in this country.

Now I have mentioned those figures not that you and I should be boastful to-night in order that we might have a proper sense of appreciation of the work and labors of the men who laid the foundations of this Republic.

I spoke of service, devotion and sacrifice. You and I know the moving influences in the world are the things that you and I seldom talk about. Did you ever see a monument erected to a man because he had accumulated a whole lot of money? Never yet. The human measure of the human life is its income. The divine measure of human life is its outgo and its contribution to the welfare of the world. What a wonderful place this old world would be if we would see how much we could put into life instead of figuring always how much we may take out of life. Washington was one of the men who devoted himself to putting something into life, caring nothing to take out of life something for his own glory.

I spoke of service, I spoke of devotion and of sacrifice. Out of that welter of blood and tears that we call the World War the finest things that came back to us were things of service and devotion. For instance, in the summer of 1915 the British high seas fleet fought a battle with the German fleet off the coast of Jutland. About half past four in the afternoon of a certain famous day Rear Admiral Hood of the Third Battle Cruiser Squadron thought he heard firing to the Southwest. He sent the scout cruiser Chester, under command of Captain Lawton, to investigate the cause of the firing. The Chester soon found what had brought on the firing for in a few moments she was engaged with three German battle-cruisers. At the first salvo of guns the Germans got the range and every man in the forward gun crew of the Chester was killed, leaving only a little British midshipman, John Travers Comwell by name, 14 years of age. The little fellow stood leaning upon an overturned gun, resting his left hand, his right arm shot off at the shoulder. Captain Lawton sent a lieutenant up the deck to find out what had happened to the foward gun crew. As the lieutenant came up the deck, the little boy squared his legs as best he could, raised his left hand in salute and said "Any orders, lieutenant, any orders?" and fell dead. That event created such tremendous interest in the British Navy that Rear Admiral Hood, reporting to his home government made a special order of the day, and the King of England in his own hand wrote a letter to the mother of that boy in which he said that the majesty and glory of that great Empire had never been so exemplified as in the heroic death and sacrifice of that little boy. The sequel to it was that in the space of four months 40,000 men aligned

themselves on the side of the empire in the fight for civilization as the result of the death and sacrifice of that little boy.

You and I are always trying to interpret in dollars and cents the things of power. The real power lies in things we do not often talk about. I suppose from the standpoint of power, as men view power, in the summer of 1915 the most powerful figure in all history was William of Germany. He was running through trains from Antwerp on the North Sea to the utmost borders of the far east, with German engineers and German conductors; and his armies lay like a huge snake across the continent of Europe, with its head in the Ural Mountains of Russia, and its tail almost hanging on the English Channel; and yet I say to you tonight that from the standpoint of real power, that sweet-faced English nurse, Edith Cavel, in her cell in Brussels, Belgium, at 2 o'clock in the morning, softly repeating to herself, "Abide with me fast falls the eventide", while a German firing squad waited outside to consign her soul to eternity, was a more powerful figure than the Kaisers of all time. Why? Because all over the world when men heard of her death and sacrifice, their arms were nerved, their hearts were steeled and as they clicked their teeth together they said "By God we will stop at no sacrifice to hunt down a tyranny that can make such a thing possible."

You and I wonder where Washington got his inspiration at Valley Forge; we wonder how he endured the ice and sleet of that winter, with the blood of his soldiers running fresh upon the snow. We wonder where he got the power that enabled him to sum out all hardships, to endure all the malicious shafts directed at himself, in order that the vision he saw of a free and happy people might be brought to glorious realization. May I express in the words of Dr. Carruth my own conception of the source of Washington's power. He says:

"A fire-mist and a planet,
A crystal and a cell,
A jelly-fish and a saurian,
And caves where cave-men dwell.
Then a sense of law and beauty,
And face turned from the clod,
Some call it evolution,
But others call it God.

A mist on the far horizon,
The infinite, tender sky,
The ripe, rich tints of the corn-field,
And the wild geese sailing high.
And all over upland and lowland,
The charm of the golden-rod,
Some of us call it Autumn,
But others call it God.

Like tides on a crescent sea-beach
When the moon is new and thin,
Into the heart high yearnings
Come welling and surging in;
Come from that mystic ocean,
Whose rim no foot has trod,
Some of us call it longing,
But others call it God.

A picket frozen on duty,
A mother starved for her brood,
Cocrates drinking the hemlock,
And Jesus on the rood.
And millions who humble and nameless,
The smooth, hard pathway trod,
Some call it consecration,
But others call it God.

You and I are wondering today whether the principles of Washington have lived and grown and gone forward. I tell you they have. You hear men getting together today, discussing great public questions, and even politics has a golden language. You hear one man talk of compensation for injured workmen; another man speaks about the prohibition of child labor; another man talks of equal suffrage, and still another man talks about prohibition of the liquor traffic. And we wonder where these things had their beginnings. Some man comes and says "Oh, that is all politics." Another man, more thoughtfully inclined, gets up and says "No, it is not, that is a great program of humanity that we have today." He says "Don't you know that Washington talked about human rights? That is the great program of humanity we have today"; and he rather lingers on those words. And we wonder where we get this program. The man of politics still insists; he says "anyhow Roosevelt first talked about those things." Another man comes along and says "No, he did not; Bryan first talked about it." An old fellow steps up and says, "I am the original Populist, I used to talk about those things out in Kansas 45 years ago." Well, so far as the element of time is concerned maybe he is right. But you go to Mr. Roosevelt and say to him, "Mr. Roosevelt, where did you get your inspiration for this thing you call the square deal, this insistence upon equal justice and equal opportunity for everybody?" And Mr. Roosevelt says "Why don't you know? I have always told you that I am a Lincoln Republican, a Thomas Jefferson Democrat." And go to the Great Emancipator and you say to him "Lincoln, where did you get your inspiration for your ideals that enables you for four long years to carry upon your heart the burdens of the south as well as the north, to strike the shackles from four million slaves and lay down your life in the cause of liberty?" And Mr. Lincoln says "We have always fought for things like this from the beginning. Don't you know that is what Washington prayed for in the snow at Valley Forge?" And you go to the great Father of our Country and as you find him upon his knees at Valley Forge you say "Washington, don't you know that the Continental Congress has turned a deaf ear and don't you know that all around you your soldiers are dead and dying? Where do you get your inspiration to lead you to fight on with only half your force through the dark winter? From whence comes your power? "Ah" Washington says, "My dear Friend, we have always fought for human rights, don't you know that?" He says "That is what Miles Standish talked about in the early days of the colonies." You go back to Miles Standish and you say to him, "Miles Standish, where did you get your inspiration that has led you to come 3000 miles across an inhospitable sea to a more inhospitable coast to worship God in your own way? Where did you get your inspiration for these ideals of yours"; and Miles Standish says "Oh, Sir, don't you know that from the very beginning the fight has been for things of this kind?" He says, "That is why Oliver Cromwell fought his King, that is why Martin Luther nailed his theses upon the door of Castle Church, that is why Savonarola was burned at the stake." And you go back beyond the day of Cromwell wringing concessions from a reluctant king, of Castle Church, back beyond the day when Martin Luther nailed his theses on the door back beyond the day of Savonarola lighting his own funeral pyre; and you come way down through the lanes of Palestine, and you pass Paul on the road to Damascus, and way back beyond all that you get the inspiration that filled the life of Washington and gave him his power at Valley Forge: for you come to a hill called Calvary and there you hear the Carpenter of Nazareth say, "a new Commandment I give unto you, that you love one another. Even as ye would that men should do unto you, do ye even so to them."

George Washington was the apostle of human rights.

God be praised for his vision, and for the indomitable power by which he made his dreams come true.

It is given to few men to receive their need of glory while they remain in life. Most men die before the perspective of history has brought into relief the qualities of their greatness. Not so in the case of Washington. As early as 1784 the colonists began to celebrate his birthday. As he passed from one town to another men, women and children thronged about to shake his hand and do him homage. Universally he was proclaimed as the pure-minded patriot, the saviour of his people. Chosen without rivalry as the country's first president, as he passed from Mt. Vernon toward New York, women and maidens spread garlands in his way, and joy and happiness everywhere reigned. When it was suggested to Washington that he have a military guard as an escort, he answered: "I need no guard other than the affectionate consideration of my countrymen."

My dear friends, tonight George Washington, the great Virginion sleeps in the soil of his native state. Besides his tomb flows the Potomac River that he loved. As long as that river flows to the sea men will accord to George Washington first place among the great of earth. In the hearts of his countrymen he shall remain forever, "greatest of good men; the best of great men."

Because this great man lived the name American takes on a new dignity. We have a deeper sense of affection for this flag that the soldiers of Washington sanctified with the red of their blood at Valley Forge. And tonight, if I could salute this flag as you would salute it from out the fullness of your hearts, I would say:

"Here's to the red of it,
There's not a shred of it,
No, nor a thread of it,
In all the spread of it,
From feet to the head.
But heroes bled for it,
Faced steel and lead for it,
Precious blood for it,
Bathing it red.

Here's to the white of it,
Thrilled by the sight of it,
Who knows the might of it,
But feels the right of it.
Through day and night.
Womanhood's prayer for it,
Made manhood dare for it,
Purity's prayer for it,
Kept it so white.

Here's to the soul of it,
Heavenly view of it,
Honesty's hue of it,
Star spangled blue of it,
Constant and true.
Here's to the whole of it,
Stars, stripes and pole of it,
Here's to the soul of it,
Red, White and Blue.

Mr. LESLIE. Mr. President, I move you that the Senate of Pennsylvania give a vote of thanks to the Senator from Montgomery County, Mr. Stites, for his eloquent address.

Mr. PATTON. Mr. President, I second the motion.

The motion was agreed to.

## QUESTION OF PERSONAL PRIVILEGE.

Mr. STITES. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Montgomery, Mr. Stites, will state his question of personal privilege.

Mr. STITES. Mr. President, my question of personal privilege is to say how deeply I appreciate the motion of the Senator from Allegheny, Mr. Leslie, and the enthusiastic approval of my colleagues and friends.

## MOTION TO READ BILLS THE FIRST TIME.

Mrs. VARE. Mr. President, I move that all bills reported from Committees at to-day's session be read the first time.

Mr. BALDWIN. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON FIRST READING.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 78, entitled:

An Act to amend an act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An Act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws;" authorizing mutual fire insurance companies to insure public buildings and public property.

And said bill having been read at length the first time,
Ordered, to be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 368, entitled:

An act to amend section four hundred and ten (c) of an act approved the seventeenth day of May, one hundred and twenty-one, (P. L. 682), entitled "An Act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws;" permitting the exception from incontestability of provisions relative to benefits in the event of total and permanent disability and provisions which grant additional insurance specifically against death by accident.

And said bill having been read at length the first time,
Ordered, to be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 378, entitled:

An Act fixing the pay of election officers and clerks in counties of the second class.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 379, entitled:

An Act regulating the expenses of county commissioners in counties of the seventh class.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 411, entitled:

An Act to amend sections one thousand four and one thousand eight of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 682), entitled "An Act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 446, entitled:

An Act authorizing cities of the first class to promote marine service between said cities and other ports; to build or otherwise acquire and operate vessels for that purpose, and to enter into contracts or agreements for the establish- and to enter into contracts or agreements for the establish- viding among other things for the payment or guarantee of losses or deficiencies incurred therein.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 455, entitled:

An Act to amend Section three of the act approved the thirteenth day of July, one thousand nine hundred and twenty-three, (P. L. 1090), entitled, "A Supplement to an act, approved the twenty-seventh day of May, one thousand nine hundred and twenty-one (P. L. 173), entitled 'An Act constituting a commission to make an investigation of the battlefields of France and Belgium, and to select points for the erection of monuments and markers of appropriate design to commemorate the achievements of Pennsylvania soldiers during the World War; defining the powers and duties of the commission; and making an appropriation'; continuing said commission; providing for the erection of certain memorials in France and Belgium; and making an appropriation."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

## ADJOURNMENT.

Mr. LESLIE. Mr. President, I move that the Senate do now adjourn until to-morrow morning, at eleven o'clock, in commemoration of the birthday of George Washington.

Mr. SCHANTZ. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:32 o'clock P. M. until Tuesday morning, February 24, 1925, at 11 o'clock.

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# HOUSE OF REPRESENTATIVES

MONDAY, February 23, 1925.

The House met at 9:00 o'clock P. M.

The SPEAKER (Thomas Bluett) in the Chair.

## PRAYER.

The Chaplain, Rev. George P. Donehoo, offered the following prayer:

God of our fathers, we thank Thee this night for the wonderful heritage which we have of noble men who gave themselves in the founding of this great Nation in which we live. We thank Thee for the history of this country from the time of Washington to the present day. Bless our history and our memories and bless us. Bless the Speaker and the members of this Legislature and help them to be worthy successors of all those who have gone before. Abide with us and bless us this night and in the exercises of this evening, in Jesus' name. Amen.

## JOURNAL APPROVED.

The SPEAKER. The Clerk will read the Journal of the proceedings of Wednesday, February 18, 1925.

The Clerk proceeded to read the Journal of the proceedings of Wednesday, February 18, 1925, when, on motion of Mr. Berkheiser, the further reading was dispensed with and the Journal approved.

## BILLS INTRODUCED AND REFERRED

By Mr. HOLMES. HOUSE BILL No. 858.

An Act making an appropriation to the Philipsburg State Hospital of Philipsburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MOORE. HOUSE BILL No. 859.

An Act making it unlawful to enter for certain purposes upon land posted as private property and providing penalties.

Referred to the Committee on Judiciary General.

By Mr. WHEELER. HOUSE BILL No. 860.

An Act to establish as a State Highway a certain section of public road in the counties of Forest and Jefferson.

Referred to the Committee on Public Roads.

By Mr. BAGSHAW. HOUSE BILL No. 861.

An Act to amend sections thirty-nine and forty-three of the act approved the eleventh day of May, one thousand nine hundred and twenty-one, (P. L. 522), entitled "An act relating to dogs, and the protection of live stock and poultry from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs, and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes; directing the payment of all moneys collected into the State Treasury; and making an appropriation thereof; and providing penalties," by extending the provisions of said act to cities of the first and second class.

Referred to the Committee on Municipal Corporations.

By Mr. FRATT. HOUSE BILL No. 862.

An Act to amend section nineteen of the act approved the twenty-eighth day of March, one thousand eight hundred and fourteen, (P. L. 352), entitled "An act establishing a fee bill," by increasing the fees of the coroner.

Referred to the Committee on Counties and Townships.

By Mr. ARMSTRONG. HOUSE BILL No. 863.

An Act to amend section one of the act approved the fifth day of July, one thousand eight hundred eighty-three, (P. L.

176), entitled "A supplement to an act, entitled, 'An act regulating lateral railroads,'" approved the fifth day of May, Anno Domini one thousand eight hundred thirty-two, authorizing the owners or lessees of iron ore or coal mines to construct lateral railroads from said mines to any roailroad, public road or navigable stream, within the county in which such mines are situate."

Referred to the Committee on Railroads.

By Mr. EDMONDS. HOUSE BILL No. 864.

A Joint Resolution proposing an amendment to the Constitution of the Commonwealth of Pennsylvania providing for a budget system.

Referred to the Committee on Appropriations.

By Mr. EDMONDS. HOUSE BILL No. 865.

An Act fixing the salary of the clerks of the courts of common pleas in counties of the first class.

Referred to the Committee on Judiciary Special.

By Mr. McCORMICK. HOUSE BILL No. 866.

An Act fixing the salaries of county poor directors and directors of homes for the destitute in counties of the fourth, fifth, sixth, seventh and eighth class.

Referred to the Committee on Counties and Townships.

By Mr. SCHILLING. HOUSE BILL No. 867.

An Act making an appropriation to the Florence Crittenton Home of Erie, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BLUETT. HOUSE BILL No. 868.

An Act codifying and revising the laws relating to domestic and foreign building and loan associations.

Referred to the Committee on Banks and Banking.

## BILLS RE-REFERRED.

Mr. HARRY J. SMITH, returned from the Committee on Judiciary Special, with recommendation that it be re-referred to the Committee on Judiciary General, House Bill No. 496, entitled:

An Act to further amend section one hundred and to amend sections one hundred and one and one hundred and two of the act approved the thirty-first day of March, one thousand eight hundred and sixty, (P. L. 382), entitled "An act to Consolidate, Revise and Amend the Penal Laws of this Commonwealth;" by increasing the penalty in all cases of robbery.

The SPEAKER. The bill is now re-referred to the Committee on Judiciary General.

Mr. METZINGER, returned from the Committee on Judiciary Special, with recommendation that it be re-referred to the Committee on Judiciary General, House Bill No. 499, entitled:

An Act to amend section one of the act approved the eighth day of May, one thousand eight hundred and seventy-six, (P. L. 139), entitled "A further supplement to an act to consolidate, revise and amend the penal laws of this Commonwealth, approved March thirty-first, eighteen hundred and sixty, defining and providing for the punishment of the offence of unlawfully obtaining the key or means used to open any bank, vault, safe or other depository," by lengthening the term of imprisonment.

The SPEAKER. The bill is now re-referred to the Committee on Judiciary General.

Mr. WELTY, returned from the Committee on Judiciary Special, with recommendation that it be re-referred to the Committee on Judiciary General, House Bill No. 497, entitled:

An Act to amend section one of the act approved the twenty-fifth day of June, one thousand eight hundred and ninety-five, (P. L. 290), entitled "An act for the protection of railroad travelers, defining the crime of train robbery, and punishing the same," by lengthening term of imprisonment.

The SPEAKER. The bill is now re-referred to the Committee on Judiciary General.

## REPORTS FROM COMMITTEES.

Mr. TURNER, from the Committee on Judiciary Special, reported as committed, House Bill No. 737, entitled:

An Act providing for appeals from all judgments, orders and decrees of the various courts of the Commonwealth.

Mr. EMHARDT, from the Committee on Judiciary Special, reported as committed, House Bill No. 761, entitled:

An Act to amend section one of the act, approved the thirty-first day of March, one thousand nine hundred and twenty-one, (P. L. 89), entitled "An act making it a misdemeanor for persons to unlawfully use or wear the insignia or button of the American Legion or the official decoration," by extending the provisions of said act to the Veterans of Foreign Wars.

Mr. IRVIN, from the Committee on Game, reported as committed, House Bill No. 481, entitled:

An Act authorizing the Governor of the Commonwealth of Pennsylvania, through proclamation to close any county or counties, or any section of any county of Pennsylvania to hunting or fishing, or to close any stream or parts of any stream to fishing, or to forbid the use of smoking material or other use of fire in or near woodlands when such action is necessary to conserve either the health or welfare of our people of our natural resources; and repealing existing laws.

Mr. WELTY, from the Committee on Judiciary Special, reported as committed, House Bill No. 740, entitled:

An Act supplementing the act and repealing sections seven and nine as amended of an act approved the second day of May, one thousand eight hundred and ninety-nine, (P. L. 184), entitled "An act to provide revenue by imposing a mercantile license tax on venders of or dealers in goods, wares and merchandise, and providing for the collection of said taxes," by providing a method of collecting mercantile license taxes in cities of the first and second classes.

Mr. WELTY, from the Committee on Judiciary Special, reported as committed, House Bill No. 523, entitled:

An Act to amend section twenty-one of an act approved the seventh day of June, Anno Domini, one thousand nine hundred and fifteen (P. L. 900), entitled, "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths, and burial removal permits; requiring prompt returns to the Central Bureau of Vital Statistics, as required to be established by the State Department of Health; and, in order to secure prompt and faithful registration of births, marriages, deaths and diseases of practitioners of medicine and surgery, of midwives, nurses and undertakers and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births, deaths, marriages, and diseases throughout the State, as provided in section ten of an act entitled 'An act creating the Department of Health and defining its powers and duties', approved the twenty-seventh day of April, one thousand nine hundred and five, and providing penalties for violations of this act," by requiring that fees received by the State Registrar for certified copies of the record of any birth, death, or marriage shall be turned over to the State Treasurer and specifically appropriated to the Department of Health.

Mr. HARRY J. SMITH, from the Committee on Judiciary Special, reported as committed, House Bill No. 741, entitled:

A Supplement to an act approved the second day of May, one thousand eight hundred and ninety-nine (P. L. 184), entitled "An act to provide revenue by imposing a mercantile license tax on venders of or dealers in goods, wares, and merchandise, and providing for the collection of said tax," providing for the assessment of said tax for parts of a year, and for appeals therefrom.

Mr. DRUMBOR, from the Committee on Judiciary Special, reported as committed, House Bill No. 812, entitled:

An act to amend sections one and two and to add section five of the act approved the eighth day of June, one thousand eight hundred and ninety-three (P. L. 344), entitled "An act relating to husband and wife enlarging her capacity to acquire and dispose of property, to sue and be sued and to make a last will and enabling them to sue and to testify against each other in certain cases," authorizing a married woman to mortgage her real property without the joinder of her husband and restricting the power of both husband and wife to mortgage homestead property.

Mr. DRUMBOR, from the Committee on Judiciary Special, reported as committed, House Bill No. 569, entitled:

An Act providing that the negligence of a servant or employe of any municipality shall under the rule of respondent superior be attributable to the municipality responsible for his compensation or wages.

Mr. CRITCHFIELD, from the Committee on Game, reported as committed, House Bill No. 662, entitled:

An Act to amend by adding a new section number eight hundred and twenty-four and amend sections eight hundred and twenty-five, eight hundred and twenty-six, eight hundred and twenty-seven, eight hundred and twenty-eight, eight hundred and forty and eight hundred and forty-one of an act approve the twenty-fourth day of May, one thousand nine hundred and twent-three (P. L. 359), entitled, "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto."

## LEAVES OF ABSENCE.

Mr. MOFFATT asked and obtained leave of absence for Mr. Bickett on account of illness.

Mr. WELLS asked and obtained leave of absence for Mr. Wilson for the balance of the week on account of illness.

Mr. FOCKLER asked and obtained leave of absence for Mr. DeFrehn, on account of illness.

## REPORT OF THE DOLLAR SAVINGS BANK OF PITTSBURGH.

The Speaker laid before the House the semi-annual report of the Dollar Savings Bank of Pittsburgh, ending December 31st, 1924.

(For report seen appendix)

## ADJOURNMENT OUT OF RESPECT TO THE LATE HONORABLE GEORGE PATTERSON.

Mr. LOTZ, offered the following resolution which was twice read, considered and adopted:

Be It Resolved, That when the House adjourns to-night it do so out of respect to the late Honorable George Patterson, a former Member of this House during the Sessions of '97, '98, '01, '02 and '07 to '10.

## BILLS ON FIRST READING.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 453, entitled:

An Act authorizing the Department of Property and Supplies under certain conditions to exchange unserviceable personal property of this Commonwealth for or on account of the purchase price of new personal property required by the Commonwealth

And said bill having been read at length the first time, Ordered. To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 732, entitled:

An Act authorizing and regulating the establishment and operation by counties of hospitals for the treatment of persons afflicted with tuberculosis; providing for the acquisition of property for such hospitals by the power of eminent domain; the incurring of indebtedness and the levying of taxes; the appointment of an advisory board; authorizing counties to pay for patients cared for in hospitals of other counties; authorizing counties to receive gifts or trust funds for the erection and maintenance of such hospitals; validating proceedings, elections and erections, under existing laws repealed by this act and all indebtedness incurred in connection therewith.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 332, entitled:

An Act to amend section seventeen of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-one, (P. L. 1081), entitled "An act providing for county poor districts in counties of the seventh class; providing for their management, direction, and control by the county commissioners; defining their powers and duties; imposing certain duties upon the the county treasurer and county controller or county auditors; abolishing the present poor districts, and transferring their property."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 609, entitled:

An Act authorizing townships of the first class to create fire and water districts and issue bonds and levy special taxes restricted to said districts for the purpose of supplying and maintaining a water supply in the same

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 443, entitled:

An Act providing that the cost of moving the household effects and families of certain State employes from one place of residence to another of residence shall under certain circumstances be deemed expenses actually incurred in the performance of the public duties of such employees

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 563, entitled:

An Act to enable city, county, poor, ward, school, borough, and township tax collectors, their executors and administrators, if they are deceased, or either surety, or sureties, if the surety or sureties have paid the taxes, to collect taxes, for the payment of which they have become personally liable, without having collected the same, by the expiration of the authority of their respective bonds, or by the expiration of

the authority of their respective warrants, or by the expiration of their terms of office, and to extend the time for the collection of the same for a period of two years from the passage of this act.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 412, entitled:

An Act to amend article five of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws;" requiring fire insurance companies, associations and exchanges to notify policy holders suffering loss or damage to file proof of loss.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The house proceeded to the first reading and consideration of House Bill No. 268, entitled:

An Act to further amend an act, approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 894), entitled "An act to amend an act, approved the twenty-fifth day of June, one thousand nine hundred and thirteen, (P. L. 550), entitled 'An act authorizing the several counties, incorporated towns, and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans, and of the Army of the Philippines, and to each post of the American Veterans of Foreign Service, in the respective counties, boroughs, and towns, to aid in defraying the expenses of Memorial Day,' by authorizing appropriations to each post of the American Legion, Veterans of Foreign Wars, and to each Naval Association, and each post of the Grand Army of the Republic."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The house proceeded to the first reading and consideration of House Bill No. 456, entitled:

An Act to amend section two of the act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred and forty-four) entitled "An act relating to salaries compensation bonds offices and supplies of certain county officers their duties and clerks in counties of the sixth class"

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The house proceeded to the first reading and consideration of House Bill No. 690, entitled:

An Act fixing the salaries of the county commissioners county controller recorder of deeds and clerk of courts in counties of the third class

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The house proceeded to the first reading and consideration of House Bill No. 369, entitled:

An Act to amend section two of the act approved the ninth day of March one thousand eight hundred and forty-seven (Pamphlet Laws two hundred and seventy-eight) entitled "An act in relation to the sales of unseated lands in the several counties of this Commonwealth"

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The house proceeded to the first reading and consideration of House Bill No. 457, entitled:

An Act to provide for the conduct of business in orphans' courts in cases of vacancies in the office of orphans' court judge

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The house proceeded to the first reading and consideration of House Bill No. 680 (Senate Bill No. 32), entitled:

An Act to amend section six hundred and three of an act approved the seventeenth day of May, nineteen hundred and twenty-one (Pamphlet Laws six hundred and eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies, Lloyd's associations, reciptrocal and interinsurance exchanges and fire insurance ratin~ bureaus, and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund, providing penalties and repealing existing laws," as amended, providing for the investment of the surplus of domestic stock casualty insurance companies.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The house proceeded to the first reading and consideration of House Bill No. 684, (Senate Bill No. 189), entitled:

A Joint Resolution proposing an amendment to section twelve of article three of the Constitution of Pennsylvania

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,
The house proceeded to the first reading and consideration of House Bill No. 685, (Senate Bill No. 196), entitled:

An Act ratifying and confirming the action of the Department of Welfare in classifying the Wernersville State Hospital as a hospital for the care and treatment of the indigent insane

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

## ANNOUNCEMENT BY THE SPEAKER.

The SPEAKER. If there is no objection, the Chair at this time would like to take up the Second Reading Calendar, so that we might proceed for the purposes of printing. Are there any objections? The Chair hears none, and the House will proceed with bills on second reading on page 6 of today's Calendar.

## BILLS ON SECOND READING.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 231, entitled:

An Act to amend section one thousand two hundred and one of an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto"

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand two hundred and one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" is hereby amended to read as follows

Section 1201 Establishment of Game Fund Appropriation All license fees fines and other moneys received and collected (a) under the provisions of any law repealed and replaced by this act and now held in the State Treasury as a fund or any part of a fund separate and apart for the various purposes designated by law or (b) that may be hereafter paid into the State Treasury under the provisions of any act so repealed or replaced or (c) that may be paid into the State Treasury under the provisions of this act shall be placed in a separate fund to be known as "The Game Fund" and shall be held separately and apart solely for the purpose of the payment under the supervision of the board (a) of the salaries wages or other compensation and traveling and other expenses of the members and officers of the Board of Game Commissioners and of such deputies directors superintendents bureau or division chiefs assistant directors assistant superintendents assistant chiefs experts scientists engineers surveyors draftsmen accountants secretaries auditors inspectors examiners statisticians clerks stenographers bookkeepers messengers game protectors laborers and other assistants and employes as may be required for the proper conduct of the work of the Board and employes of the Board and contingent office expenses (b) for wild game and fur-bearing animal protection and propagation (c) for the purchase of game and fur-bearing animals for propagation and stocking purposes (d) for feeding game and wild birds (e) for the creation acquisition by lease or otherwise maintenance and administration of hunting grounds and game refuges and the purchase of outstanding timber and mineral rights on lands purchased or being purchased or water rights on adjoining lands wherever the Board deems such purchase desirable (f) for the purchase of other lands and buildings and for the erection and repair of buildings (g) for the purchase through the Department of Property and Supplies as purchasing agency of such furniture furnishings stationery supplies materials fuel motor vehicles horses and other equipment as may be necessary for the conduct of the work of the Board and for the maintenance of equipment (h) for control of vermin the payment of bounties and expenses in connection therewith (i) for the payment of all or any part of the cost of any printing lithographing color process work posters notices tags badges and such other like materials as in the opinion of the Board may be necessary to its work but all such printing posters notices tags badges buttons and other materials shall be ordered through the Department of Property and Supplies as purchasing agency (j) for the refund of fines erroneously collected and deposited (k) for the payment of rentals of offices grounds buildings or other quarters leased for the Board by the Department of Property and Supplies and for telegrams and telephone rentals and toll charges and rentals on leased office or other devices (l) for the purpose of carrying into effect the provisions of the act approved the second day of June one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and eighty-nine) entitled "An act providing a method through which the Commonwealth may cooperate with individuals in building fences to protect farm crops and fruit orchards against damage from wild deer and making an appropriation" not exceeding however the sum of ten thousand dollars ($10,000) during any one fiscal year (m) for the purpose of carrying into effect the provisions of the act approved the second day of June one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and ninety-two) entitled "An act providing for the payment of certain claims for damages done to live stock poultry or bees by bears providing a method for the ascertainment of such damage and making an appropriation" not exceeding however the sum of three thousand dollars ($3,000) during any one fiscal year and (n) for the payment of any contingent incidental or other expenses of any kind or description reasonably necessary in carrying on the work of the Board

The sum of not less than twenty per centum of the net revenue received from resident hunters' licenses shall be set aside by the Board for the purchase and distribution of game feed for game and for the propagation or distribution of game for stocking purposes

All such moneys placed in the game fund under the provisions of this section are hereby made available immediately and are hereby specifically appropriated to the Board for the purposes herein specified

On the question,

Will the House agree to the section?

Mr. WELLS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, page 4, line 11 by striking out the word "bears" and inserting in lieu thereof "bear."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend section one thousand two hundred and one of an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto"

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 378, entitled:

An Act to amend sections three five and nine of the act approved the seventeenth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred and twenty-four) entitled "An act preventing the manufacture sale or transportation within the Commonwealth of adulterated or misbranded Paris greens lead arsenates lime-sulphur compounds and other insecticides and fungicides and regulating traffic therein providing for inspection of such materials and imposing penalties" making it unnecessary for the Secretary of Agriculture to hear persons whose samples of insecticides and fungicides have been found to be adulterated or misbranded requiring person manufacturing or importing insecticides or fungicides into this State to register the same with the Secretary of Agriculture making it unlawful to sell any insecticide or fungicide not registered and fixing a minimum fine for the violation of this act

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in

General Assembly met and it is hereby enacted by the authority of the same That section three of the act approved the seventeenth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred and twenty-four) entitled "An act preventing the manufacture sale or transportation within the Commonwealth of adulterated or misbranded Paris greens lead arsenates lime sulphur compounds and other insecticides and fungicides and regulating traffic therein providing for inspection of such materials and imposing penalties" is hereby amended to read as follows

Section 3 That he Secretary of Agriculture shall promulgate uniform rules and regulations for enforcing this act including the collection and examination by existing bureaus of insecticides and fungicides manufactured or offered for sale in the Commonwealth for the purpose of determining whether such articles are adulterated or misbranded within the meaning of this act and if it shall appear after such examination that any of such specimens are adulterated or misbranded within the meaning of this act the Secretary of Agriculture shall cause notice thereof to be given to the person from whom such sample was obtained Any person so notified shall be given an opportunity to be heard at a designated time and place and if it appears that any of the provisions of this act have been violated the Secretary of Agriculture shall cause the certification of such facts to the proper court with a copy of the results of the analysis or examination authenticated by the analyst or expert under oath. Results of analyses or examination of insecticides and fungicides may be published under the direction of the Secretary of Agriculture

On the question,

Will the House agree to the section?

Mr. GOODNOUGH. Mr. Speaker, I desire to offer the follownng amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, page 3, line 2, by striking out the word "analyses" and insert in lieu thereof "analysis."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second and third sections and title were separately read and agreed to as follows:

Section 2 That said act is hereby amended by adding thereto Section 5 (a) which reads as follows

Section 5 (a) Every person manufacturing insecticides or fungicides in this Commonwealth and every person importing insecticides or fungicides into this State for the purpose of reselling the same on or before the first day of January of each year or before selling offering or exposing for sale such insecticides or fungicides shall register and file with the Secretary of Agriculture a certified statement of the names and number of each kind or brand of such insecticides or fungicides that he or they shall manufacture import or offer for sale during the next ensuing year and such additional information concerning the same as the Secretary of Agriculture may require and he or they shall pay to the Secretary of Agriculture the sum of five dollars ($5.00) for each kind or brand of such insecticide or fungicide so registered All moneys so received shall be immediately paid by the Secretary of Agriculture into the general fund of the State Treasury

The Secretary of Agriculture may refuse to register any kind or brand of insecticide or fungicide and he may revoke any registration which shall have been accepted when such kind or brand has been found to be

Section 3 That section nine of said act is hereby amended to read as follows

Section 9 Any person who shall violate any of the provisions of this act or any rule or regulation of the Secretary of agriculture promulgated under this act shall be guilty of a misdemeanor and shall upon conviction thereof be fined not less than twenty-five nor more than two hundred dollars for the first offense and upon conviction for each subsequent offense be fined not to exceed three hundred dollars or sentenced to imprisonment for not to exceed one year or both such fine and imprisonment in the discretion of the court

An Act to amend section three, five and nine of the act approved the seventeenth day of May, one thousand nine hundred and seventeen, (P. L. 224), entitled "An act preventing the manufacture, sale, or transportation within the Commonwealth of adulterated or misbranded Paris greens, lead arsenates, lime-sulphur compounds, and other insecticides and fungicides, and regulating traffic therein; providing for inspection of such materials, and imposing penalties;" making it unnecessary for the Secretary of Agriculture to hear persons whose samples of insecticides and fungicides have been found to be adulterated or misbranded; requiring persons manufacturing or importing insecticides or fungicides into this State to register the same with the Secretary of Agriculture; making it unlawful to sell any insecticides or fungicide not registered; and fixing a minimum fine for the violation of this act.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 405, entitled:

An Act to amend sections five hundred and nine five hundred and eleven five hundred and twelve seven hundred and nine and seven hundred and twenty and repeal Section five hundred and ten of an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto"

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section five hundred and nine of an act approved May twenty-fourth one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" is amended to read as follows

Section 509 Removal of Game Removal of Protection Changing Seasons and Bag Limits—When it is proven to the satisfaction of the Board that game birds or game animals or fur-bearing animals are materially destroying property or otherwise becoming a nuisance or the sexes are not balanced properly or the natural food supply is insufficient or that hunting or trapping in addition to the regular open season provided by this act may be permitted without jeopardizing the future supply of game or fur-bearing animals of any kind in any section of the Commonwealth the Board may at any time remove or have removed such animals or birds from that section or may direct or authorize the killing of such birds or animals or grant an extension of the open season or permit additional hunting or trapping under such rules governing seasons bag limits methods of taking and other regulations as the case may require regardless of protection afforded or open seasons or bag limits fixed by this act

To aid in the better protection of game or fur-bearing animals in any part of the Commonwealth the Board may also reduce open seasons and bag limits or may close seasons as in their judgment may be necessary to guarantee a future supply of such birds or animals in any part of or throughout the entire Commonwealth

To remove protection declare additional open seasons or reduce open seasons or bag limits or close seasons for the killing of game or fur-bearing animals in any county or part thereof a notice to that effect shall be published by the Board

in not less than two newspapers of general circulation in each county affected one time each week for at least two consecutive weeks setting forth the action of the Board and the rules and regulations adopted relative thereto The Board shall prepare and distribute such additional posters or notices as in their judgment may be necessary

It is unlawful for any person to violate any of the rules and regulations adopted by the Board for the preservation of game birds or game animals or fur-bearing animals or to take such birds or animals at a time or in any number or manner or of any kind or sex contrary to such rules and regulations

On the question,

Will the House agree to the section?

Mr. HAINES. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Sec. 1, page 2, line 3, by striking out the word "signature" and insert in lieu thereof "signatures"

Amend Sec. 1, page 3, lines 5 and 6 by underscoring the words "Removal of Game Removal of Protection Changing Seasons and Bag Limits"

Amend Sec. 1, page 3, line 12, by striking out the word "permtted" and insert in lieu thereof "permitted"

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second, third, fourth, fifth, sixth sections and title were separately read and agreed to as follows:

Section 2 That Section five hundred and ten of said act be and the same is hereby repealed

Section 3 That Section five hundred and eleven of said act is amended to read

Section 511 Removal of Protection from Deer Special Deer License Upon receipt of a petition signed by residents of any county giving their addresses and vocation setting forth that deer have become a nuisance in that county or any township thereof stating the manner in which such animals are nuisance or upon information otherwise obtained by the Board indicating that deer have become destructive to property or that the herds should be reduced for any reason that Board if satisfied that conditions warrant may declare any section of the Commonwealth open to the killing of deer without visible antlers through the use of legal firearms as hereinafter provided by residents of the Commonwealth during a special season of such length as the Board may deem advisable either prior to or following the regular open season for male deer During such special season the killing of deer shall be in accordance with such rules and regulations as the board may adopt

Thirty or more days prior to the date of any such special open season a notice shall be published by the board in at least two newspapers of the county one time each week for three consecutive weeks setting forth the date or dates of such special season and the conditions governing same

Before any person shall hunt for deer during a special open season declared by the board such person shall have a resident hunter's license before hunting on any property where this act requires such license and shall also apply to and obtain from the board at Harrisburg a Special Deer License the fee for which is hereby fixed at two dollars except that no fee shall be charged for a Special Deer License applied for by an owner or lessee of lands residing upon and cultivateing lands lying within the territory open to deer hunting by the Board under the provisions of this act or applied for by any member of his family or any employe who regularly assists in the cultivation of such lands Such license issued without fee shall be good only on the lands upon which such person resides and cultivates Such licenses shall entitle the holder to kill one deer without visible antlers Such special deer licenses shall be issued only in such number for each county or township as the board may deem advisable and shall be issued in the order of the applications made to the board

It is unlawful for any person to hunt for or kill or attempt to hunt for or kill deer during any special open season declared by the board unless complying with the provisions of this section relative to licenses and complying with the rules and regulations prescribed by the board Deer killed during such special season shall be disposed of only in the manner provided for the disposition of deer legally killed during the general open season but no provision of this act relative to the number of deer that may be killed by any person or any hunting party or camp shall be construed to prevent the killing of deer by any resident if legally authorized as herein provided

Section 4 That Section five hundred and twelve of said act is amended to read

Section 512 Penalties Any person violating any of the provisions of this article shall be sentenced to pay the following fines and costs of prosecution for each offense

For taking killing wounding or transporting from one locality to another within this state or for attempting to take kill or wound contrary to this article or any rules and regulations relative to the taking of game or fur-bearing animals adopted by the board

(a) Each elk two hundred dollars and in the discretion of the court six months imprisonment

(b) Each deer one hundred dollars

(c) Each bear fifty dollars

(d) Each wild turkey ruffed grouse ring-neck pheasant quail or woodcock twenty-five dollars

(e) Each other bird or animal ten dollars

For violating any of the provisions of this article not above specifically provided for or for violating any of the rules and regulations of the Board adopted under the provisions of this article twenty-five dollars and costs of prosecution for each offense

Upon failure of any person convicted of a first offense to immediately pay the fine imposed and costs of prosecution he shall be imprisoned one day for each dollar of fine imposed and costs of prosecution

Any person convicted of a second or subsequent offense shall be liable to the fines above provided and costs of prosecution and in addition thereto shall in the discretion of the court suffer imprisonment one day for each dollar of fine imposed

Section 5 That Section seven hundred and nine of said act is amended to read

Section 709 Killing Game by Mistake Return of Penalty Each individual who may by mistake kill any game or fur-bearing animal contrary to the provisions of this act or any rules and regulations of the Board shall have returned to him one-half of the penalty imposed by law for such offense and actually paid by him to a legally authorized representative of the Commonwealth if such individual to the best of his ability shall at once dress and hang up or deliver the carcass of the game or fur-bearing animal so killed and shall immediately after such killing and caring for or delivering of the carcass make report of the wrong done to any game protector or the district attorney of the county or a justice of the peace or a representative of the Department of Forestry in the neighborhood where the offense was committed and shall give to such person definite information regarding the place where such carcass may be found or deliver the carcass to such official for disposition as hereinafter provided and shall within twenty-four hours after such killing forward to the Board at Harrisburg a statement in writing under oath explaining when and where and how such mistake was made

Said one-half of the penalty imposed by law and paid into the hands of the Board shall be returned to the said individual as quickly as possible after the said Board is satisfied that said killing was by mistake and was not intentional or by carelessness

Section 6 That Section seven hundred and twenty of said act is amended to read

Section 720 Killing of Game Destroying Property

Nothing in this act shall be construed to prevent any person actually residing upon or cultivating as a means of gaining a livelihood any lands for general farm crop purposes commercial trucking or fruit orchard or nursery being regularly maintained for commercial purposes as either the owner or lessee or any member of the family of such owner or lessee residing upon and assisting in the cultivation of

such lands or the employe of such owner or lessee who regularly assists in the cultivation of such lands from killing in any manner except through the use of poison at any time any elk or deer or bear or rabbit or squirrel or raccoon or the birds commonly known as blackbirds regardless of sex or age which he may find on such lands actually engaged in the material destruction of cultivated fruit-trees cultivated crops vegetables live stock poultry or bee-hives or in the case of red squirrels or blackbirds destroying either the eggs or young of protected or game birds or from destroying such animals or birds anywhere on the property under their control immediately following such destruction or where the presence of such bird or animal on any such aforesaid cultivated lands or in any such aforesaid fruit orchards is just cause for reasonable apprehension of imminent destruction Any such person shall upon request of any representative of the Board produce satisfactory evidence that material damage has been done within thirty days or that there was just cause for reasonable apprehension of imminent destruction by the species of animal or bird killed except in the case of red squirrels and blackbirds and in the case of elk deer or bears shall report such killing within twenty-four hours either verbally or in writing to the nearest game protector or the office of the Board at Harrisburg and shall immediately remove the entrails hang up and care properly for the carcass of any such animal killed for delivery to any charitable institution designated by such officer or Board

Where three or more rabbits or squirrels or raccoons are killed under the provisions of this section in any one day such killing shall be reported and the carcasses sent to a charitable institution

If desired any person herein authorized to kill deer or bears as a protection to personal property on lands open to hunting for deer or bears by permit or otherwise may providing such person is either the owner or lessee of such property or a member of the family of such owner or lessee residing upon and assisting in the cultivation of such lands or a regular employe of such owner or lessee hired on a monthly or annual basis and regularly assisting in the cultivation of the lands on which the injury to property has been occurring retain and use for food the carcass of such deer or bear in and by his own household or the household of his employer or any household or households on the premises regularly assisting in the cultivation of such lands but the killing of such animal and the intention to retain the carcass shall be reported within forty-eight hours to the nearest Game Protector or the office of the Board at Harrisburg All portions of the carcass generally considered edible must be utilized when the carcass is so retained for food

Failure to produce satisfactory evidence of material damage or lack of reasonable cause for apprehension of imminent destruction or failure to make the report herein required or dress and care for such carcass properly unless retained for food or use in the manner herein specified all edible portions of a carcass retained for food shall subject any person killing any animal or bird herein named or using or having in possession any portion of the carcass in any manner contrary to this section to the full fine hereinafter provided for unlawfully killing or having in possession such animal or bird or part thereof

Nothing in this act shall be construed to prevent any person from killing a bear at any time or in any manner when such animal is inflicting or attempting to inflict injury to either the person or personal property of any individual or the killing of such bear in a pursuit commenced within forty-eight hours after the commission of such offense or to prevent any person from killing a bear at any time in any manner when such animal is found within one-half mile of his regular place of residence if such person has just cause to fear imminent injury to persons or his personal property No steel traps shall be used for the purposes stipulated in this provision relative to bear Any bear killed under this provision shall be reported and the carcass dressed cared for and disposed of in the manner directed in this section

An Act to amend sections five hundred and nine five hundred and eleven five hundred and twelve seven hundred and nine and seven hundred and twenty and repeal section five hundred and ten of an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto"

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 647, as follows:

An Act to amend section one hundred and ten of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" as amended providing for the election of township commissioners in first class townships not divided into wards

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one hundred and ten of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An act concerning townships and revising amending and consolidating the law realting thereto" which was amended by the act approved the twentieth day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred and eighty-six) entitled "An act to amend an act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled 'An act concerning townships and revising amending and consolidating the law relating thereto'" is hereby further amended to read as follows

Section 110 At the municipal election in the year one thousand nine hundred and twenty-one and every four years thereafter there shall be elected by the qualified voters of each even-numbered ward of townships of the first class one township commissioner who need not reside in the ward for which he is elected in townships of the first class having five or less wards the number of commissioners of such township shall be five The remaining number of commissioners to which the said township is entitled as aforesaid including the commissioners now holding office for the odd-numbered wards of the said township shall hold over and continue in said office until the first Monday in January in the year one thousand nine hundred and twenty-four At the township election to be held on the first Tuesday following the first Monday in November in the year one thousand nine hundred and twenty-three and every four years thereafter the qualified voters of each odd-numbered ward of every township of the first class shall elect one commissioner who need not reside in the ward for which he is elected and the remaining number of commissioners to which the said township is entitled as aforesaid shall at the same time be elected by the qualified voters of the whole township All commissioners hereafter elected shall hold office for the term of four years

When any township of the first class is organized there shall be elected at the municipal election following one township commissioner from each ward who need not reside in the ward for which he is elected In any such townships having less than five wards the number of township commissioners shall be five and the number of commissioners equal to the difference between five and the number of wards shall be elected at large At such election the township commissioners elected in even-numbered wards shall be elected for a term of two years and the township commissioners elected at large and in odd-numbered wards shall be elected for a term of four years or vice versa as the case may be in order that the terms may harmonize with the elections in townships organized prior to the passage of this act In any township of the first class which has not been divided into wards and where five township commissioners were heretofore elected at large at the same election for terms of four years each the commissioners in office shall continue in office until the end of their respective terms but at the municipal election preceding the expiration of said terms there shall be elected five township commissioners three for terms of four years each from the first Monday of January succeeding such election and two for terms of two years each from the said first Monday of January Biennially thereafter at each municipal election two or three township commissioners shall be elected for terms of four years each from the first Monday of Jan-

uary following such election to take the place of those commissioners whose terms then expire

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 624, as follows:

An Act authorizing county treasurers registers of wills recorders of deeds clerks or the courts sheriffs and prothonotaries of counties of the fifth class to employ attorneys and fixing salaries of said attorneys payable from the county treasury

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That each county treasurer register of wills recorder of deeds clerk of the courts sheriff and prothonotary in counties of the fifth class is hereby authorized to employ an attorney at anl annualy salary not exceeding two hundred dollars which salary shall be payable monthly from the county treasury

Section 2 All acts and parts of acts inconsistent with this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 663, as follows:

An Act to amend section one hundred and ninety-five of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred forty) entitled "An Act concerning townships and revising amending and consolidating the law relating thereto"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one hundred and ninety-five of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" is hereby amended to read as follows

Section 195 County associations of township supervisors and other persons officially charged with the construction and maintenance of the public roads or streets and county associations of township commissioners and other persons officially charged with the construction and maintenance of roads may be formed Such associations when formed shall hold annual or semiannual conventions at the county-seats of the respective counties or some other suitable place within the county for the purpose of considering and discussing questions and subjects pertaining to the best methods for the construction improvement and maintenance of the public highways and bridges

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 666, as follows:

An Act authorizing a State association of township commissioners and providing for the payment of the expenses thereof by the respective counties:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the formation of a State association of township commissioners is hereby authorized The association shall hold annual meetings at such time and place within the Commonwealth as it may designate for the purpose of discussing various questions and subjects pertaining to the duties of township commissioners and for the purpose of devising uniform economical and efficient methods of administering the affairs of townships of the first class

Section 2 Each county association of township commissioners shall send one township commissioner for each first class township within said county as a delegae to each annual meeting of said State association who shall be selected by the commissioners of the township of which he is a commissioner

Section 3. The expenses of the delegates attending the annual meeting shall not exceed four dollars per day for each delegate for not more than three days together with the actual mileage at the prevailing rate of railroad fare and shall be paid by the respective county associations

Section 4 The expenses of the annual meeting including expenses of committees printing and stenographers shall be paid pro rata by the respective county associations and shall not exceed ten dollars for each county association

Section 5 Within thirty days after each annual meeting of the State association the treasurer of the respective county association shall file with the county treasurer an itemized statement under oath setting forth where and when the annual meeting of the State association was held the number of delegates from the respective association in attendance and the expenditures due from the county association for such annual meeting

Section 6 The county treasurer shall pay to the treasurer of the respective county association out of the county funds the amount expended by the county association under the provisions of this act

Section 7 The act approved the fifth day of May one thousand nine hundred and twenty-one (Pamphlet Laws three hundred ninety-seven) entitled "An act authorizing a State association of township supervisors and township commissioners and providing for the payment of the expenses thereof by the respective counties" is hereby repealed in so far as it relates to township commissioners

All acts or parts of acts inconsistent with this act are repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 675, entitled:

An Act to amend sections one two and four of the act approved the second day of June one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and eighty-nine) entitled "An act providing a method through which the Commonwealth may cooperate with individuals in building fences to protect farm crops and fruit orchards against damage from wild deer and making an appropriation"

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the second day of June one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and eighty-nine) entitled "An act providing a method through which the Commonwealth may cooperate with individuals in building fences to protect farm crops and fruit orchards against damage from wild deer and making an appropriation" be amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in sections of the Commonwealth where wild deer are present in excessive numbers and are injuring or

destroying farm crops or fruit orchards in a material way the owners or lessees of the farms or fruit orchards where such damage is occurring may petition the Board of Game Commissioners for assistance in the erection of a deer-proof woven wire fence whereupon said board or its representatives shall investigate the conditions prevailing on the property of the petitioners and adjacent territory After investigation if deemed advisable the Board may enter into an agreement with the petitioners and such others in the vicinity similarly affected as in the opinion of the Board may require like protection for the erection of a deer-proof woven wire fence of such height design and material as the Board may specify to cost not to exceed twelve hundred dollars ($1,200) per mile under the conditions hereinafter set forth The provisions of this act shall not be construed to apply to gardens or truck patches except where produce is raised for market

Section 2 That section two of the said act is hereby amended to read as follows

Section 2 Before the Board may enter into an agreement for the erection of a fence as hereinbefore provided the board shall decide the amount of continuous fence that may be necessary to prevent deer from committing serious damage on the lands of the petitioners or adjacent landowners or lessees at that time or subsequently and shall agree with the petitioners or said landowners or lessees as to the location of said fence and it shall be further agreed that fifty per centum of the entire cost of such fence shall be paid by the petitioners or adjacent landowners or lessees and fifty per centum by the Board of Game Commissioners out of the fund established under the provisions of Article XII of an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (P. L. 359), known as the Game Fund After such agreement has been reached the petitioners and adjacent landowners or lessees decided upon by the Board shall give to the Board a surety bond or an individual bond endorsed by two property owners in the amount of the entire estimated cost of such fence or shall deposit with the Board cash to cover fifty per centum of the entire estimated cost of the completed fence Where more than one petitioner or landowner or lessee is involved the fifty per centum to be paid by them shall be prorated in proportion to the amount of fence required to protect each property against deer If any landowner or lessee shall refuse to participate in the cost of such fence but is willing to have the fence erected in the location agreed upon his share may be assumed by any other landowner or lessee individually or by a number of other interested persons jointly The cost of any special gates desired by landowners or lessees shall be borne entirely by the person desiring same

In lieu of the foregoing arrangement for the erection of deerproof fences the Board of Game Commisioners may by proper agreement supply where conditions warrant the necessary fencing wire and staples for the erection of deerproof fences with the understanding that the property owner or owners or lessees affected shall bear all other expenses in connection with the erection of said deer-proof fences In all cases the wire and staples so furnished shall remain the property of the Commonwealth until the fence is completed under specifications approved by the Board of Game Commissioners If the fence agreed upon is not completed within six months after delivery of the necessary wire fencing and staples or more material has been furnished than necessary the Board of Game Commissioners may remove and ship elsewhere for such use as they may see fit any unused wire or staples furnished under such agreement

All such fences after erection shall be maintained by the individuals interested and the Board of Game Commissioners shall bear no part of such future maintenance Replacement of fences when worn out shall be on the same basis as the erection of the original fence the Board to decide when such fence shall be necessary

Section 4 That section four of the said act is hereby amended to read as follows

Section 4 Viewers appointed under the provisions of this act and all witnesses examined by them shall be sworn by a person authorized to administer oaths or by the Secretary of the Board of Game Commissioners who is hereby empowered to administer oaths to both viewers and witnesses Such oath shall in all ways be binding and of like effects as oaths administered in any court of this Commonwealth The viewers appointed shall make an impartial investigation and sworn report and viewers and witnesses examined by them shall be paid for services and expenses at the same rate as jurors and witnesses in the courts of quarter sessions are now compensated such payment to be made from the fund established under the provisions of Articl XII of an act approved the twenty-fouth day of May one thouand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) known as the Game Fund

On the question,

Will the House agree to the section?

Mr. HAINES. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, page 2, line 22, by underscoring the words "is raised for market"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend sections one two and four of the act approved the second day of June one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and eighty-nine) entitled "An act providing a method through which the Commonwealth may co-operate with individuals in building fences to protect farm crops and fruits orchards against damage from wild deer and making an appropriation"

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 651, as follows:

An Act authorizing the Valley Forge Park Commission to make use of the moneys now in its possession known as the "Wood Fund"

Whereas there is now in the possession of the Valley Forge Park Commission a fund known as the "Wood Fund" approximating eight thousand dollars ($8,000) in amount which fund has accrued from the proceeds of the sale of timber and other natural products grown on or taken from the Commonwealth's property at Valley Forge Park and

Whereas said Valley Forge Park Commission does not have authority to make use of the moneys in the said fund

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Valley Forge Park Commission be and hereby is authorized to expend the moneys in the said "Wood Fund" for the payment of the salaries wages or other compensation of necessary employes for the purchase of supplies or equipment and for any other expenses necessary in connection with the proper maintenance of Valley Forge Park Provided however that said Valley Forge Park Commission shall render an accounting to the Auditor General of this Commonwealth for the moneys in the said fund showing in detail the purposes for which they shall have been expended

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 760, as follows:

A Supplement to the act approved the thirtieth day of June one thousand nine hundred and nineteen (Pamphlet Laws six hundred seventy-eight) entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by or trailing after motor vehicles requiring the registration of the same and the licensing of all operators thereof providing the fees therefor and the disposition of such fees prohibiting the unauthorized use of and tampering with motor vehicles limiting and defining the powers of cities boroughs incorporated towns townships and counties as to the regulation of the use and equipment of motor vehicles and the taxing registration or licensing thereof imposing certain duties on the State Highway Commissioner and on proprietors of public garages providing procedure and penalties for violations thereof and the disposition of fines collected and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle" providing for the local registration of motor vehicles and licensing of operators and issuing of learners' permits by the county commissioners in counties of the first class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in counties of the first class the county commissioners or city commissioners shall act as agents of the Department of Highways in the issuing of registration certificates and plates for the registration of motor vehicles and for the issuing of operator's licenses to persons who have held such licenses during the preceding year and for the issuing of learner's permits as provided for by the act to which this is a supplement and its amendments

The Secretary of Highways shall furnish such county or city commissioners with the necessary books blanks forms certificates licenses and registration plates

Section 2 The county or city commissioners shall remit to the Secretary of Highways on the first of each month all fees collected by them during the preceding month for such registration and licenses together with any interest allowed on deposits before said money is remitted

Section 3 The county or city commissioners shall remit to the Secretary of Highways a complete daily record of such registration and licenses and of all permits issued during each day

Section 4 For the services provided for by this act the county or city commissioners shall collect from the person applying for registration or license a fee of twenty-five cents in addition to the fees now provided for Said additional fee shall be paid into the County treasury for the use of the county and may be used for extra clerical service in carrying out the provisions of this act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 120, entitled:

An Act to amend the act approved the ninth day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred seventy-eight) entitled "An act to amend section three hundred and three of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' as amended"

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the ninth day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred seventy-eight) entitled "An act to amend section three hundred and three of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' as amended" is hereby further amended to read as follows

Section 303 A permanent organization shall then be effected for the ensuing year as follows

In all school districts of the first class the school directors shall elect a president and vice-president from their members and a secretary who is not a member They shall elect the treasurer of the city constituting such school district of the first class as the school treasurer for such school district for the ensuing fiscal year In each school district of the second third and fourth class the school directors shall elect from their members a president and a vice-president and shall annually on the first Monday of July elect a treasurer each to serve for one year and shall on the first Monday of July one thousand nine hundred and twenty-one and every four years thereafter elect a secretary for a term of four years Vacancies in the office of secretary shall be filled for the unexpired term In school districts of the second class the secretary and treasurer shall not be members of the board In districts of the third and fourth class they may be members of the board The same person shall not be secretary and treasurer of any board of school directors

The title was read as follows:

An Act to amend the act approved the ninth day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred and seventy-eight) entitled "An act to amend section three hundred and three of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended

On the question,

Will the House agree to the title?

Mr. HIMES. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 7, by striking out the word "Phamphlet" and inserting in lieu thereof "Pamphlet"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 583, entitled:

An Act enabling cities of any one class and the cities of two or more classes uniting together for the same purpose to form and organize leagues hold annual conventions for the study and consideration of such municipal affairs as concern and pertain to the cities comprising the League send delegates thereto and provide for the payment of the necessary costs and expenses of such leagues conventions and the sending the delegates thereto

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the cities of any one class in this Commonwealth and the cities of two or more classes uniting together for the same purpose may form and organize leagues of said cities and hold annual conventions for the study and consideration of such municipal affairs as concern and pertain to the cities comprising the league Each city member of a league shall have the right and power to send delegates thereto and to pay the necessary expenses incident to their attending said convention and to pay dues to the league and to provide a fund for the necessary costs and expenses of the league and league conventions and the work carried on by said league

The title was read as follows:

An Act enabling cities of any one class and the cities of two or more classes uniting together for the same purpose to form and organize Leagues hold annual conventions for the study and consideration of such municipal affairs as concern and pertain to the cities comprising the league send delegates thereto and provide for the payment of the necessary costs and expenses of such leagues conventions and the sending the delegates thereto

On the question,

Will the House agree to the title?

Mr. HAAS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 10, by inserting before the word "the" the word "of"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 267, entitled:

An Act authorizing corporations to issue stock to employes of the corporation and its subsidiaries at par value or at a price in excess of par value

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any corporation organized or existing under any general or special law of this Commonwealth with the consent of all of the stockholders thereof given in writing or given by a majority vote at the annual stockholders meeting or at a stockholders meeting specially called for the purpose may upon such terms and restrictions as they shall impose provide and carry out a plan for the issue at par value or at a price in excess of par value of any or all of its authorized but unissued stock to employes of the corporation or to employes of the corporation to employes of subsidiary corporations who may desire to subscribe therefor or to a Trustee on their behalf and for the payment of such stock in installments or at one time and for the establishment if provided for in any such consent of a special fund or funds in which employes purchasing stock pursuant to such plan and continuing in the ownership thereof and in the employment of the corporation during a definite period of time may be privileged to share upon such terms and conditions as may be imposed in respect thereof

On the question,

Will the House agree to the section?

Mr. PEELOR. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Sec. 1, page 1, line 6, by striking out after the word "of" the words "all of"

Amend Sec. 1, page 1, line 6, by inserting after the word "thereof" the following: "having the right to vote at meetings of stockholders"

Amend Sec. 1, page 1, line 7, by inserting an apostrophe after the word "stockholders" thus: stockholders'

Amend Sec. 1, page 1, line 8, by striking out an apostrophe after the word "stockholders" thus: stockholders'

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section was read as follows:

Section 2 In case of the issuance to employes of such corporation or to employes of its subsidiaries of all or any part of the authorized but unissued stock of the corporation it shall and may be lawful for any stockholder or stockholders who did not vote in favor of such issue of stock to employes within thirty days after the stockholders meeting at which the issue to employes of such capital stock or any part thereof was authorized to apply upon reasonable notice to the corporation by petition to any court of Common Pleas of the County in which the chief office of such iorporation may be situate or to a Judge thereof in vacation if no such court sits during said period to appoint three disinterested persons to estimate and appraise the damages if any done to such stockholder or stockholders by such issuance of stock to employes Upon such petition it shall be the duty of said court or Judge to make such appointment and the award of the persons so appointed or a majority of them when confirmed by said court shall be final and conclusive and the persons so appointed shall also appraise the share or shares of said stockholder or stockholders in said coroporation at the fair market value thereof without regard to any appreciation or depreciation in consequence of said issue of stock to employes which appraisement when confirmed by the court shall be final and conclusive and said corporation may at its election either pay to the said stockholder or stockholders the amount of damages so found and awarded if any or the value of the stock so ascertained and upon the payment of the value of the stock as aforesaid the said stockholder or stockholders shall thereupon transfer the stock so held by them to the said corporation to be disposed of by the Directors thereof or retained for the benefit of other stockholders and in case the value of said stock so appraised as aforesaid shall not be paid within thirty days after said award shall have been confirmed by the court the damages so found and confirmed shall be a judgment against said cor-

poration and may be collected as other judgments in said court are by law recoverable

On the question,
Will the House agree to the section?

Mr. PEELER. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 2, page 2, line 15, by inserting after the word "any" the word "such."

On the question,
Will the House agree to the amendment?
It was agreed to.
On the question,
Will the House agree to the section as amended?
It was agreed to.

The third section was read and agreed to as follows:

Section 3 All other Acts or parts of acts inconsistent herewith are hereby repealed

The title was read as follows:

An Act authorizing corporations to issue stock to employes of the corporation and its subsidiaries at par value or at a price in excess of par value

On the question?
Will the House agree to the title?

Mr. PEELOR. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend the title by striking out all after the words "An Act," and insert in lieu thereof the following: "Authorizing corporations to issue stock to their employes and to employes of their subsidiaries at par value, or at a price in excess of par value."

On the question,
Will the House agree to the amendment?
It was agreed to.
On the question,
Will the House agree to the title as amended?
It was agreed to.

And said bill having been read at length the second time and agreed to as amended,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 29, entitled:

An Act to amend section one of the act approved the fifteenth day of March one thousand nine hundred and eleven (Pamphlet Laws twenty) entitled "An act regulating in criminal trials the cross-examination of a defendant when testifying in his own behalf by prohibiting the introduction as evidenc of certain testimony or records"

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the fifteenth day of March one thousand nine hundred and eleven (Pamphlet Laws twenty) entitled "An act regulating in criminal trials the cross-examination of a defendant when testifying in his own behalf" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter any person charged with any crime and called as a witness in his own behalf shall not be asked for any purpose whatsoever any question tending to show that he has committed or has been charged with or been convicted of any offense other than the one wherewith he shall then be charged or tending to show that he has been of bad character or reputation except as to his reputation for truth and veracity nor shall the Commonwealth be permitted to affimatively introduce into evidence any such testimony or any record unless

One He shall have at such trial personally or by his advocate asked questions of the witness for the prosecution with a view to establish his own good reputation or character or has given evidence tending to prove his own good character or reputation or

Two He shall have testified at such trial against a codefendant charged with the same offense

On the question,
Will the House agree to the section?

Mr. ALEXANDER. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, page 2, line 3 by inserting and bracketing after the word "whatsoever" the words "and if asked shall not be required to answer"

On the question,
Will the House agree to the amendments?
It was agreed to.
On the question,
Will the House agree to the section as amended?
It was agreed to.

The title was read as follows:

An Act to amend section one of the act approved the fifteenth day of March one thousand nine hundred and eleven (Pamphlet Laws twenty) entitled "An act regulating in criminal trials the cross-examination of a defendant when testifying in his own behalf by prohibiting the introduction as evidence of certain testimony or records"

On the question,
Will the House agree to the title?

Mr. ALEXANDER. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 6 by inserting quotation marks after the word "behalf"

On the question,
Will the House agree to the amendment?
It was agreed to.
On the question,
Will the House agree to the title as amended?
It was agreed to.

And said bill having been read at length the second time and agreed to as amended,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 630, as follows:

An Act to further amend clause three section one of an act approved the eighth day of May one thousand eight hundred and fifty-four (Pamphlet Laws six hundred forty-four) entitled "A further supplement to the act entitled 'An act concerning divorces'" as amended by taking away the right of support or alimony in certain cases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same, That clause three section one of an act approved the eighth day of May one thousand eight hundred and fifty-four (Pamphlet Laws six hundred forty-four) entitled "A further supplement to the act entitled 'An act concerning divorces'" as amended by the act approved the twenty-fifth day of June one thousand eight hundred and ninety-five (Pamphlet Laws three hundred eight) entitled "An act amending section three of an act entitled 'An act concerning divorces' approved the eighth day of May one thousand eight hundred and fifty-four enlarging the same so as to include indignities to the person of the husband" is hereby further amended to read as follows

III Where a wife shall have by cruel and barbarous treatment or indignities to his person rendered the condition of her husband intolerable or life burdensome

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 796, entitled:

An Act constituting a commission to examine the parole laws of this Commonwealth and of other States and countries to investigate systems and methods of parole and commutation of sentences and to prepare and submit bills to carry into effect its recommendations prescribing the powers and duties of said commission and making an appropriation.

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Comomnwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That a parole commission of the Commonwealth of Pennsylvania is hereby constituted consisting of five members one of whom shall be appointed by the Governor two by the President pro tempore of the Senate and two by the Speaker of the House of Representatives to examine the laws of this State and of other States and countries relating to parole to investigate systems and methods of parole and commutation of sentences and to prepare the needed legislation to carry its recommendations into effect in this Commonwealth The members of said parole commission shall serve without compensation but their necessary traveling expenses and hotel bills while actually attending to the business of the parole commission shall be considered part of the expense of said parole commission

On the question,

Will the House agree to the section?

Mr. STERLING. Mr. Speaker. I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, page 2, line 3 by striking out the word "expences" and inserting in lieu thereof "expenses"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second and third sections were separately read and agreed to as follows:

Section 2 The said parole commission is hereby authorized to sit at Harrisburg or elsewhere within the Commonwealth to choose a chairman from among its own members to employ a secretary and counsel and such other assistants as may be needed to take testimony subpoena witnesses and compel the production of books documents and papers and otherwise have all the powers of a legislative committee

Section 3 The said parole commission on or before February first one thousand nine hundred and twenty-seven shall report the results of its investigation to the General Assembly together with such proposed legislative measures as it deems advisable to carry its recommendations into effect

The fourth section was read as follows:

Section 4 The sum of fifteen thousand ($15,000) dollars or so much thereof as may be necessary be and the same is hereby appropriated for the defraying of the expense of said parole commission to be paid upon the certificate of the chairman of the said parole commission by warrant of the Auditor General on the State Treasurer in the usual manner

On the question,

Will the House agree to the section?

Mr. STERLING. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 4, page 2, line 23 by striking out the word "expense" and inserting in lieu thereof "expenses"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act constituting a commission to examine the parole laws of this Commonwealth and of other States and countries to investigate systems and methods of parole and commutation of sentences and to prepare and submit bills to carry into effect its recommendations prescribing the powers and duties of said commission and making an appropriation

And said bill having been read at length the second time time and agreed to as amended.

Ordered, To be transcribed for a third reading.

## RECESS.

The SPEAKER. The hour of 9.30 having arrived, at which time the Committee in charge of the Washington Day celebration will take charge, I now declare a recess until 10:00 o'clock, and during the interim, Mr. Haws will be in charge of the Washington Day celebration.

## MR. HAWS IN THE CHAIR.

CHAIRMAN HAWS. Mr. Speaker, ladies and gentlemen, the resolution providing for these exercises was introduced with the thought that we would be lacking in our partriotism if we were to allow such a wonderful event as Washington's birthday to pass unnoticed. Through the efforts of the Committee appointed by the Chair, Mr. Goehring of Allegheny, Mr. Hall, of Dauphin, and myself we have secured the assistance of Mrs. Ley, the community song leader of Dauphin County who, with the assistance of Dr. J. J. Heffernan, of Philadelphia, will open the exercises by the singing of America.

Two verses of "America" were then sung by the Assembly as were also two verses of the "Battle Cry of Freedom."

CHAIRMAN HAWS. I take great pleasure, ladies and gentlemen in introducing to you as the first speaker of the evening a gentleman who is a great scholar and student of the life of Washington and a great admirer of the General. I can assure you he is well qualified to speak upon the anniversary of George Washington's birthday—the gentleman from the 26th Philadelphia district, Mr. Sterling. (Applause.)

MR. STERLING: To-night, my friends, we should pause, not alone to honor the memory of Washington for this would be futile. We should pause, rather to seek reflection upon his character—his life and his service to country. Thus for ourselves to gain new inspiration—new vision.

All America, yea—all the nations of the World, today are met at the shrine of Washington. The great curtain of time, almost one and a half centuries, is drawn aside—and we see the mighty cairn which nation and state have raised to his memory. But far in the distance beyond this we see the life and the character and the deeds of a man who stands crystalline as an American type—a type which through the years has stamped itself deep upon the imagination of mankind. Whether the image be true or false is of no consequence—the fact endures. He rises up from the dust of American History as a Greek statue comes pure and serene from the earth in which it has lain for centuries.

There is no need to argue the truism that Washington was a man of splendid character, a man of fine moral quality—these virtues beyond any man of modern times, he has left for after ages to admire. But it was not character alone that fought the Trenton campaign and carried the Revolution to victory, It was not character alone that read the future of America and created a foreign policy which even to this very day is cherished by those American statesmen who have come to be called fundamentalists. It was military genius and statesmanship of the highest order which contributed to these accomplishments. Without the great moral qualities he possessed—his career would not have been possible—but it would have been quite as impossible if intellect and vision had not equalled the character.

With the curtain so drawn we see in Washington a great soldier—without whom a trying war could not have been successfully ended. A great statesman, who contributed more than all other men to lay the foundation stones of a republic which has endured in prosperity for almost a century and a half. A man of marvelous judgment—which rarely failed. a man of deep penetrating vision, beholding future America when to other eyes it was dim and indistinguishable—A man of great intellectual force—of iron will—of unequalled strength of patriotic purpose. We see, too, in Washington—a pure and high minded gentleman—of dauntless courage and stainless honor—of simple and stately manner—of kind and generous heart.

Such was he in truth. Though historian and biographer may fail to do him justice—the instinct of mankind will not fail. The real hero needs no books to give him worshippers. Washington will always hold the love and reverence of men and nations—for they see in him, as well all must see in him, the noblest of possibilities of mankind.

In the production of Washington, it appears as if nature was endeavoring to improve upon herself and that all the virtues of the ancient world were but so many studies preparatory to the patriot of the new. Caesar was merciful. Scipio continent, Hannibal patient, but it was reserved for Washington to blend them all in one and like the masterpiece of the Grecian artist, to exhibit in one glow of associated beauty the pride of every model; the perfection of every master.

As a general he marshalled peasant into veteran; he supplied, by discipline, the absence of experience. As a statesman, he enlarged the policy of the Cabinet into the most comprehensive system of general advantage. The wisdom of his views—the philosophy of his counsel was such that to the soldier and statesman he almost added the character of the sage. A conqueror, he was untainted with the crime of blood: a revolutionist, he was free from the stain of treason. Liberty unsheathed his sword—necessity stained it and victory returned it to its scabbard.

It has been said of Washington that he was not truly American. What then is it to be an American. Is it not to believe in America and in the American people. Is it not to have an abiding and moving faith in the future and the destiny of America. Something beyond and above the patriotism and love which every man, whose soul is not dead within him, feels for the land of his birth? Is it not to be national and independent rather than sectional and subservient. Is it not to have a high conception of what this country should be and to follow out that ideal with loyalty and truth? Has any man ever lived who served the American people more faithfully or with higher and truer conception of the destiny and possibilities of this nation? Though he may have been of the old World—though he may have been of aristocracy—he was in the fullest sense an American. Born, historically speaking, at almost the same time and geographically speaking on the same spot as George Mason, James Madison, Patrick Henry, Thomas Jefferson and John Marshall on the 19th day of December, 1799, the latter of these distinguished Americans, when the news of the death of Washington had been confirmed, addressed the House of Representatives saying:

"Our Washington is no more. The hero, the sage and the patriot of America—the man on whom in times of danger every eye was turned and all hopes placed—lives now only in his own great actions and in the hearts of an affectionate and afflicted people.

"More than any other individual, and as much as to one individual was possible, has he contributed to found this our wide spread empire to give to the Western World its independence and freedom.

"However, public confidence may change, and the public affections fluctuate with respect to others, yet with respect to him they have in war and in peace, in public and in private life, been as steady as his own firm mind and as constant as his own exalted virtues."

Of Washington the poet has appropriately sung:

"How shall we rank thee upon glory's page,
Thou more than soldier and just less than sage,
All thou has been reflects less praise on thee,
Far less, than all thou hast forborne to be."

CHAIRMAN HAWS. Ladies and gentlemen, the county of Delaware is noted for many things historically. It was in the county of Delaware that the first Continental Congress met, in the city of Chester, previous to going to Philadelphia. The county of Delaware produced a signer of the Declaration of Independence, John Morton. They have even sent us "The Four Horsemen." The county of Delaware has sent many of its leaders to this Body to represent it here but there is one of them who stands out like the glory of a sunburst, a former member of this House who served his county well in this body. I have the great pleasure of introducing to you as the next speaker, the Hon. William T. Ramsey, of Chester.

Mr. RAMSEY. Mr. Chairman, ladies and gentlemen, I was afraid that the Chairman was not introducing me, not-

withstanding he had asked me to say something concerning this celebration. I wonder if you men and women think of this day as having some distinct characteristic above every other day that we mark as a holiday in Pennsylvania. Each of those days that are set apart by the Commonwealth have their peculiar significance in our memories. It is useless for me to remind you of them except by mention. Beginning with New Year's day, a day that makes us look back upon the past, and by that experience measure the future, the beginning of something new. Then we pass on to Memorial Day, a day when our memories are led to dwell upon those whom we have known in lifetime: make us think of their character, whether it is possible for us to be better thereby. And then we go on to the Fourth of July. Surely on that day our memories run to the beginning of this wonderful Nation; and then on to Thanksgiving Day, which has its peculiar significance, and to Christmas Day; each of them in turn differing, in fact, to the other. But tonight we come back to the 22nd day of February, and you men and women of this House of Representatives of the Commonwealth of Pennsylvania, do well in that you pause if only long enough that you might in your memory bring back the day for which it is celebrated, that you think of the character that this day means to America, and I say you do well to-night in the day and generation in which you live to stop long enough to think of the character of Washington. Oh, I wish I could command the language, I wish I could command the thought that would convey to you something new concerning this great American character. If I could, then your lives would be better in the future, your patriotism stronger, and your actions more complete. Alone in its grandure stands forth the character of Washington in history; alone like some mountain peak that has no parallel in mountain range of greatness. Washington did the two greatest things in politics it is permitted to man to attempt. Mark you, men and women, Washington did the two greatest things in politics it is given in history to do. He maintained the peace, the independence of his country, which he had conquered by war. He founded a free government in the name of the principal of order and by reassembling their sway, he did indeed these things, my friends; but he did more. Out of the disconnected fragments he molded a whole and made it a country. He achieved his country's independence by the sword. He maintained that independence, my friends, by peace as by war; and he finally established both his country and his freedom in an enduring frame of constitutional government, fashioned to make liberty and union one and inseparable. These four things together constitute the unexampled achievements of Washington.

To speak of Washington's life would be, my friends, that one would have to touch everything worth while in America. Washington was a statesman, a soldier, a patriot, a reformer of creeds, teacher of truth and justice, achiever and preserver of liberty, founder and savior of his country, father of his people. This is he, solitary and unapproachable in his grandeur. Oh, thanks be to Providence to-night who gave America our Washington. (Applause.) My friends, as time had rolled back the curtain and each year has brought new achievements to this Nation, I have no doubt tonight that each of you, representing as you do, the districts of this great Commonwealth, sometime or other when a proposition presents itself to you for consideration, you want to go back to your history books and see what, under the same circumstances, Washington did, because we would be false if we were to believe that this great man accomplished all of this without opposition. He did not; but he built this nation even better than he knew. He founded something here that the world looks upon tonight as the one real true form of government representative of the people. But, members of this General Assembly we have lived long enough to again see the group who, under the guise of some researching theory, have gone back into the past and they have dug up opposition to these great legends of this Nation; they have tried to teach the young th t these legends upon which you and I have been talking so many years, the legends of Washington and his time,—why, men and women have even tried to teach our young today in school that Betsy Ross never made the flag. Suppose she did not; suppose she did not; what good is going to come by making the young people believe such a thing? And only recently they have introduced into your public schools, history books, my friends, that deny these great things. The scandal mongers have gone back into history and they come forward to try to overthrow these things that we believe in, that we love to cherish as American legends and history. Oh, I thank God that in Pennsylvania there has always been, and I hope there will always be legislators strong enough to seek these things out and when you find them cast them out as the devils were cast out by Him, the Great Redeemer. (Applause.)

I could possibly go on but I never could tell you one half you known of this great theme—Washington. I only hope that as you from time to time, want some guide in your life, you go back and read what Washington did and all will be well. Encompassed by the inviolate seas stands today the America which he, Washington, founded, uplifted above the powers and principalities of the earth, even as his monument is uplifted over roof and done and spire of the cities. Long live the republic of Washington. Respected by mankind, beloved by all its sons, long may it be the asylum of the poor and the oppressed of all lands and religions; long may it be the citadel of that which writes beneath the eagles folded wing,—we will sell to no man, we will deny to no man right and justice. Long live the United States of America! Filled with the free, magnaminous spirit, crowned by the wisdom, blessed by the moderation, hovered over by the guardian angel of Washington's example; may they be ever worthy in all things to be defended by the blood of the brave who know the rights of men and shrink not from their assertion; may they be each a column and altogether, under the constitution, a perpetual Temple of Peace unshadowed by a Ceaser, a palace at whose altar may freely commune all who seek the union of liberty and brotherhood; Long live our country! Long through the ages may it stand far removed in fact as in space from the old World's feuds and follies, alone in its grandeur and in its glory, itself the immortal monument of him who providence commissioned to teach men the power of truth and to prove to the nations that their Redeemer liveth.

Washington, first in war; first in peace and, my earnest prayer is, forever and ever in the hearts of his countrymen. (Applause.)

The exercises were then closed by singing the "Star Spangled Banner."

CHAIRMAN HAWS. On behalf of the Committee in charge and the members of the House I extend our thanks to all those who assisted us in these exercises.

## AFTER RECESS.

### SPEAKER BLUETT IN THE CHAIR.

### MEMORIAL PROCEEDINGS TO APPEAR IN JOURNAL.

Mr. HAWS. Mr. Speaker, I move that the proceedings of the Washington Day Celebration be spread upon the Journal.

Mr. HEFFERNAN. Mr. Speaker, I second the motion.

The motion was agreed to.

## SENATE MESSAGE.

### GENERAL ASSEMBLY TO ATTEND INAUGURAL CEREMONIES.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 23, 1925.

Whereas, It is proper that the Commonwealth of Pennsylvania should be represented at the inauguration of Calvin Coolidge as President of the United States on March fourth, by those representatives chosen by the people who constitute the membership of the General Assembly; threfore be it

Resolved, (if the House of Representatives concur), That the Senators and Members of the House of Representativs, and the principal officers and employes of the General Assembly, and the legislative correspondents shall attend the said inaugural ceremonies as the representatives of the Commonwealth of Pennsylvania; and be it further

Resolved, That a committee of three members of the House of Representatives, to be appointed by the Spaker of the House of Representatives, and three Senators, to be appointed by the President Pro Tempore of the Senate, shall make all necessary arrangements for their transportation and entertainment, and that the expenses incident thereto be provided for an item to be inserted in the General Appropriation Bill.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

Mr. EDMONDS. Mr. Speaker, I would like to ask for information from those that are better acquainted than myself as to whether the Supreme Court of Pennsylvania did not decide in the famous case of Russ vs. the Commonwealth, that the expense of a trip of the members of the legislature to attend an inauguration of the President was not a proper charge on the public fund. I cannot give any definite information on it myself, but I understood that was the settled law of the Commonwealth.

## POINT OF ORDER.

Mr. ALEXANDER. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state his point of order.

Mr. ALEXANDER. Mr. Speaker, under the rules of the House should not this resolution lie over for printing?

The SPEAKER. Under the rules, if there is any objection, to the resolution, being acted upon at once, it must lie over for printing.

Mr. ALEXANDER. Mr. Speaker, I object to the resolution being acted upon at this time.

The SPEAKER. Then under the rules, the resolution will lie over for printing.

## SENATE MESSAGE.

### HOUSE BILLS CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 111.

An Act authorizing the discontinuance of Indices in Record Books where counties have installed separate special Indices

HOUSE BILL No. 297.

An Act authorizing counties of the fourth class and cities of the third class to appropriate moneys to State park and State park and harbor commissions

With the information that the Senate has passed the same without amendments.

## BILLS SIGNED BY SPEAKER.

Bills numbered and entitled as follows having been prepared for presentation to the Governor and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 48.

An Act relating to fruit syrups and prohibiting the manufacture sale offering for sale exposing for sale or having in possession with intent to sell of any adulterated or misbranded fruit syrups and providing penalties for the violation thereof and providing for the enforcement thereof

SENATE BILL No. 54.

An Act validating certain proceedings of counties, cities, boroughs, townships, school districts and other incorporated districts or municipalities, had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four, (P. L. 65), entitled "An Act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto; and validating bonds issued or authorized to be issued in pursuance to such proceedings.

SENATE BILL No. 109.

An Act validating certain proceedings and elections of counties, cities, boroughs, townships, school districts, and other incorporated districts or municipalities, had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four (P. L. 65), entitled, "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof;" and the amendments and supplements thereto; and validating bonds issued or authorized to be issued in pursuance to such proceedings and elections.

SENATE BILL No. 61.

An Act to amend route number one hundred and two of section six of an act approved the thirty-first day of May one thousand nine hundred and eleven (P. L. 468), entitled "An Act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of Commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance, and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part, requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or tollroads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desir-

ing the same in the improvement of township or county roads; defining highways and state-aid highways; providing method of application for state aid in the improvement, maintenance, and repair of township or county roads, and prescribing the contests of township, county, borough, or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by the State, county, township, borough, or incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended.

SENATE BILL No. 133.

An Act to amend section one thousand six of the act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," requiring the Superintendent of Public Instruction to send to every school director a copy of each new edition of the School code.

SENATE BILL No. 198.

An Act to amend section two of the act approved the eighth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred and forty-eight) entitled "An act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll bridges over the Delaware River" as amended

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 644, entitled:

An Act to amend sections two five and six of the act approved the sixteenth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred and fifty-two) entitled "A Supplement to an act entitled 'An act providing for the incorporation and government of cities of the third class' approved the twenty-third day of May Anno Domini one thousand eight hundred eighty-nine creating a City Planning Department defining its jurisdictio and extending the same so as to regulate the laying out and recording of plans of lots within the limits of the city and for three miles beyond the city limits and to regulate the making and use of certain public improvements until said plans are approved by said department and authorizing the exercise of the powers herein provided by a park or other municipal commission" prohibiting the recording of deeds and transfers of certain properties until the streets and roads abutting upon or bounded within the same have been legally established or approved by the commission and providing penalties

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of the act approved the sixteenth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred and fifty-two) entitled "A supplement to an act entitled 'An act providing for the incorporation and government of cities of the third class' approved the twenty-third day of May Anno Domini one thousand eight hundred eighty-nine creating a City Planning Department defining its jurisdiction and extending the same so as to regulate the laying out and recording of plans of lots within the limits of the city and for three miles beyond the city limits and to regulate the making and use of certain public improvements until said plans are approved by said department and authorizing the exercise of the powers herein provided by a park or other municipal commission" is hereby amended to read as follows

Section 2 The clerks of council shall upon introduction furnish to the City Planning Commission for its consideration a copy of all ordinances and bills and all amendments thereto relating to the location of any public building of the city and to the location extension widening narrowing enlargement ornamentation and parking of any street boulevard parkway park playground or other public ground and to the relocation vacation curtailment changes of use or any other alteration of the city plan with relation to any of the same and to the location of any bridge tunnel and subway or any surface underground or elevated railway No such ordinance bill or amendment thereto shall be finally passed or approved by the council unless referred to said commission and returned therefrom with a written report or unless the commission fails to make a report within ten days from the date a copy of such ordinance bill or amendment thereto was received by it The said commission shall have the power to disapprove any of the said ordinances bills or amendments but such disapproval shall not operate as a veto.

On the question,

Will the House agree to the section?

Mr. HAAS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 3, line 14 by inserting and bracketing after the word "amendments" the words "which disapproval, however, must be communicated to councils, writing within ten days from the introduction of said ordinances."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section was read and agreed to as follows:

Section 2 That section five of said act is hereby amended to read as follows

Section 5 All plans plots or re-plots of lands laid out in building lots and the street alleys or other portions of the same intended to be dedicated to public use or for the use of purchasers or owners of lots fronting thereon or adjacent thereto and located within the city limits or for a distance of three miles outside thereof shall be submitted to the City Planning Commission and approved by it before it shall be recorded And it shall be unlawful to receive or record such plan in any public office unless the same shall bear thereon by endorsement or otherwise the approval of the City Planning Commission the disapproval of any such plan by the City Planning Commission shall be deemed a refusal of the proposed dedication shown thereon The approval of the commission shall be deemed an acceptance of the proposed dedication but shall not impose any duty upon the city concerning the maintenance or improvement of any such dedicated parts until the proper authorities of the city shall have made actual appropriation of the same by entry use or improvement No sewer water or gas main or pipes or other improvement shall be voted or made within the area under the jurisdiction of said commission for the use of any such purchasers or owners nor shall any permit for connection with or other use

of any such improvement existing or for any other reason made be given to any such purchasers or owners until such plan is so approved It shall be unlawful to receive or record in any public office any deed or transfer of property lying within the area of jurisdiction of the City Planning Commission and abutting upon or bounded in any of its parts by a public private or proposed street or road unless such street or road shall have been either legally established or approved by the said commission as to location width and grade Where the jurisdictional limit of three miles outside of the city limits as provided in this section may conflict with the zone of similar character connected with another city of the third class the jurisdiction of said commission shall extend only to the point equidistant between the city limits and the limits of said municipality

The third section was read as follows:

Section 3 That said act is hereby amended by adding thereto section six-a which reads as follows

Section 6-a Any person violating any of the provisions of the provisions of this act or the act to which this is an amendment shall be liable to a penalty not less than twenty-five dollars nor more than two hundred dollars for every such violation Said penalties to be recovered in the manner in which similar penalties are now by law recoverable

On the question,

Will the House agree to the section?

Mr. HAAS. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend sec. 3, page 5, line 4 by striking out the words "of the provisions"

Amend sec. 3, page 5, line 5 by inserting before the word "not" the word "of"

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend sections two, five and six of the act approved the sixteenth day of July, one thousand nine hundred and thirteen (P. L. 752), entitled "A supplement to an act entitled, 'An act providing for the incorporation and government of cities of the third class', approved the twenty-third day of May, Anno Domini one thousand eight hundred eighty-nine, creating a City Planning Department, defining its jurisdiction, and extending the same so as to regulate the laying out and recording of plans of lots within the limits of the city, and for three miles beyond the city limits; and to regulate the making and use of certain public improvements until said plans are approved by said department and authoriizng the exercise of the powers herein provided by a park or other municipal commission," prohibiting the recording of deeds transfers of certain properties until the streets and roads abutting upon or bounded within the same have been legally established or approved by the Commission, and providing penalties.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 596, entitled,

An Act to amend section seven article six of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" providing for the printing and publishing of ordinances

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seven article six of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" is hereby amended to read as follows

Section 7 All ordinances may be proved by the certificate of the City Clerk under the corporate seal and when printed or published in book or pamphlet form and purporting to be published by authority of the city shall be read and received as evidence in all courts and places without further proof All ordinances shall unless otherwise provided therein or by law take effect in ten days after their passage upon their being signed by the Mayor and attested by the City Clerk and every ordinance prescribing a penalty for the violation thereof shall be forthwith published at least three times in not more than two newspapers printed and circulated within the City in such manner as council may direct but the council may in its discretion cause said ordinance to be printed in full in pamphlet form instead of being published in newspapers as aforesaid Provided the said pamphlets shall be supplied for general distribution and notice published at least three times in not more than two newspapers of general circulation in the City setting out in full the title of the said ordinance the penalties provided therein and that the said pamphlet may be had on request at the office of the City Clerk All ordinances shall within one month after their passage be certified and recorded by the City Clerk in a book provided by the City for that purpose which shall be at all times open to the inspection of citizens

On the question,

Will the House agree to the section?

Mr. BENJ. H. PATTERSON. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Sec. 1, page 2, line 14, by striking out the word "City" and inserting in lieu thereof "city."

Amend Sec. 1, page 2, line 19, by striking out the word "time" and inserting in lieu thereof "times"

Amend Sec. 1, page 2, line 26 by striking out the word "City" and inserting in lieu thereof "city":

Amend Sec. 1, page 2, line 20, by striking out the word "City" and inserting in lieu thereof "city."

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend section seven article six of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and eighty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" providing for the printing and publishing of ordinances

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 622, as follows:

An Act to amend section nine of the act approved the fifteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred and thirty-four) entitled "An act imposing a State tax including an additional emergency State Tax on liquid fuels including all liquids ordinarily practically and commercially usuable in internal combustion engines for the generation of power and all distillates of and condensates from petroleum natural gas coal coal tar and vegetable ferments so usable and sold in this Commonwealth except for the purpose of resale providing for the collection of such tax and for the distribution and use of the revenues derived therefrom providing for the filing of certificates and reports of the sale of such liquid fuels to dealers and fixing penalties" providing that the Commonwealth's share of the revenue from the said tax and said emergency tax shall be paid into the Motor License Fund and appropriating moneys paid into said Motor License Fund hereunder

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section nine of the act approved the fifteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred and thirty-four) entitled "An act imposing a State tax including an additional emergency State tax on liquid fuels including all liquids ordinarily practically and commercially usable in internal combustion engines for the generation of power and all distillates of and condensates from petroleum natural gas coal coal tar and vegetable ferments so usable and sold in this Commonwealth except for the purpose of resale providing for the collection of such tax and for the distribution and use of the revenues derived therefrom providing for the filing of certificates and reports of the sale of such liquid fuels to dealers and fixing penalties" be and the same is hereby amended to read as follows

Section 9 Fifty per centum of all taxes collected under the provisions of this act except the additional emergency State tax imposed by the provisions of this act shall be credited to the county where the tax was collected and shall be used only for the purpose of the construction reconstruction maintenance and repair of roads and highways and for the payment of the interest on county bonds issued for road purposes and shall be paid over to such county semi-annually on the first day of August and February of each year The remaining fifty per centum of said tax and the whole amount of the additional emergency State tax imposed by the provisions of this act shall prior to the first day of June one thousand nine hundred and twenty-five be paid into the general fund of the State Treasury for the use of the Commonwealth On and after the first day of June one thousand nine hundred and twenty-five fifty per centum of said tax and the whole amount of the emergency State tax imposed by the provisions of this act shall be paid into the Motor License Fund in the State Treasury All moneys paid into the Motor License Fund hereunder are hereby specifically appropriated to the Department of Highways to be used by that Department for the purposes for which other moneys in the said Motor License Fund may be used by that Department under the provisions of the several acts of Assembly of this Commonwealth

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 667, entitled:

An Act to amend clause (b) section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred and three) entitled "An act relating to the form execution revocation and interpretation of wills to nuncupative wills to the appointment of testamentary guardians to spendthrift trusts to forfeiture of devise or legacy in case of murder of testator to elections to take under or against wills and to the recording and registering of such elections and of decrees relative thereto and to the fees therefor" changing the time within which a surviving spouse must elect to take under or against will of deceased spouse

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause (b) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred and three) entitled "An act relating to the form execution revocation and interpretation of wills to uncupative wills to the appointment of testamentary guardians to spendthrift trusts to forfeiture of devise or legacy in case of murder of testator to elections to take under or against wills and to the recording and registering of such elections and of decrees relative thereto and to the fees therefor" is hereby amended to read as follows

(b) A surviving spouse electing to take under or against the will of the decedent shall in all cases manifest the election by a writing signed by him or her duly acknowledged before an officer authorized by law to take acknowledgment of deeds and delivered to the executor or administrator of the estate of such decedent within one year after the issuance of letters testamentary or of administration Neglect or refusal or failure to deliver such writing within said period shall be deemed an election to take under the will

On the question,

Will the House agree to the section?

Mr. MARSHALL. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, page 2, line 14 by inserting after the word "take" the word "the".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read as follows:

An Act to amend clause (b), section twenty-three, of the act approved the seventh day of June, one thousand nine hundred and seventeen, (P. L. 403), entitled "An act, relating to the form, execution, revocation, and interpretation of wills; to nuncupative wills, to the appointment of testamentary guardians; to spendthrifts trusts; to forfeiture of devise or legacy in case of murder of testator to elections to take under or against wills, and to the recording and registering of such elections and of decrees relative thereto, and to the fees therefor;" changing the time within which a surviving spouse must elect to take under or against will of deceased spouse.

On the question,

Will the House agree to the title?

Mr. MARSHALL. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 14 by inserting after the word "against" the word "the."

On the question,
Will the House agree to the amendment?
It was agreed to,
On the question,
Will the House agree to the section as amended?
It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 435, as follows:

An Act to amend section one of an act approved the twenty-sixth day of April one thousand nine hundred and twenty-one (Pamphlet Laws three hundred six) entitled "An act requiring the display of the flag of the United States at entertainments public gatherings and public meetings" by requiring the display of the flag of the United States at the head of all public parades

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-sixth day of April one thousand nine hundred and twenty-one (Pamphlet Laws three hundred six) entitled "An act requiring the display of the flag of the United States at entertainments public gatherings and public meetings" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be unlawful for the owner proprietor or lessee of any hall place of amusement auditorium tent or room used for the entertainment of the public for public gatherings or public meetings to permit the holding of any entertainment public gathering or public meeting unless the flag of the United States shall be publicly displayed in such hall place of amusement auditorium tent or room

It shall be unlawful for the person or persons directly or indirectly in charge of any entertainment public gathering public meeting or public parade on any public street or highway or lot or tract of land in any city borough town or township to proceed with the holding of any such entertainment public gathering or public meeting or to proceed with such public parade unless the flag of the United States reasonably clean and in good repair shall be publicly displayed at such entertainment gathering or meeting or at the head of such parade

The flag required to be displayed by the provisions of this act shall be the standard flag of the United States and shall be of a size not less than fifty-two by sixty-six inches

This section shall not apply to churches auditoriums or rooms used by congregations as places of religious worship

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 673, entitled:

An Act to further amend section eleven of article six and section fifteen of article seven of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" by changing the salaries of councilmen and mayors

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section eleven of article six of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" as amended by section twenty-one of the act approved the twenty-seventh day of May one thousand nine hundred and nineteen (Pamphlet Laws three hundred and ten) entitled "An act to amend and revise an act entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto' approved the twenty-seventh day of June Anno Domini one thousand nine hundred and thirteen enlarging changing modifying and defining certain of the powers of cities of the third class" is hereby further amended to read as follows

Section 11 The councilmen in cities of the third class shall receive for their service during their term of service annual salaries to be fixed by ordinance payable in monthly instalments Councils may by the ordinance fixing said salaries provide for the assessment and retention therefrom of reasonable fines for absence from regular or special meetings of council or councilmanic committees The salary paid to any councilman shall not be less than three hundred and seventy-five dollars per year nor more than four thousand five hundred dollars per year Provided however That for the term of city councilmen and until thereafter changed by ordinance the salary of each councilman shall be as follows

In cities of the third class of fifteen thousand inhabitants or under by the last United States census each councilman shall receive a salary of four hundred and fifty dollars per annum where said population is between fifteen thousand and thirty thousand eleven hundred and twenty-five dollars per annum in cities having a population above thirty thousand and not exceeding fifty thousand three thousand dollars per annum in cities having a population of over fifty thousand and not exceeding seventy thousand three thousand seven hundred and fifty dollars per annum in cities having a population of over seventy thousand four thousand five hundred dollars per annum The council elected under the provisions of this act shall have power by ordinance to determine the amount of salaries to be paid in said cities The compensation to be received by councilmen shall not be increased or diminished during the term for which they shall be elected but succeeding councils may change all compensation said change to take effect after the expiration of term of office of the council making the change

On the question,
Will the House agree to the section?

Mr. MORRISON. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 2, line 25 by underscoring the words "five hundred dollars."

On the question,
Will the House agree to the amendment?
It was agreed to.
On the question,
Will the House agree to the section as amended?
It was agreed to.

The second section and title were separately read and agreed to as follows:

Section 2 That section fifteen of article seven of said act as amended by the act approved the twenty-seventh day of June one thousand nine hundred and nineteen (Pamphlet Laws three hundred and ten) is hereby further amended to read as follows

Section 15 The mayor of each city of the third class elected under the provisions of this act shall receive for his services during the term of service an annual salary to be fixed by ordinance payable in monthly instalments the council shall by ordinance fix the amount of salary to be paid to the mayor for his services and may provide for the assessment and retention therefrom of reasonable fines for absence from regular or special meetings of council or councilmanic committees The amount of salary in cities of the third class shall not be less than seven hundred and fifty dollars nor more than five thousand two hundred and fifty dollars per year Until changed by ordinance the salary of said mayors in cities of the third class shall be as follows In cities having a population of fifteen thousand or under by the last United States census seven hundred and fifty dollars per annum in cities having a population of over fifteen thousand and less than thirty thousand inhabitants one thousand eight hundred dollars per annum in cities having a population exceeding thirty thousand and not exceeding fifty thousand inhabitants three thousand seven hundred and fifty dollars per annum in cities having a population of over fifty thousand and not exceeding seventy thousand inhabitants four thousand five hundred dollars per annum in cities having a population of over seventy thousand inhabitants five thousand two hundred and fifty dollars per annum and the amount of compensation for the mayor in any of the said cities shall not be increased or diminished during the term of office for which he will be elected Succeeding councils may change the amount of such compensation but such change shall not affect the compensation of the mayor then in office

An Act to further amend section eleven of article six and section fifteen of article seven of an act, approved the twenty-seventh day of June, one thousand nine hundred and thirteen (P. L. 568), entitled "An act providing for the incorporation, regulation and government of cities of the third class, regulating nomination and election of municipal officers therein and repealing, consolidating and extending existing laws in relation thereto," by changing the salaries of councilmen and mayors."

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 467, as follows:

An Act authorizing the mayors of all cities to appoint a committee to investigate certain applications for license to peddle in such cities

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the mayor of any city in this Comomnwealth may appoint a committee of three persons each of whom shall be an honorably discharged soldier sailor or marine of the military or naval service of the United States who shall investigate the claims of any applicant for a permit or license to peddle in such city when such applicant claims to be entitled to such permit or license on the grounds of being an honorably discharged soldier sailor or marine

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 664, as follows:

An Act to amend section one thousand one hundred and eight of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand one hundred and eight of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts threeof that are or may be inconsistent therewith" is hereby amended to read as follows

Section 1108 No votes for a candidate for county superintendent at any such convention shall be counted unless said candidate has before the vote is taken filed with the president thereof a county district or assistant county or district superintendent's commission issued within the previous four years by the Superintendent of Public Instruction or a statement signed by the Superintendent of Public Instruction certifying his eligibility as required by this act.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 687, entitled:

An Act authorizing any city of the third class to acquire by purchase all the facilities improvements and franchises of any water corporation operating partly within and partly without the limits of the said city and having obtained the same to supply water to persons corporations and municipalities both within the limits of the city and the territory before served by the water corporation without the city requiring that before so doing the approval of the Public Service Commission be had of the action of the selling company and of the municipal purchase and of the rendering of this service by the Municipality and regulating the procedure for obtaining this approval permitting the city to classify the service outside of the city as different from the service within the city as to rates and otherwise and subjecting the service by the city beyond its limits to the same regulation and control by the Public Service Commission as to rates service and otherwise as though in the territory thus served beyond the limits of the city the serving was by a water corporation and providing that higher rates or different regulations for the district outside of the city limits shall not be held to be uniustly discriminatory for the sole reason that they are different from those in force in the city

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any city of the third class owning operating or controlling a system of water works for the supplying of water to persons partnerships and corporations residing therein and for fire protection whether the title to the said water works be in the name of commissioners of water works or in the city itself or otherwise shall have the right and it is hereby authorized and empowered to acquire all the water works including water pipes mains service attachments fire hydrants and improvements of any water corporation or private individual operating partly within and partly without the limits of the said city both so much as is included within the limits of the said city and so much as is without the

limits of the said city serving the territory adjacent thereto and to acquire and exercise all of the franchises and powers of said prior owner both within and without the city limits No such municipal acquisition shall be valid until upon application filed by the City and formally joined in by the proposed vendor Water Company the Public Service Commission of the Commonwealth of Pennsylvania shall have found and determined after public hearing that the granting of such application and the service contemplated by the City is necessary or proper for the service accommodation and convenience of the public In any such proceedings the entire matter shall be before the Commission and no further specific approvals of the said Commission which might otherwise be required shall be necesasry

On the question,

Will the House agree to the section?

Mr. HALL. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Sec. 1, page 2, line 21, by striking out the word "City" and inserting in lieu thereof "city"

Amend Sec. 1, page 3, line 4, by striking out the word "City" and inserting in lieu thereof "city"

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section was read and agreed to as follows:

Section 2 That the service of any such city of the third class in the territory outside of the limits of the city acting hereunder shall be subject to regulation and control by the Public Service Commission as to character of service extensions and rates with the same force and in like manner as though the city serving in such territory were in fact a water corporation and with respect to such territory outside of the limits of the city shall have all the powers and be subject to all the duties of a water corporation

The third section was read as follows:

Section 3 Inasmuch as the City may be serving its inhabitants at less than the actual cost of service including capital charges and depreciation because the plant may have been or may be built and operated in part out of the funds raised by municipal taxation no rate classification rule regulation or practice put in operation by the City in the portion of its territory supplied located beyond the city limits shall be considered as unjustly discriminatory solely by reason of the fact that a different rate classification rule regulation or practice is in operation within the boundaries of the municipality with respect to a similar service rendered

On the question,

Will the House agree to the section?

Mr. HALL. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Sec. 3, page 3, line 20, by striking out the word "City" and inserting in lieu thereof "city."

Amend sec. 3, page 3, line 26, by striking out the word "City" and inserting in lieu thereof "city."

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read as follows:

An Act authorizing any city of the third class to acquire by purchase all the facilities, improvements and franchises of any water corporation, operating partly within and partly without the limits of the said city, and having obtained the same to supply water to persons, corporations and municipalities, both within the limits of the city and the territory before served by the water corporation without the city; requiring that before so doing the approval of the Public Service Commission be had of the action of the selling company and of the municipal purchase and of the rendering of this service by the Municipality, and regulating the procedure for obtaining this approval; permitting the city to classify the service outside of the city as different from the service within the city as to rates and otherwise; and subjecting the service by the city beyond its limits to the same regulation and control by the Public Service Commission, as to rates, service and otherwise, as though in the territory thus served beyond the limits of the city, the serving was by a water corporation, and providing that higher rates or different regulations for the district outside of the city limits shall not be held to be unjustly discriminatory for the sole reason that they are different from those in force in the city.

On the question,

Will the House agree to the section?

Mr. HALL. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 2, line 1, by striking out the word "limtis" and inserting in lieu thereof "limits."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 629, as follows:

An Act to amend paragraph five of section thirteen and section fifteen of article nineteen of an act approved the twenty-fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred eighty-one) entitled "An act for the better government of cities of the first class of this Commonwealth" by providing that appointments in the classified service of such cities shall be made from the three persons standing highest on the appropriate list

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph five of section thirteen of article nineteen of an act approved the twenty-fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred eighty-one) entitled "An act for the better government of cities of the first class of this Commonwealth" is hereby amended to read as follows

For the appointment of one of the three persons standing highest on the appropriate list to fill a vacancy

Section 2 That section fifteen of article nineteen of said act is hereby amended to read as follows

Section 15 In case an eligible list consists of less than three names the appointing officer may at his option expressed in writing to the commission at the time of the appointment treat such appointment as temporary and if he does so treat it the commission shall proceed at once to hold

an examination and to secure an eligible list as promptly as possible The appointing officer shall upon receipt of the eligible list from the commission and with sole reference to the relative merit and fitness of the candidates make an appointment from the three names so certified After any name has been three times rejected by any on appointing officer for the same or a similar position in favor of others on the same eligible list the said name shall not again be certified to that appointing officer When an appointment is made under the provisions of this section it shall be in the first instance for a probationary period of three months If during that period the service of that officer or employee is unsatisfactory the appointing officer shall notify him in writing that he will not be retained in the public service after such three months' period If not so notified his appointment shall become permanent at the end of the three months' probationary period

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 621, as follows:

An Act making an appropriation to the Board of Finance and Revenue out of the Motor License Fund for paying the interest on and redeeming at maturity the bonds of this Commonwealth heretofore or hereafter issued for the purpose of improving and rebuilding highways and for the payment of compensation to the Commonwealth's loan and transfer agent

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of ten million three hundred seven thousand eight hundred dollars ($10,307,800) or so much thereof as may be necessary is hereby appropriated to the Board of Finance and Revenue out of the Motor License Fund for the two fiscal years beginning June first one thousand nine hundred and twenty-five for paying the interest on and redeeming at maturity the bonds of this Commonwealth heretofore or hereafter issued for the purpose of improving and rebuilding highways and for the payment of compensation to the State's loan and transfer agent for services in registering transferring and paying the interest on such bonds as follows

(a) The sum of eight million fifty seven thousand eight hundred dollars ($8,057,800) or so much thereof as may be necessary for the payment of interest on the said bonds

(b) The sum of two million two hundred and twenty thousand dollars ($2,220,000) for making payments into the sinking fund for the redemption at maturity of said bonds Said sum shall be paid into the sinking fund at the following times in the amounts specified On June fifteenth one thousand nine hundred and twenty-five the sum of three hundred and sixty thousand dollars ($360,000) on December fifteenth one thousand nine hundred and twenty-five the sum of seven hundred and fifty thousand dollars ($750,000) on June fifteenth one thousand nine hundred and twenty-six the sum of three hundred and sixty thousand dollars ($360,000) and on December fifteenth one thousand nine hundred and twenty-six the sum of seven hundred and fifty thousand dollars ($750,000)

(c) The sum of thirty thousand dollars ($30,000) or so much thereof as may be necessary for the payment of compensation to the Commonwealth's loan and transfer agent Of this amount said loan and transfer agent shall receive the sum of seven thousand five hundred dollars ($7,500) per annum payable in quarterly installments for services rendered in connection with the registration transfer and payment of interest on highway bonds issued prior to January first one thousand nine hundred and twenty-five The remaining fifteen thousand dollars ($15,000) of this item or so much thereof as may be necessary shall be paid to the said loan and transfer agent at such times in such amounts and upon such basis as may be provided by law or agreed upon between the Board of Finance and Revenue and such loan and transfer agent

Section 2 All payments out of the Motor License Fund under the provisions of this act shall be upon warrant of the Auditor General drawn upon the State Treasurer upon requisition of the State Treasurer pursuant to the resolution of the Board of Finance and Revenue The State Treasurer shall not however honor any warrant for the payment of interest or sinking fund charges under the provisions of this act earlier than the fifteenth day prior to the due date of the interest or payment date of the sinking fund charge for which said warrant is drawn and the Board of Finance and Revenue shall semi-annually notify the Secretary of Highways of the amounts which will be withdrawn from the Motor License Fund during the ensuing six months' period under the provisions of this Act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 555, as follows:

An Act for the protection of the public health prescribing sanitary regulations and standards for tenement lodging and boarding houses in cities of the second and third class boroughs towns and townships vesting jurisdiction for the enforcement of the same in the Department of Health of Pennsylvania and in Boards of Health of municipalities providing penal and injunction proceedings for the enforcement of this act and repealing acts inconsistent herewith

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the provisions of this act shall apply in all second and third class cities boroughs towns and townships of the Commonwealth of Pennsylvania and shall apply equally to any individual partnership firm and corporation (hereinafter designated as "person") as the owner or agent of any tenement lodging or boarding house and shall apply where hereinafter designated to the occupant tenant or lessee of any such property

Section 2 For the purpose of this act tenement lodging and boarding houses are defined as follows

(a) The term "tenement house" shall mean any house or building or portion thereof which is intended or designed to be occupied or leased for occupation or actually occupied as a house or residence for three or more families living in separate apartments and doing their cooking upon the premises and shall include apartment houses apartment hotels and flats

(b) The term "lodging house" shall mean any building or portion thereof in which five or more persons not related to the proprietor or manager are furnished with sleeping accomodations and shall include rooming houses bachelor apartments dormitories barracks bunk houses and any other kind of building used to furnish sleeping accommodations as aforesaid The term "lodging house" shall not include a licensed hotel inn or tavern

(c) The term "boarding house" shall mean any building or portion thereof occupied for human habitation in which five or more persons not related to the proprietor or manager are furnished with meals and lodging The term "boarding house" shall not include a licensed hotel inn or tavern

Section 3 Each tenement lodging and boarding house shall be provided with an adequate quantity of pure and wholesome water for the use of the occupants thereof

(a) Where the said water is obtained from a public waterworks system approved by the required State authorities it shall be distributed by means of pipes as required hereinafter to each floor used for living purposes of every tenement lodging and boarding house provided there is sufficient water pressure

(b) Where the said water is obtained from a private source such as a well spring or cistern said source shall not be polluted or contaminated nor so situated constructed or maintained that it may become polluted or contaminated

in any manner that may render such water supply injurious to health

(c) In tenement houses each family shall be provided with a water supply for its separate use and where the water supply is distributed by means of pipes there shall be provided in each suite or group of rooms occupied by a family at least one sink or stationary washstand with running water provided however that in suites or groups of less than three rooms each there shall be on every floor at least one sink or stationary washstand with running water accessible to each family Such stationary washstand shall be provided with a suitable drain properly trapped

(d) In lodging and boarding houses the rooms of which are not arranged in suites or groups provided with separate water supply and where the water is distributed by means of pipes there shall be provided at least one stationary washstand with running water located on each floor used for living purposes for each six occupants or fraction of six Such stationary washstand shall be provided with a suitable drain properly trapped

(e) Where water closets and other plumbing fixtures exist there shall be provided a supply of water adequate in volume and pressure for flushing purposes

Section 4 All tenement lodging and boarding houses shall be provided with adequate and sanitary toilet facilities for the disposal of the excreta of the occupants thereof provided however that no such facilities shall be located in any room used for living or sleeping purposes or in which food is prepared or handled

(a) Where a tenement lodging or boarding house is accessible to a public sewer from which sewage is lawfully discharged the said tenement lodging or boarding house shall be provided with water-closet facilities which shall discharge to the said sewer

(b) Where the tenement lodging or boarding house is not accessible to a public sewer as aforesaid the means for excreta or sewage disposal shall be constructed and maintained in compliance with the requirements of Rules and Regulations of the Department of Health of Pennsylvania

(c) In tenement houses each suite or group of rooms occupied by a family shall be provided with separate toilet facilities and where water supply and sewer as aforesaid are accessible there shall be provided in each suite or group of rooms occupied by a family at least one water flushed toilet placed in a bath room or separate compartment provided however that for suites or groups of less than three rooms there shall be provided on every floor used for living purposes at least one water flushed toilet placed in a bath room or separate compartment for the use of every two families Access to at least one water flushed toilet in each suite or group of rooms occupied by a family shall be had without passing through a bed room

(d) The minimum number of water flushed toilets or privy seats for common or general use of the occupants of any lodging or boarding house shall be determined from the possible number of occupants thereof as follows One water flushed toilet or privy seat for each twelve persons or fraction of twelve in toilet rooms for men one urinal or 24 inches of urinal trough for each 18 men or the major portion thereof

(e) In any building the upper portion of which is used as a tenement lodging or boarding house and the lower portion of which is used for commercial or business purposes toilet facilities for the use of the occupants of the upper portion shall be provided separate and independent from any toilet facilities provided for the use of employees of the said commercial or business establishment

(f) The entire house drainage system in every tenement lodging and boarding house shall be so designed constructed and maintained as to conduct the waste water or sewage quickly from the fixture to the place of disposal with velocities which will guard against fouling and the deposit of solids and will prevent clogging

(g) Plumbing fixtures shall be made of smooth non-absorbent material shall be free from concealed fouling surfaces and shall be set free of enclosures Each fixture or combination fixture shall be provided with a separate accessible self-scouring reliable water-seal trap placed as near to the fixture as possible The soil stack shall extend full size upward through the roof and have a free opening the roof terminal being so located that there will be no danger of air passing from it to any window and no danger of clogging of the pipe by frost or by articles being thrown into it or of roof water draining into it

Section 5 All bath rooms toilet rooms and water closet compartments in tenement lodging and boarding houses shall be provided with ample ventilation and light by means of window area at least equal to one-tenth of the floor area and opening directly to the outside air or by equivalent artificial means maintained in constant and satisfactory service Water closet compartments in lodging and boarding houses shall be adequately lighted at night and if gas or electricity have been installed in the building the same shall be provided for lighting such compartments The floors thereof shall be made of non-absorbent water-proof material if deemed necessary by the Department of Health or the Board of Health of the municipality

Section 6 All rooms for living or sleeping purposes in tenement lodging or boarding houses shall have ample ventilation and natural light and shall be provided with windows having sash so constructed and maintained that they may be easily opened provided however that no base ment or lower story shall be used for living or sleeping purposes if there is any evidence of undue dampness therein No cellar shall be used for living or sleeping purposes

(a) In existing buildings referred to in this Act the required ventilation and light shall be obtained by windows opening directly to or communicating with the outside air

(b) In buildings referred to in this act hereafter erected or hereafter altered the required ventilation and light shall be obtained by windows opening directly to the outside air No room shall be divided unless each part used for living or sleeping purposes complies with all of the requirements for a separate room

Section 7 No room shall be occupied for living or sleeping purposes in any tenement lodging or boarding house which does not provide means for ventilation and light in compliance with the requirements of the Rules and Regulations of the Department of Health of Pennsylvania

Section 8 The owner of any tenement lodging or boarding house or the owner's authorized agent shall keep the entire building in sanitary condition and repair including the plumbing lighting heating and ventilating systems and shall also keep the entire building in a cleanly condition free from any accumulation of dirt rags rubbish garbage filth or other refuse matter provided however that the tenant or lessee of any tenement house shall keep in a cleanly condition free from any accumulation of dirt rags rubbish garbage filth or other refuse matter the portion of the tenement house occupied or used exclusively by the said tenant or lessee

The tenant or lessee of each apartment or group of rooms of every tenement house and the owner his agent or lessee of every lodging and boarding house shall provide sufficient and suitable non-absorbent non-leakable receptacles with tight fitting covers for garbage which shall be kept separate from ashes and other rubbish No garbage chutes or storage bins for garbage shall be constructed maintained or used and all existing chutes shall be removed

Section 9 Whenever any tenement lodging or boarding house shall be occupied or maintained contrary to the provisions of this act it shall constitute a violation thereof

Whenever this act or any of its provisions shall have been violated any duly authorized agent of the Department of Health of the Commonwealth of Pennsylvania or of the Board of Health of the municipality in which the violation exists may serve a written notice upon the owner thereof or upon the owner's authorized agent specifying the violation or violations and further specifying a reasonable time in which the abatement or alteration thereof must be made

In case of violation of Sections 6 7 or 8 of this act by the tenant or lessee the said written notice may also be served upon the said tenant or lessee

Notices may be served by registered mail upon the owner or the owner's authorized agent or the tenant or lessee aforesaid and by posting a copy of said notice in a conspicuous place on the premises whereon the violation exists or such notice may be served personally by handing a copy thereof to the owner or the owner's authorized agent or the tenant or lessee aforesaid In case the name and address of the owner or the owner's authorized agent is not registered in the public records accessible to the said agent of the Department of Health or Board of Health posting of said notice on the building shall constitute service thereof

Section 10 In case any violation of this act specified in the said notice is not abated within the time specified in the said notice then any duly authorized agent of the said Department of Health or the said Board of Health may institute

summary proceedings before any Magistrate Alderman or Justice of the Peace against any person violating the provisions of this act

Any person found guilty of violating the provisions of this act shall be sentenced for any first offense to pay a fine of not less than Five Dollars nor more than Twenty-five Dollars with costs and for any second or subsequent offense to pay a fine of not less than Twenty-five Dollars nor more than Two hundred Dollars with costs and in default of payment of the said fine or fines with costs shall be committed to the County Jail for a period of not more than sixty days

Section 11 If the opinion of the Secretary of Health of the Commonwealth of Pennsylvania or of the Board of Health of a municipality any tenement lodging or boarding house subject to the provisions of this act is unfit or unsafe for human habitation because of unsanitary conditions in or about the same or if after conviction has been secured for violation of the provisions of this act the violation is not abated then the court of Common Pleas of the County on the petition of the said Secretary of Health or of the said Board of Health may after hearing grant an injunction directed to the owner of the said tenement lodging or boarding house and to the tenant or lessee thereof restraining such owner and such tenant from using and occupying the tenement lodging or boarding house until in the opinion of said Secretary of Health or said Board of Health it has been made fit and safe for human habitation or until the said violation of this act has been abated as the case may be

Services of the said injunction shall be made in the manner provided by law

Section 12 Any owner of such tenement lodging or boarding house or any authorized agent of such owner who after the issuance of the said injunction shall use or permit the building to be used for human habitation shall be subject to summary punishment as for contempt of Court in the manner provided by law

Section 13 Any person occupying such tenement lodging or boarding house or any part thereof in violation of the said injunction shall be subject to summary punishment as for contempt of Court in the manner provided by law

Section 14 That all acts or parts of acts inconsistent with this act be and the same are hereby repealed but no such act or parts of acts shall be considered as inconsistent with this act merely because its provisions or any of them cover or relate to the subject or subjects of this act if it does not conflict with or interfere with the enforcement of any of the provisions of this act If any provisions of this act shall be held by any Court to be unconstitutional such judgment shall not be held to invalid any other provision

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 696, entitled:

An Act providing for the protection of the public health by regulating the occupation of hairdressers cosmeticians cosmetologists and dermatrichologists creating a State Board of Examiners for the licensing of persons to carry on and teach such practices providing rules regulating the proper conduct and sanitation of hairdressing cosmetician cosmetologist and dermatrichologist establishments and schools wherein the practice is conducted prohibiting the use of dangerous hair dyes hair tonics and cosmetics and providing penalties for violation thereof

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be unlawful for any person to engage in the occupation of a hairdresser cosmetician cosmetologist or dermatrichologist working on the complexion the scalp and the hair of the feminine sex or to conduct an establishment or school or college for teaching the practice in any of its branchs unless he or she shall have first obtained a certificate or registration and license as provided by this act.

The second section was read as follows:

Section 2 Classification For The Purpose of This Act The following classifications of practices shall be adopted and understood to define practitioners within the meaning of this act

Class A Any person who engages for compensation in anyone or any combination of the following practices to wit Arranging dressing curling waving cleansing cutting singeing bleaching coloring or similar work upon the hair of any female person by any means shall be construed to be practicing the occupation of a Hair Dresser

Class B Any person who for compensation with hands or mechanical or electrical apparatus or appliances or by use of any cosmetics preparations antiseptics chemicals chemical compounds drugs lotions tonics astringents creams clays steam water heat or light in any one or any combination of the following practices to wit Massaging cleansing stimulating manipulating exercising beautifying or similar work the scalp hair face neck arms bust or upper part of the human body or manicuring the nails or removing of superfluous hair warts moles or other blemishes upon the human body by the use of electricity mechanical appliances depilatories or otherwise about the body of any female person shall be construed to be practicing the occupation or profession of a cosmetician cosmetologist or dermatrichologist

On the question,

Will the House agree to the section?

Miss GRIMES. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 2 page 2, line 9, by striking out the word "anyone" and insert in lieu thereof "any one"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The third section was read as follows:

Section 3 For the purpose of this act the following definitions shall be adopted and understood to be included within the meaning of this act.

(a) A student is a person who is engaged in a course of study in hairdressing cosmetician cosmetologist or dermatrichologist school or college and while so studying assists in any of the practices of the classified branches or occupations within this act under the immediate direction and supervision of a registered operator or instructor

(b) An operator or instructor is a person (not a student as described in paragraph (a) of Section 3) who for compensation engages in and follows any of the practices of the classified occupations or branches named within this act

(c) A school or college of hairdressers cosmeticians cosmetology or dermatrichology is any building or part thereof not used for sleeping purposes or residential purposes wherein any of the classified branches or occupations are taught and practiced

(d) A Hairdressing Cosmetician Cosmetologist or Dermatrichologist Shop is any building or part thereof (not used for sleeping or residential purposes) wherein any of the classified occupations are practiced

On the question,

Will the House agree to the section?

Miss GRIMES. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 3, page 3, line 4, by inserting before the word "hairdressing" the word "a".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The fourth section was read and agreed to as follows:

Section 4 Creation of State Board There is hereby created a State Board of Hairdressers Cosmeticians Cosmetologists and Dermatrichologists consisting of three (3) members one of whom shall be a duly registered and licensed physician and a member of the State Board of Health and the other two members of the Board shall be a Hairdresser and a Cosmetician Cosmetologist or Dermatrichologist The Governor shall appoint the members of such Board by and with the advice and consent of the Senate The two members appointed from the Hairdressers Cosmeticians Cosmetologists and Dermatrichologists must have at least three (3) years' practical experience in their respective occupations shall be citizens of this State and shall not be members of nor affiliated with any school or college teaching any of the classified occupations nor shall they teach any of the classified occupations named in this act while in office nor shall any two members of said Board be graduates of the same school of hairdressers cosmeticians cosmetologists or dermatrichologists nor practioners of the same system or method Each member of said Board shall serve a term of two (2) years and until his successor is appointed and qualified except in the case of the first Board whose members shall serve one (1) two (2) and three (3) years respectively and shall take the oath provided for public officers Vacancies shall be filled by the Governor for the unexpired portion of a term

The fifth section was read as follows:

Section 5 Organization of Board The said Board shall have a President Secretary and Treasurer who shall be elected annually from among its members The office of secretary and treasurer may be filled by the same member as said Board may determine The president and the secretary shall have the power to administer the oath

On the question,

Will the House agree to the section?

Miss GRIMES. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend as follows: Page 5, Section 7, line 6, after the word "exceed," insert as follows: "Three thousand dollars, ($3000.00.)"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The sixth seventh eighth ninth tenth eleventh and twelfth sections were separately read and agreed to as follows:

Section 6 Compensation of Members of Board Each member of said Board shall receive ten ($10.00) dollars for each day employed in the actual discharge of his or her official duties and his or her necessary expenses so incurred Compensation and other expenses of the Board shall be paid out of the funds of the treasury of such Board

Section 7 The secretary of the Board shall receive an annual salary not to exceed to be fixed by the Board and his or her necessary expenses actually incurred in the performance of official duties

Section 8 Bond of Treasurer The treasurer of said Board shall give a corporate surety bond payable to the Board in the sum of ten thousand dollars ($10,000) approved by the said Board conditioned for the faithful performance of the duties of his office Such bond shall have the approval of the Board and have the oath of office endorsed thereon shall be deposited with the President of the Board and kept in his office

Section 9 Meetings of Board The said Board shall meet in the Capital of the State on the second Tuesday in January and July of each year and at such other times and places as the Board may direct The majority members of the Board shall constitute a quorum for the transaction of business The Board shall prescribe rules for its government and have a seal with which to authenticate its acts

Section 10 Records of Board The said Board shall keep a record of its proceedings which shall be open to inspection by the public It shall keep a register of applicants for certificates showing the name of the applicant the name and location of his or her occupation and whether the applicant was granted or refused a certificate The books and records of the Board shall be prima facie evidence of matters therein contained and shall constitute public records

Section 11 Registered Schools

(a) It shall be competent for any citizen of the United States firm or corporation of citizens of the United States to apply to the said Board of Examiners for a certificate of registration as a school or college of any of the practices of the classified occupations within this act upon the payment of a reasonable annual registration fee as determined annually by the said Board for each of the classified occupations or any of the practices thereof

(b) No school for hairdressers cosmeticians cosmetologists or dermatrichologists within this act shall be granted a certificate of registration unless it shall attach to its staff a regularly licensed physician and employ and maintain a sufficient number of competent instructors registered as such who shall hold an operator's license as uniformly prescribed by the said Board and shall require a course of training not less than two hundred and fifty (250) hours for each of the two classified occupations as defined within this act to include both practical demonstrations written and oral tests and include practical instructions in sanitation sterilization and the use of antiseptics a course of studies in elementary anatomy (pertaining to head neck arms and hands) elementary physiology hygiene bacteriology chemistry and physics consistent with the practical and theoretical requirements as applicable to the classified occupations as provided by this act

(c) No school or college as provided in this act shall operate within this State unless a proper Certificate of Registration under this act has first been obtained

Section 12 Application For Examining Each person who desires to practice any of the occupations designated within the meaning of this act shall file with the Secretary of the Board a written application under oath on a form prescribed and supplied by said Board and shall submit satisfactory proof of the required age educational qualifications and of good moral character and shall deposit with the Secretary the required fee

The thirteenth section was read as follows:

Section 13 Requisites For Admission to Examination and Registration The Secretary of the Board shall determine the sufficiency of the preliminary qualifications of applicants for admission to examinations and registration The following preliminary qualifications shall be sufficient

(a) Students shall while learning or acquiring any of the practices of the classified occupations be at least sixteen (16) years of age of good moral character and have an education equivalent to the completion of the eighth grade of the grammer school and one year of high school

(b) Operators may be registered in any of the prac-

tices of the classifications under this act upon the payment of the examination fee of ten dollars ($10.00) for each of the classifications or any one or any combination of the practices of the classifications as application is therefor made providing they are of good moral character and have an education equivalent to the completion of the eighth grade of grammar school and shall have served the required time as determined by the Board for any one or combination of the practices but not less than six (6) months for each of the classifications under the supervision of a registered operator or instructor or shall have had the required training in a registered school but not less than two hundred and fifty (250) hours for each of the two classifications as defined in this act shall have passed an examination to the satisfaction of the Board as provided in this act provided however that on and after two years after the passage of this act the additional educational qualifications required of applicants as herein provided shall be equivalent to the completion of the first year of high school and it is further provided that the applicants for the examination to practice for the removal of superfluous hair warts and moles by the use of electricity commonly known and defined as the practice of electrolysis shall have additional training under the supervision of a registered instructor of at least two hundred and fifty (250) hours including other reasonable studies as the said Board may prescribe

(c) Instructors in a school or college of hairdressers cosmeticians cosmetologists or dematrichologists may be registered as such upon payment of a fee of ten dollars ($10.00) and upon complying with all other requirements applicable to them as provided for in this act and referring to operators Instructors duly registered under any limited medical practice act need not be holders of operators' certificates as provided for under this act

On the question,

Will the House agree to the section?

Miss GRIMES. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 13, page 8, line 28, by striking out the word "dematrichologists" and insert in lieu thereof "dermatrichologist"

On the question,

Will the House agree to the Amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The fourteenth, fifteenth, sixteenth, and seventeenth sections were separately read and agreed to as follows:

Section 14 Admission to Examinations If the said Board finds that the applicant has obtained the credentials necessary for admission to the examination the Board shall admit such applicant to examination and registration

Section 15 Examination The examination of applicants for certificates to practice under this act shall be conducted under rules prescribed by the said Board and shall include both practical demonstrations and written or oral tests and shall not be confined to any specific system or method and such examinations shall be consistent with the practical and theoretical requirements of the classified occupation or occupations as provided by this act

Section 16 Certificates If an applicant for a certificate to practice as an operator passes such examination in any one or any combination of the practices of either or all of the classifications within this act to the satisfaction of said Board and has paid the fee required or if an instructor pays the required fee and complies with the requirements pertaining to him or her as provided in this act the Board shall issue a certificate to that effect signed by the President and Secretary and attested by its seal Such certificate shall be conspicuously displayed in his or her principal office place of business or employment

Section 17 The Board may call to its aid any person or persons of established reputation and known ability in the practices as provided for in this act for the purpose of conducting examinations inspections and investigations of any or all persons firms or corporations affected by this act Such aid shall not be connected with any school or college teaching any of the occupations under this act Any person called upon by the Board to aid it as provided herein shall receive for his or her services not more than ten dollars ($10.00) for each day employed in the actual discharge of his or her official duties and his or her actual and necessary expenses incurred

The eighteenth section was read as follows:

Section 18 When Board May Dispense With Examinations The Board may dispense with examinations of applicants as provided in this Act provided that such applicant has complied with the requirements of another State territory the District of Columbia or foreign country state or province wherein the requirements of the State of registration are substantially equivalent to the requirements then in force in this State

On the question,

Will the House agree to the section?

Miss GRIMES. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 18, page 10, line 28, by striking out the word "bene" and insert in lieu thereof "been."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The nineteenth, twentieth, twenty-first, twenty-second, twenty-third and twenty-fourth sections were separately read and agreed to as follows:

Section 19 Exemptions All persons who have been engaged for a period of one year in the continuous practice of any of the practices of the classified occupations named in this act prior to the passage of this act or have been engaged for a period of one year in teaching in any of the branches of study of the classified occupations enumerated herein prior to the passage of this act shall be entitled to a certificate to practice or to teach in a duly registered school or college without an examination or any person who prior to the passage of this act was studying any of the classified occupations shall be credited with the time or hours spent in the study of the classified occupations provided that application for such certificate or credit is filed within sixty (60) days after this act becomes effective and upon payment of the fees as provided herein

Section 20 Powers and Duties of the Board

1 The said Board created by this act shall have power to revoke and suspend certificates provided for in this act upon proof of violation of the rules and regulations established by the said Board governing the classified practices under this act

2 The Board may refuse to grant a certificate to a person guilty of fraud in passing the examination or at any time guilty of felony or gross immorality grossly unprofessional or dishonest conduct or to one addicated to liquor or the drug habit to such a degree as to render him or her unfit to practice in any of the occupations classified under this act or to one who advertises by means of false or deceptive statements knowing the same to be false or deceptive or for the failure to display the certificates as provided in this act

3 The said Board shall have the power to require the attendance of witnesses and the production of such books records and papers as it may desire at any hearing of any matter which the Board has authority to investigate and for that purpose it may require the Secretary of the Board to issue a subpoena for any witness or a subpoena duces tecum

to compel the production of any books records or papers directed to the sheriff of the county where such witness resides or is found which shall be served and returned in the same manner as a subpoena in a criminal case is served and returned The fees and mileage of the sheriff and witnesses shall be the same as that allowed in the Common Pleas Court in criminal cases Fees and mileage shall be paid from the fund in the State Treasury for the use of the Board in the same manner as other expenses of the said Board are paid

Section 21 The said Board shall with the approval of the State Board of Health prescribe such sanitary rules as it may deem necessary with particular reference to the precautions necessary to prevent the creating and spreading of infectious and contagious diseases

Section 22 A Hearing May Be Held by any Two Members Any investigation inquiry or hearing which the said Board is empowered by law to hold or undertake may be held or undertaken by or before any two members of the said Board and the finding or order of such members of said Board shall be deemed to be the finding or order of the Board when approved and confirmed by it

Section 23 Appeal From Actions of the Board An appeal may be taken from the actions of the said Board refusing to grant or suspending or revoking a certificate for the causes mentioned in the preceding section to the Common Pleas Court of the County in which the person who has been refused a certificate or whose certificate has been suspended or revoked resides The judgment of the Common Pleas Court may be reviewed by a Court of Appeals upon proceedings in error

Section 24 The fees for examination and certificate as provided in this act shall be paid in advance to the Treasurer of the Board and by him paid into the State Treasury to the credit of a fund for the use of the said Board On failure to pass an examination the fees shall not be returned to the applicant but within one year after such failure he or she may present himself or herself and be again examined witnout the payment of an additional fee

The twenty-fifth section was read as follows:

Section 25 Display of Certificates Every holder of a certificate granted by the said Board as provided in this act shall display it in a conspicuous place in his or her principal office place of business or employment

On the question,

Will the House agree to the section?

Miss GRIMES. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 25 by striking out on page 13, lines 17 to 20 inclusive, and inserting in lieu thereof the following:

"Section 25. To Whom Provisions of This Act Shall not Apply. Nothing in this act shall prohibit service in case of emergency, or domestic administration, without compensations nor services by persons authorized under the laws of this State to practice medicine, surgery, dentistry, or chiropody, nor services by barbers lawfully carrying on their particular profession or business under any valid existing act of this State regulatory thereof."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The twenty-sixth section was read as follows:

Section 26 Renewal of Certificates The holder of a certificate issued by the Board as provided in this act who continues in active practice of occupations or teaching of branches shall annually on or before the first day of December renew his or her certificate and pay the renewal fee A certificate which has not been renewed during the month of November in any year shall expire on the thirty-first day of December in that year The holder of the expired certificate may have the certificate renewed upon the payment of the required renewal fee and satisfactory proof of his or her qualifications to resume practice occupation or teaching

On the question,

Will the House agree to the section?

Miss GRIMES. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Insert before Section 26 the following Section to be Section 26:

"Display of Certificates Every holder of a certificate granted by the said Board as provided in this act shall display it in a conspicuous place in his or her principal office place of business or employment"

Also amend by striking out the numeral "26" and inserting in lieu thereof the numerals "27."

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The twenty-seventh section was read as follows:

Section 27 Duration of Certificates Renewal Fees No certificate shall be issued for a period longer than one year All certificates shall expire on the thirty-first day of December next succeeding unless renewed for the next year as herein provided and upon the payment of the following fees for renewals For renewal certificate for operation five dollars ($5.00) renewal of certificate for instructor five dollars ($5.00)

On the question,

Will the House agree to the section?

Miss GRIMES. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend by striking out the numeral "27" and inserting in lieu thereof the numeral "28."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The twenty-eighth section was read as follows:

Section 28 Penalties Any person who shall practice any of the occupations teach maintain a school or act in any capacity wherein a certificate is required without a certificate as provided for in this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one hundred dollars ($100.00) or to undergo an imprisonment for a period not exceeding ninety (90) days or both All fines and penalties shall be paid into the Treasury of the Board within ten (10) days after payment thereof and shall inure to the benefit of said Board

On the question,

Will the House agree to the section?

Miss GRIMES. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend by striking out the numeral "28" and inserting in lieu thereof the numeral "29."

On the question,
Will the House agree to the amendment?
It was agreed to,
On the question,
Will the House agree to the section as amended?
It was agreed to.

The Twenty-ninth section was read as follows:

Section 29 The term "said Board" as used in this act shall mean the Board of Hairdressers Cosmeticians Cosmethologists and Dermatrichologists as created by this act

On the question,
Will the House agree to the section?

Miss GRIMES. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 29 by striking out the numeral "29" and inserting in lieu thereof the numeral "30."

On the question,
Will the House agree to the amendment?
It was agreed to,
On the question,
Will the House agree to the section as amended?
It was agreed to.

The thirtieth section was read as follows:

Section 30 This act shall take effect the first day of January one thousand nine hundred and twenty-six

On the question,
Will the House agree to the section?

Miss GRIMES. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Omend section 30 by striking out the numeral "30" and inserting in lieu thereof the numeral "31."

On the question,
Will the House agree to the amendment?
It was agreed to.
On the question,
Will the House agree to the section as amended?
It was agreed to.

The thirty-first section was read as follows:

Section 31 All acts or parts of acts inconsistent herewith are hereby repealed

On the question,
Will the House agree to the section?

Miss GRIMES. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 31, by striking out the numeral "31" and inserting in lieu thereof the numeral "32".

On the question,
Will the House agree to the amendment?
It was agreed to.
On the question,
Will the House agree to the section as amended?
It was agreed to.

The title was read and agreed to as follows:

An Act providing for the protection of the public health by regulating the occupation of hairdressers, cosmeticians, cosmetologists and dermatrichologists; creating a State Board of Examiners for the licensing of persons to carry on and to teach such practices; providing rules regulating the proper conduct and sanitation of hairdressing, cosmetician, cosmetologist and dermatrichologist establishments and schools wherein the practice is conducted; prohibiting the use of dangerous hair dyes, hair tonics and cosmetics, and providing penalties for violation thereof.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 504 (Senate Bill No. 17), entitled:

An Act to amend paragraph one of section eight of an act approved the twenty-fourth day of June one thousand eight hundred and ninety-five (P. L. 212), entitled "An act to establish an intermediate court of appeal regulating its constitution officers jurisdiction powers practice and its relation to the Supreme Court and other courts providing for the reports of its decisions the compensation of the judges and other officers and the practice and costs on appeals from its judgments" eliminating the exception prohibiting said court from enforcing any short or hour list,

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 618, (Senate Bill No. 1), as follows:

An Act authorizing the issue and sale of bonds to the amount of fifty millions of dollars by the Commonwealth of Pennsylvania, defining the powers and duties of the Governor, the Auditor General, and the State Treasurer in relation thereto; making an appropriation of the proceeds of such bonds for the purpose of improving and rebuilding the highways of the Commonwealth; providing for the payment of the interest on, and the redemption of such bonds by the Board of Finance and Revenue, and for the sale and registration of said bonds and making an appropriation to carry out the provisions of this act.

POWER TO BORROW MONEY

Section 1. Be it enacted by the Senate and the House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same; That in accordance with the provisions of Section four, Article nine, of the Constitution of the Commonwealth of Pennsylvania as amended the sixth day of November one thousand nine hundred twenty-three, the Governor the Auditor General the State Treasurer on behalf of the Commonwealth of Pennsylvania are hereby authorized and directed to borrow on the credit of the Commonwealth of Pennsylvania for the purpose of improving and rebuilding the highways of the Commonwealth the sum of fifty millions of dollars as follows On the first day of April one thousand nine hundred and twenty-five the sum of twenty million dollars ($20,000,000) on the first day of

August one thousand nine hundred and twenty-five the sum of twenty million dollars ($20,000,000) and on the first day of May one thousand nine hundred and twenty-six the sum of ten million dollars ($10,000,000) Provided however that if the Governor the Auditor General and the State Treasurer shall unanimously agree that it is inadvisable to borrow the amounts mentioned on the dates specified or any part thereof they may postpone borrowing the said amounts or any part thereof for a period not exceeding six (6) months from the date or dates herein specified The said sum of fifty million dollars ($50,000,000) to be borrowed under the provisions of this act shall be in addition to any moneys heretofore borrowed under the provisions of the act of April eighteenth one thousand nine hundred and nineteen (Pamphlet Laws sixty-two), entitled "An act authorizing the issue and sale of bonds to the amount of fifty millions of dollars, by the Commonwealth of Pennsylvania defining the powers and duties of the Governor the Auditor General and the State Treasurer in relation thereto making an appropriation of the proceeds of such bonds for the purpose of improving and rebuilding the highways of the Commonwealth providing for the payment of interest on and the redemption of such bonds by the Sinking Fund Commission and making an appropriation to carry out the provisions of this act."

## BOND ISSUES MATURITY INTEREST ET CETERA

Section 2 (a) As evidence of the indebtedness herein authorized bonds of the Commonwealth of Pennsylvania shall be issued for the amounts borrowed from time to time under the provisions of the preceding section of this act in such form as the Governor with the approval either of the Auditor General or of the State Treasurer shall determine Said bonds shall in all cases be issued as serial bonds having maturity dates of not less than five (5) nor more than thirty (30) years after the respective dates of issuance said dates of maturity to be so arranged that as nearly as possible two million dollars ($2,000,000) of the said bonds shall mature annually beginning five (5) years after the first issuance of bonds under the provisions of this act The rate of interest on the said bonds shall be four per centum (4%) per annum and interest shall be payable semi-annually on such dates as the Governor with the approval of either of the Auditor General or of the State Treasurer shall determine Bonds shall be issued hereunder both in the form of registered and of coupon bonds Coupon bonds shall be issued in one thousand dollar ($1,000) denominations only Registered bonds shall be issued in denominations of one thousand dollars ($1.000) five thousand dollars ($5,000) ten thousand dollars ($10,000) twenty-five thousand dollars ($25,000) fifty thousand dollars ($50,000) and one hundred thousand dollars ($100,000) The holders of either registered or coupon bonds shall have the privilege of interchanging them

Provided that the Governor the Auditor General and the State Treasurer may by unanimous agreement if they deem it advisable for the best interests of the Commonwealth modify any of the terms and conditions for the issuance of said bonds hereinabove specified but under no circumstances shall the rate of interest for any of the said bonds exceed four and one-half per centum (4½%) per annum or the date of maturity exceed thirty (30) years

The Governor with the approval either of the Auditor General or of the State Treasurer may issue appropriate interim certificates for delivery to the purchasers of said bonds pending the preparation and deliverey of the definitive bonds

(b) All bonds issued under the authority of this act shall bear the facsimile signatures of the Governor the Auditor General and the State Treasurer and a facsimile of the great seal of the Commonwealth of Pennsylvania and shall be countersigned by two duly authorized officers of the duly authorized loan and transfer agent of the Commonwealth All interest coupons attached to bonds shall contain fac-simile signatures of the State Treasurer and Auditor General.

(c) The principal and interest of such bonds shall be payable in lawful money of the United States All bonds issued under the provisions of this act shall be exempt from taxation for state and local purposes

The Governor the Auditor General and the State Treasurer shall proceed to have the necessary bonds prepared and printed The bonds as soon as they are prepared and printed shall be forthwith deposited with the duly authorized loan and transfer agent of the Commonwealth there to remain until sold in accordance with the provisions of this act

## SALE OF BONDS

Section 3 Whenever bonds are issued as provided by this act they shall be offered for sale at not less than par and interest and shall be sold by the Governor the Auditor General and the State Treasurer to the highest and best bidder or bidders after due public advertisement on such terms and conditions and upon such open competitive bidding as the Governor with the approval of the Auditor General or State Treasurer shall direct The manner and character of such advertisement and the times of advertising shall be prescribed by the Governor with the approval of the Auditor General or the State Treasurer

Any portion of any bond issue so offered and not sold or subscribed for may be disposed of by private sale by the Governor the Auditor General and the State Treasurer in such manner and at such prices not less than par and accrued interest as the said officers shall determine. No commission shall be allowed or paid for the sale of any bonds issued under the authority of this act

## DISPOSITION AND USE OF PROCEEDS APPROPRIATIONS

Section 4. The proceeds realized from the sale of bonds under the provisions of this act shall be paid into the State Treasury and shall be set apart and be kept in a separate fund which shall be known as "The State Bond Road Fund"

All moneys in the State Bond Road Fund from time to time are hereby specifically appropriated to the Department of Highways for the purpose of improving and rebuilding the Highways of the Commonwealth

The Auditor General shall upon requisition from time to time of the Secretary of Highways draw his warrant upon the State Treasury for the amounts specified in such requisitions not exceeding however the amount in such fund at the time of making such requisitions

## DEPOSITS WITH STATE DEPOSITORIES

Section 5. The State Treasurer with the approval of the Governor and the Auditor General is authorized to deposit any of the moneys in the State Road Bond Fund not requisitioned by the Secretary of Highways in any of the qualified state depositories of the Commonwealth All such deposits shall be secured in such manner and shall be made upon such terms and conditions as are now provided for by existing law relative to state depositories

## REGISTRATION OF BONDS

Section 6 The Auditor General shall prepare the necessary registry books to be kept in the office of the duly authorized loan and transfer agent of the Commonwealth for the registration of any bonds at the request of owners thereof All bonds which are issued without interest coupons attached shall be registered in the registry books kept by the duly auhorized loan and transfer agent of the Commonwealth

## INFORMATION TO GENERAL ASSEMBLY

Section 7 It shall be the duty of the Governor during the biennial sessions of the General Assembly to give to the General Assembly full information in relation to the issuing of bonds for the purpose of improving and rebuilding the highways of the Commonwealth under the provisions of this act to enable the General Assembly to provide by appropriation the moneys necessary for the sinking fund of the Commonwealth for the payment of the interest of said funds and the principal thereof at maturity

The Auditor General shall also give to each General Assembly a statement of the compensation due the duly authorized loan and transfer agent of the Commonwealth for its service payment of which shall be made by appropriation on a basis to be fixed by the Governor the Auditor General and the State Treasurer but not to exceed thirty cents per one thousand dollars for the original certification and registration and after the original issuance and sale of such bonds by the Commonwealth the duly authorized loan and transfer agent of the Commonwealth shall receive as compensation for the transfer and registration thirty cents per one thousand dollars of bonds so transferred and registered in any one year

SINKING FUND INVESTMENTS REDEMRTION OF BONDS

Section 8 All bonds issued under the authority of this act shall be redeemed at maturity and all interest due from time to time on such bonds shall be paid by the Board of Finance and Revenue of the Treasury Department of the Commonwealth For the specific purposes of redeeming said bonds at maturity and paying all interest thereon and in accordance with the information received from the Governor as provided in section seven of this act the General Assembly shall biennially appropriate out of the Motor License Fund the moneys necessary for the payment of the interest on said bonds and the principal thereof at maturity Provided however that if at any time the said Motor License Fund shall be abolished or if at any time the amount in said Motor License Fund shall be in-sufficient to enable the General Assembly to make the appropriation required by this act out of said Motor License Fund the General Assembly shall make such appropriation out of any other available fund or funds in the State Treasury All moneys so appropriated shall be paid into the sinking fund by the State Treasurer and all such moneys not necessary to pay accruing interest shall be invested by the Board of Finance and Revenue in such securities as are provided by law for the investment of the sinking funds of the Commonwealth

The investments and moneys and the accumulations thereon in the sinking fund shall be devoted to and be used exclusively for the payment of the interest accruing on such bonds and their redemption at maturity Provided however That the Board of Finance and Revenue is authorized at any time to use any of such funds for the purchase and retirement at not more than par of all or any part of the bonds issued under the authority of this act In the event that all or any part of said bonds shall be purchased by the Board of Finance and Revenue they shall be cancelled and returned unto the State Treasurer as cancelled and paid bonds and thereafter all payments of interest thereon shall cease and the cancelled bonds and coupons shall be destroyed within two years after cancellation in the presence of the Governor the Auditor General and the State Treasurer and a certificate evidencing the destruction satisfactory to the duly authorized loan and transfer agent of the Commonwealth shall be furnished to it. All cancelled bonds and coupons shall be so marked as to make the cancelled bonds and coupons non-negotiable.

REPORT OF STATE TREASURER

Section 9 The State Treasurer shall in his report furnish to each General Assembly and so long as any bonds of the Commonwealth issued under the provisions of this act are outstanding a detailed statement of the total amount of bonds issued redeemed cancelled and destroyed and the total amount of the proceeds thereof used by the Department of Highways for the purpose of improving and rebuilding the highways of the Commonwealth

APPROPRIATIONS

Section 10 In order to defray all necessary expenses including printing engraving and advertising connected with the issuance of bonds authorized by the provisions of this act the sum of fifty thousand dollars ($50,000) or so much thereof as may be necessary is hereby specifically appropriated out of any moneys in the fund created by section twelve of the act of June thirtieth one thousand nine hundred and nineteen (Pamphlet Laws six hundred seventy-eight) entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by or trailing after motor vehicles requiring the registration of the same and the licensing of all operators thereof providing the fees therefor and the disposition of such fees prohibiting the unauthorized use of and tampering with motor vehicles limiting and defining the powers of cities boroughs incorporated towns townships and counties as to the regulation of the use and equipment of motor vehicles and the taxing registration or licensing thereof imposing certain duties on the State Highway Commissioner and on proprietors of public garages providing procedure and penalties for violations thereof and the disposition of fines collected and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicles" and the amendments thereto Payments from said appropriation shall be made on order of the Governor by warrant of the Auditor General on the State Treasurer

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 725, (Senate Bill No. 230), as follows:

An Act to ratify and adopt a compact negotiated by Commissioners designated by the Governor under a law of the Commonwealth of Pennsylvania with Commissioners duly authorized thereto by the States of New York and New Jersey for the regularization of the flow of the Delaware River the conservation of the water resources of the Delaware Basin the apportionment thereof among the said States for domestic and municipal supply and the utilization thereof for power and other beneficial uses

Whereas Commissioners duly designated on the part of the Commonwealth of Pennsylvania and Commissioners duly appointed on the part of the State of New Jersey and Commissioners duly appointed on the part of the State of New York to negotiate a compact for the regularization of the flow of the Delaware River the conservation of the water resources of the Delaware Basin the apportionment thereof among the said States for domestic and municipal supply and the utilization thereof for power and other beneficial uses have executed in triplicate a compact for the purposes aforesaid one for each State which agreement is contained in the following words

COMPACT

The Commonwealth of Pennsylvania by Legislative Act approved the twenty-fourth of May Anno Domini one thousand nine hundred and twenty-three (Pamphlet Laws four hundred forty-eight) and the State of New Jersey by Chapter ninety-four of the Laws of one thousand nine hundred and twenty-three and the State of New York by Chapter fifty-six of the Laws of one thousand nine hundred and twenty-three having authorized their respective Governors to appoint Commissioners for the purpose of negotiating a form of compact or treaty between the said three states and the said states through their Governors having appointed as their Commissioners

For the Commonwealth of Pennsylvania Charles H Miner Robert Y Stuart Philip P Wells

For the State of New Jersey William A Starrett Frederick C Schneider

For the State of New York George MacDonald Rudolph Reimer Jefferson DeMont Thompson

who after negotiations have agreed upon the following articles

ARTICLE I

This compact between the sovereign states of Pennsylvania New York and New Jersey is entered into for the purpose of conserving by storage and otherwise for all uses the water resources of the said states in the Delaware river its tributaries and drainage area and as a means to that end for making allotments from the said water resources to the said states respectively and determining and adjusting their respective rights therein

ARTICLE II

Where used in this compact singular words shall be construed as including the plural masculine words shall be construed as including the feminine and neuter and the following terms and expressions shall have the meanings as respectively designated for each

The term "waters of the Delaware river" means all of the surface waters which following their natural courses flow into the channel of the Delaware river above that point in the said channel which marks the boundary between the states of Delaware Pennsylvania and New Jersey.

The term "channel of the Delaware river" means the

lands and bed of the river on and over which the waters of the Delaware river flow beginning at the point near "Monument Island" which is the northeastern corner of the Commonwealth of Pennsylvania and extending thence continuously as the said channel winds and turns to the point which is the common boundary between the states of Pennsylvania New Jersey and Delaware

The term "drainage area of the Delaware river" means the entire area of both land and water from which the surface waters naturally flow into the channel of the Delaware river

The term "tributary" or "tributary of the Delaware river" means any watercourse the waters of which naturally reach the channel of said river

The term "domestic and municipal" as applied to the use of water means the use of water by or for waterworks serving the public

The term "sanitation" as applied to the use of water means the use of water for the conveyance of sewage and industrial wastes

The term "sewage" means any substance or liquid containing any of the waste products or excrementitious or other discharges from the bodies of human beings or animals

The term "industrial waste" means any liquid or solid substance not sewage resulting from any process employed in manufacturing or industry

The term "water returned" or its equivalent means the return into a tributary or into the channel of the Delaware river of water after the same has been used for any purpose and in this sense the terms "sewage" and "industrial waste" shall be construed as being "water returned"

The term "industry" as applied to the use of water means the use of water for manufacturing and industrial purposes in all cases in which the water used is not taken from a public water supply system

The term "power" as applied to the use of water means the use of water for the development of energy whether that use be direct or indirect

The term "navigation" as applied to the use of water means the use of water for transportation and for the operation of water craft for all purposes

The term "developed" or "development" when referring to the use of water from the channel of the Delaware river or a tributary shall include any means for making the water available for use by the construction of any intake dam or other works

The term "point of development" means the point nearest the mouth of a tributary at which any dam or intake is built in connection with any development of the waters of such tributary

The term "divert" or "diversion" when referring to water in the channel of the Delaware river means the taking or removal of water from the said channel when the water taken or removed is not returned into the said channel within a distance of twelve miles below the point of diversion measured along the center line of the said channel

The term "divert" or "diversion" when referring to the water of a tributary of the Delaware river means the taking or removal of water from that tributary or from any portion thereof when the water taken or removed is not returned into the channel of the Delaware river either above the point at which the tributary enters the said channel or within a distance of twelve miles below that point measured along the center line of the said channel

The term "point of diversion" means the point or place at which water is taken or removed from a tributary or from the channel of the Delaware river

The term "developed for diversion" means conservation of water by storage or otherwise on or from any one or more tributaries for the purpose of diversion at any point on the tributary or tributaries or at some lower point in the channel of the Delaware river after the water shall have reached said lower point as water in transit

The term "ordinary flow" means a flow of forty-five hundredths (0.45) of a cubic foot per second for each square mile of drainage area above the point at which the "ordinary flow" is to be determined

The term "ordinary low flow" means a flow of fifteen hundredths (0.15) of a cubic foot per second for each square mile of drainage area above the point at which the "ordinary low flow" is to be determined

The term "allotment" means the share of any signatory state in the water flowing in the channel of the Delaware river which is in excess of all water in transit

The term "New York-New Jersey state line means the boundary line between the states of New York and New Jersey which line for the purposes of this compact shall be considered as crossing the channel of the Delaware river due east to the so-called "Tri-State Rock" and continuing thence in a south-easterly direction across the Neversink river to a rock on the west shore of the Hudson river near the village of Nyack

The term "water in transit" means water which has been developed by storage or otherwise and which is flowing in the channel of the Delaware river under the provisions of Article VII

The term "point of storage" means the point or place in the channel of the Delaware river at which a dam is maintained

The term "Commission" means the Tri-State Delaware River Commission

ARTICLE III

In the development use or diversion of the waters of the Delaware river and in all considerations of quantity and preservation of quality the order of importance and public value of water shall be as follows (A) domestic and municipal (B) sanitation (C) industry and power and (D) navigation

ARTICLE IV

Any administrative department political subdivision corporation partnership association or person authorized in that behalf by or under the laws of any signatory state may exercise the rights and privileges herein conferred on such state subject to the duties and obligations herein conferred on such state subject to the duties and obligations herein imposed on such state

ARTICLE V

Any tributary or any part of any tributary of the Delaware river may be developed for any purpose by or under the authority of the signatory state in which it is located and water so developed may be diverted for use at any point either within or without the drainage area of the Delaware river in case water so developed is diverted then the following restrictions and limitations shall apply

(1) Every such development shall be carried out in compliance with the legislative provisions governing such matters in the state in which it is located

(2) Every such development shall be so planned and the works shall be so constucted as to bring about the greatest practicable conservation and use of the waters of the tributary on which it is located

(3) In the case of every such development located above the New York-New Jersey state line there shall be maintained below the point of development during the months of July August September and October a reserve flow equal to the ordinary flow at that point and also if at any other time during the year the flow in the tributary at the point of development is less than the ordinary flow at that point then a reserve flow equal to the ordinary flow shall be maintained below the point of development In the case of every such development located below the New York-New Jersey state line there shall at all times be maintained below the point development a reserve flow equal to the ordinary low flow at that point

(4) The total drainage area in any state which may be developed for diversion under the provisions of this article shall not exceed three-fifths of the drainage area of the Delaware river which lies within that state

ARTICLE VI

All water which at any time is flowing in the channel of the Delaware river above the New York-New Jersey state line and which is in excess of all water in transit in said channel is allotted to the states of New Jersey New York and Pennsylvania and with the approval of the Commission as provided in Article VIII hereof each of these states may divert from the said channel at any point above the said state line that portion of its allotment which is in excess of a reserve flow of fifteen hundredths (.15) of a cubic foot per second for each square mile of drainage area above the point of diversion and at any point below the New York-New Jersey state line each of the said states may divert that portion of its allotment which is in excess of a reserve

flow of twelve hundredths (0.12) of a cubic foot per second for each square mile of drainage area above the New York-New Jersey state line The allotments of the respective states shall be computed from time to time as follows

In case no tributary within the drainage area above the New York-New Jersey state line shall have been developed for diversion then the allotment of each state at any point in the channel of the Delaware river above the said state line hereinafter called the normal allotment shall be one-third of the total water which may at any time be flowing in said channel at that point In case one or more tributaries within said drainage area shall have been developed for diversion by only one of the signatory states then the respective allotments of the signatory states shall be determined by the following rule The allotment of said diverting state shall be determined by subtracting from its normal allotment an amount to be computed by multiplying said normal allotment by a fraction the numerator of which shall be the total drainage area developed for diversion on said tributaries within that state above the New York-New Jersey state line and the denominator of said fraction shall be the total drainage area above the said state line and the allotment of each one of the other two states shall be determined by adding to its normal allotment one-half of the amount subtracted from the allotment of the diverting state In case tributaries within the drainage area above the New York-New Jersey state line shall have been developed for diversion by two or more states the rule herein above stated shall be applied separately and in turn as to each diverting state and the substractions from and additions to the normal allotments of the states thus determined shall fix the allotments of the states as of that time

All water which originates within the drainage area below the New York-New Jersey state line and enters the channel of the Delaware river below that line and which is in excess of all water in transit in said channel is hereby allotted to the states of New Jersey and Pennsylvania and with the approval of the Commission as provided in Article VIII hereof each of said states may divert from said channel at any point below the said state line that portion of its allotment which is in excess of a reserve flow of eighteen hundredths (0.18) of a cubic foot per second for each square mile of drainage area lying above the point of diversion and below the New York-New Jersey state line The allotments of the states of New Jersey and Pennsylvania in the waters which originate within the drainage area below the New York-New Jersey state line shall be computed from time to time as follows

In case no tributary within the drainage area below the New York-New Jersey state line shall have been developed for diversion then the allotment of the states of New Jersey and Pennsylvania at any point in the channel of the Delaware river below said line hereinafter called the normal allotment shall be one-half of the water which has originated within the said drainage area and which at any time is flowing in the said channel at such point below said state line in case New Jersey or Pennsylvania shall have developed for diversion one or more tributaries within said drainage area then the allotment of the diverting state shall be determined by subtracting from its normal allotment an amount to be computed by multiplying said normal allotment by a fraction the numerator of which shall be the total drainage area developed for diversion on said tributaries within that state below the New York-New Jersey state line and the denominator shall be the total drainage area below said state line and the allotment of the other state shall be increased by the amount by which the allotment of the diverting state has been reduced In case tributaries within the drainage area below the New York-New Jersey state line shall have been developed for diversion by both New Jersey and Pennsylvania the rule herein above stated shall be applied separately and in turn as to each of them and the subtractions from and additions to the normal allotments of the states thus determined shall fix the allotment of the states as of that time

Dams may be constructed across the channel of the Delaware river by or under the authority of any one of the signatory states for the purpose of storing water developed for diversion water in transit belonging to said state or any part or all of the water allotted to it under the provisions of this article All water so stored may be diverted or released from such reservoir or reservoirs by or under the authority of such state but the flow in the said channel below the point of storage must not be reduced below the ordinary flow whenever the flow above the point of storage is greater than the said ordinary flow When and if the flow in the said channel above the point of storage is less than the ordinary flow then and in every such case a flow equal to that above the point of storage shall be maintained in the said channel below the point of storage At all times however neither the water in transit nor the allotment or allotments of the other signatory state or states shall be interferred with but must at all times be permitted to pass such dam or dams

It is the intention of this article that no water shall be diverted from the channel of the Delaware river above the New York-New Jersey State line whenever the flow in the said channel is less than forty-five hundreths (0.45) of a cubic foot per second for each square mile of the total drainage area lying above the point of diversion and it is further intended that no water shall be diverted from the channel of the Delaware river below the New York-New Jersey state line whenever the flow in the said channel is less than thirty-six hundredths (0.36) of a cubic foot per second for each square mile of the total drainage area lying above the point of diversion but nothing contained in this article shall be construed to limit or prevent the diversion of water in transit of water diverted under any vested right or of water stored for diversion as herein provided

## ARTICLE VII

The channel of the Delaware river is hereby constituted a carrier for conducting water designated as "water in transit" which has been developed or stored in accordance with the terms of Article V or Article VI Such water may be removed or diverted at any time or place from the channel of the Delaware river by or under authority of the state under whose auspices the development was made irrespective of the quantity of water flowing in the channel of the Delaware river and the reserve flow provisions of Article VI The rate at which such water is released or delivered shall be regulated so far as may be consistent with its economic utilization in such manner as not to unduly interfere with private rights or public interests along the said channel The daily rate at which such water may be removed or diverted from the channel of the Delaware river shall not exceed the daily rate at which it is released or delivered and no greater quantity may be diverted from the said channel than shall have been released or delivered from the developments made under the provisions of Articles V and VI less the reserve flows provided for in the said Articles V and VI except that allotted water may be diverted as provided in Article VI No development or construction in the channel of the Delaware river shall be permitted to interfere with the regularity of the flow of any water which has been released or delivered for carriage

## ARTICLE VIII

In order to render possible the utilization or diversion of water flowing in the channel of the Delaware river each signatory state shall have the right to build dams entirely or partly across said channel and to construct wing dams headworks intakes or other necessary facilities at any point or points in or along said channel subject to the following limitations and stipulations

(a) All such works shall be built in compliance with the legislative provisions governing such matters in the state or states in which they are located

(b) Works for the development of water power may not be built except with the approval of the Commission in accordance with the provisions of Article X hereof

(c) Approval of the Commission shall be secured for every project which involves the removal or diversion of more than two million gallons of water per day from the channel of the Delaware river such approval however need not at any time be obtained by any administrative department of a signatory state or any political subdivision within a signatory state or by any corporation partnership association or person in the case of any intake which is in existence at any point in said channel on the date when this compact becomes effective

In the exercise of this authority said Commission shall be governed and its power and authority shall extend to and be limited by the following principles restrictions and reservations to wit

(1) In the case of any project which in the judg-

ment of the Commission will not interfer or conflict with any other use of the water flowing in the channel of the Delaware river the Commission shall approve said project without imposing any restrictions or conditions except such as may be necessary to insure compliance with the provisions of this compact

(2) As between any one or more proposed or possible conflicting uses the action of the Commission shall be based upon the relative importance of the uses to which the water may be put as fixed in Article III of this compact and to the extent that conflict is irreconcilable that possible and practical project which will effect the use of water standing highest in the order of importance shall be approved without restrictions or conditions except such as the Commission may deem necessary to insure compliance with the provisions of this compact To the extent that conflict is avoidable by a reasonable modification of any or all of the projects which may be involved the Commission shall fix the terms of such modification but such terms shall not require as against the higher use pumping in place of gravity delivery of water nor impose on the higher use the cost of any impounding works or any unreasonable enlargement of pipe lines conduits or tunnels or impose on the higher use any undue burden in either expense or convenience of operation In the case of conflict in uses of the same relative order of importance preference shall be given to an established use over a proposed one and the Commission shall have authority to determine the manner in which such conflicting uses may be harmonized without imposing unreasonable expense or undue burden upon either or any of them

ARTICLE IX

No water from the drainage area of the Delaware river shall be diverted to any point outside of the boundaries of the states signatory to this compact No one of the signatory states may give grant or dispose of to another signatory state or to any holder of an authorization therefrom any water developed by or allotted to it under the provisions of this compact except by legislative act when necessary and then only with the approval of the Commission but nothing herein contained shall be construed to prevent or prohibit the joint exercise by or under the authority of any two or more of the signatory states of the rights conferred by this compact and such joint exercise of rights is hereby authorized

ARTICLE X

With the approval of the Commission any signatory state may construct or authorize the construction of a dam wing dam headworks power house or other structure in or across the channel of the Delaware river for the main purpose of the development of water power Provided that every such authorization shall be limited to such period not exceeding fifty years as the said state shall determine and set forth in its authorization Provided further that the holder of such authorization shall be entitled to extension and renewal thereof upon the same terms until such holder shall have received through recapture or purchase by the authorizing state or by a duly authorized subsequent holder of like authority from said state repayment of the capital prudently invested in the power project upon the faith of the authorization plus such reasonable damages if any to property of such holder which is valuable serviceable and dependent for its usefulness upon the continuance of such authorization but not recaptured or purchased as may be caused by the severance therefrom of property taken Provided further that the authorizing state may in the discretion of its appropriate agency officer or employee empowered in that behalf embody in its authorization such terms conditions and stipulations as such agency officer or employee shall deem necessary to protect the present and future interests of each of the three signatory states and their people in the construction maintenance and operation of the project and in the water and power resources to be utilized thereby and suitable to secure to the holder of such authorization a reasonable opportunity for a fair return on the capital prudently invested in the project And provided further that every such authorization shall be on the following conditions which shall be expressed in such authorization namely (a) That the authorization shall become null and void unless within the time specified therein the holder of such authorization shall secure from the United States such license permit or authority as may be lawfully required and (b) that if and to the extent that any of the rights or powers set forth or reserved as rights or powers of the United States in or pursuant to the provisions of such license permit or authority shall be waived by the United States or be unenforceable by the United States then and to that extent such rights and powers (including if so waived or unenforceable any rights of recapture extension or renewal so set forth or reserved) subject to such alterations in plans specifications or structures and such extensions of time for commencing or completing structures as may have been made or granted by the United States may be exercised and enforced by the signatory states which originally authorized the construction No project authorized and constructed under the provisions of this article shall at any time be operated so as to injuriously affect any project for municipal and domestic water supply which has been or may be established under the provisions of this compact Subject to such conditions as the Commission may embody in its approval water for the development of power may be moved from the channel of the Delaware river and carried in a canal or in a pipe to any point below a dam constructed under the provisions of this article but said water shall be returned to the said channel within a distance of twelve miles below the point of removal measured along the center line of said channel and there shall always be maintained in the said channel immediately below the dam such regular and uniform flow of water as the Commission may determine to be reasonable and proper

ARTICLE XI

In connection with each and every development made under any provision of this compact there shall be installed and maintained all equipment and apparatus for measuring quantities and rates of water flow the determination of which may be necessary for the purpose of showing that the development or construction is being operated in compliance with the provisions of this compact

ARTICLE XII

In order to put and maintain the waters in the channel of the Delaware river in a condition sanitary and suitable for the uses and purposes set forth by this compact no sewage or industrial waste shall be discharged or permitted to flow into or be placed in or permitted to fall or move into the channel of the Delaware river or into any of its tributaries otherwise than under the following conditions and restrictions

(1) All sewage discharged or permitted to flow into the channel of the Delaware river above the confluence with the Lehigh river shall within a time reasonable for the construction of the necessary works have been so treated as to remove settleable solids to render the effluent non-putrescible and to effect a reasonable reduction of B Coli Communis

(2) All sewage discharged or permitted to flow into the channel of the Delaware river below the confluence with the Lehigh river shall within a time reasonable for the construction of the necessary works have been so treated as to at least remove settleable solids and shall be discharged through submerged outlets into said channel provided that such submerged outlets shall be located and constructed as may be required by the Commission and provided further that in order to protect the public health in specific instances such higher degree of treatment shall be used as may be determined to be necessary by the Commission after due notice and hearing

(3) All sewage discharged or permitted to flow into any tributary of the Delaware river except the Lehigh river shall be treated to that extent if any which may be necessary to maintain the water of such tributary immediaely above its confluence with the Delaware river in a sanitary condition at any time at least equal to the sanitary condition at such time of the water of the Delaware river immediately above such confluence

All sewage discharged or permitted to flow into the Lehigh river shall be treated to that extent if any which may be necessary to maintain the water of the Lehigh river immediately above its confluence with the Delaware river in that sanitary condition which the Commission after due notice and hearing shall have determined to be necessary because of the nature and extent of the use of the water of the Delaware river below such confluence provided however that the Commission may not

require the sanitary condition of the Lehigh river immediately above its confluence with the Delaware river to exceed that of the sanitary condition of the Delaware river immediately above such confluence

(4) All industrial wastes discharged or permitted to flow into or be placed in or permitted to fall or move into the channel of the Delaware river or any tributary thereof shall first have been treated to such extent if any as may be necessary to maintain in the channel of the Delaware river sanitary conditions equivalent to those which would be attained by the treatment of sewage above required in this article provided nevertheless that industrial wastes containing substances likely in the judgment of the Commission to produce offensive tastes and odors in any public water supply from the channel of the Delaware river shall either be wholly prevented from being discharged or from flowing into from being placed in or permitted to fall or move into said channel or any tributary of the Delaware river or shall first have been treated to such an extent as to wholly eliminate such taste and odor producing constituents

This article shall become effective when any one of the signatory states or any holder of an authorization therefrom shall have begun the work of construction on any project under the provisions of this compact

Nothing in this article shall be construed to repeal or prevent the enactment of any legislation or the enforcement of any requirement by any signatory state imposing any additional conditions and restrictions to lessen or prevent the pollution of streams within their several jurisdictions

In order to maintain the water of any tributary immediately above its confluence with the channel of the Delaware river in a sanitary condition which will meet the requirements set forth in paragraphs (3) and (4) of this article the administrative determination and enforcement of the degree of treatment if any necessary to fulfill such requirements shall be made and undertaken by the proper officer or agent of the state wherein such tributary lies provided however that any other signatory state or any municipality citizen or resident thereof or property owner therein or any holder of any authorization therefrom under this compact shall nevertheless have full right either jointly or severally to sue for the enforcement of any and all of the provisions of this article and for the redress of any injuries which may have resulted by reason of a violation thereof

ARTICLE XIII

The beneficial effects of forest covered areas on the regularization of stream flow with attend greater potential use of streams for domestic industrial and navigation purposes and the greater stability of public ownership in management for the protection of forested drainage areas is clearly recognized and agreed to by the states party to this compact Each signatory state hereby adopts and will adhere to a policy covering the establishment and maintenance of an adequate forest cover on public and privately owned land in the drainage area of the Delaware river and in the maintenance of the highest practicable standards of protection from fire on these lands

ARTICLE XIV

All lands water-rights or easements necessary for the construction and maintenance of any dam in or across the channel of the Delaware river may with the approval of the Commission be appropriated and condemned by any signatory state or by the holder of authorization therefrom All damage resulting from the exercise of the right and power of condemnation conferred by this article shall be ascertained recovered and paid as provided by Article XV hereof

ARTICLE XV

All damage to persons or property resulting from the exercise of any rights under this compact shall be determined under the rule of damages in accordance with the procedure and in such manner as is provided by the law of the state in which the damages are suffered The damages suffered in the State of Pennsylvania shall be ascertained recovered and paid as provided by the forty-first section of the Act approved April twenty-ninth one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) and the amendments and supplements thereto The damages suffered in the State of New York or in the State of New Jersey shall be ascertained recovered and paid as provided by any general or other act applying thereto in effect at the time when the development is authorized The court or courts which have jurisdiction of the subject matter in the respective states shall have jurisdiction of the person of every party in interest for the purposes of notice summons and hearing throughout all three signatory states

ARTICLE XVI

Nothing herein contained shall be construed to abridge any riparian rights under the laws of the several states to the use of water from the channel of the Delaware river or from any of its tributaries except upon payment of just compensation to be ascertained and adjudged by due process of law

ARTICLE XVII

Nothing contained in this compact shall operate to impair any vested right of diversion or use of the waters of the Delaware river which may exist or have become vested at any time prior to the ratification hereof but the amount of water diverted under such vested right shall be charged against the allotment of the state under whose authority or jurisdiction said right became vested In each of the signatory states rights to divert or use the waters of the Delaware river or its tributaries together with properties necessary to effect the same though devoted to public use may be taken for any other public use higher in the order of importance as set forth in Article III provided that nothing in this article shall be construed to authorize the taking of vested rights or property without just compensation to be determined by due process of law governing such matters in the respective states

ARTICLE XVIII

Nothing in this compact shall be construed to prevent the institution or prosecution of any proceedings in any court of competent jurisdiction for the purpose of remedying or correcting by damages injunction mandamus or other process civil or criminal any act of commission or omission in violation of the provisions of this compact for the protection of any rights under it for the enforcement of any of its provisions or for the awarding and enforcement of payment of compensation for any injury which may be caused by the exercise of any right or privilege herein authorized

ARTICLE XIX

Nothing in an existing treaty between any two of the states signatory hereto shall be modified or changed or invalidated by anything herein contained except as any provision in any such existing treaty may be expressly repugnant to any provision of this compact but nothing in any said existing treaty shall be construed to prevent the erection and maintenance of any dam across the channel of the Delaware river as authorized or permitted under the provisions of this compact

ARTICLE XX

The governor of each of the signatory states is hereby directed to designate and appropriate state officer or employee and may appoint not more than two other persons all of whom shall serve until their successors are designated or appointed on a joint Commission to be known as the Tri-State Delaware River Commission In voting on all matters which come before the Commission each signatory state shall have one vote and no decision or approval shall be rendered by the said Commission except on the unanimous vote of the three signatory states Every decision rendered by the Commission shall be accompanied by a certificate of the Commissioners to the effect that the said decision is for the best public interest and is in compliance with the provisions of this compact The Commission in rendering every decision shall therein fully state the reasons on which its action in the premises was based

The Commission shall meet annually on the first Wednesday in October the first annual meeting to be held at Trenton New Jersey and subsequent annual meetings shall be held at such place or places as the Commission may determine The powers and duties of the Commission in addition to those hereinbefore set forth shall be as follows

(1) To make rules and regulations respecting the government of its organization and the conduct of its business

(2) To appoint from among its members a Chairman a Vice Chairman and a Secretary and to hold meetings at such times and such places at it may determine

(3) To set up and require the keeping of a comprehensive system of stream flow and other measurements as may be necessary to determine

(a) The amounts of water diverted and released under any provision of this compact

(b) The maintenance of the required reserve flows below all points of development and diversion

(c) All other facts and data requisite for determining that the provisions of this compact are at all times being complied with

(4) To report annually to the governors for the information of the legislatures of the signatory states as to the developments and projects which have been begun and completed under the terms of this compact and as to such other matters as may come within its purview

(5) To observe the operation of all developments and to issue such orders as may be necessary to equire compliance with any of the provisions of this compact

(6) To proceed with a study and investigation looking toward a complete and comprehensive development of all the water resources of the drainage area of the Delaware river and to report the results of such study and investigation to the governors of the signatory states for the information of the respective legislatures

(7) To make a study of the possibilities for the development of water power along the channel of the Delaware river and to designate tentative locations and heights of dams along the said channel

(8) The Commission or any member or any duly authorized officer agent or representative shall have power to and is hereby authorized to enter without let or hindrance upon the lands and property upon which any or all projects and developments are being constructed operated or maintained under any authorization provided by this compact Each state through its appropriate departments shall cooperate with the Commission as the said Commission may require in obtaining such data information and records which may be necessary to enable said Commission to exercise its powers and duties

(9) The attorney general of each signatory state or a deputy shall serve as the legal adviser of the commissioners representing that state

(10) The Commission shall have the power to compel the attendance of witnesses and the production of any papers books documents and records for any purpose that may be necessary to ascertain that the provisions of this compact are at all times complied with and any member of the Commission shall have power to administer oaths to all witnesses who may be called before it Subpoenas issued by the Commission shall be signed by one of the members thereof within the jurisidiction of the state from which he has been designated and may be served by any person of full age The fees of witnesses required to attend before such Commission shall be Five Dollars ($5.00) for each day's attendance and ten cents ($.10) for each mile of travel by the nearest generally traveled route in going to and from the place where the attendance of the witness is required. such fees to be paid when the witness is excused from further attendance and the disbursements made in payment of his fees shall be audited and paid in the same manner provided for the payment of expenses of said Commission provided however that no witnesses subpoenaed at the instance of parties other than such Commission shall be entitled to compensation therefrom for attendance and travel unless the Commission shall certify that his testimony was material to the matter investigated and necessary or essential for the effectuation of this compact If the person subpoenaed to attend before the Commission or a member thereof fails to obey the command of such subpoena without reasonable cause or if a person in attendance before such Commission or a member thereof refuses without lawful cause to be examined or to answer a legal or pertinent question or to produce a book or paper or other document when ordered so to do by the Commission or any member thereof the Commission or such member thereof may apply to any court of general jurisdiction in the state or county wherein such testimony is taken or to be taken and such court or any judge or justice thereof shall have power upon proof by affidavit of the facts to make an order returnable in not less than two days nor more than ten days directing such person to show cause before the court or the justice thereof who made the order or any other justice or judge having jurisdiction why he should not comply with the subpoena or order of the Commission Upon the return of such order the court or justice or judge before whom the matter shall come on for hearing shall examine such person under oath whose testimony may be relevant and such person shall be given an opportunity to be heard if the court or justice or judge shall determine that such person refuses without reasonable excuse to obey the command of such subpoena or to be examined or to answer a legal or pertinent question or produce a book document or other paper which he was ordered to produce said court or justice or judge may order such person to comply forthwith with the subpoena or order of the Commission and any failure to obey such order of the court or justice or judge may be punished by said court or justice or judge as a contempt of such court No person shall be excused from testifying or producing any books papers or other documents subject to the authorization of this article upon the ground that his testimony might tend to incriminate him or to subject him to a penalty or forfeiture But no person shall be prosecuted punished or subjected to any penalty or forfeiture for or on account of any act transaction matter or thing concerning which he shall under oath have testified or produced documentary evidence and no testimony so given or produced shall be received against him upon any criminal or penal investigations or proceedings provided however that no person so testifying shall be exempt from prosecution or punishment for any perjury committed by him in his testimony Nothing herein contained is intended to give or shall be construed as in any manner giving to any corporation immunity of any kind

(11) The appropriate department of each signatory state represented by the Commissioner designated under the provisions of this article shall as the Commission may determine furnish at the cost of the three signatory states in equal shares all such equipment service and facilities as will enable the Commission to properly and efficiently exercise the powers and perform the duties defined in this article All expenses of the Commission shall be paid share and share alike from funds provided by the signatory states said funds in each state being made available to that department of the state which is represented by the officer or employee designated by the governor as a member of the said Commission and all said expenses shall be paid from said funds on the certification of the said designated state officer or employee or in such other manner as the laws of the signatory state may prescribe

ARTICLE XXI

Should any claim or controversy arise between any two or more of the states signatory to this compact with respect to the meaning or performance of any of the terms of this compact or in case it should become desirable to modify any provision or all of this compact then the governor of each state affected upon the request of any one of them shall each forthwith appoint a Commissioner empowered to jointly consider and adjust such claim or controversy or recommend such modification subject to ratification by the legislatures of the signatory states and the Congress of the United States having consented thereto such modification shall be in full force and effect

ARTICLE XXII

Should any part of this compact be held to be contrary to the Constitution of any signatory state or of the United States all other servable parts of this compact shall continue to be in full force and effect

ARTICLE XXIII

This compact may be terminated at any time by concurrent legislative action of all the signatory states In the event of the termination of this compact all rights and obligations which may have become established or vested under its provisions shall remain and continue unimpaired Said termination shall be subject to such terms and conditions as may be agreed to by the signatory states

ARTICLE XXIV

This compact shall be submitted for adoption to the legislature of each of the signatory states at their several

sessions beginning in the month of January one thousand nine hundred twenty-five and upon adoption by the legislative act of each and all of said states the Congress of the United States having consented thereto it shall be in full force and effect

In Witness Whereof the Commissioners have signed this compact in triplicate originals one of which shall be deposited with the Secretary of State of each of the signatory states

Done at the City of New York New York this twenty-fourth day of January in the year of our Lord one thousand nine hundred and twenty-five

CHARLES H. MINER
ROBERT Y. STUART
PHILIP P. WELLS
W. A. STARRETT
FREDERICK C. SCHNEIDER
GEORGE MacDONALD
RUDOLPH REIMER
J. D. THOMPSON

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the aforesaid compact and every article matter and thing therein contained shall be and the same hereby is fully ratified confirmed and adopted and shall be and ever hereafter remain in force agreeably to the true tenor and intent thereof

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 292, as follows:

A Supplement to an act approved the twenty-third day of June one thousand nine hundred eleven (Pamphlet Laws eleven hundred and twenty-three) entitled "An act establishing in each county a board of viewers prescribing their duties providing for their appointment as viewers road juries juries of view and commissioners to view land and providing for the charges upon the respective counties in the matter of salaries costs and expenses thereof" as the same was amended and supplemented by subsequent acts by providing for the compensation to be paid to the members of the board of viewers in counties of the third fourth fifth sixth seventh and eighth class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That each member of the Board of viewers in counties of the third fourth fifth sixth seventh and eighth classes appointed pursuant to the provisions of the act of Assembly of which this is a supplement shall hereafter receive and be paid out of the treasury of the proper county the sum of ten (10) cents per mile for each mile actually and necessarily traveled by him in the performance of the duties of his office and each member of the said board of viewers shall receive and be paid out of the treasury of the proper county the sum of ten dollars ($10) per day for each day actually and necessarily spent by him in the performance of the duties of his office The same shall be paid monthly under such conditions as to verification of time of employment as may be prescribed by the rules and regulations which shall be made in that behalf by the courts of the respective counties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL ON FINAL PASSAGE.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 382, as follows:

An Act authorizing departmental administrative boards and commissions under certain restrictions to sell surplus products of the soil meats live stock timber or other materials raised or grown upon or taken from property of the Commonwealth administered by such boards or commissions and to expend the proceeds of such sales for the maintenance of the properties under their control

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any departmental administrative board or commission of this Commonwealth is hereby empowered with the approval of the Department with which such board or commission is connected to sell for the best price obtainable but not less than the current market price for similar products any surplus products of the soil meats live-stock timber or other materials raised or grown upon or taken from property of the Commonwealth administered by such boards or commissions respectively As used in this section "surplus" shall mean products meats live-stock timber or other materials which cannot conveniently and economically be used in connection with the proper maintenance of the institution park or other property administered by the board or commission involved Provided however that under no circumstances shall live trees be cut for sale unless and until the Department of Forests and Waters has approved the cutting of such trees

Section 2 The proceeds of the sale of any products meats live-stock timber or other materials sold by any departmental administrative board or commission under the provisions of this act may with the approval of the Department with which such board or commission is connected be expended by such board or commission for the payment of salaries wages or other compensation of employes the purchase of supplies or equipment or any other expenses of any kind or description necessary for the proper conduct of the work of such board or commission

Section 3 Every departmental administrative board or commission which sells any products of the soil meats live-stock timber or other materials under the provisions of this act shall keep an accurate record of the dates quantities and prices of all sales and of the dates and purposes of all expenditures made hereunder which record shall at all times be subject to examination and audit by the Auditor General of this Commonwealth

On the question,

Shall the bill pass finally

## BILL POSTPONED.

Mr. BREWSTER. Mr. Speaker, I move that further consideration of this bill be postponed for the present.

Mr. WRIGHT. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILL ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 308, entitled:

An Act providing that territory annexed to any city of the second class shall constitute a part of the poor district of such city of the second class or of the poor district of which said city is a part

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. CHRISTIAN MILLER. Mr. Speaker, I would like to interrogate the sponser of this bill.

The SPEAKER. Will the gentleman from Lackawanna, Mr. Davies permit himself to be interrogated?

Mr. DAVIES. Mr. Speaker, I will.

Mr. CHRISTIAN MILLER. Mr. Speaker, may I ask the purpose of this bill?

Mr. DAVIES. Mr. Speaker, the city of Scranton has at the present time twenty-two wards and one of those wards is not in the poor district of the city. The unfortunate part about this one ward is that those poor people who are compelled to go to the almshouse are sent seventeen miles away among strangers, and from the human side we think that ought not to be. We want to live together in prosperity and we want to live together in adversity. This ward pays about a seven mill poor tax and is the only ward not in the district. I think that the whole city is interested in this bill and anxious that you legislators will get that one ward, the baby ward of the city, in with us as one whole family.

Mr. CHRISTIAN MILLER. Mr. Speaker, it is very well in trying to provide homes for the homeless, to provide everything, in my way of speaking, for their comfort. We have got a big poor district, one of the biggest and one of the best in the State of Pennsylvania, administered by the Carbon County judges. Now, I believe after listening to quite a few of the men from Scranton and the residents from Scranton, that they are actually opposed to this bill.

Mr. DAVIES. Mr. Speaker, all the citizens of Scranton want this bill passed.

The SPEAKER. The gentleman from Luzerne, Mr. Christian Miller, has the floor.

Mr. CHRISTIAN MILLER. Mr. Speaker, I yield to the gentleman from Luzerne.

Mr. DAVIES. Mr. Speaker, I have the petitions of the voters of the twenty-second ward, and they want this bill to pass. All of the wards of the city are anxious to get this baby ward as part of the poor district of Scranton.

## BILL POSTPONED.

Mr. CHRISTIAN MILLER. Mr. Speaker, I move that this bill be placed upon the postponed calendar until we can learn more about it.

Mr. SOWERS. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILL ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 266, as follows:

An Act to amend section one of an act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand and twenty-one) entitled "An act to exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto" as amended by extending the provisions thereof to property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors and marines and discharging certain taxes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of an act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand and twenty-one) entitled "An act to exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto" which was amended by an act approved the ninth day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred and nineteen) entitled "An act to amend the act of the seventeenth day of July Anno Domini one thousand nine hundred and nineteen (Pamphlet Laws ten hundred twenty-one) entitled 'An act to exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto'" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all churches meeting-houses or other regular places of stated worship with the ground thereto annexed necessary for the occupancy and enjoyment of the same all burial grounds not used or held for private or corporate profit all hospitals universities colleges seminaries academies associations and institutions of learning benevolence or charity with the grounds thereto annexed and necessary for the occupancy and enjoyment of the same founded endowed and maintained by the public or private charity provided that the entire revenue derived by the same be applied to the support of and to increase the efficiency and facilities thereof the repair and the necessary increase of grounds and buildings thereof and for no other purpose and all schoolhouses belonging to any county borough or school district all court houses jails poor-houses and all other public property used for public purposes with the ground thereto annexed and necessary for the occupancy and enjoyment of the same and all real and personal property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors and marines be and the same are hereby exempted from all and every county city borough township bounty road school and poor tax Provided That all property real or personal other than that which is in actual use and occupation for the purposes aforesaid and from which any income or revenue is derived shall be subject to taxation except where exempted by law for State purposes and nothing herein contained shall exempt same therefrom And provided that all property real or personal in actual use and occupation for the purposes aforesaid shall be subject to taxation unless the person or persons association or corporation so using and occupying the same shall be seized of the legal or equitable title in the realty and possessor of the personal property absolutely

Section 2 That all taxes levied since the first day of January one thousand nine hundred and twenty-five upon any real or personal property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors or marines and remaining unpaid are hereby discharged and the trustees or other persons charged with the financial management of such branch post or camp are relieved and discharged from the payment thereof and no such taxes now unpaid shall be collected or be made a lien upon the property of such branch post or camp by the authority levying the same

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. EDMONDS. Mr. Speaker and Members of the House, I would like to make a few observations, with your permission, with reference to House Bill No. 266, file folio 1231. This is a bill which provides for the exemption of the property occupied by camps or posts of discharged soldiers and sailors of the United States from local taxation. It is passed in pursuance to an amendment to the Constitution of Pennsylvania which was approved by the people in November, 1923. The original provision of the Constitution was that the General Assembly may by general law exempt from taxation public property used for public purposes, actual places of religious worship, places of burial not used or held for private or corporate profit, and institutions of purely public charity. This amendment added these words, "real and personal property owned and used by any branch, post or camp of honorably discharged soldiers, sailors and marines." As the people of the Commonwealth have approved of that amendment by a very large majority, it seems to be that those

who favor this bill are justified in asking favorable consideration from the members of the House, and, therefore, I shall vote for it and count it a proper extension of the principle of the Commonwealth whereby property that is used for public purposes or patriotic purposes shall be exempt from taxation. But I want to take this opportunity, Mr. Speaker, to direct the attention of the members of the House to the way in which exemptions of realty from local taxation are extending in this State. To my mind we ought to vote for this bill as being in line with the established policy of the Commonwealth, but it is a question whether the time has not come to consider the danger in the established policy of the Commonwealth with reference to exemptions from local taxation.

The report of the Tax Commission shows that the total assessment of real estate in Pennsylvania is something like eight billions of dollars, and of that eight billions upwards of one billion at the present time is exempt from local taxation. This means that one eighth of the realty of Pennsylvania, twelve and one-half per cent is exempt from taxation, and, of course, that means that the tax on the other seven eighths is increased twelve and one-half per cent in order to carry the burden. It seems to be clear then to anyone that if the total real estate in this Commonwealth is forty-five thousand square miles and that if you exempt from taxation six or seven thousand square miles, you must add to the tax rate upon the remainder. Now we were quite surprised in the Tax Commission to find the extent and the variety of the realty that is exempted from local taxation at the present time. To those members of the House who have not yet had opportunity to study the report of the Tax Commission I refer you to pages thirty-seven and thirty-eight where we classify eight classes of property that are exempt from local taxation by special law at the present time. Including, first, real estate of public utilities that is used in the exercise of their franchise; including, second, public property, that is publicly owned for a public purpose and then following, the institutions of learning and the welfare institutions, and under a recent act even private schools where they are not for profit. All of those classes making as they do a hole in the list of taxables, had the law extended so that in time it covers a great variety of purposes such as I think they did not originally believe would be covered by it. Take for instance, I say to my friends in Montgomery County, take for instance Pottstown where there is the Hill School, a famous private school that has made a real contribution to education in this State, but it is a private school, and the wonder of it is that the Hill School would have all of its property exempt from local taxation, which is what has happened under the Act of 1919. Not only its property but also the dwelling houses occupied by members of the faculty are exempt from local taxation, although the dwelling houses occupied by public school teachers and those occupied by public officials are not exempt from local taxation.

Now it seems that we ought to realize that a situation has developed here in which by extending this policy of exemptions we may work an injustice to the people that are called upon to pay taxes. I recall one tax district in the western part of the State where at the present time the Federal Government has taken about one quarter of its area for a forestry reserve, a utility company has taken another section and is using it for a water supply basin, there is an institution of learning in another section and they have got left just barely half their real estate actually for taxation by these exemptions, so that they cannot raise sufficient revenue to keep their schools open as long as the laws of the Commonwealth require, or perform the other functions of government which they should perform under the laws of the Commonwealth. Now then, the policy of exemption has extended so far that it seems to me a time has come when we should call a halt. I can go even farther than that. I known of one taxing district adjacent to the city of Philadelphia in which in a single year, from 1922 to 1923, the exempt realty was doubled, although at the same time the taxable realty only increased by less than ten percent. It hardly needs comment that if the exempt real estate is going to be doubled in that ratio and that the tax on realty is to be increased in that ratio, the time will come when there will be a smash. That was one of the questions that the Tax Commission considered at great length, and the only suggestion that we were able to make at that time was that a distinction should be made between the land value and the improvement value upon its buildings that were used for public or semi-public purposes, and that while the improvements might be exempt from taxation land values should be uniformly taxed on the general principle that the moment you exempt a single foot of land you add to the tax of all the non-exempt land, and, hence put an unfair burden upon that. We have asked the Legislature to consider that suggestion, but we have further asked that no action be taken at this session because it involves such a marked change in the public policy of the State that we believe it ought not to be made until there has been a thorough debate in every part of the country, and a thorough understanding as to what the change involves. For one thing, we were unable to get the statistics showing how much of this billion of exempt real estate is owned by public utilities, how much represents churches or buildings used for public worship, how much represents institutions of learning or anything of that kind. That classification is not kept in our records.

Now, I might say also that this same problem came up a little while ago, in our adjacent State, New York, in West Chester County, which is pretty close to the City of New York, where it was found that twenty-eight percent of their real estate was exempt from taxation under a variety of tax laws, and it was felt that that resulted in an unfair burden on the remainder. That caused a serious study of the question to be made and their conclusion was that if they continued to follow this present policy of exempting welfare buildings from local taxations with the tremenduous growth in welfare work that is now going on, the time will come when the pressure of taxation will be exceedingly heavy upon the people that cannot come in under the classes exempt.

Now, I wanted to take, Mr. Speaker, the opportunity of suggesting the problem, and I want to say that while I am voting for this bill because I believe it is in line with the established policy of the state, yet it seems to me that the time will come very shortly when we will have to consider the question as to whether the established policy of the State is not too generous to certain classes of institutions, buildings and properties, and to that extent unfair to those who pay taxes.

On the question recurring,

Shall the bill pass finally,

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—198.

| | | | |
|---|---|---|---|
| Adam, | Flynn, | Malie, | Royle, |
| Alexander, | Fockler, | Mangan, | Sarig, |
| Allman, | Fratt, | Marcus, | Sautter, |
| Anderson, | Frye, | Martz, | Schilling, |
| Armstrong, | Fuller, | Mathay, | Schoener, |
| Aston, | Gelnett, | McBride, | Schwartz, |
| Bagshaw, | Gilchrist, | McCaig, | Scott, |

| | | | |
|---|---|---|---|
| Baldi, | Goehring, | McCann, | Shaffer, |
| Bartley, | Goodnough, | McClure, J. F., | Shambach, |
| Behney, | Goss, | McClure, J. H., | Sheffer, |
| Bell, F. A. | Greeby, | McCormick, | Smith, G. A., |
| Bell, W. T. | Greenstein, | McDaniel, | Smith, H. J., |
| Bentley. | Griffith, | McDermott, | Soffel, |
| Berkheiser, | Grimes, | McGowan, | Sowers, |
| Bidelspacher, | Guerin, | McKim, | Speer, |
| Blair, | Haas, | McLaughlin, | Spencer, |
| Blumberg, | Haines, | Memolo, | Stadtlander, |
| Bray, | Hall, | Metzger, | Stark, |
| Brewster, | Hantz, | Metzinger, | Staudenmeier, |
| Bromley, | Harer, | Millar, | Stavitski, |
| Brown, E., | Hart, | Miller, C., | Sterling, |
| Brown, E. P., | Haws, | Miller, H. A., | Stock, |
| Brown, T. J., | Heffernan, | Moffatt, | Storb, |
| Burke, | Heffran, | Moore, | Storer, |
| Bush, | Henderson, | Morrison, | Strayer, |
| Calhoun, | Hess, | Muldowney, | Talbot, |
| Colville, | Himes, | Munley, | Thomas, L. D., |
| Conner, | Holcombe, | Myers, | Thomas, M. G., |
| Craig, | Holmes, | Neely, | Toepfer, |
| Critchfield, | Holtzman, | Nicholson, | Towner, |
| Cross, | Hoover, | Nolte, | Trescher, |
| Davies, | Horn, | North, | Turner, |
| Davis, | Howe, | Orr, | Voltz, |
| Deibler, | Hricko, | Parkinson, | Washington, |
| Dengler, | Huber, | Patterson, B.H., | Watson, |
| Derby, | Irvin, | Patterson, F.W., | Weamer, |
| Diehm, | Jones, | Patterson, M., | Wells, |
| Dietz, | Kelly, | Peelor, | Welty, |
| Dilsheimer, | Labar, | Pennock, | Wettach, |
| Donnell, | Lafferty, | Perry, | Wheeler, |
| Drinkhouse, | Lauver, | Phillips, | Whitehouse, |
| Drumbor, | Leidich, | Pitts, | Williams, |
| Eaches, | Little, J. T., | Posey, | Witherspoon, |
| Earley, | Lockhart, | Powell, | Witkin, |
| Ede, | Lotz, | Prosser, | Wood, N., |
| Edmonds, | Lucas, | Pryor, | Wood, W. P., |
| Emhardt, | Ludlow, | Raymond, | Wright, |
| Evans, B. P., | Lukehart, | Reader, | Bluett, |
| Evans, F. D., | Lynch, | Rhodes, | Speaker. |
| Flinchbaugh, | MacMillan, | Rieder, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

## ADJOURNMENT.

Mr. STADTLANDER. Mr. Speaker, in accordance with the resolution adopted this evening, I move that this House do now adjourn out of respect to the memory of Hon. George Patterson, until tomorrow morning at 11:00 o'clock.

The motion was agreed to, and (at 11:00 P. M.) the the House adjourned until tomorrow morning at 11:00 o'clock.

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal

Session 1925 — 126th of the General Assembly

Vol. 8. HARRISBURG, PA., TUESDAY, FEBRUARY 24, 1925. No. 16.

## SENATE

TUESDAY, February 24, 1925.

The Senate met at 11:00 o'clock A. M.

The PRESIDENT PRO TEMPORE (Mr. John G. Homsher) in the Chair.

The Chaplain, Rev. Edward S. Ninde, offered the following prayer.

Our Heavenly Father, we would not do anything in this life without asking Thy blessing to rest upon us. And therefore at the beginning of the activities of this new day, we pause for a moment with bowed heads to invoke the Divine benediction. Bless our Governor; bless our Presiding Officer; bless, we pray Thee, all the members of this body, and the homes represented here. If any of the Senators or their loved ones are sick, do Thou heal them; if any are in sorrow or in trouble, do Thou comfort and sustain them; and in all the experiences of life may we find in Thee our unfailing Friend and Helper. Guide us in our work day by day, and at last bring us to Thyself in the Heavenly Kingdom. For the sake of Jesus Christ. Amen.

### JOURNAL APPROVED.

The President. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when on motion of Mr. BUCKMAN the further reading was dispensed with, and the Journal was approved.

### REPORTS FROM COMMITTEES.

Mr. ARON, from the Committee on Judiciary General, reported as committed, Senate Bill No. 307, entitled:

An Act to amend section six, nine, eleven, twenty-eight, thirty and forty of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled "An Act providing when, how, upon what property and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly."

Also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 387, (House Bill No. 398), entitled:

An Act to provide for the position of Principal Deputy Prothonotary and Second Deputy Prothonotary in counties of the first class prescribing their powers and duties and fixing their salaries.

Mr. KRAUSE, from the Committee on Judiciary General, reported as committed, Senate Bill No. 406, entitled:

An Act to validate certain municipal assessments, municipal claims, and municipal liens in the several boroughs of the Commonwealth; providing for the filing of claims therefor, and the proceedings for the collection of such assessments and claims.

Mr. KUTZ, from the Committee on Judiciary General, reported as committed, Senate Bill No. 429, (House Bill No. 363), entitled:

An Act to amend section one of the act approved the eleventh day of June, one thousand nine hundred and fifteen (P. L. 938), entitled "An act to regulate and establish the fees to be charged and collected by the several clerks of the courts of oyer and terminer, general jail delivery, and quarter sessions of the peace, in counties of this Commonwealth having a population of over eight hundred thousand and less than one million five hundred thousand inhabitants, as computed by the last preceding United States census," by fixing fee for certifying certain conviction to Secretary of Highways.

Mr. KUNKLE, from the Committee on Judiciary General, reported as committed, Senate Bill No. 107, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania, by adding thereto section eighteen.

Also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 380, entitled:

An Act concerning conditional sales, and to make uniform the law relating thereto.

Mr. PAINTER, from the Committee on Education, reported as committed, Senate Bill No. 399, entitled:

An Act to further amend section one thousand four hundred and fourteen of an act approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws, three hundred and nine), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by granting full term school privilege to children in fourth class districts up to fourteen years of age.

Mr. WEINGARTNER, from the Committee on Education, reported as committed, Senate Bill No. 396, entitled:

An Act to amend section 1419 of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled, "An Act to establish a public school system in the Commonwealth of Pennsylvania to-

gether with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof that are or may be inconsistent therewith," as amended by requiring reports in regard to the employment of minors.

Also from the Committee on Education reported as committed, Senate Bill No. 442, entitled:

An act to further amend paragraph nineteen of section one thousand two hundred and ten of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or maybe inconsistent therewith" by including payments on account of special classes.

Mr. SNYDER, from the Committee on Education, reported as committed, Senate Bill No. 400, entitled:

An act to authorize the Superintendent of Public Instruction to fix and to collect reasonable fees for certain services rendered by that Department.

Mr. MILLER, from the Committee on Education, reported as committed, Senate Bill No. 393, entitled:

An Act to further amend sections one thousand seven hundred and one, and one thousand seven hundred and seven, as amended, of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," and to repeal section one thousand seven hundred and two of said act.

Also, from the Committee on Education, reported as committed, Senate Bill No. 402, entitled:

An Act to prevent fraudulent procedure in obtaining credentials from the Department of Public Insttruction or any of the professional examining boards within such Department; and providing penalties.

Mr. DERRICK, from the Committee on Education, reported as committed, Senate Bill No. 394, entitled:

An Act to amend section 1421 of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled, "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered, and prescribing penalties for the violations thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended.

Mr. GELDER, from the Committee on Education, reported as committed, Senate Bill No. 418, (House Bill No. 449), entitled:

An Act authorizing the Department of Public Instruction annually to fix the fees to be charged for the several professional examining boards within the said Department and prescribing the basis upon which such fees shall be fixed.

Mr. FREEMAN, from the Committee on Judiciary General, reported as committed, Senate Bill No. 390, entitled:

An Act abolishing the publication of mercantile appraisers' lists.

Also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 453, entitled:

An Act to amend the act approved the twenty-eighth day of May, one thousand nine hundred seven, (Pamphlet Laws two hundred ninety), entitled "An act to provide for the employment of the insane, feeble-minded, and epileptic persons confined in institutions, wholly or in part maintained by the State, for the care and treatment of the insane, feeble-minded, and epileptic persons; and providing for the distribution of the supplies manufactured articles, goods, and products made in State institutions for the care of the insane, feeble-minded, and epileptic persons" by making further provision for the disposition of products made in such institutions, and authorizing boards of trustees of State institutions to use the proceeds of sales of such products for certain purposes.

Mr. GRISWOLD, from the Committee on Education, reported as committed, Senate Bill No. 392, entitled:

An Act to amend article two and article four of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended, by providing for county school boards and prescribing the duties and powers of such boards.

Mr. JOYCE, from the Committee on Judiciary General reported as committed Senate Bill No. 315, (House Bill No. 15), entitled:

An Act to amend section four of an act approved the nineteenth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws, sixty-seven), entitled "An act regulating the practice bail costs and fees on appeals to the Supreme Court and Superior Court" as amended fixing the time within which appeals may be allowed.

Mr. MANSFIELD, from the Committee on Education, reported as committed, Senate Bill No. 401, entitled:

An Act to amend sections six hundred and twenty-three and six hundred and twenty-four of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by making further provision against fire hazard in school building

Also, from Committee on Education, reported as committed, Senate Bill No. 419, (House Bill No. 450), entitled:

An Act requiring all professional examining boards within the Department of Public Instruction to pay into the general fund of the State Treasury all fees received by them and all unexpended balances of moneys accrued from fees heretofore received abolishing all special funds in the State Treasury for any such boards and transferring to the general fund of the State Treasury any unexpended balances in any such funds.

Mr. DAVIS, from the Committee on Elections, reported as amended, Senate Bill No. 309, entitled:

An Act imposing a poll tax for county purposes in all counties except counties of the first class on male and fe-

male residents over the age of twenty-one years and abolishing the occupation tax.

Also, from the Committee on Elections, reported as committed, Senate Bill No. 433, (House Bill No. 493), entitled:

An Act providing for the levy of a poll tax in counties of the second class and abolishing therein taxes on salaries and emoluments of office offices and posts of profit professions trades and occupations.

## BILLS INTRODUCED.

Mr. QUIGLEY read in his place and presented to the Chair Senate Bill No. 461, entitled:

An Act to further amend Route two hundred and nineteen of section six of the act approved the thirty-first day of May, one thousand nine hundred and eleven, (P. L. 468), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salary of Commissioner and deputies and other appointees; providing for the taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance, and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over the same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpike or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance, and repair of township or county roads, and prescribing the contents of township, county, borough or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act."

Which was committed to the Committee on Public Roads and Highways.

Mr. MILLER read in his place and presented to the Chair Senate Bill No. 462, entitled:

An Act to further amend section thirty-five of the act, approved the thirteenth day of June, one thousand eight hundred and thirty-six, (P. L. 551), entitled "An act relating to roads, highways and bridges," by authorizing, in proceedings pending or hereafter begun, such bridges to be located wherever necessary.

Which was committed to the Committee on Public Roads and Highways.

Mr. MANSFIELD read in his place and presented to the Chair Senate Bill No. 463, entitled:

An Act providing for the compensation of certain officers and employes in counties of the second class.

Which was committed to the Committee on New Counties and County Seats.

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 464, entitled:

An Act to amend section three, article four, chapter seven of the act approved the fourteenth day of May, one thousand nine hundred and fifteen, (P. L. 312), entitled "An act providing a system of government for boroughs and revising, amending and consolidating the law relating to boroughs".

Which was committed to the Committee on New Counties and County Seats.

Mr. SONES read in place and presented to the Chair Senate Bill No. 465, entitled:

An Act to amend sections four, five, eight and fifteen of the act approved the seventeenth day of May, one thousand nine hundred and seventeen (Pamphlet Laws two hundred and eight) entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words 'drug' and 'poison'; and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength and purity," as amended.

Which was committed to the Committee on Public Health and Sanitation.

Also read in his place and presented to the Chair Senate Bill No. 466, entitled:

A supplement to an act approved the seventeenth day of May, one thousand nine hundred seventeen (P. L. 208) entitled, "An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words 'drug' and 'poison'; and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength and purity"; providing for the registration of apprentices in pharmacy, requiring employers of such apprentices to see that they are registered, and imposing penalties.

Which was committed to the Committee on Public Health and Sanitation.

## BILLS ON FINAL PASSAGE.

The Senate proceeded to the third reading and consideration of Senate Bill No. 91, as follows:

An Act to amend an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and ninety-four) entitled "An act to amend an act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and fifty) entitled 'An act authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans and of the Army of the Philippines and to each post of the American Veterans of Foreign Service in the respective counties boroughs and towns to aid in defraying the expenses of Memorial Day' by authorizing appropriations to each post of the American

Legion Veterans of Foreign Wars and to each Naval Association and each post of the Grand Army of the Republic" as amended by extending the provisions thereof to cities and boroughs and to include appropriations to aid in defraying expenses of Armistice Day

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and ninety-four) entitled "An act to amend an act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and fifty) entitled 'An Act authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans and of the Army of the Philippines and to each post of the American Veterans of Foreign Service in the respective counties boroughs and towns to aid in defraying the expenses of Memorial Day' by authorizing appropriations to each post of the American Legion Veterans of Foreign Wars and to each Naval Association and each post of the Grand Army of the Republic" which was amended by the act approved the first day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred and twenty-eight) entitled "An act to amend an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and ninety-four) entitled 'An act to amend an act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and fifty) entitled "An act authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans and of the Army of the Philippines and to each post of the American Veterans of Foreign Service in the respective counties boroughs and towns to aid in defraying the expenses of Memorial Day" by authorizing appropriations to each post of the American Legion Veterans of Foreign Wars and to each Naval Association and each post of the Grand Army of the Republic' to include authorization of appropriations to each organization of ex-service men incorporated under the act of April twenty-ninth one thousand eight hundred and seventy-four and the supplements thereto" and the act approved the twentieth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred and forty) entitled "An act to further amend an act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and fifty) entitled 'An act authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans and of the Army of the Philipplnes and to each nost of the American Veterans of Foreign Service in the respective counties boroughs and towns to aid in defraying the expenses of Memorial Day' by authorizing appropriations to each post of the Disabled American Veterans of the World War" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the respective authorities of the several counties cities boroughs and incorporated towns of this Commonwealth are hereby authorized to appropriate annually to each camp of the United Spanish War Veterans and to each post of the American Legion and to each post of the Veterans of Foreign Wars and to each Naval Association and to each post of the Grand Army of the Republic and to eoch post of the Disabled American Veterans of the World War and to each organization of ex-service men incorporated under the act of April twenty-ninth one thousand eight hundred and seventy-four and the supplements thereto in the respective counties or towns a sum not to exceed one hundred dollars to aid in defraying the expenses of Memorial Day and a sum not to exceed one hundred dollars to aid in defraying the expenses of Armistice Day

Agreeably to order,

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays, were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Einstein, | Lanius, | Snyder, |
| Baldwin, | Freeman, | Leslie, | Sones, |
| Barr, | Gelder, | Mansfield, | Sprowls, |
| Baumer, | Griswold, | Miller, | Steele, |
| Bonbrake, | Harris, | North, | Stites, |
| Brown, | Heaton, | Norton, | Vare, |
| Buckman, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |
| Derrick, | Krause, | Quigley, | Homsher, |
| DeWitt, | Kunkle, | Salus, | Pres. Pro Tem. |
| Earnest, | Kutz, | Schantz, | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 200, as follows:

An Act to amend section fourteen of the act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand and forty-three) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by providing for the payment of a State annuity to employes who separated from school service prior to the establishment of the Retirement System

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section fourteen of the act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand and forty-three) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" is hereby amended to read as follows

Section 14 Retirement for superannuation shall be as follows

1 Any contributor who is an employe sixty-two years of age or older may retire for superannuation by filing with the retirement board a written statement duly attested setting forth at what time subsequent to the execution of said application he or she desires to be retired Said application shall retire said contributor at the time so specified or in the discretion of the retirement board at the end of the school term in which the time so specified occurs

2 Each and every contributor who has attained or shall attain the age of seventy years shall be retired by the retire-

ment board for superannuation forthwith or at the end of the school term in which said age of seventy years is attained

Allowance of Superannuation Retirement

3 On retirement for superannuation a contributor who is an employe shall receive a retirement allowance which shall consist of

(a) A teacher's annuity which shall be the actuarial equivalent of his or her accumulated deductions and

(b) A State annuity of one one-hundred-sixtieth (1/160) of his or her final salary for each year of service prior to the age of sixty-two years and

(c) In addition thereto if a present employe a further State annuity of one one-hundred-sixtieth (1/160) of his or her final salary for each year of prior service as certified to said present employe in the certificate issued to him or her by the retirement board under the provisions of section ten of this act

Any person sixty-two years of age or older who was a class-room teacher in the public schools of Pennsylvania for at least twenty years and who separated from school service for any reason prior to the first day of July one thousand nine hundred and nineteen or any person who was a class-room teacher in the public schools of Pennsylvania for at least fifteen years and who separated from school service because of physical or mental disability prior to the first day of July one thousand nine hundred and nineteen and who still is unable to teach because of such disability shall receive a State annuity equal to one eightieth of his or her final salary for each year of school service For this purpose there is hereby created a "Former Teachers' Fund" to which the General Assembly shall from time to time appropriate moneys sufficient to make payments under this sub-section Provided that any teacher who is entitled to receive a State annuity hereunder and who is receiving a retirement allowance under the provisions of a local teachers' retirement system shall receive from the "Former Teacher Fund" only the difference between the annuity to which such teacher would otherwise be entitled under the provisions of this subsection and the annual amount received by such teacher from such local teachers' retirement system

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Lanius, | Snyder, |
| Baldwin, | Freeman, | Leslie, | Sones, |
| Barr, | Gelder, | Mansfield, | Sprowls, |
| Baumer, | Griswold, | Miller, | Steele, |
| Betts, | Harris, | North, | Stites, |
| Bonbrake, | Heaton, | Norton, | Vare, |
| Brown, | Joyce, | Painter, | Weingartner, |
| Buckman, | Krause, | Patton, | Woodward, |
| Davis, | Kunkle, | Quigley, | Homsher, |
| Derrick, | Heaton, | Salus, | Pres. Pro Tem. |
| DeWitt, | Kutz, | Schantz, | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 206, as follows:

An Act to amend section one and to repeal section two of an act approved the third day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred and thirty-five) entitled "An act relating to the acquisition of land for park purposes by any city in this Commonwealth in sections not entirely built up limiting time for condemnation by councils or condemnation or purchase by park commissioners after same has been placed on city plan for park purposes by ordinance of councils or action of park commissioners and providing for removal from city plan upon failure to condemn or purchase within time specified herein" Providing that after such land has been placed on the city plan for parks by ordinance of council or action of park commissioners and no further action taken relative thereto for a period of five years such land shall be considered appropriated for public use

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act entitled "An Act relating to the acquisition of land for park purposes by any city in this Commonwealth in sections not entirely built up limiting time for condemnation by Councils or condemnation or purchase by park commissioners after same has been placed on city plan for park purposes by ordinance of councils or action of park commissioners and providing for removal from city plan upon failure to condemn or purchase within time specified herein" approved May third one thousand nine hundred twenty-three (Pamphlet Laws one hundred and thirty-five) is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That wherever any park [or parkway] may hereafter be superimposed upon the confirmed plan of the streets or parks of any city of this Commonwealth in sections not entirely built up by ordinance of councils or by appropriate action of the park commissioners thereof [unless an ordinance actually appropriating the land within the lines of said park or parkway to public use be duly passed by councils thereof or said land be acquired by the park commissioners in accordance with existing laws within three years from the passage of said ordinance or action of the park commissioners superimposing said plan upon said land] said ordinance or action of the park commissioners superimposing said plan upon said land shall be [void and of no effect in regard to said land and said plan shall be automatically removed from said land as if it had never been placed thereon nor shall any plan again be superimposed on said land without an accompanying ordinance condemning same to public use] considered as an appropriation to public use of land within the lines of said park at the expiration of five years from the date of confirmation of the plan with the same effect as if the land within the boundary of said park had been appropriated for public park purposes unless an ordinance or action of the park commissioners actually appropriating said land to public use shall have been previously passed or the ordinance or action of the park commissioners placing such park on the city plan shall have been previously repealed That section two of said act is hereby repealed

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. WOODWARD. Mr. President, in the Federal Constitution there are two methods of approving amendments, one by having special conventions in the various states, and the other by vote of the Legislatures, by three fourths vote. This has been the practice since 1887 ever since the ratification of the Constitution itself and it has caused in certain instances much dissatisfaction.

This bill provides that after three months time has elapsed after the proposal of the amendment to the Federal Constitution there shall be placed upon the calendar at the next succeeding election, whether general elections or mu-

nicipal, at the bottom of the bill the amendments proposed to the Federal Constitution; and then you vote either yes or no. There is no added expense to the State. These votes are counted by the regular election officers and the results transmitted to the Secretary of the Commonwealth, who certifies them to the Governor and the Legislature; but, of course there is no obligation that is binding about it, simply a referendum. As you know, in the state of Massachusetts they had a referendum on the Child Labor Amendment with the result that there were 600,000 against against it and 200,000 for it, which shows very clearly how the people felt about it.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Lanius, | Snyder, |
| Baldwin, | Einstein, | Leslie, | Sones, |
| Barr, | Freeman, | Mansfield, | Sprowls, |
| Baumer, | Gelder, | Miller, | Steele, |
| Betts, | Harris, | North, | Stites, |
| Bonbrake, | Heaton, | Norton, | Vare, |
| Brown, | Huffman, | Painter, | Weingartner, |
| Buckman, | Joyce, | Patton, | Woodward, |
| Davis, | Krause, | Quigley, | Homsher, |
| Derrick, | Kunkle, | Salus, | Pres. Pro Tem. |
| DeWitt, | Kutz, | Schantz, | |

NAYS—1.

Griswold,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 240, as follows:

An Act to repeal an act approved the fifteenth day of July one thousand eight hundred and ninety-seven (Pamphlet Laws two hundred ninety-five) entitled "An act to amend the first section of an act entitled 'An Act to protect timber lands from fire' approved the second day of June Anno Domini one thousand eight hundred and seventy providing for a penalty in case of the failure of county commissioners to comply with the terms of said act after demand made upon them by the Commissioner of Forestry and providing for the Commonwealth bearing part of the expenses incurred under said act"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That an act approved the fifteenth day of July one thousand eight hundred and ninety-seven (Pamphlet Laws two hundred ninety-five) entitled "An act to amend the first section of an act entitled 'An act to protect timber lands from fire' approved the second day of June Anno Domini one thousand eight hundred and seventy providing for a penalty in case of the failure of county commissioners to comply with the terms of said act after demand made upon them by the Commissioner of Forestry and providing for the Commonwealth bearing part of the expenses incurred under said act" is hereby repealed

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Einstein, | Lanius, | Snyder, |
| Baldwin, | Freeman, | Leslie, | Sones, |
| Barr, | Gelder, | Mansfield, | Sprowls, |
| Baumer, | Griswold, | Miller, | Steele, |
| Betts, | Harris, | North, | Stites, |
| Bonbrake, | Heaton, | Norton, | Vare, |
| Brown, | Huffman, | Painter, | Weingartner, |
| Buckman, | Joyce, | Patton, | Woodward, |
| Davis, | Krause, | Quigley, | Homsher, |
| Derrick, | Kunkle, | Salus, | Pres. Pro Tem. |
| DeWitt, | Kutz, | Schantz, | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 271, as follows:

An Act to amend section one of the act approved the fifteenth day of March one thousand nine hundred and eleven (Pamphlet Laws twenty) entitled "An act regulating in criminal trials the cross-examination of a defendant when testifying in his own behalf" by prohibiting the introduction as evidence of certain testimony or records

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the fifteenth day of March one thousand nine hundred and eleven (Pamphlet Laws twenty) entitled "An act regulating in criminal trials the cross-examination of a defendant when testifying in his own behalf" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same that hereafter any person charged with any crime and called as a witness in his own behalf shall not be asked (and if asked shall not be required to answer) for any purpose whatsoever any question tending to show that he has committed or been charged with or been convicted of any offense other than the one wherewith he shall then be charged or tending to show that he has been of bad character or reputation nor shall the Commonwealth be permitted to affirmatively introduce into evidence any such testimony or any record of any former trial or conviction unless

One He shall have at such trial personally or by his advocate asked questions of the witness for the prosecution with a view to establish his own good reputation or character or has given evidence tending to prove his own good character or reputation or

Two He shall have testified at such trial against a co-defendant charged with the same offense

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Kutz, | Schantz, |
| Baldwin, | Einstein, | Lanius, | Snyder, |
| Barr, | Freeman, | Leslie, | Sones, |
| Baumer, | Gelder, | Mansfield, | Sprowls, |
| Betts, | Griswold, | Miller, | Steele, |
| Bonbrake, | Harris, | North, | Stites, |
| Brown, | Heaton, | Norton, | Vare, |

| | | | |
|---|---|---|---|
| Buckman, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |
| Derrick, | Krause, | Quigley, | Homsher, |
| DeWitt, | Kunkle, | Salus, | Pres. Pro Tem. |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 13, entitled:

An Act providing a method of ascertaining the opinion of the electors of the Commonwealth as to the desirability of ratifying the proposed amendments to the Constitution of the United States

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—37.

| | | | |
|---|---|---|---|
| Aron, | Einstein, | Leslie, | Snyder, |
| Baldwin, | Freeman, | Mansfield, | Sprowls, |
| Barr, | Gelder, | Miller, | Steele, |
| Baumer, | Griswold, | North, | Stites, |
| Betts, | Harris, | Norton, | Vare, |
| Bonbrake, | Heaton, | Painter, | Woodward, |
| Brown, | Joyce, | Patton, | Homsher, |
| Davis, | Krause, | Quigley, | Pres. Pro Tem. |
| DeWitt, | Kunkle, | Salus, | |
| Earnest, | Lanius, | Schantz, | |

NAYS—6.

| | | | |
|---|---|---|---|
| Buckman, | Huffman, | Sones, | Weingartner, |
| Derrick, | Kutz, | | |

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 39, entitled:

An Act to provide for an additional system for the collection of State and county taxes in cities of third class.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. LANIUS. Mr. President, this act provides that in counties of the third, fourth, fifth, sixth, seventh and eighth classes, the County Commissioners may appoint a Collector of Taxes. My opposition to this measure lies in the fact that the bill does not materially change the authority now vested in the County Commissioners in this regard that they would have the authority to my mind to appoint the collector, if they so desired.

My second objection is that in making this appointment is that there is no set figures as to the compensation to be paid to the person who has to be named as Collector, in case one man is named it provides his compensation should not exceed five per cent. I respectfully call the attention of the Senate, to the fact that the appointee would be receiving under this bill, a compensation largely in excess of that of the officers who appoint him, a bad system, I would say.

My next objection is that I believe this bill is unconstitutional. I do not raise that point, but I advance it as my own opinion, that counties which declared for home rule for municipalities, under the constitutional amendment, I believe, have the right of naming a collector of taxes, and that this right in Cities of the third class particularly should be vested in the Councils of the Cities. Mr. President, for these reasons, I cannot vote for this bill.

Mr. EARNEST. Mr. President, under the act of 1899, the County Commissioners have the right, and it is their duty, to appoint one or more tax collectors for cities of the third class within their counties.

Now, I understand that there are some third class cities in which the collection of taxes is made in another way, and under other acts of Assembly; but that is the general law. The compensation that is allowed to tax collectors is five per cent.

The City of Harrisburg has fifteen wards. It has been the custom here for many years,—Harrisburg being a third class city,—to appoint a tax collector in each ward and pay him five per cent. commission. It cost the County of Dauphin between nineteen and twenty thousand dollars a year to collect its taxes in the city of Harrisburg. We think that is too much money. We want another way to collect the taxes in the City of Harrisburg, or at least, to collect them for less money.

The present bill is an alternative measure, in that it allows the County Commissioners only in counties where State and county taxes are collected, in cities of the third class where a collector is appointed by the County Commissioners,—only in such counties,—it allows them to appoint a tax collector and make a contract with him for a salary, or a commission, the whole cost of the collection not to exceed five percent of the whole amount of taxes collected. It does not interfere in any possible way in any manner of collecting taxes in cities of the third class that now exists; it simply gives additional way, another manner for the collection of taxes in cities of the third class.

The County Commissioners of the State of Pennsylvania, favor the passage of this bill. They tried to get a bill somewhat similar, but I believe a mandatory bill, through the legislature two years ago. But this is an alternative measure. The County Commissioners of the State favor the bill. My constitutents here, Republicans and Democrats, are very eager to see this bill passed and I hope the Senate will pass it. I am perfectly willing to answer any questions that may be asked me by any Senator on this bill.

Mr. SNYDER. Mr. President, I wish to state that the city of Altoona in my district, a third class city is trying this plan out, and is very much in favor of this bill.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—38

| | | | |
|---|---|---|---|
| Aron, | Einstein, | Leslie, | Sones, |
| Baldwin, | Freeman, | Mansfield, | Sprowls, |
| Barr, | Gelder, | Miller, | Steele, |
| Baumer, | Griswold, | North, | Stites, |
| Bonbrake, | Harris, | Norton, | Vare, |
| Brown, | Heaton, | Painter, | Weingartner, |

| | | | |
|---|---|---|---|
| Buckman, | Joyce, | Patton, | Homsher, |
| Davis, | Krause, | Salus, | Pres. Pro Tem. |
| Derrick, | Kunkle, | Snyder, | |
| Earnest, | Kutz, | Woodward, | |

NAYS—3

| | | |
|---|---|---|
| Betts, | Huffman, | Lanius, |

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 125, entitled:

An Act to further amend clause (b) of section thirty-five of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven) entitled "An act relating to the administration and distribution of the estates of the decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses and other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents by extending the statutes of limitations in actions against decedents' estates

And said bill having been read at length the third time,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate agree to the bill?

Mr. KUNKLE. Mr. President, I ask unanimous consent to amend title page 2, line 4 by inserting after the word "at" the word "a", also line 21 by placing quotation marks after the word "decedents", also; sec. 1, page 3, line 8 by striking out the word "debt" and inserting in lieu thereof the word "debts", also; line 8 by striking out the word "estates" and inserting in lieu thereof the word "estate", also; line 17 by striking out "curtilege" and inserting in lieu thereof the word "curtilage", also; line 23 by striking out the words "Common" and inserting in lieu thereof the word "common", also; page 4, line 12 by inserting after the word "removal" the word "of", also; page 4, line 22 by striking out the word "estate" which follows the word "residuary" and insert in lieu thereof the word "estates", also; page 5, line 1 by striking out "fidiciaries" and inserting in lieu thereof the word "fiduciaries", also; lines 22 and 23 by striking out the words "that have accrued against a decedent before his death" and insert in lieu thereof the words which were not barred by the statutes of limitation at the time of the death of decedent.

The amendment was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILL OVER IN ORDER.

Mr. STEELE. Mr. President, I ask that Senate Bill No. 261, on third reading entitled:

An Act to amend sections one and two of the act approved the fourteenth day of April one thousand nine hundred and five (Pamphlet Laws one hundred and sixty-two) entitled "An act regulating the method and procedure in the erection of line or partition fences" providing for fence views in cities of the third class by the mayor and members of council

go over in order.

The President. Is there objection? The Chair hears none.

## BILL ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 310, entitled:

An Act validating certain proceedings and elections of counties, cities, boroughs, townships, school districts, and other municipalities or incorporated districts had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four, (P. L. 65), entitled "An Act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto; and validating bonds issued or authorized to be issued in pursuance of such proceedings and elections.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Lanius, | Sones, |
| Baldwin, | Einstein, | Leslie, | Sprowls, |
| Barr, | Freeman, | Mansfield, | Steele, |
| Baumer, | Gelder, | Miller, | Stites, |
| Betts, | Griswold, | North, | Vare, |
| Bonbrake, | Harris, | Norton, | Weingartner, |
| Brown, | Heaton, | Painter, | Woodward, |
| Buckman, | Huffman, | Patton, | Homsher, |
| Daix, | Joyce, | Quigley, | Pres. Pro Tem. |
| Davis, | Krause, | Salus, | |
| Derrick, | Kunkle, | Schantz, | |
| DeWitt, | Kutz, | Snyder, | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 311, as follows:

An Act to amend section one thousand four hundred thirteen of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvan a together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended making further provision for the special education of certain children incapable of receiving proper education in the regular classes of the public schools

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand four hundred thirteen of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended by an act approved the twenty second day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand ninety) entitled "An act to amend section one thousand four hundred and thirteen of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' by providing for the special education of certain children incapable of receiving proper education in the regular classes of the public schools" is hereby further amended to read as follows

Section 1413 It shall be the duty of the secretary of the school board teachers school enumerators and attendance officers in every school district in this Commonwealth in accordance with rules of procedure prescribed by the Superintendent of Public Instruction to secure information and report to the medical inspector of the school district and to the district or county superintendent of schools on or before the fifteenth day of October of each year every child within said district between the ages of eight (8) and sixteen (16) years who is gravely retarded in his or her school work or any child between the ages of six (6) and sixteen (16) who because of apparant exceptional physical or mental condition is not being properly educated and trained and as soon thereafter as possible the medical inspector shall examine such child in accordance with rules of procedure prescribed by the (Commissioner) Secretary of Health and report whether such child is a fit subject for special education and training In school districts of the first second and third class having a district superintendent of schools said report shall be made to the superintendent of the district In all other districts the report shall be made to the (Commissioner) Secretary of Health and by him reported to the superintendent of schools of the county Pupils may also be designated as candidates for special education by mental clinics approved by the Council of Education or by a psychologist or a psychological examiner who has been certified by the Superintendent of Public Instruction and is employed by any school district

The county or district superintendent of schools shall submit to the board or boards of school directors plans for establishing and maintaining special classes in the public schools or special public schools for the proper education and training of all such children reported to him as fit subjects for special education and training and it shall be the duty of the board of directors of any district having such children to provide and maintain or to jointly provide and maintain with neighboring districts such special classes or schools Provided however That if it is feasible to form a special class with a minimum attendance of ten children in any district or if for any other reason it is not feasible to provide such education for any such child in the public schools of the district the board of school directors of that district shall (if the parents or guardians of said child give written consent) unless approved provision for the education of such child is made by the parents or guardian secure such proper education and training outside the public schools of the district or in special institutions or by providing for teaching the child in his home by a legally certified teacher on terms and conditions not inconsistent with the terms of this act or of any other act then in force applicable to such children

School districts maintaining special classes in the public schools or special public schools or providing special education as hereinbefore specified in this section shall receive reimbursement as hereinafter provided by law so long as such classes such schools and such special education are approved by the State Council of Education as to location constitution and size of classes conditions of admission and discharge of pupils equipment courses of study methods of instruction and qualifications of teachers

The State Superintendent of Public Instruction shall superintend the organization of such special classes and such other arrangements for special education and shall enforce the provisions of this act

[Funds] to be appropriated by the Legislature for the purpose an amount equal to one-half the total expense incurred by said district for instruction in such special classes and special public schools and in the provision of such special instruction outside the public schools of the district]

On or before the first day of October of each year the secretary of the board of school directors in each district in which special education for physically or mentally handicapped children is provided shall make such reports in regard to such special education maintained during the previous school year and that for which the approval of the State Council of Education for the current year is desired as may be required by the Department of Public Instruction When any child between the ages of six (6) and twenty-one (21) years of age resident in this Commonwealth who is blind or deaf is enrolled with the approval of the Department of Public Instruction as a pupil in any of the schools or institutions for the blind or deaf under the supervision of and approved by the Department of Public Instruction the school district in which such child is resident shall pay twenty-five per centum (25%) of the cost of tuition and maintenance of such child in such school or institution as determined by the Department of Public Instruction and for the tuition and maintenance of such children the Commonwealth shall pay out of funds appropriated to the Department for special education seventy-five per centum (75%) of the cost of their tuition and maintenance as determined by the Department When any person less than six (6) or more than twenty-one (21) years of age resident in this Commonwealth who is blind or deaf is enrolled with the approval of the Department of Public Instruction as a pupil in any of the schools or institutions for the blind or deaf under the supervision of and approved by the Department of Public Instruction the Commonwealth shall pay to such school or institution out of moneys appropriated to the Department for special education the cost of tuition and maintenance of such person as determined by the Department of Public Instruction To facilitate payments by the several school districts to the schools or institutions in which deaf or blind children are enrolled of amounts due by such districts for their proportion of the cost of tuition and maintenance of such children the Superintendent of Public Instruction shall withhold any moneys due to such districts out of any State appropriation for the assistance as reimbursement of school districts the amounts due by such districts to such schools or institutions for the blind or the deaf and amounts so withheld shall be paid to such schools or institutions by warrant of the Auditor General upon the State Treasurer after requisition of the Superintendent of Public Instruction for which purpose all amounts so withheld are hereby specifically appropriated to the Department of Public Instruction Payments of the Commonwealth's proportion of the cost of tuition and maintenance of blind or deaf pupils enrolled in schools or institutions for the blind or for the deaf as hereinbefore provided shall be made quarterly out of moneys appropriated to the Department of Public Instruction for special

education by warrant of the Auditor General upon the State Treasurer after requisition by the Superintendent of Public Instruction For the purpose of enabling the Department of Public Instruction to determine from time to time what amounts are due to schools for the blind or for the deaf hereunder such schools shall foward to the Department at such times and in such form as the Department shall prescribe sworn statements setting forth the names ages and residences of all pupils enrolled hereunder specifying the school districts liable for a part of the cost of tuition and maintenance of any such pupils the per capita cost of and maintenance of pupils and such other information as the Department shall require

Mr. LANIUS. Mr. President, you will notice on the calendar to-day three bills, 311, 312 and 314. These bills are, all of them, for a class of unfortunate children in this state, who unhappily are yet human and must be taken care of. The bills are designed to properly educate a class of children under the Public School system of Pennsylvania. The first bill, No. 311, makes education compulsory for all blind, deaf and crippled children who are incapacitated to such an extent that they cannot attend school. Mr. President, I was blind when I was 22 years of age, just one year too old to enter any of the schools in Pennsylvania. That was unfortunate. I could not help that, but nevertheless the opportunity of entering a school for the blind was denied to me, because the limit was set at 16. Now it is the thought of all the educators in the world, of the economists and philanthropists to make the best out of the liability, and, if possible, to turn it into an asset. We talk of humanity, but we are slow in applying the principle. We speak much of charity but we rarely practice it. I cannot conceive that you would legislate a hardship upon my brethren. We are a great body in this state of whom many people know very little. We are supposed to have a world of our own in which we are situated, and yet there is no such thing as the blind man's world. Mr. President, the world in which I live is your world, it is our world, it is God's world, and yet we go through the highways and the byways with our eyes closed. where God Almighty has created you just as he has created me, allows you to tread the paths with your eyes open, to choose which ever way you will to place your feet. I have got to fight, my brother must fight the battles of life just the same as you do. We are not allowed anything in the way of sympathy, we are not allowed anything in the way of makeshift, we have got to produce, we have to be just as efficient, just as able, and just as much men and just as much women in our highest capacity in the business world as though we had the best of sight, and hearing and the strongest mentality, and how in the world will you prepare us to do it? I have studied the situation for years. Mr. President. in 1919, when I was a member of the House of Representatives, I introduced a bill providing that handicapped children of Pennsylvania should be educated in the Public Schools of Pennsylvania, and under that act I am told, by those who know, that 100,000 children in Pennsylvania were benefitted. Those who were retarded, those who were backward or by some physical handicap were not able to take their place by strong and hearty children. But I have not finished my work. That bill passed in 1919 and on the Monday succeeding the adjournment I entered the Hospital at the University of Pennsylvania and while I was on that bed a representative of the Philadelphia Public Ledger came to me and told me that the Honorable William C. Sproul had signed my bill, giving 100,000 handicapped children of Pennsylvania an opportunity in life, and he brought to me, Mr. President, on that occasion crippled children and they lay across that bed and touched my hand, and I resolved there that if God gave me grace and raised my body again, —and those of my friends who are present here on this floor, know it was a major operation,—I resolved I would go back to the legislature some day and I would pick up my work where I left off, and I would carry it forward in the name of humanity, because I believed Pennsylvania was big enough and good enough and just enough to give every handicapped child of Pennsylvania an opportunity. And I came back. I came back slowly and as I sat on the porch of my home and I heard what was said in my home county, that I could not come back, that I had run my last race, that I had been a good boy, but I would never come through that terrible operation: but I came back to the State Senate in 1923 out of the shadow wreck and I sat here at this desk, and the only piece of legislation that I attempted was one creating a commission to study conditions of blind persons in Pennsylvania. That bill passed, and that commission was created, and we worked. We went out into the highways and byways of Pennsylvania and we studied, at close hand and close range, the needs of these children, these unfortunate handicapped children, and I have gone into the homes where boys of 23 and 24 years of age sat helpless and I have asked the parents of those children. "Can this boy read" "No". "Can this boy write?" "No." "What can your boy do?" The boy could do nothing. Why? Because that loving mother and that loving father had loved that boy so much that they had refused to allow him to take his place in life, they would not let that child go to school and I have known cases where that boy sat there in idleness and the parents who loved that child have died and where is he to-day? My friends, are you going to deny my brethern that privilege because their eyes are shut because somebody is going to be mistaken? The Kiwanians are for the poor child, The Rotarians are for the crippled child, and the Lions are for the blind children of Pennsylvania, and they are for this bill.

When this first bill which I introduced in 1919 was signed the Philadelphia Public Ledger said the Lanius bill was business proposition for the State of Pennsylvania, because it turned a liability into an assest. You do not want to handicap that crippled child, my good friends, and this first bill was made compulsory, that they attend school, and the schools for the blind are a part of our Public School System and the Public School System is good for your boy and my boy and is good for these children. It is not an institution where they lock them up, it is a free institution, where the parents and guardians and the public are welcome at any time. The second bill merely sets the time at which children can attend these institutions. For instance, a child of sixteen years of age is allowed to enter school. I was denied that privilege. I was thrown out upon the highways and byways of life to take my place beside my sighted brother.

That is all. I make this statement, not because I wish to go on record, not that my friends may read this speech, I care not for publicity, but because I know there are 100,000 handicapped children in Pennsylvania waiting to see what the State of Pennsylvania does to-day.

The question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Lanius, | Sones, |
| Baldwin, | Einstein, | Leslie, | Sprowls, |
| Barr, | Freeman, | Mansfield, | Steele, |
| Baumer, | Gelder, | Miller, | Stites, |
| Betts, | Griswold, | North, | Vare, |
| Bonbrake, | Harris, | Norton, | Weingartner, |

| | | | |
|---|---|---|---|
| Brown, | Heaton, | Painter, | Woodward, |
| Buckman, | Huffman, | Patton, | Homsher, |
| Daix, | Joyce, | Quigley, | Pres. Pro Tem. |
| Davis, | Krause, | Salus, | |
| Derrick, | Kunkle, | Schantz, | |
| DeWitt, | Kutz, | Snyder, | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 312, as follows:

An Act to amend section one thousand four hundred and forty of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" making provision for assistance to blind and to deaf students in certain schools and institutions

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand four hundred and forty of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" which section was added to the said act by the act approved the seventeenth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred and six) entitled "An act to amend section one thousand four hundred thirty-nine of an act approved the eighteenth day of May one thousand nine hundred and eleven entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' as amended and adding thereto section one thousand four hundred forty" is hereby amended to read as follows

Section 1440 The [State Board of Education] Department of Public Instruction is authorized to make provision for [readers for] defraying the necessary expense of any students who are blind or deaf and in attendance upon institutions of learning are regularly enrolled students pursuing any course of study profession art or science in any university college conservatory of music normal professional or vocational school approved by the Department of Public Instruction and who are residents of the Commonwealth Before any contract is entered into the State Board of Education Department of Public Instruction shall make a careful investigation of all the circumstances surrounding the case and if after such investigation it appears that any blind or deaf student who desires to attend [a higher] any such school or institution [of learning] or who is attending such school or institution [and] seems to be fitted for special work the [State Board of Education] Department of Public Instruction is authorized to expand [an] the necessary amount out of the general sum appropriated for this purpose not to exceed [three] five hundred dollars per year for each such blind or deaf student Provided That the provisions of this section shall not apply to students regularly enrolled with the approval of the Department of Public Instruction in any of the schools for the blind or the deaf under the supervision of the Department of Public Instruction

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Lanius, | Sones, |
| Baldwin, | Einstein, | Leslie, | Sprowls, |
| Barr, | Freeman, | Mansfield, | Steele, |
| Baumer, | Gelder, | Miller, | Stites, |
| Betts, | Griswold, | North, | Vare, |
| Bonbrake, | Harris, | Norton, | Weingartner, |
| Brown, | Heaton, | Painter, | Woodward, |
| Buckman, | Huffman, | Patton, | Homsher, |
| Daix, | Joyce, | Quigley, | Pres. Pro Tem. |
| Davis, | Krause, | Salus, | |
| Derrick, | Kunkle, | Schantz, | |
| DeWitt, | Kutz, | Snyder, | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 313, entitled:

An Act to amend an act approved the sixteenth day of May, one thousand nine hundred and nineteen, (Pamphlet Laws, one hundred and ninety-six), entitled "An Act providing for the time during which pupils may be taught in institutions for the instruction of the blind in this Commonwealth," extending the provisions of the act to pupils in institutions of schools for the deaf as well as for the blind, and authorizing the Department of Public Instruction to determine the number of years during which such pupils may be educated in whole or in part at State expense.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Lanius, | Sones, |
| Baldwin, | Einstein, | Leslie, | Sprowls, |
| Barr, | Freeman, | Mansfield, | Steele, |
| Baumer, | Gelder, | Miller, | Stites, |
| Betts, | Griswold, | North, | Vare, |
| Bonbrake, | Harris, | Norton, | Weingartner, |
| Brown, | Heaton, | Painter, | Woodward, |
| Buckman, | Huffman, | Patton, | Homsher, |
| Daix, | Joyce, | Quigley, | Pres. Pro Tem. |
| Davis, | Krause, | Salus, | |
| Derrick, | Kunkle, | Schantz, | |
| DeWitt, | Kutz, | Snyder, | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 314, entitled:

An Act to further amend section one thousand four hundred and fourteen of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for the education of deaf, blind, or crippled children.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Lanius, | Sones, |
| Baldwin, | Einstein, | Leslie, | Sprowls, |
| Barr, | Freeman, | Mansfield, | Steele, |
| Baumer, | Gelder, | Miller, | Stites, |
| Betts, | Griswold, | North, | Vare, |
| Bonbrake, | Harris, | Norton, | Weingartner, |
| Brown, | Heaton, | Painter, | Woodward, |
| Buckman, | Huffman, | Patton, | Homsher, |
| Daix, | Joyce | Quigley, | Pres. Pro Tem. |
| Davis, | Krause, | Salus, | |
| Derrick, | Kunkle, | Schantz, | |
| DeWitt, | Kutz, | Snyder, | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL RECOMMITTED.

Mr. BARR. Mr. President, I move that Senate Bill No. 319 (House Bill No. 170) on third reading, entitled:

An Act providing for and regulating the validation of certain borough ordinances

be recommitted to the Committee on Judiciary General.

Mr. STEELE. Mr. President, I second the motion.

The motion was agreed to.

## BILL ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 329, as follows:

An Act for the protection of the public health in the manufacture and sale of carbonated beverages and still drink providing for the registration thereof prohibiting the sale offering or exposing for sale exchange or giving away thereof in certain cases unless registered regulating the manufacture bottling preparation mixing and compounding of carbonated beverages or still drinks and the sale and dispensing thereof creating a special fund in the State Treasury and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the term "carbonated beverages" or "still drinks" as used in this act shall include all carbonated beverages or still drinks fruit juices and mineral waters when ready for use as a beverage whether still or carbonated and whether simple mixed or compounded The term shall not include natural apply cider

The word "person" shall include individuals associations copartnerships and corporations

The singular shall include the plural the masculine shall include the feminine and neuter

Section 2 It is unlawful for any person to sell offer or expose for sale or exchange or give away any carbonated beverage or still drink except such as is manufactured prepared mixed or compounded by himself unless the same has been registered with the Department of Agriculture

Section 3 Any person whether a resident or non-resident of this Commonwealth manufacturing bottling or dealing in any carbonated or still drinks shall register such beverages with the Department of Agriculture by filing an application for such purpose on a form to be prescribed by the Department of Agriculture Such application shall state (a) the name and address of the applicant (b) the location of his manufacturing or bottling plant (c) the name of each beverage to be registered and (d) such other information as may be required by the Department of Agriculture The application shall be accompanied by a fee of fifty dollars The Department of Agriculture shall issue to each applicant a certificate of registration for all carbonated beverages or still drinks manufactured or bottle by him Such registration shall expire one year from the issuance thereof unless renewed annually by the payment of a fee of fifty dollars

The Department of Agriculture may revoke any registration whenever it is determined by it that any of the provisions of this act or of any other act relating to carbonated beverages or still drinks have been violated

Section 4 It is unlawful for any person to label mark or cap any carbonated beverage or still drink which has not been registered under this act so as in any way to indicate that such beverage has been so registered

It is unlawful for any person other than a person holding a certificate of registration to use for the purpose of holding any carbonated beverages or still drinks any container label or cap bearing any registration mark

Any person violating any of the provisions of this section shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one thousand dollars

Section 5 No carbonated beverages or still drinks shall be made except from syrup containing pure cane or beet sugar and pure flavoring materials with or without added fruit acids and with or without added color Such carbonated beverages or still drinks shall contain not less than eight per centum sugar by weight This section does not prohibit the use of any other harmless ingredient in the manufacture of carbonated beverages or still drinks nor does this section apply to non-alcoholic fruit juices or to carbonated beverages or still drinks made in imitation of beer bitter drinks or other similar beverages Whenever artificial coal tar products are used nothing but the certified colors approved by the Federal Government may be used Carbonated beverages or still drinks not in compliance with this section shall be deemed adulterated

Section 6 Whenever artificial colors or flavors are used in the manufacture of carbonated beverages or still drinks the bottle or other container shall be distinctly marked labeled or capped "artificially colored" "artificially flavored" or "artificially colored and flavored" as the case may be All cider fruitades fruit juices or other simiar beverages made in imitation of the natural product shall be distinctly marked labeled or capped with the word "imitation" followed by the name of the natural product imitated

All carbonated beverages or still drinks containing artificial flavor or artifical color of any character and sold from bulk shall be so labeled or marked on the container from which it is sold

Section 7 Display cards shall be prominently displayed on all stands booths or other places where any carbonated beverage or still drink containing artificial coloring or artificial flavoring is sold or dispensed Such display cards shall be printed in letters not less than two inches long and three-fourths of an inch in width and shall bear the following inscription "artificially colored" "artificially flavored" "imitation flavor" or "artifcially color-

ed and flavored" as the case may be When such carbonated beverage or still drink contains artificial color and natural fruit flavor the display card shall indicate the presence of the artificial coloring as follows "artificially colored" or "harmless color added" When such beverages contain artificial flavors and no artificial coloring they shall be labeled as follows "artificial flavor" or "imitation flavor"

Section 8 Every bottle filled with carbonated beverages or still drinks shall be distinctly marked labeled or capped so as to show the true name of the carbonated beverage or still drinks contained therein

Section 9 All bottles used for bottling carbonated beverages or still drinks before being filled shall be cleansed by soaking in a hot caustic solution of not less than one hundred and ten degrees Fahrenheit and that shall contain not less than three per centum caustic or alkali expressed in terms of sodium hydrate for a period of not less than five minutes then thoroughly rinsed in pure water The clensing solution shall be changed frequently so as to prevent its becoming foul and unsanitary

Section 10 No bottles shall be used in the manufacturing or bottling of carbonated beverages or still drinks in which the metal or rubber parts of the stopper come in contact with the beverage or drink The provisions of this section shall not apply to carbonated water put in syphons

Section 11 It is unlawful for any person to use any containers used in the manufacture bottling or distribution of carbonated beverages or still drinks for any other purpose

Section 12 All carbonated beverages or still drinks shall be drawn from closed containers or served from indiviual bottles

Section 13 All carbonated beverages or still drinks manufactured sold or offered for sale at or tributary to fair grounds carnivals circus grounds parks resorts and all other places within the State shall be made from pure cane or beet sugar and in compliance with the provisions of the non-alcoholic drink laws of Pennsylvania

Section 14 All coolers and other containers of any description whatsoever from which carbohated beverages or still drinks are sold or dispensed at or adjacent to fair grounds carnivals circus grounds parks resorts and all other places within the State shall have proper display cards as provided by section seven of this act

Section 15 No carbonated beverages or still drinks shall be sold or offered for sale from bulk which has been kept cool by the addition of ice

Section 16 It is unlawful for any person to display any press at any place where carbonated beverages or still drinks are being sold or dispensed unless such press is actually used in the production of the carbonated beverages or still drinks being sold or dispensed from bulk at such place and time

Section 17 No carbonated beverages or still drinks shall be mixed or compounded in tin galvanized iron or wood pails tubs or barrels

Section 18 The Department of Agriculture shall have charge of the enforcement of this act

The Secretary of Agriculture shall appoint four special agents with experience to enforce the provisions of this act and such additional agents as may be necessary to keep supervision over the non-alcoholic drinks industry as provided for by this act and shall fix the compensation of such special agents and shall allow them necessary traveling expenses

Section 19 All licenses all registration fees and fines paid or recovered under the provisions of this act shall be paid by the justice of the peace or court official to the Secretary of Agriculture and shall be paid by him into the State Treasury Such moneys shall constitute a special fund and are hereby permanently appropriated to the Department of Agriculture for the purpose of enforcing the provisions of this act and may be drawn out upon warrants signed by the Secretary of Agriculture approved by the Auditor General

All moneys remaining in such fund on the first day of June of each year shall be paid over into the general fund of the State Treasury

Section 20 Any person violating any of the provisions of this act excepting section four thereof or interfering with or refusing to give access to the Secretary of Agriculture or any of his agents or assistants shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than fifty ($50) dollars nor more than one hundred ($100) dollars or to undergo an imprisonment of not less than thirty (30) days nor more than ninety (90) days or both

Section 21 The provisions of this act shall not apply to drinks sold or disposed from soda fountains nor to social fraternal charitable educational religious or beneficial organizations This act shall take effect sixty days after the date of its approval

Section 22 This act does not repeal or in any wise affect any of the provisions of any act of this Commonwealth relating to intoxicating liquors nor any of the provisions of the act approved the eleventh day of March one thousand nine hundred and nine (Pamphlet Laws fifteen) entitled "An act relating to non-alcoholic drinks defining the same and prohibiting the manufacture sale offering for sale exposing for sale or having in possession with intent to sell of any adulterated or misbranded non-alcoholic drinks and providing penalties for the violation thereof and providing for the enforcement thereof" or the act approved the tenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred sixty-eight) entitled "An act for the protection of the public health by providing clean sanitary establishments for bottling non-alcoholic drinks including clean sanitary ingredients bottles receptacles and utensils and providing penalties for the enforcement thereof" or any of their supplements or amendments

Section 23 All acts and parts of acts inconsistent with this act are hereby repealed

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. WOODWARD. Mr. President, I wish to call attention to the fact that Senate Bill No. 329 creates special fund No. 34.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | DeWitt, | Kunkle, | Salus, |
| Baldwin, | Earnest, | Kutz, | Schantz, |
| Barr, | Einstein, | Lanius, | Sones, |
| Baumer, | Freeman, | Leslie, | Sprowls, |
| Betts, | Gelder, | Mansfield, | Steele, |
| Bonbrake, | Griswold, | Miller, | Stites, |
| Brown, | Harris, | North, | Vare, |
| Buckman, | Heaton, | Norton, | Weingartner, |
| Daix, | Huffman, | Painter, | Woodward, |
| Davis, | Joyce, | Patton, | Homsher, |
| Derrick, | Krause, | Quigley, | Pres. Pro Tem. |

NAYS—1.

Snyder,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILLS OVER IN ORDER.

Mr. MILLER. Mr. President, I ask that Senate Bill No. 342 on third reading entitled:

An Act to further amend clause five of section three of the act approved the thirteenth day of May, one thousand nine hundred and nine, (P. L. 520), entitled "An act relating to food: defining food; providing for the protection of the public health, and the prevention of fraud and deception, by prohibiting the manufacture or sale, the offering for sale or exposing for sale, or the having in possession with intent to sell, of adulterated, misbranded, or deleterious foods; pre-

scribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof."

go over in order.

The PRESIDENT. Is there objection? The Chair hears none.

## BILL ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 351, as follows:

An Act to amend section seven of an act approved the third day of June one thousand nine hundred and eleven (Pamphlet Laws six hundred and thirty-one) entitled "An act relating to the right to practice medicine and surgery in the Commonwealth of Pennsylvania and providing a Bureau of Medical Education and Licensure as a bureau of the Department of Public Instruction and means and methods whereby the right to practice medicine and surgery and any of its minor branches may be obtained and exemptions therefrom and providing for an appropriation to carry out the provisions of said act and providing for revocation or supervision of licenses given by said bureau and providing penalties for violation thereof and repealing all acts or parts of acts inconsistent therewith" commonly known as "The Medical Practice Act" by providing for the annual registration of all persons duly qualified and licensed to conduct the practice of medicine or any of the allied branches thereof in the Commonwealth of Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seven of an act approved the third day of June one thousand nine hundred and eleven (Pamphlet Laws six hundred and thirty-nine) entitled "An act relating to the right to practice medicine and surgery in the Commonwealth of Pennsylvania and providing a Bureau of Medical Education and Licensure as a bureau of the Department of Public Instruction and means and methods whereby the right to practice medicine and surgery and any of its minor branches may be obtained and exemptions therefrom and providing for an appropriation to carry out the provisions of said act and providing for revocation or suspension of licenses given by said bureau and providing penalties for violation thereof and repealing all acts or parts of acts inconsistent therewith" be amended to read as follows

Section 7 All persons who have complied with the requirements of the rules and regulations of the [bureau] board and who shall have passed a final examination and who have otherwise complied with the provisions of this act shall receive from [said bureau under its seal] the Department of Public Instruction acting for the said board a licensing certificate entitling them to the right to practice medicine and surgery or special branches of medicine and surgery as provided for in section six in this Commonwealth which said license certificate shall be duly registered in the office of the [Superintendent] Department of Public Instruction of this Commonwealth in a record book to be properly kept for that purpose and which shall be open to public inspection and a certified copy of said record shall be received as evidence in all courts in this Commonwealth in the trial of any case Provided That this section relating to certificates to practice medicine and surgery shall not apply to officers in the regular medical service of the United States Army and Navy or the United States Public Health and Marine Hospital Service while in discharge of their official duties or to any one who may be a duly registered practioner of medicine in any other State or Commonwealth who may be called upon by a registered physician of this Commonwealth to consult with him in a case under treatment or any one while actually serving as a member of the resident medical or surgical staff of any legally incorporated or State hospital And provided further That any duly registered practitioner of medicine residing in any State near the boundary line between said State and this Commonwealth whose practice extends into this State shall have the right to practice in this Commonwealth at the discretion of the [bureau] board provided he files with the secretary of the [Bureau] Board of Medical Education and Licensure of this Commonwealth a certified copy of his registration in the State where he resides and provided that the Board of Examiners of the adjoining State reciprocate by extending the same privilege to practitioners of medicine and surgery in this Commonwealth in which case he shall receive from the secretary of the [bureau] board created by this act a licensing certificate issued by the said [bureau] board but which shall be automatically revoked if he changes his said residence or office of practice A record of all persons so licensed shall be kept in the archives of the Department of Public Instruction at Harrisburg and shall have the standing before the law of any other license issued by the said Department for the Board of Medical Education and Licensure In these records shall be registered the names and addresses of each person duly qualified to conduct the practice of medicine or any of the allied branches of the healing art as provided for in this Act in Pennsylvania

And it shall be the duty of all persons now qualified and engaged in the practice of medicine or any of the allied branches of the healing art or who shall hereafter be licensed by the Department of Public Instruction for the Board of Medical Education and Licensure to engage in such practice in the Commonwealth of Pennsylvania to be registered with the said Board of Medical Education and Licensure in the Department of Public Instruction as practitioners on or before the first day of January one thousand nine hundred and twenty-six and thereafter to register in like manner annually on or before the first day of January of each succeeding year The form and method of such registration shall be provided for by the said Board of Medical Education and Licensure in such manner as will enable the Board of Medical Education and Licensure to carry into effect the purposes of this act

Each person so registering with the Board of Medical Education and Licensure shall pay for each annual registration and for the certificate hereinafter provided for a fee of one dollar or such other sum as may be fixed by the Department of Public Instruction under authority of law which fee shall accompany the application for such registration The money thus received shall be available for the use of the said Board of Medical Education and Licensure for the purpose of enforcing the provisions of this Act against unlicensed illegal and unregistered practitioners.

Upon receiving a proper application for such registration accompanied by the fee above provided for the Department of Public Instruction acting for said Board of Medical Education and Licensure shall issue its certificate of registration to the applicant Said certificate together with its renewals shall be good and sufficient evidence of registration under the provisions of this Act

Any person who shall practice medicine or any of the allied branches of the healing art which come under the provisions of this Act without having been registered in accordance with the provisions of this Act shall on conviction thereof before any magistrate alderman or justice of the peace in the county where the offense shall have been committed be subject to a fine of not less than ten dollars and not more than one hundred dollars to be collected by summary conviction as like fines are now collected by law or in case of non-payment of the fine to undergo an imprisonment in the county jail for a period not exceeding ten days Provided That any person so convicted shall have the right of appeal as in any other case of summary conviction

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Lanius, | Sones, |
| Baldwin, | Einstein, | Leslie, | Sprowls, |
| Barr, | Freeman, | Mansfield, | Steele, |
| Baumer, | Gelder, | Miller, | Stites, |
| Betts, | Griswold, | North, | Vare, |
| Bonbrake, | Harris, | Norton, | Weingartner, |
| Brown, | Heaton, | Painter, | Woodward, |
| Buckman, | Huffman, | Patton, | Homsher, |
| Daix, | Joyce, | Quigley, | Pres. Pro Tem. |
| Davis, | Krause, | Salus, | |
| Derrick, | Kunkle, | Schantz, | |
| DeWitt, | Kutz, | Snyder, | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILLS ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 354, entitled:

An Act to further amend section six hundred and twenty-five of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto"

And said bill having been read at length the third time

On the question,

Shall the bill pass finally?

Will the Senate agree to the bill?

Mr. BUCKMAN. Mr. President, out of courtesy to the Senator from Delaware, Mr. MacDade, I ask unanimous consent to amend section 1, page 2, line 16 by striking out "theereof" and inserting in lieu thereof the word "thereof".

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILL RECOMMITTED.

Mr. LESLIE. Mr. President, I move that Senate Bill No. 356, on third reading, entitled:

An Act to amend the thirty-fourth and thirty-fifth Congressional districts in section one of the act approved the tenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred and forty-four) entitled "An act to apportion the State into congressional districts"

be recommitted to the Committee on Congressional Apportionment for the purpose of a hearing.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

Mr. WOODWARD. Mr. President, I move that the Senate proceed to the consideration of Senate Bill No. 15, on third reading postponed for the present, entitled:

An act for the protection of the public health by regulating the serving of milk for drinking purposes to patrons of hotels restaurants lunch rooms fountains and dining cars and the sale of milk at retail and providing penalties

Mr. STEELE. Mr. President, I second the motion.

The motion was agreed to.

And the question recurring.

Will the Senate agree to the bill on third reading?

Mr. WOODWARD. Mr. President, I ask unanimous consent to amend the fourth line of the title by striking out the following: "and the sale of milk at retail"; also section 1, line 8, by striking out after the word "patrons" the following: " or for any person to sell milk at retail"; also line 10 by inserting after the word "container" the following: "in which said milk is supplied to the said hotel, restaurant, lunch room, fountain or dining car."

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILLS INTRODUCED.

Mr. KRAUSE. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KRAUSE read in his place and presented to the Chair Senate Bill No. 467, entitled:

An Act to amend section six of an act, approved the ninth day of June, one thousand nine hundred and eleven (P. L. 746), entitled "An act to regulate the construction, maintenance and inspection of buildings used for the exhibition of moving pictures, in all cities of the first class; providing for the enforcement thereof, and fixing penalties for violation of the same," by providing for the heating by means of mechanical warm air.

Which was committed to the Committee on Judiciary General.

Mr. BROWN. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BROWN read in his place and presented to the Chair Senate Bill No. 468, entitled:

An Act to provide for a second additional law judge of the court of common pleas of the Fourteenth Judicial District.

Which was committed to the Committee on Judiciary General.

## RECONSIDERATION OF SENATE BILL NO. 102.

Mr. HUFFMAN. Mr. President, I move to reconsider the vote by which Senate Bill No. 102, entitled:

An Act providing that in certain cases it shall not be a defence in an action against a corporation on a negotiable instrument issued or endorsed in its name to prove that it was issued or endorsed by an officer or officers thereof contrary to the by-laws of said corporation.

was defeated.

The PRESIDENT. How did the Senator vote?

Mr. HUFFMAN. Mr. President, I voted "no".

Mr. DeWITT. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. DeWITT. Mr. President, I voted "no".

The motion was agreed to.

And the question recurring.

Shall the bill pass finally?

Mr. HUFFMAN. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. HUFFMAN. Mr. President, I voted "no".

Mr. DeWITT. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. DeWITT. Mr. President, I voted "no".

The motion was agreed to.

And the question recurring.

Will the Senate agree to the bill on third reading?

## BILL RECOMMITTED.

Mr. BUCKMAN. Mr. President, I move that the bill be recommitted to the Committee on Judiciary General.

Mr. LESLIE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. HUFFMAN. Mr. President, I made the motion to reconsider on behalf of the sponsor of the bill. The plan is to have it amended so as to be satisfactory to all those who voted against it and for that reason I am making the motion. I am just as much opposed to the bill as it stands now as anybody in the Senate.

And the question recurring,

Will the Senate agree to the motion?

It was agreed to.

## QUESTIONS OF PERSONAL PRIVILEGE.

Mr. BARR. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Allegheny, Mr. Barr, will state his question of personal privilege.

Mr. BARR. Mr. President, when the resolution was passed here, the concurrent resolution to appropriate money to take the Legislature to the inauguration at Washington, there was so much confusion that I could not catch the purport of the resolution and I presume I was reported as voting "aye" I am against the resolution and I want to take this opportunity to so express myself. I do not believe that under the heavy pressure that is being placed against the Appropriations Committee the Chairman of the Appropriations Committee of the Senate and the Chairman of the Appropriations of the Committee of the House are working night and day to find money for the necessary things of this State and they do not know where it is coming from and there is a difference of opinion as to how much they are going to appropriate. I had a man say to me yesterday, a big taxpayer, when I was on my road to the train, that he had not seen during this entire session where one voice was raised in the legislature about the increase in taxes or the increase in appropriations and I had to agree with him that that was true. I understand that in the House this resolution has not been concurred in and I further understand that they have passed a resolution for an amount not to exceed five thousand dollars, and the Governor is limited to that amount, and he is also limited to his cabinet and to an escort.

I want to take this occasion to say that I think that is wrong. The Governor has been invited by the Inaugural Committee, and they have asked him to bring along representative citizens. He has invited those citizens, and I am informed that the entire expense of taking people that he has invited will not be in excess of five thousand dollars. I do not think that the Assembly should be small with him, or play "peanut politics" in a big affair of this kind, particularly in the great Republican State of Pennsylvania. That is incidental to my remarks. My purpose for arising, which I now repeat, is that I am against the appropriation of money for a junket of the legislature of the State of Pennsylvania and if the Senators and Representatives wish to go, it is my opinion that we should pay our own expenses.

Mr. SNYDER. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Blair, Mr. Snyder, will state his question of personal privilege.

Mr. SNYDER. Mr. President, I caught the purport of that resolution, notwithstanding the confusion. It was a viv voce vote, I voted "no" and two or three more in this neighborhood voted "no" but I do not suppose their voices were heard.

I just wish to say that I also was opposed to the resolution.

Mr. SCHANTZ. Mr. President, I would like to interrogate the Senator from Allegheny, Mr. Barr.

The PRESIDENT. Will the Senator from Allegheny, Mr. Barr, permit himself to be interrogated?

Mr. BARR. Mr. President, I extend the courtesy that the Senator from Lehigh, Mr. Schantz, at times has refused me.

Mr. SCHANTZ. Mr. President, I do not understand whether the Senator from Allegheny, Mr. Barr, is opposed to appropriating $3000 for a junket for the legislature or to appropriating $10,000 for a junket for the Governor, or to reducing the appropriation for his junket from $10,000 to $5000.

Mr. BARR. Mr. President, I understand that the statement comes from the Governor's office, nobody has made that statement to me officially, but it could be easily ascertained that the expense that the Governor figures for the people that he has invited, including his cabinet, will not exceed $5000; and I further believe if the $5000 is the amount set in the appropriation that he would keep within it.

Mr. SCHANTZ. Mr. President, that does not answer my question. I do not understand whether the Senator is opposed to the appropriation of $3000 for the junket of the legislature or whether he is opposed to the $10,000 appropriation to the Governor, the item for which is now in the budget, or whether he is opposed to reducing that from $10,000 to $5000.

Mr. BARR. Mr. President, I have confidence enough in the judgment and integrity of the Chairman of the Appropriations Committee that I will be guided by his judgment.

## QUESTION OF PERSONAL PRIVILEGE.

Mr. BUCKMAN. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Bucks, Mr. Buckman, will state his question of personal privilege.

Mr. Buckman. Mr. President, on February 2nd, there was referred to the Committee on Public Roads and Highways, of which I have the honor to be the Chairman, Senate Bill No. 182, commonly known as the Omnibus Road Bill. That bill was introduced by the Senator from Delaware, Mr. Mac Dade, in precisely the same form in which it passed the Assembly at the session of 1923, and was vetoed by the Governor. Since that time there have been changed conditions in many of the districts of the State, necessitating amendments to be made to that bill, in order to satisfy the people of those various districts. It was the desire of the

Committee on Public Roads and Highways to have that bill acted upon promptly and to have it reported back to this Senate for consideration. The bill has now been in committee for over three weeks and I desire to say to my colleagues on the floor of this Senate publicly, in order that there may be no misunderstanding about it, that unless their amendments are in my hands by two o'clock this afternoon they cannot be considered by this committee. I feel in making this statement that I am fair to every one, as every one has had full and ample notice that the bill was in committee and that amendments to it were being considered. I wish to give this public notice in order that there may be no criticism hereafter that amendments will not be considered so far as I am concerned, unless they are in my hands by two o'clock this afternoon.

## QUESTION OF PERSONAL PRIVILEGE.

Mr. SPROWLS. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Washington, Mr. Sprowls, will state his question of personal privilege.

Mr. SPROWLS. Mr. President, last evening there was a lot of confusion, and because of that I thought that the resolution was only to appoint a committee. Now I understand this morning that the whole legislature was to go at the expense of the State to the inauguration. I am absolutely opposed to a resolution of that kind. They may go and pay their own expenses but not at the expense of the State.

Mr. SCHANTZ. Mr. President, I want to correct what is evidently a misapprehension. There is nobody on record. It was no yea and nay vote and there was no roll call and nobody is on record, so you can all feel at ease so far as trouble at home is concerned, because nobody is on record at all and we assume that you all voted no. And in addition to that, I want to say that there is no compulsion, the resolution does not compel anybody to go.

Mr. LESLIE. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Allegheny, Mr. Leslie, will state his question of personal privilege.

Mr. LESLIE. In reference to the action of the Senate to provide funds ostensibly and making arrangements for the junket, it was a joint resolution, in which the House necessarily had to concur. I am reliably informed that the House has taken the resolution as passed by the Senate, refused to concur, amended it to such an extent that each and every member who proposes to participate in the trip to Washington for the inauguration must pay his own expenses.

Mr. BETTS. Mr. President, I rise to a question of perpersonal privilege.

The PRESIDENT. The Senator from Clearfield, Mr. Betts, will state his question of personal privilege.

Mr. BETTS. Mr. President, I want to be recorded as being opposed to the resolution passed last night for the legislature to go at the expense of the State, regardless of the action of the House.

## QUESTION OF PERSONAL PRIVILEGE.

Mr. SCHANTZ. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Lehigh, Mr. Schantz, will state his question of personal privilege.

Mr. SCHANTZ. Mr. President, I just want to make this additional statement in regard to the proposed trip to Washington: I want to say to the Senators who have stated their opposition this morning to spending money for anybody to go to Washington, that the Chairman of the Committee on Appropriations accepts these statements as notice to him that these Senators will oppose the $10,000 item in the budget for expenses to Washington. If this is a misinterpretation the Senators can inform me privately in Room 251.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 78, as follows:

An Act to amend an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred and eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" authorizing mutual fire insurance companies to insure public buildings and public property

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred and eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchange and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" is hereby amended by adding thereto the following section

Section 535 It shall be lawful for any mutual fire insurance company to make contracts of insurance with any county city borough town township school district or poor district and to insure reinsure and accept reinsurance on any public building or property of any such county municipality or district And said County Municipalities or Districts shall have full power and authority to accept such contracts of insurance from said Mutual Company

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 368, as follows:

An Act to amend section four hundred and ten (c) of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred and eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing

laws" permitting the exception from incontestability of provisions relative to benefits in the event of total and permanent disability and provisions which grant additional insurance specifically against death by accident

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met that it is hereby enacted by the authority of the same That section four hundred and ten (c) of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred and eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" is hereby amended to read as follows

(c) A provision that the policy shall be incontestable after it has been in force during the lifetime of the insured two years from its date of issue except for non-payment of premiums and for engaging in military or naval service in time of war without the consent in writing of an executive officer of the company and at the option of the company provisions relative to benefits in the event of total and permanent disability and provisions which grant additional insurance specifically against death by accident may also be excepted

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 378, entitled:

An Act fixing the pay of election officers and clerks in counties of the second class

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That at all elections in counties of the second class the pay of judges of election shall be ten dollars and the pay of inspectors and clerks shall be seven dollars and fifty cents

Section 2 All acts and parts of acts inconsistent herewith are hereby repealed

On the question,

Will the Senate agree to the section?

Mr. EINSTEIN. Mr. President, I move to amend line five by inserting after the words "Ten Dollars" the words "per day"; also line six by inserting after the words Seven Dollars and Fifty Cents the words "per day".

Mr. HARRIS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of Senate Bill No. 379,

An Act regulating the expenses of county commissioners in counties of the seventh class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in all counties of the seventh class the county commissioners shall be allowed compensation for traveling expenses necessarily incurred and actually paid in the discharge of their official duties including actual railroad mileage paid in traveling from their respective homes to the county seat and no warrants for any other claim shall be drawn in their favor out of the county treasury

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 411, as follows:

An Act to amend sections one thousand four and one thousand eight of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred and eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand four of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred and eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" is hereby amended to read as follows

Section 1004 Declaration To Be Filed with Insurance Commissioner Contents Such subscribers so contracting among themselves shall through their attorney file with the Insurance Commissioner of this Commonwealth a declaration verified by the oath of such attorney setting forth

(a) The name or title of the office at which such subscribers propose to exchange such indemnity contracts Such name or title shall not be so similar to any other name or title previously adopted by a similar exchange or association or by any insurance company as in the opinion of the Insurance Commissioner is calculated to result in confusion or deception

(b) The kind or kinds of insurance to be affected or exchanged

(c) A copy of the form of policy contract or agreement under or by which such insurance is to be effected or exchanged

(d) A copy of the form of power of attorney or other authority of such attorney under which such insurance is to be affected or exchanged

(e) The location of the office or offices from which such contracts or agreements are to be issued

(f) That applications have been made for indemnity upon at least one hundred (100) separate risks aggregating not less than one and one-half million ($1,500,000) dollars as represented by executed contracts or bona fide applications to become concurrently effective or in case of employers

liability or compensation insurance covering a total payroll of not less than one and one-half million ($1,500,000) dollars

(g) That there is in the possession of such Attorney and available for the payment of losses a sum of not less than [twenty-five thousand ($25,000)] one hundred thousand ($100,000) dollars

Section 2 That section one thousand eight of said act is hereby amended to read as follows

Section 1008 Reserves There shall at all times be maintained as a reserve a sum in cash or in securities of the character permitted by the laws of the State under which the exchange is organized for the investment of the capital and funds of an insurance company equal to fifty per centum (50%) of the aggregate net annual deposits collected and credited to the account of the subscribers on policies having one year or less to run and pro rata on those for longer periods Net annual deposits shall be construed to mean the advance payments of subscriber after deducting therefrom the amounts specifically provided in the subscribers' agreements for expenses [Said sum shall at no time be less than twenty-five thousand ($25,000) dollars and if at any time fifty per centum (50%) of the aggregate deposits so collected and credited shall not equal that amount then the subscribers or their attorneys for them shall make up any deficiency under penalty of a revocation of the license] If said reserves at any time do not amount to one hundred thousand ($100,000) dollars then there shall be maintained on deposit at the exchange at all times additional funds in cash or such securities which together with said reserves will equal one hundred thousand ($100,000) dollars In calculating the foregoing reserves the funds or amounts provided for in sub-section (g) section one thousand four shall be included as part thereof There shall also be maintained as a claim or loss reserve cash or such securities as authorized sufficient to discharge all liabilities on all outstanding losses arising under policies isued If at any time the amounts on hand are less than the foregoing requirements the subscribers or their attorney for them shall make up the deficiency under penalty of a revocation of the license Such advances shall be repaid only out of the surplus funds of the exchange

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 446, entitled:

An Act authorizing cities of the first class to promote marine service between said cities and other ports to build or otherwise acquire and operate vessels for that purpose and to enter into contracts or agreements for the establishment maintenance of continuance thereof by others providing among other things for the payment or guarantee of losses or deficiencies incurred therein

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That cities of the first class in this Commonwealth be and they are hereby authorized to establish promote foster and encourage passenger or freight or combined passenger and freight steamship or other marine service between said cities and other domestic or foreign ports and for that purpose to acquire lease purchase build or procure to be built and may operate or cause to be operated such number and size of ships vessels or boats by whatever name they may be called as may in the opinion of the Council of the said cities be necessary to provide adequate shipping when the same is not provided by private enterprise

Section 2 Said cities of the first class are hereby further authorized to enter into contracts or agreements with steamship companies or others for the establishment maintenance carrying on or continuance by said other parties of marine passenger or freight and cargo service or a combination thereof on such terms and conditions as may be deemed desirable by the Council of said cities and may provide among other things as a term of such contracts or agreements for the payment or guarantee for fixed periods of losses or deficiencies that may be incurred or met by the other parties to said contracts or agreements in the carrying on of such service together with such other terms and conditions as may be agreed upon

Section 3 All executive functions duties and powers under this act or arising therefrom shall be exercised by the Department of Wharves Docks and Ferries of such cities

Section 4 All acts or parts of acts inconsistent herewith be and the same are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of Senate Bill No. 455.

An Act to amend section three of the act approved the thirteenth day of July one thousand nine hundred and twenty-three (Pamphlet Laws one thousand ninety) entitled "A Supplement to an act approved the twenty-seventh day of May one thousand nine hundred and twenty one (Pamphlet Laws one thousand one hundred and seventy-three) entitled 'An act constituting a commission to make an investigation of the battlefields of France and Belgium and to select points for the erection of monuments and markers of appropriate design to commemorate the achievements of Pennsylvania soldiers during the World War defining the powers and duties of the commission and making an appropriation' continuing said commission providing for the erection of certain memorials in France and Belgium and making an appropriation"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of the act approved the thirteenth day of July one thousand nine hundred and twenty-three (Pamphlet Laws one thousand ninety) entitled "A supplement to an act approved the twenty-seventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand one hundred and seventy-three) entitled 'An act constituting a commission to make an investigation of the battlefields of France and Belgium and to select points for the erection of monuments and markers of appropriate design to commemorate the achievements of Pennsylvania soldiers during the World War defining the powers and duties of the commission and making an appropriation continuing said commission providing for the erection of certain memorials in France and Belgium and making an appropriation" is hereby amended to read as follows

Section 3 The sum of three hundred thousand dollars ($300,000) or so much thereof as may be necessary is hereby specifically appropriated to the commission for the purposes of the erection construction and dedication of said memorials and the expenses of the commission incident thereto [and in the expenditure of said appropriation including all expenses expenditures approximated the following sums from said appropriation shall be set aside for the said memorials

(1) State Memorial at Varennes one hundred and eighty thousand dollars ($180,000)

(2) Twenty-eight Division Memorial Bridge at Fismes-Fismettes thirty thousand dollars ($30,000)

(3) Seventy-ninth Division Memorial Monument at Montgaucon fifty-five thousand dollars ($55,000)

(4) Eightieth Division Memorial Monument at Natillois France twenty thousand dollars ($20,000) and

(5) Fifty-third Field Artillery Brigade Memorial Monument at Audenarde Belgium fifteen thousand dollars ($15,000)

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILLS INTRODUCED.

Mr. MILLER. Mr. President, I ask unanimous consent to read a bill in place at this time.

The President. Is there objection? The Chair hears none.

Mr. MILLER read in his place and presented to the Chair Senate Bill No. 469, entitled:

An Act requiring operators of motor vehicles who meet with an accident to report the same to the chief of police or the nearest justice of the peace or constable; requiring such officers to keep a record of the same; and imposing penalties

Which was committed to the Committee on Judiciary General.

Mr. BUCKMAN. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 470, entitled:

An Act authorizing counties, cities, boroughs, incorporated towns, townships and school districts to make contracts of insurance with mutual fire insurance companies.

Which was committed to the Committee on Insurance

## RECONSIDERATION OF MOTION TO RECONSIDER SENATE BILL No. 319.

Mr. BARR. Mr. President, I move to reconsider the vote by which Senate Bill No. 319, (House Bill No. 170), entitled:

An Act providing for and regulating the validation of certain borough ordinances

was recommitted to the Committee on Judiciary General.

Mr. STEELE. Mr. President, I second the motion.

The motion was agreed to.

And the question recurring,

Will the Senate agree to the motion?

It was not agreed to.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Mr. BARR. Mr. President, I move that the Senate do now proceed to the third reading and consideration of Senate Bill No. 319 (House Bill No. 170).

Mr. SNYDER. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 319, (House Bill No. 170), entitled:

An Act providing for and regulating the validation of certain borough ordinances

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

### YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Lanius, | Sones, |
| Baldwin, | Einstein, | Leslie, | Sprowls, |
| Barr, | Freeman, | Mansfield, | Steele, |
| Baumer, | Gelder, | Miller, | Stites, |
| Betts, | Griswold, | North, | Vare, |
| Bonbrake, | Harris, | Norton, | Weingartner, |
| Brown, | Heaton, | Painter, | Woodward, |
| Buckman, | Huffman, | Patton, | Homsher, |
| Betts, | Joyce, | Quigley, | Pres. Pro Tem. |
| Davis, | Krause, | Salus, | |
| Derrick, | Kunkle, | Schantz, | |
| DeWitt, | Kutz, | Snyder, | |

### NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

## REPORTS FROM COMMITTEES.

Mr. DAIX. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. DAIX from the Committee on Judiciary Special, reported as committed, Senate Bill No. 381, entitled:

An Act authorizing the Auditor General, State Treasurer and Secretary of Internal Affairs, without the approval of the Attorney General, to employ attorneys to conduct the legal affairs of their respective departments; prescribing their powers and duties; and providing for their compensation.

Also from Committee on Judiciary Special, re-reported as amended, Senate Bill No. 279, entitled:

An Act to amend section one of an act approved the thirtieth day of May one thousand eight hundred and ninety-five entitled "An act to provide for safety guards upon passenger elevators and providing a penalty for violation thereof."

Mr. BALDWIN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BALDWIN from the Committee on Banks and Building and Loan Associations, reported as committed, Senate Bill No. 454, entitled:

An Act codifying and revising the laws relating to domestic and foreign building and loan associations.

## NOMINATIONS BY THE GOVERNOR.

The Secretary to the Governor being introduced, presented communications in writing from his Excellency, the Governor of the Commonwealth, which were read as follows:

### NOTARIES PUBLIC.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 24, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

### ALLEGHENY COUNTY.

Wilmer Bruckman, 7904 Hamilton Ave., Pittsburgh, March 7, 1925.

Miss Annetta E. Gormley, 1012 Norwich Ave., Pittsburgh, March 7, 1925.

Edward J. Henifer, 315 4th Ave., Pittsburgh, March 7, 1925.

Fred O. Henzi, Dormont, February 27, 1925.

Miss Katherine Jackman, 1721 Penn Ave., Pittsburgh, March 7, 1925.

Oscar P. Lawson, Homestead, March 7, 1925.

Miss Anna M. McMinn, Bellevue, March 7, 1925.
John D. Robertson, 3809 California Ave., Pittsburgh, March 7, 1925.
Joseph Verosky, Braddock, March 7, 1925.
Hubbs Weimer, 824 Grandview Ave., Pittsburgh, March 7, 1925.

BERKS COUNTY.

P. L. Beil, Reading, March 7, 1925.
William B. Curley, Morgantown, March 7, 1925.
Ralph S. Dunkleberger, Reading, March 7, 1925.
Arthur L. Hiller, Reading, March 7, 1925.
Henry P. Schroeder, Temple, R. D. 1, January 31, 1925.

BUCKS COUNTY.

David R. Bond, Newtown, March 7, 1925.
W. Carlile Hobensack, Doylestown, March 7, 1925.

BUTLER COUNTY.

Vincent Marinaro, Butler, February 28, 1925.

CAMBRIA COUNTY.

John J. Martin, Johnstown, March 7, 1925.

DAUPHIN COUNTY.

Miss Blanche M. Reese, Harrisburg, March 7, 1925.

DELAWARE COUNTY.

Miss Florence Gardner, Upper Darby, Philadelphia, March 7, 1925.
E. Lewis Reiff, Upper Darby, Philadelphia, March 7, 1925.

ERIE COUNTY.

Charles J. Strachan, Erie, March 7, 1925.

HUNTINGDON COUNTY.

Miss Olive Lukens, Mt. Union, March 2, 1925.

LANCASTER COUNTY.

H. B. Best, Elverson, R. D. 3, March 7, 1925.

LACKAWANNA COUNTY.

Joseph E. Boland, Carbondale, March 7, 1925.
Arthur D. Dean, Scranton, February 27, 1925.
Miss Mary A. Fanning Dunmore, March 7, 1925.

LEHIGH COUNTY.

Mrs. Lillian M. Grebs, Bethlehem, March 7, 1925.
Samuel L. Steckel Slatington, March 7, 1925.
Miss Mae W. Thorne, Allentown, March 7, 1925.

LYCOMING COUNTY.

Earl W. Cohick, Williamsport, March 7, 1925.

MERCER COUNTY.

J. M. Lininger, Sharon, March 7, 1925.

MONTGOMERY COUNTY.

Clayton L. Brown, Norristown, March 7, 1925.
Frances B. Lynch, Conshohocken, March 7, 1925.

NORTHAMPTON COUNTY.

David B. Skillman, Easton, February 19, 1925.

PHILADELPHIA COUNTY.

Isidore Baylson 5030, Kingsessing Ave, Philadelphia, March 7, 1925.
Benjamin Bernstein, 622 E. Hilton St., Philadelphia March 7, 1925.
George G. Blind, 2117 N. Broad St., March 7, 1925.
Edward C. Broadbent, 913 N. 15th St., Philadelphia, March 7, 1925.
Albert F. Brown, 310 Lincoln Bldg., Philadelphia, March 7, 1925.
Miss Elizabeth B. Clark, 2206 N. 17th St., Philadelphia, March 7, 1925.
Morris Flomenhoft, 6034 Chester Ave., Philadelphia, March 7, 1925.
W. Scott Hausman, Lansdowne, Jan. 4, 1925.
Miss Margaret Hunter, 5229 Webster St., March 7, 1925.
Grover C. Kilmer, 611 Wingohocking St., Philadelphia, March 7, 1925.
LeRoy J. Lamb, 2965 Frankford Ave., Philadelphia, March 7, 1925.
William W. Manley, 5861 Cedar Ave., Philadelphia, March 7, 1925.
Philip E. Ostroff, 838 Snyder Ave., Philadelphia, March 7, 1925.
Harry G. Rathgeb, 6815 N. 18th St., February 19, 1925.
H. C. Raynor, 2209 S. Lambert St., Philadelphia, March 7, 1925.
William Russell Rorer, 128 S. 19th St., Philadelphia, March 7, 1925.
Lloyd E. Stattler, 1601 Spring Garden St., March 7, 1925.
Francis M. Smith, 813 E. Allegheny Ave., February 19, 1925.
Miss Anna Wagner, 1729 Arch St., Philadelphia, March 7, 1925.
David T. Williams, 1251 S. 46th St., Philadelphia, March 7, 1925.
John S. Williams, 2nd, 1931 Panama St., Philadelphia, March 7, 1925.

VENANGO COUNTY.

Thos. J. Callanan, Oil City, March 7, 1925.

WASHINGTON COUNTY.

Miss Lily Bedilion, Washington, March 7, 1925.
W. D. Hancher, Washington, Feb. 17, 1925.

GIFFORD PINCHOT.

## EXECUTIVE SESSION.

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38, which requires reports of committees on nominations made by the Governor to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at to-day's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Lanius, | Sones, |
| Baldwin, | Einstein, | Leslie, | Sprowls, |
| Barr, | Freeman, | Mansfield, | Steele, |
| Baumer, | Gelder, | Miller, | Stites, |
| Betts, | Griswold. | North, | Vare, |
| Bonbrake, | Harris, | Norton, | Weingartner, |
| Brown, | Heaton, | Painter, | Woodward, |
| Buckman, | Huffman, | Patton, | Homsher, |
| Daix, | Joyce, | Quigley, | Pres. Pro Tem. |
| Davis, | Krause, | Salus, | |
| Derrick, | Kunkle, | Schantz, | |
| DeWitt, | Kutz, | Snyder, | |

NAYS—0.

Two-third of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. BUCKMAN. Mr. President, I move that the Executive Session do now rise.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## BILLS SIGNED.

The PRESIDENT PRO TEMPORE (Mr. John G. Homsher) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 111, entitled:

An Act authorizing the discontinuance of Indices in Record Books where counties have installed separate special Indices

House Bill No. 297, entitled:

An Act authorizing counties of the fourth class and cities of the third class to appropriate moneys to State park and State park and harbor commissions

Whereupon,

The PRESIDENT PRO TEMPORE (Mr. John G. Homsher) in the presence of the Senate signed the same.

## HOUSE MESSAGES.

### RESOLUTION RELATIVE TO ATTENDING INAUGURAL CEREMONIES.

The Clerk of the House of Representatives being introduced, returned to the Senate, Resolution of the Senate, as follows:

In the Senate, February 23, 1925.

Whereas, It is proper that the Commonwealth of Pennsylvania should be represented at the inauguration of Calvin Coolidge as President of the United States on March fourth, by those representatives chosen by the people who constitute the membership of the General Assembly; therefore be it

Resolved, (if the House of Representatives concur), That the Senators and Members of the House of Representatives, and the principal officers and employes of the General Assembly, and the legislative correspondents shall attend the said inaugural ceremonies as the representatives of the Commonwealth of Pennsylvania; and be it further

Resolved, That a committee of three members of the House of Representatives, to be appointed by the Speaker of the House of Representatives, and three Senators, to be appointed by the President Pro Tempore of the Senate, shall make all necessary arrangements for their transportation and entertainment, and that the expenses incident thereto be provided for by an item to be inserted in the General Appropriation Bill

with the information that he House has passed the same with amendments, in which the concurrence of the Senate is requested.

The amendment was read as follows:

Amend lines 15 and 16 by striking out the following: "be provided for by an item to be inserted in the General Appropriation Bill", and inserting in lieu thereof, the following: "be defrayed by the individuals attending the said inauguration".

On the question,

Will the Senate concur in the amendment?

Mr. SCHANTZ. Mr. President, I move that the Senate concur in the amendment made by the House of Representatives to the foregoing resolution.

Mr. STEELE. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

### RESOLUTION RELATIVE TO ATTENDANCE OF STATE OFFICIALS AT INAUGURATION CEREMONIES.

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the House of Representatives, which was twice read as follows:

In the House of Representatives, February 24, 1925.

Whereas, The Commonwealth of Pennsylvania should be fittingly represented at the ceremonies attendent upon the inauguration of Calvin Coolidge as President of the United States on March fourth at Washington, and

Whereas Any ostentatious display or large unrepresentative delegation from the Commonwealth would not be in conformity with the principles of economy emphasized by our President, and approved by the unprecedented vote of the people, and

Whereas, A delegation made up of the Executive heads of the Commonwealth, and a proper military escort would be more representative of the people, more in accord with the spirit of economy now so necessary to be adhered to, and sufficiently large to preserve the dignity of the Commonwealth, therefore be it

Resolved (if the Senate concur) That the Commonwealth of Pennsylvania shall be represented at the said inaugural ceremonies by a delegation consisting of the Governor, the Lieutenant Governor, the Auditor General, the State Treasurer, the Attorney General, the Secretary of the Commonwealth, the Secretary of the Department of Public Instruction, the Secretary of the Department of Internal Affairs, the President Pro Tempore of the Senate, the Speaker of the House of Representatives, and the following as a military escort: Adjutant-General Frank D. Beary, Major General William G. Price, Jr., Brigadier General John P. Wood, Brigadier General Churchill B. Mehard, Brigadier General Edward Martin, Brigadier General Edward C. Shannon, Colonel Robert M. Vail, Colonel John Aiken, Colonel Robert M. Brookfield, Colonel Charles B. Smathers, Colonel Eric F. Wood, Colonel William S. McLean, Jr., Colonel Jackson W. Study, Colonel William A. March, Colonel William R. Dunlap, Colonel Clarence J. Smith, Colonel Arthur C. Colahan, Colonel Edward J. Stackpole, Jr., Lieutenant Colonel Edward M. Iland, Colonel Jere M. Leaman, Colonel George E. Kemp, Colonel Fred Taylor Pusey, Colonel Maurice E. Finney, Colonel Walter C. Sterling, Major Leo A. Luttringer, Captain William L. Hicks, and three color sergeants, to be named by the Adjutant General; and be it further

Resolved, That the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives shall make all arrangements for inviting the above named persons and attending to their entertainment at and transportation to and from Washington on March fourth next, and that no other person or persons except those hereinbefore named shall attend the said inaugural ceremonies at the expense of the Commonwealth, and that the expense incident to the carrying out of this resolution shall not exceed the sum of five thousand dollars ($5,000), to be provided for by an item to be inserted in the General Appropriation Bill.

Mr. SCHANTZ. Mr. President, I move that the resolution just read be referred to the Committee on Appropriations.

Mr. BALDWIN. Mr. President, I second the motion.

The motion was agreed to.

## BILL RECOMMITTED.

Mr. BUCKMAN. Mr. President, I move that Senate Bill No. 78, on second reading, entitled:

An Act to amend an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-

insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" authorizing mutual fire insurance companies to insure public buildings and public property

be recommitted to the Committee on Insurance.

Mr. SALUS. Mr. President, I second the motion.

The motion was agreed to.

## REPORT FROM COMMITTEE.

Mr. BUCKMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN. from the Committee on Public Roads and Highways reported as committed, Senate Bill No. 435, (House Bill No. 620), entitled:

An Act relating to the allocation of moneys to the different counties by the Department of Highways for the construction of highways providing a method to compel the county commissioners to apply for such moneys and extending the time for filing applications for money allocated but unexpended prior to the approval of this act.

## HOUSE MESSAGES.

### HOUSE BILLS FOR CONCURRENCE.

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House of Representatives as follows:

House Bill No. 231, (Senate Bill No. 471), entitled:

An Act to amend section one thousand two hundred and one of an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto"

Which was committed to the Committee on Game and Fisheries.

House Bill No. 378, (Senate Bill No. 472), entitled:

An Act to amend sections three five and nine of the act approved the seventeenth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred and twenty-four) entitled "An act preventing the manufacture sale or transportation within the Commonwealth of adulterated or misbranded Paris greens lead arsenates lime sulphur compounds and other insecticides and fungicides and regulating traffic therein providing for inspection of such materials and imposing penalties" making it unnecessary for the Secretary of Agriculture to hear persons whose samples of insecticides and fungicides have been found to be adulterated or misbranded requiring persons manufacturing or importing insecticides or fungicides into this State to register the same with the Secretary of Agriculture making it unlawful to sell any insecticide or fungicide not registered and fixing a minimum fine for the violation of this act

Which was committed to the Committee on Agriculture.

House Bill No. 405, (Senate Bill No. 473), entitled:

An Act to amend sections five hundred and nine, five hundred and eleven, five hundred and twelve, seven hundred and nine, and seven hundred and twenty, and repeal section five hundred and ten of an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine), entitled "An Act concerning game and other wild birds and wild animals: and amending, revising, consolidating, and changing the law relating thereto."

Which was committed to the Committee on Game and Fisheries.

House Bill No. 266, (Senate Bill No. 474), entitled:

An Act to amend section one of an act approved the seventeenth day of July, one thousand nine hundred and nineteen, (P. L. 1021), entitled "An act to exempt from taxation public property used for public purposes, actual places of religious worship, places of burial not used or held for private or corporate profit, and institutions of purely public charity, and repealing prior acts relating thereto," as amended; by extending the provisions thereof to property owned, occupied and used by any branch, post or camp of honorably discharged soldiers, sailors and marines, and discharging certain taxes.

Which was committed to the Committee on Military Affairs.

## MOTION TO READ BILLS THE FIRST TIME.

Mr. BUCKMAN. Mr. President, I move that all bills reported from committees at today's session be read the first time.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON FIRST READING.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 107, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania, by adding thereto section eighteen.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 307, entitled:

An Act to mend sections six, nine, eleven, twenty-eight, thirty and forty of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three, (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly".

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 309, entitled:

An Act imposing a poll tax for county purposes in all counties except counties of the first class on male and female residents over the age of twenty-one years and abolishing the occupation tax.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 315, (House Bill No. 15), entitled:

An Act to amend section four of an act approved the nineteenth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws sixty-seven), entitled "An act regulating the practice bail costs and fees on appeals to the Supreme Court and Superior Court" as amended fixing the time within which appeals may be allowed.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 380, entitled:

An Act concerning conditional sales, and to make uniform the law relating thereto.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 381, entitled:

An Act authorizing the Auditor General, State Treasurer and Secretary of Internal Affairs, without the approval of the Attorney General, to employ attorneys to conduct the legal affairs of their respective departments; prescribing their powers and duties; and providing for their compensation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 387, (House Bill No. 398), entitled:

An act to provide for the position of Principal Deputy Prothonotary and Second Deputy Prothonotary in counties of the first class prescribing their powers and duties and fixing their salaries.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 390, entitled:

An Act abolishing the publication of mercantile appraisers' lists.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 392, entitled:

An Act to amend article two and article four of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended, by providing for county school boards and prescribing the duties and powers of such boards.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 393, entitled:

An Act to further amend sections one thousand seven hundred and one, and one thousand seven hundred and seven, as amended, of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," and to repeal section one thousand seven hundred and two of said act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 394, entitled:

An act to amend section one thousand four hundred and twenty-one of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violations thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 396, entitled:

An act to amend section one thousand four hundred and nineteen of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by requiring reports in regard to the employment of minors.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 399, entitled:

An Act to further amend section one thousand four hundred and fourteen of an act approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by granting full term school privilege to children in fourth class districts up to fourteen years of age.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 400, entitled:

An Act to authorize the Superintendent of Public Instruction to fix and to collect reasonable fees for certain services rendered by that Department.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 401, entitled:

An Act to amend sections six hundred and twenty-three and six hundred and twenty-four of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which tt shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by making further provisions against fire hazard in school buildings.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 402, entitled:

An Act to prevent fraudulent procedure in obtaining credentials from the Department of Public Instruction or any of the professional examining boards within such Department; and providing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 406, entitled:

An Act to validate certain municipal assessments, municipal claims, and municipal liens in the several boroughs of the Commonwealth; providing for the filing of claims therefor, and the proceedings for the collection of such assessments and claims.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 418, (House Bill No. 449), entitled:

An Act authorizing the Department of Public Instruction annually to fix the fees to be charged for the several professional examining boards within the said Department and prescribing the basis upon which such fees shall be fixed.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 419, (House Bill No. 450), entitled:

An Act requiring all professional examining boards within the Department of Public Instruction to pay into the general fund of the State Treasury all fees received by them and all unexpended balances of moneys accrued from fees heretofore received abolishing all special funds in the State Treasury for any such boards and transferring to the general fund of the State Treasury any unexpended balances in any such funds.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 429, (House Bill No. 363), entitled:

An Act to amend section one of the act approved the eleventh day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred and thirty-eight) entitled "An act to regulate and establish the fees to be charged and collected by the several clerks of the courts of oyer and terminer general jail delivery and quarter sessions of the peace in counties of this Commonwealth having a population of over eight hundred thousand and less than one million five hundred thousand inhabitants as computed by the last preceding United States Census" by fixing fees for certifying certain convictions to the Secretary of Highways.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 433, (House Bill No. 493), entitled:

An act providing for the levy of a poll tax in counties of the second class and abolishing therein taxes on salaries and emoluments of office offices and posts of profit professions trades and occupations.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 435, (House Bill No. 620), entitled:

An Act relating to the allocation of moneys to the different counties by the Department of Highways for the construction of highways providing a method to compel the county commissioners to apply for such moneys and extending the time for filing applications for money allocated but unexpended prior to the approval of this act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 442, entitled:

An Act to further amend paragraph nineteen of section one thousand two hundred and ten of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local or any parts thereof, that are or may be inconsistent therewith," by including payments on account of special classes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 453, entitled:

An Act to amend the act approved the twenty-eighth day of May, one thousand nine hundred seven, (Pamphlet Laws two hundred ninety), entitled "An act to provide for the employment of insane, feeble-minded, and epileptic persons confined in institutions, wholly or in part maintained by the state for the care and treatment of the insane. feeble-minded, and epileptic persons; and providing for the distribution of the supplies, manufactured articles, goods, and pro-

ducts made in State institutions for the care of the insane, feeble-minded, and epileptic persons," by making further provision for the disposition of products made in such institutions, and authorizing boards of trustees of State institutions to use the proceeds of sales of such products for certain purposes.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 454, entitled:

An Act modifying and revising the laws relating to domestic and foreign building and loan associations.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

## ADJOURNMENT.

Mr. LESLIE. Mr. President, I move that the Senate do now adjourn until to-morrow morning at 10:30 o'clock.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 1.01 P. M. until Wednesday morning, February 25, 1925 at 10:30 o'clock.

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# HOUSE OF REPRESENTATIVES

TUESDAY, February 24, 1925.

The House met at 11.00 o'clock A. M.
The SPEAKER (Thomas Bluett) in the Chair.

## PRAYER.

The Chaplain, Rev. George P. Donehoo, offered the following prayer:

Our gracious Heavenly Father, we thank Thee this beautiful morning, not only for the blessings which come to us day by day, but for life. We thank Thee that we are alive and that we can take part in the world's work; that we are interested not only in our fellow man, but in each other personally. Bless us each day and make the gladness and the sunshine of Thy peace abide in our hearts, even as Thy sunshine is shining upon the world at this hour. Bless the Speaker and the employees and the officers of this House, and all the members this day. We ask it in the name of our Father. Amen.

## JOURNAL APPROVED.

The SPEAKER. The Clerk will read the Journal of yesterday's proceedings.

The Clerk proceeded to read the Journal of yesterday's proceedings, when on motion of Mr. Bidelspacher, the further reading was dispensed with and the Journal approved.

## BILL INTRODUCED AND REFERRED.

By Mr. EDMONDS. HOUSE BILL No. 869.

An Act to further amend paragraph nineteen and paragraph twenty-one of section one thousand two hundred and ten of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," to provide payments for teachers added and for schools closed in the second year of the biennium.

Referred to the Committee on Education.

By Mr. EDMONDS. HOUSE BILL No. 870.

An Act authorizing and regulating the issuance of municipal improvement bonds, based upon assessments against real property for local improvements, for the purpose of paying the cost of such improvements; providing for a sinking fund for the payment thereof out of the proceeds of said assessments, and providing that the issuance of said bonds shall not be considered an increase of municipal indebtedness.

Referred to the Committee on Municipal Corporations.

By Mr. EDMONDS. HOUSE BILL No. 871.

An Act authorizing municipalities to impose a penalty not exceeding five per centum on all municipal assessments which are not paid within ninety days from the date of the assessment.

Referred to the Committee on Municipal Corporations.

By Mr. DAVIES. HOUSE BILL No. 872.

An Act to amend section one of the act approved the twelfth day of May, one thousand nine hundred and twenty-one, (P. L. 535), entitled "An act authorizing district attorneys, in counties of the third class, to appoint county detectives; defining their powers and duties; fixing their salaries; and providing for the payment of such salaries and the expenses of such detectives from the county treasury," by increasing the salary of county detectives.

Referred to the Committee on Counties and Townships.

By Mr. McBRIDE. HOUSE BILL No. 873.

An Act to repeal the act approved the twenty-first day of May, one thousand nine hundred and twenty-one, (P. L. 1057), entitled "A supplement to an act, entitled 'An act to amend an act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved the twenty-ninth day of April, Anno Domini one thousand eight hundred and seventy-four, providing for the incorporation and regulation of electric light, heat, and power companies,' approved the eighth day of May, Anno Domini one thousand eight hundred and eighty-nine, by extending the powers of every corporation heretofore or hereafter incorporated for the supply of light, heat, and power, or any of them, to the public by electricity, and of every corporation which has heretofore accepted the provisions of said act as provided herein; and granting to every such corporation the power to appropriate property outside the limits of public streets, lanes, alleys, and highways, subject to the finding by the Public Service Commission of the Commonwealth of Pennsylvania that the service to be furnished through the exercise of said power is necessary or proper for the service, accommodation, convenience, or safety of the public; and providing a method for the assessment of damages arising from such appropriation."

Referred to the Committee on Corporations.

By Mr. McBRIDE. HOUSE BILL No. 874.

An Act to repeal the act approved the twenty-first day of May, one thousand nine hundred and twenty-one, (P. L. 1059), entitled "An act supplementary to an act, entitled 'An act granting to water power companies, and other corporations owning or controlling water power, authority to develop and distribute electric power by means of their water power, and to erect, construct, and maintain the necessary buildings, plant, and apparatus for that purpose,' approved the second day of July, one thousand eight hundred and ninety-five (P. L. 425), by extending the power of every corporation heretofore organized or hereafter to be organized for the purpose of supplying water power to the public; and granting to every such corpora-

tion the power to appropriate property outside the limits of public streets, lanes, alleys, and highways, subject to the finding by the Public Service Commission of the Commonwealth of Pennsylvania that the service to be furnished through the exercise of said power is necessary or proper for the service, accommodation, convenience, or safety of the public; and providing a method for the assessment of damages arising from such appropriation."

Referred to the Committee on Corporations.

By Mr. FRYE. HOUSE BILL No. 875.

An Act to establish as a State Highway a certain section of public road in the county of York.

Referred to the Committee on Public Roads.

By Mr. FRYE. HOUSE BILL No. 876.

An Act to establish as a State Highway a certain section of public road in the county of York.

Referred to the Committee on Public Roads.

By Mr. FRYE. HOUSE BILL No. 877.

An Act to establish as a State Highway a certain section of public road in the county of York.

Referred to the Committee on Public Roads.

By Mr. HALL. HOUSE BILL No. 878.

An Act to further amend section fourteen of an act approved the thirty-first day of March, one thousand eight hundred and seventy-six, (P. L. 13), entitled "An act to carry into effect section five, of article fourteen, of the constitution, relative to the salaries of county officers and the payment of fees received by them into the state or county treasury, in counties containing over one hundred and fifty thousand inhabitants," as amended, by increasing the salary of coroners in counties of the fourth class.

Referred to the Committee on Counties and Townships.

By Mr. HALL. HOUSE BILL No. 879.

An Act to amend section nineteen of the act, approved the twenty-eighth day of March, one thousand eight hundred and fourteen, (P. L. 352), entitled, "An act establishing a Fee bill," by increasing the fees of the coroner.

Referred to the Committee on Counties and Townships.

By Mr. EACHES. HOUSE BILL No. 880.

An Act to amend section twelve hundred and eight and to repeal section twelve hundred and four of the act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith;" further regulating the dismissal of principals and teachers; and repealing the present provisions limiting contracts with teachers to three years.

Referred to the Committee on Education.

By Mr. LUCAS. HOUSE BILL No. 881.

An Act to further amend sections three hundred six, three hundred seven, three hundred nine, and three hundred fifteen of article three, and sections four hundred seven, four hundred eleven, and four hundred thirteen of article four of an act, approved the second day of June, Anno Domini one thousand nine hundred fifteen (Pamphlet Laws, seven hundred thirty-six), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of his employment; establishing an elective schedule of compensation; and procedure for the determination of liability and compensation thereunder", as amended, changing weekly rates of compensation and the time same shall continue in certain cases, changing method of computation of weekly wages in certain cases, and directing how and when the statute of limitations shall run in certain cases, and providing when the same shall be effective.

Referred to the Committee on Insurance.

By Mr. BLAIR. HOUSE BILL No. 882.

An Act to establish as a State Highway a certain section of public road in the county of Erie.

Referred to the Committee on Public Roads.

By Mr. EDWARD BROWN. HOUSE BILL No. 883.

An Act to amend article eleven, paragraph twelve of section one thousand two hundred and ten, section one thousand three hundred and one, and section one thousand five hundred and eight of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by making further provisions for the certification of supervisory officials employed by school districts.

Referred to the Committee on Education.

By Mr. MATHAY. HOUSE BILL No. 884.

An Act to amend section forty-three of an act approved the tenth day of July one thousand nine hundred nineteen (Pamphlet Laws eight hundred fifty-seven) entitled "An act to provide for the personal registration of electors as a condition of their right to vote at elections, and their enrollment as members of political parties as a further condition of their right to vote at primaries, in cities of the first class of this Commonwealth, by removing from office all existing registration commissioners and their appointees in said cities, and authorizing the Governor to appoint registration commissions therein; defining the jurisdiction of said commissions, and the powers and duties of the commissioners constituting same, and of their appointees, including registrars, inspectors of registration, clerks and counsel; fixing their qualifications, terms of office, and compensation; granting them certain immunity from arrest on registration days; and empowering such inspectors to arrest without warrant certain persons committing certain offenses in violation of this act in their presence, as well as to enter and inspect buildings given as residences of electors to interrogate the inmates thereof, to copy or demand a list of the lodgers therein, and to supervise the conduct of registrars; regulating the registration of electors at polling-places by registrars, and at the offices of commissions by commissioners, and the right of parties or bodies of electors to have watchers thereat, and the preparation and use of street lists and other records of those registered; allowing the names of persons not entitled to vote to be struck from the registers in certain cases; permitting all records regarding registration to be inspected and copied by an elector under certain conditions; directing how the registers shall be used at elections and primaries; compelling the attendance of witnesses and payment of witness fees; and providing penalties for refusal to obey subpoenas; directing receiver of taxes to appoint chief clerks of commissions as deputies to collect poll taxes and to give receipts therefor; authorizing such clerks to administer oaths, sign subpoenas and vouchers, and to collect and disburse witness fees; prescribing a method for challenging persons applying for registration, and the procedure for the correction of registers, and for appealing from actions of registrars to said commissions; and allowing for appeals from the decisions of the commissions in certain cases to courts of common pleas; imposing certain duties upon election officers and upon the councils, treasurers, controllers, receivers of taxes, police officers, and other officials of said cities and upon the courts, judges, prothonotaries, sheriffs,

commissioners, peace officers, and other officials of the judicial districts and counties in which said cities are situated or with which they are coextensive; legalizing certain acts required hereby if done on any Sunday or legal holiday; requiring said cities to provide for the maintenance of said commissions, and the compensation of their appointees, and the payment of all expenses necessary to carry out the provision of this act, and to transfer the unexpended balance of all appropriations heretofore made for the personal registration of electors of said cities during the year one thousand nine hundred and nineteen to and for the use of the said commissions; punishing and fixing penalties for violations hereof; and repealing all legislation inconsistent herewith, as amended.

Referred to the Committee on Elections.

By Mr. PARKINSON. HOUSE BILL No. 885.

An Act to establish as a State Highway a certain section of public road in the county of Greene.

Referred to the Committee on Public Roads.

By Mr. PARKINSON. HOUSE BILL No. 886.

An Act to establish as a State Highway a certain section of public road in the county of Greene.

Referred to the Committee on Public Roads.

By Mr. PARKINSON. HOUSE BILL No. 887.

An Act to establish as a State Highway a certain section of public road in the county of Greene.

Referred to the Committee on Public Roads.

By Mr. HALL. HOUSE BILL No. 888.

An Act making an appropriation to the several fire companies of the city of Harrisburg.

Referred to the Committee on Appropriations.

By Mr. MOFFATT. HOUSE BILL No. 889.

An Act providing for the care and maintenance by cities, boroughs incorporated towns and townships, of any soldiers' monuments, gun or carriage, or other similar memorial where there is no person body or organization in existence to care for and maintain the said memorials.

Referred to the Committee on Military.

By Mr. MOFFATT. HOUSE BILL No. 890.

An Act to further amend sections one thousand four hundred five, one thousand four hundred six, one thousand four hundred seven, one thousand four hundred eight, and one thousand four hundred and eighteen of an act approved the eighteenth day of May, one thousand nine hundred eleven, (Pamphlet Laws three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith."

Referred to the Committee on Education.

By Mr. BROMLEY. HOUSE BILL No. 891.

An Act to make an appropriation to the City of Philadelphia of one million dollars, ($1,000,000), to be used and expended for and toward the celebration of the Sequi-Centennial Anniversary of the Independence of the United States.

Referred to the Committee on Appropriations.

By Mr. MARCUS. HOUSE BILL No. 892.

An Act making an appropriation to Duquesne University, of the Holy Ghost, at Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MOFFATT. HOUSE BILL No. 893.

An Act to amend sections one, two, three, and four of an act approved the eighteenth day of June, one thousand nine hundred and nineteen, (P. L. 498), entitled "An act defining consolidation of schools; providing for the establishment and regulation of consolidated schools; and providing for State aid for the transportation of pupils to and from consolidated schools."

Referred to the Committee on Education.

By Mr. STARK. HOUSE BILL No. 894.

An Act to establish as a State Highway a certain section of public road in the county of Wyoming.

Referred to the Committee on Public Roads.

By Mr. HAINES. HOUSE BILL No. 895.

An Act making an appropriation to the Department of Agriculture for paying indemnities for animals inflicted with dangerous, contagious or infectious diseases.

Referred to the Committee on Appropriations.

By Mr. GRIFFITH. HOUSE BILL No. 896.

An Act to establish as a State Highway a certain section of public road in the county of Indiana.

Referred to the Committee on Public Roads.

By Mr. GRIFFITH. HOUSE BILL No. 897.

An Act to establish as a State Highway a certain section of public road in the counties of Armstrong and Indiana.

Referred to the Committee on Public Roads.

By Mr. GRIFFITH. HOUSE BILL No. 898.

An Act to establish as a State Highway a certain section of public road in the county of Indiana.

Referred to the Committee on Public Roads.

By Mr. MULDOWNEY. HOUSE BILL No. 899.

An Act making an appropriation to the Western Pennsylvania School for the Blind, located at Pittsburgh, Pennsylvania, to cover deficiency in maintenance and education of State pupils.

Referred to the Committee on Appropriations.

By Mr. WILLISTON P. WOOD. HOUSE BILL No. 900.

An Act providing for the commutation of sentences for good behavior of certain convicts in county jails.

Referred to the Committee on Judiciary Special.

By Mr. WILLISTON P. WOOD. HOUSE BILL No. 901.

An Act making an appropriation for the purpose of maintaining the public roads through the Cornplanter Indian Reservation in Elk Township, Warren County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WEAMER. HOUSE BILL No. 902.

An Act to establish as a State Highway a certain section of public road in the counties of Bucks and Montgomery.

Referred to the Committee on Public Roads.

By Mr. BURD P. EVANS. HOUSE BILL No. 903.

An Act to further amend route one hundred and seventy-eight of section six of an act approved the thirty-first day of May, one thousand nine hundred and eleven, (P. L. 468). entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assist-

ants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of Commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance, and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties of authority over same; and requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of townships or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance, and repair of township or county roads, and prescribing the contents of township, county, borough, or incorporated town petitions; providing for percentage of cost of improvement to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs providing for penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act."

Referred to the Committee on Public Roads.

By Mr. MARCUS. HOUSE BILL No. 904.

An Act to amend section twenty of the act approved the twenty-third day of May, one thousand nine hundred and seven, (P. L. 206), entitled "An Act to regulate and improve the civil service of the cities of the second class in the Commonwealth of Pennsylvania; making violations of its provisions to be misdemeanors, and providing penalties for violations thereof;" providing for trial of charges made against policemen by the Civil Service Commission, and prescribing their powers and duties in connection therewith; and abolishing existing courts of inquiry and trial.

Referred to the Committee on Judiciary Special.

By Mr. HOOVER. HOUSE BILL No. 905.

An Act to establish as a State Highway a certain section of public road in the county of Fulton.

Referred to the Committee on Public Roads.

By Mr. WELTY. HOUSE BILL No. 906.

An Act to establish as a State Highway a certain section of public road in the county of Lehigh.

Referred to the Committee on Public Roads.

## BILL RE-REFERRED.

Mr. TURNER returned from the Committee on Judiciary Special, with recommendation that it be re-referred to the Committee on Judiciary General, House Bill No. 498, entitled:

An Act prohibiting the having, carrying and sale of certain firearms without a license; providing for the issuing of licenses therefor, and providing penalties.

The SPEAKER. The bill is now re-referred to the Committee on Judiciary General.

## REPORTS FROM COMMITTEES.

Mr. TURNER, from the Committee on Judiciary Special, reported as committed House Bill No. 570, entitled:

An Act to further amend part of section two of the act approved the seventeenth day of June, one thousand nine hundred and fifteen (P. L. 1012), entitled "An act regulating the business of loaning money in sums of three hundred ($300) dollars or less either with or without security, to individuals pressed by lack of funds to meet immediate necessities; fixing the rates of interest and charges therefor; requiring licensing of lenders; and prescribing penalties for the violation of this act;" by changing the rate of interest chargeable.

Mr. STAUDENMEIER, from the Committee on Judiciary Special, reported as committed House Bill No. 98, entitled:

An Act to amend section thirty-six of an act, approved the thirtieth day of June, one thousand nine hundred and nineteen, (P. L. 678), entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by, or trailing after, motor vehicles; requiring the registration of the same, and the licensing of all operators thereof; providing the fees therefor, and the disposition of such fees; prohibiting the unauthorized use of, and tampering with, motor vehicles; limiting and defining the powers of cities, boroughs, incorporated towns, townships, and counties, as to the regulation of the use and equipment of motor vehicles, and the taxing, registration, or licensing thereof; imposing certain duties on the State Highway Commissioner, and on proprietors of public garages; providing procedure and penalties for violations thereof, and the disposition of fines collected, and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle," as amended; by extending the jurisdiction of magistrates in civil actions.

Mr. GOEHRING, from the Committee on Judiciary Special, reported as amended House Bill No. 383, entitled:

An Act fixing the salaries of the fire marshals and the deputies and assistant fire marshals; providing for their office, office supplies and clerical assistance, and providing for the appointment and compensation of a solicitor in counties wherein the office of fire marshall has been established under existing laws.

Mr. GOEHRING, from the Committee on Judiciary Special, reported as committed House Bill No. 715, entitled:

An Act to amend section two of the act approved the eighth day of May, one thousand nine hundred and one (P. L. 142), entitled "An act relative to verdicts and judgments in actions of ejectment, and to regulate procedure, in such actions," as amended; by requiring defendants to file an answer within fifteen days after the declaration is served upon him, and authorizing the prothonotary to enter judgment for failure thereof.

Mr. W. T. BELL, from the Committee on Counties and Townships, reported as committed, House Bill No. 783, entitled:

A Supplement to an act approved the third day of May, one thousand nine hundred and twenty-three, (P. L. 131), entitled "An act creating, regulating, and defining the powers of a County Planning Commission, and authorizing the creation of a county plan in counties of the second class; requiring the county commissioners to furnish to the commission, before passage, resolutions relating to county improvements, to roads, lands, buildings, or means of communications; authorizing the commission to report suggestions to the county commissioners concerning improvements.

and to appear in court with reference thereto; authorizing the making of a county map and plan, including territory extending three miles beyond the county limits, showing proposed improvements in roads, lands, buildings, and means of communication;" requiring certain plans of streets and highways and plans, plots and replots of land to be submitted to and approved by the County Planning Commission before recording; determining the effect of the approval and disapproval thereof; and creating a presumption of law.

Mr. McBRIDE, from the Committee on Elections, reported as committed, House Bill No. 826, entitled:

An Act providing for the enumeration of registered persons in the Commonwealth, and the publication of a tabulation thereof by the Secretary of the Commonwealth, and imposing certain duties upon registrars, assessors, registry assessors and county commissioners.

Mr. SPEER, from the Committee on Judiciary Special, reported as committed, House Bill No. 50, entitled:

An Act to amend section one of an act approved the twenty-eighth day of May, one thousand nine hundred and seven, (P. L. 292), entitled "An act to provide for the protection of insane persons, feeble-minded persons, and epileptics, and the appointment of a guardian for the said insane persons, feeble-minded persons, and epileptics, unable to care for their own property; authorizing the guardian to support the wife and children of the said insane persons, feeble-minded persons, and epileptics; defining the powers of the guardian, and authorizing the sale of real estate of the ward."

Mr. SPEER, from the Committee on Judiciary Special, reported as committed, House Bill No. 676, entitled:

An Act to fix the salaries of the deputy register, clerks, and employes in the office of the register of wills of counties of the first class.

Mr. HOWE, from the Committee on Counties and Townships, reported as committed House Bill No. 428, entitled:

An Act providing that all county and township bridges on State highway routes shall be taken over by the Commonwealth of Pennsylvania; providing for the assumption of contracts by the Commonwealth.

Mr. WELTY, from the Committee on Judiciary Special, reported as amended House Bill No. 35, entitled:

An Act relating to search warrants, regulating their issuance, execution, and return; prescribing the powers and duties of justices of the peace, aldermen and magistrates issuing them, and of officers executing them; inflicting penalties for unlawfully procuring, unlawfully executing, and unlawfully resisting the execution of a search warrant.

Mr. WELTY, from the Committee on Judiciary Special, reported as committed House Bill No. 126, entitled:

An Act to amend an act approved the thirty-first day of May, one thousand nine hundred and twenty-three (P. L. 486), entitled "An act to amend section one of an act, approved the twenty-seventh day of April, one thousand nine hundred and eleven (Pamphlet Laws, eighty-six), entitled 'An act regulating the compensation of court criers and tipstaves, in counties containing more than ninety thousand and less than one hundred and fifty thousand inhabitants; providing for the payment of the same by the particular county; limiting the number of tipstaves to be appointed; and repealing an act of Assembly entitled 'An act to regulate the fees of court criers and tipstaves of the courts in judicial districts containing more than ninety thousand and less than one hundred and fifty thousand inhabitants,' approved the twenty-ninth day of April, Anno Domini one thousand nine hundred and nine,' as amended".

Mr. ALEXANDER, from the Committee on Appropriations, reported as committed House Bill No. 12, entitled:

An Act making an appropriation providing for a deficiency in the maintenance of the Glen Mills Schools, Glen Mills, Delaware County, Pennsylvania.

Mr. WHITEHOUSE, from the Committee on Appropriations, reported as committed, House Bill No. 294, entitled:

An Act making an appropriation to the Board of Trustees of Coaldale State Hospital.

Mr. WHITEHOUSE, from the Committee on Appropriations, reported as committed, House Bill No. 482, entitled:

An Act making a deficiency appropriation to the Board of Trustees of Coaldale State Hospital.

Mr. WILLIAMS, from the Committee on Appropriations, reported as committed, House Bill No. 401, entitled:

An Act making a deficiency appropriation to the Board of Trustees of Blossburg State Hospital, located at Blossburg, Tioga County, Pennsylvania.

Mr. PERRY, from the Committee on Appropriations, reported as committed, House Bill No. 243, entitled:

An Act making an appropriation to the Board of Trustees of Philipsburg State Hospital.

Mr. McCAIG, from the Committee on Appropriations, reported as committed, House Bill No. 495, entitled:

An Act to amend the supplement to an act, approved the twenty-first day of May, one thousand eight hundred eighty-nine (Pamphlet Laws, two hundred fifty-eight), entitled "A supplement to an act to provide for the care and treatment of the indigent insane of the several counties of the Commonwealth in State hospital for the insane,' approved the thirteenth day of June, Anno Domini one thousand eight hundred and eighty-three," as amended, by fixing the maximum amount for maintenance weekly per capita.

Mr. McCAIG, from the Committee on Appropriations, reported as amended, House Bill No. 751, entitled:

An Act authorizing the Governor to appoint a Commission to complete the printing of the report by the Old Age Assistance Commission, and making an appropriation.

Mr. McCAIG, from the Committee on Appropriations, reported as committed House Bill No. 388, entitled:

An Act making an appropriation to pay for the deficiency in the care, treatment, removal and maintenance of the indigent insane, for the two years ending May thirty-first, one thousand nine hundred and twenty-five.

Mr. McBRIDE, from the Committee on Appropriations, reported as committed House Bill No. 406, entitled:

An Act making a deficiency appropriation to the Board of Trustees of Western State Penitentiary.

Mr. HAWS, from the Committee on Appropriations, reported as committed House Bill No. 17, entitled:

An Act to amend section one of the act approved the twenty-seventh day of March, one thousand nine hundred and three (P. L. 83), entitled, "An act to provide for the payment of the expenses of the maintenance and instruction of children, committed to Houses of Refuge which are not exclusively under State control, jointly by the State and by the counties from which they may be sent; and providing a method for determining the amount due, and collecting the same from said counties," by changing the time of payment by counties.

Mr. STARK, from the Committee on Appropriations, reported as committed House Bill No. 549, entitled:

An Act making a deficiency appropriation to carry into effect the provisions of an act, approved the twenty-fifth day of July, one thousand nine hundred and seventeen (Pam-

phlet Laws, one thousand one hundred and ninety-five), entitled "An act for the encouragement of agriculture and the holding of agricultural exhibitions; providing State aid for certain agricultural associations, and regulating the payment thereof."

Mr. NEELY, from the Committee on Judiciary General, reported as committed House Bill No. 364, entitled:

An Act to amend section one and section two as amended of an act approved the fifth day of May, one thousand nine hundred and eleven, (P. L. 198), entitled "An Act to establish a county court for the County of Allegheny, and prescribing its powers and duties; regulating the procedure therein and providing for the expenses thereof;" by fixing the number of judges of said court.

Mr. McCAIG, from the Committee on Appropriations reported as committed, House Bill No. 392, entitled:

An Act to provide for the ordinary expenses of the executive, judicial and legislative departments of the Commonwealth, interest on the public debt, and the support of the public schools, for the two fiscal years beginning June first one thousand nine hundred and twenty-five; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and twenty-five.

Mr. MORRISON, from the Committee on Law and Order, reported with a negative recommendation, House Bill No. 564, entitled:

An Act to amend section six of the act approved the twenty-seventh day of March, one thousand nine hundred and twenty-three, (P. L. 34), entitled "An act concerning alcoholic liquors prohibiting the manufacture, advertising, furnishing, traffic in, and possession of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws."

Mr. LUDLOW, from the Committee on Law and Order, reported with a negative recommendation, House Bill No. 626, entitled:

An Act relating to Sunday sports, amusements, and entertainments; providing for local elections to permit the use of public parks therefor, and to permit the licensing of Sunday sports, amusements, and entertainments; providing for such licensing when so authorized; and making it unlawful in certain cases to conduct or participate in sports, amusements, or entertainments on Sunday.

Mr. CANON, from the Committee on Judiciary Special, reported as committed House Bill No. 660, entitled:

An Act to amend section ten of an act approved the eighth day of June, one thousand nine hundred and seven (P. L. 488), entitled "A supplement to an act entitled 'An act to provide for the better government of cities of the first class in this Commonwealth,' approved the first day of June, one thousand eight hundred and eighty-five; creating a Department of Wharves, Docks and Ferries, for the improvement, regulation and supervision of the construction, extension, alteration, maintenance and use of wharves, piers, bulkheads, docks, slips, basins, ferries, harbors and harbor structures in cities of the first class; and providing for the making and enforcement of rules and regulations, and fixing certain penalties for violation thereof; and providing for the acquisition of property by said cities, by purchase and by condemnation, for certain purposes," as amended; by providing the requirement for a permit for the construction, extension or alteration of any bridge, wholly within the limits of said cities.

Mr. CANON, from the Committee on Judiciary Special, reported as committed, House Bill No. 738, entitled:

An Act to amend section one of the act approved the twentieth day of April, one thousand nine hundred and twenty-one, (P. L. 150), entitled "An act to amend the first section of an act entitled 'An act to amend the first section of an act, entitled "An Act increasing the salaries of tipstaves in the courts of any county in this Commonwealth having a population of not less than five hundred thousand," approved the thirtieth day of May, Anno Domini one thousand eight hundred and ninety-five, by changing the the limit of population of such counties, and increasing the minimum and maximum limits of said salaries,' approved the first day of June, one thousand nine hundred and eleven, by limiting the provisions of said act to counties of the first class, and providing for the salaries of such tipstaves;" increasing the salary of said tipstaves.

## BILL ON FIRST READING.

Mr. McCAIG asked and obtained unanimous consent to have House Bill No. 392 read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 392, entitled:

An Act to provide for the ordinary expenses of the executive judicial and legislative departments of the Commonwealth interest on the public debt and the support of the public schools for the two fiscal years beginning June first one thousand nine hundred and twenty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and twenty-five

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

## LEAVE OF ABSENCE.

Mr. MEMOLO asked and obtained leave of absence for Mr. Hricko on account of illness.

## RESOLUTION.

### CONCURRENT RESOLUTION No. 4.

Mr. ALEXANDER. Mr. Speaker, I desire to call up at this time Concurrent Resolution No. 4, file folio 1279.

The Resolution was read by the Clerk as follows:

Whereas It is proper that the Commonwealth of Pennsylvania should be represented at the inauguration of Calvin Coolidge as President of the United States on March fourth by those representatives chosen by the people who constitute the membership of the General Assembly therefore be it

Resolved (if the House of Representatives concur) That the Senators and Members of the House of Representatives and the principal officers and employes of the General Assembly and legislative correspondents shall attend the said inaugural ceremonies as the representatives of the Commonwealth of Pennsylvania and be it further

Resolved That a committee of three members of the House of Representatives to be appointed by the Speaker of the House of Representatives and three Senators to be appointed by the President Pro Tempore of the Senate shall make all necessary arrangements for their transportation and entertainment and that the expenses incident thereto be provided for by an item to be inserted in the General Appropriation Bill

On the question,

Will the House adopt the resolution?

Mr. ALEXANDER. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The Clerk will read the amendment.

The amendment was read by the Clerk as follows:

Amend the resolution, last two lines, by striking out the words "provided for by an item to be inserted in the General Appropriation Bill," and insert in lieu thereof "defrayed by the individuals attending said Inauguration."

Mr. ALEXANDER. Mr. Speaker, I ask at this time unanimous consent for the immediate consideration of this resolution, notwithstanding the amendment, rather than have it lie over for printing, as amended.

The SPEAKER. Will the House give its unanimous consent to consider the amendment at this time? The Chair hears no objection.

On the question,

Will the House agree to the amendment?

Mr. LUDLOW. Mr. Speaker, may I interrogate the gentleman from Delaware?

The SPEAKER. Will the gentleman from Delaware permit himself to be interrogated?

Mr. ALEXANDER. Mr. Speaker, yes, sir.

The SPEAKER. Proceed, Mr. Ludlow.

Mr. LUDLOW. Mr. Speaker, is it not a fact—first, I would like to state that I am in hearty accord with the amendment proposed by the gentleman from Delaware in case such a resolution is passed at all; but I should like to ask the gentleman from Delaware whether he has considered that we ought to adopt the resolution, even in the amended form. It means we are going to leave here when we are approaching the end of what we want to have as a short session. The President, by his own action desires the inaugural ceremonies to be very simple and of an economical nature from a national standpoint. I do not recall, when I was elected a year ago, having anybody say that I was elected for the purpose of representing my district at the inauguration of the President, and I am reliably informed that he will be inaugurated whether I am there or not.

Mr. HAWS. That is not an interrogation; that is a speech.

Mr. LUDLOW. I admit the informal point of order to my left. I ask the gentleman from Delaware that even with his very admirable amendment this House ought to adopt this resolution. I apologize for what has gone before, but I am glad I said it.

Mr. ALEXANDER. Mr. Speaker and members of the House, my first thought last evening, when this resolution was presented, concurred exactly with my friend's from Montgomery. On second thought, however, I was not unmindful of the fact that the great Commonwealth of Pennsylvania, through its duly elected Representatives here, had a right, if they so desired, to attend the inaugural ceremony and, therefore, rather than to say that we should not attend and perhaps have the appearance to some people throughout the Commonwealth, and perhaps outside the Commonwealth, that it might be considered a slap at the great Calvin Coolidge, I thought it would be far better for us to pass it in this way.

Now, as far as the time is lost, we can adjourn here on Tuesday afternoon after the session; we can go down there early on Wednesday morning, and the inauguration ceremony, as I understand, is at noon, and we can come back the same day if we so desire. Wednesday is generally a short day at any rate, nothing more or less than first and second reading, and I think it may show respect to some extent, perhaps, to pass this resolution, especially with this amendment. It shows to the people that we are practicing economy as well as preaching it and that we are sports enough ourselves to go down and help in this great event and help inaugurate this grand man, and at the same time pay our own way. Therefore I think it is well that this resolution be passed in the form as proposed by the amendment.

Mr. LUDLOW. Mr. Speaker, this will not be an interrogation with a speech in the guise of a question. If the amendment is put, just so we understand where we are, if the amendment of the gentleman from Delaware is put, I shall vote "aye" on the amendment. That will show that I am thoroughly in accord with his proposition, that if we do go, we pay our own way. When that is done and you put the question on the main resolution I think we ought to consider whether the resolution, having thus expressed our approval of Mr. Alexander's position,—which I heartily approve,—whether we ought not vote down the resolution and then on Wednesday morning let there be a calendar here of first and second reading bills. Nobody will call for a quorum. Let us go forward. If the Speaker wishes, as I understand he has already been invited in another capacity to go, let him designate a Speaker pro tem so that the House may have its first and second reading on Wednesday and let the other members who want to go to the inaugural ceremonies go if they please. I see no objection to that, but I would urge first, Mr. Speaker, that the amendment be supported, thus putting the House on record of the very admirable purpose of Mr. Alexander's amendment and that then the resolution be defeated and that the House meets next Wednesday. This is purely a personal suggestion; and I think the approval of Pennsylvania of the President has been shown by the vote cast for him and we do not need to show it by going down to Washington next Wednesday.

Mr. STERLING. Mr. Speaker and ladies and gentlemen of the House, I feel that both the amendment and the resolution should have the unanimous approval of this House. Up to the present time we have consumed not more than probably one hour on Wednesday morning, and for the House to adjourn, as has been suggested, at the end of the Tuesday session, the time lost in not doing business here on Wednesday will not materially affect the progress of the work of the House. Much already has been said concerning the economies that we now preach and that we now should practice. It seems to me that the unanimous approval of the amendment, as well as of the resolution,—for it will cause no waste of time as I see it,—will distinctly express the mature judgment of this House. It seems to me that the citizenry of Pennsylvania should at once and for all,—and this seems to me to be the occasion that it might best be expressed,—should have confidentially brought home to them that so far as we are concerned, for the balance of this session we will adhere closely to economic tendencies. I ask, therefore, ladies and gentlemen, that you unanimously approve the amendment as well as the resolution itself.

Mr. SOWERS. Mr. Speaker, I listened to my friend from Montgomery County with a great deal of attention, but I failed to just understand what he meant, and I would like to interrogate him.

The SPEAKER. Will the gentleman from Montgomery permit himself to be interrogated?

Mr. LUDLOW. Absolutely, even to the extent of his making a speech, as I did, Mr. Speaker.

Mr. SOWERS. Are you in favor of Pennsylvania officials going to Washington at public expense?

Mr. LUDLOW. I want to answer that—

Mr. SOWERS. Answer it "yes" or "no".

Mr. LUDLOW. Mr. Speaker, I shall answer the gentleman from Philadelphia in this way: He is a good lawyer, and he knows that when a witness is asked a question he has a right to answer "yes" or "no," and follow with his qualifications. It is not always usual to answer "yes" or "no," but you recall the celebrated question asked of the witness, and he said, "I cannot answer 'yes' or 'no;'" and the lawyer said, "Why not?" He said, "Mr. Lawyer, let me ask

you a question." He said, "Answer this 'yes' or 'no'; 'Is it true that you have stopped beating your wife?' " Now, you think about that, no matter how the lawyer answered it, you presume he was beating his wife. Now, in this particular case I say "Yes, the Governor of Pennsylvania, with the proper representatives, should go to Washington." I qualify that in this way: That the Governor should go at the expense of the State, if he wants to put it that way, but that there should go with him to the ceremony not more than a very limited staff and not any large group, in fact, unless, as proposed by the Alexander amendment and which I heartily approve, if it be so amended, unless they pay their own way. I find in the group a vice-president of the Pennsylvania Railroad. I find a gentleman like the Cardinal of the Catholic Diocese of the Eastern Pennsylvania, and I find other equally distinguished persons there who can go and be glad to go at their own expense. Answering the question of the gentleman from Philadelphia, the State of Pennsylvania should be represented by the Governor and by a very limited staff.

Mr. SOWERS. Now, may I ask the gentleman from Montgomery another question?

Mr. LUDLOW. Absolutely.

Mr. SOWERS. Do you not think, before we spend public money for this purpose, we should ask the President if he wants these people to attend his inauguration.

Mr. LUDLOW. Mr. Speaker, I can only answer the question of the gentleman from Philadelphia in this way: It is like asking a girl that you intend to propose marriage to, whether she will first entertain an offer before you make the proposition. It is very hard to draw the line.

On the question recurring,
Will the House agree to the amendment?
It was agreed to.
On the question,
Will the House adopt the resolution as amended?
It was adopted.

Mr. LUDLOW. Now, Mr. Speaker, as the votes in the negative were so scattering, I move to make the vote on the adoption of the resolution as amended unanimous.

Mr. HAWS. Mr. Speaker, I second the motion.

The motion was agreed to.

Ordered, That the Clerk return the same to the Senate with the information that the House has passed it with amendments in which the concurrence of the Senate is requested.

## RESOLUTION.

### DELEGATION TO ATTEND INAUGURATION.

Mr. ALEXANDER offered the following resolution and asked and obtained unanimous consent to have it considered at this time:

In the House of Representatives, February 24, 1925.

Whereas, The Commonwealth of Pennsylvania should be fittingly represented at the ceremonies attendent upon the inauguration of Calvin Coolidge as President of the United States on March fourth at Washington, and

Whereas, Any ostentatious display or large unrepresentative delegation from the Commonwealth would not be in conformity with the principles of economy emphasized by our President, and approved by the unprecedented vote of the people, and

Whereas, A delegation made up of the Executive heads of the Commonwealth, and a proper military escort would be more representative of the people, more in accord with the spirit of economy now so necessary to be adhered to, and sufficiently large to preserve the dignity of the Commonwealth, therefore be it

Resolved (if the Senate concur) That the Commonwealth of Pennsylvania shall be represented at the said inaugural ceremonies by a delegation consisting of the Governor, the Lieutenant Governor, the Auditor General, the State Treasurer, the Attorney General, the Secretary of the Commonwealth, the Secretary of the Department of Public Instruction, the Secretary of the Department of Internal Affairs, the President Pro Tempore of the Senate, the Speaker of the House of Representatives, and the following as a military escort: Adjutant-General Frank D. Beary, Major General William G. Price, Jr., Brigadier General John P. Wood, Brigadier General Churchill B. Mehard, Brigadier General Edward Martin, Brigadier General Edward C. Shannon, Colonel Robert M. Vail, Colonel John Aiken, Colonel Robert M. Brookfield, Colonel Charles B. Smathers, Colonel Eric F. Wood, Colonel William S. McLean, Jr., Colonel Jackson W. Study, Colonel William A. March, Colonel William R. Dunlap, Colonel Clarence J. Smith, Colonel Arthur C. Colahan, Colonel Edward J. Stackpole, Jr., Lieutenant Colonel Edward M. Iland, Colonel Jere M. Leaman, Colonel George E. Kemp, Colonel Fred Taylor Pusey, Colonel Maurice E. Finney, Colonel Walter C. Sterling, Major Leo A. Luttringer, Captain William L. Hicks, and three color sergeants, to be named by the Adjutant General; and be it further

Resolved, That the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives shall make all arrangements for inviting the above named persons and attending to their entertainment at and transportation to and from Washington on March fourth next, and that no other person or persons except those hereinbefore named shall attend the said inaugural ceremonies at the expense of the Commonwealth, and that the expense incident to the carrying out of this resolution shall not exceed the sum of five thousand dollars ($5,000), to be provided for by an item to be inserted in the General Appropriation Bill.

On the question,

Will the House adopt the resolution?

Mr. ALEXANDER. Mr. Speaker and members of the House, I was glad to hear the gentleman from Montgomery speak on this resolution a little ahead of time, because it seems from his remarks on the last resolution that this is practically in line with his thought. It is not my intention to take away any glory or any pleasure from anyone, but I am not unmindful of the fact that this great Commonwealth which did so much to roll up the magificent majority for that grand man Calvin Coolidge should fittingly and properly attend the inaugural ceremonies on the fourth day of March, and that this is fittingly and properly in line is clearly demonstrated by the invitation that was sent out by Mr. Coolidge himself, in which he designates from fifty to one hundred people to represent the State. There are about fifty mentioned in this resolution. I think you will all agree with me, that they are representative. I am not unmindful also that this precludes from the program, as heretofore set out in the papers, of which I had no official knowledge except from the newspapers, a number of my personal friends, and persons for whom I have a great admiration, and persons who individually played a grand part in helping to elect Calvin Coolidge, but I have had the expression personally from some of those that they do not desire after the magnificent work which they did in helping to poll this vote, that they did not want the great Commonwealth of Pennsylvania to pay their expenses and their carfare down there. They are only too glad to pay that themselves and go down there and do what little they can to help honor this great President.

Therefore, I think this is in line with the economy which we are endeavoring here to practice and which we are telling the people throughout the Commonwealth that we are doing. I am glad to say, and I do thank the newspaper which last Sunday recognized the fact that all the members

of this House were here doing their utmost, the best that they could see in order to carry out a program of economy and to give to the Commonwealth the best we have. That is my purpose at this time in presenting this resolution. I believe it is in line with true economy and at the same time we will do full honor to that great President Calvin Coolidge. I therefore, move the adoption of the resolution.

Mr. EDMONDS. Mr. Speaker and members of the House, I am heartily glad to second the resolution which has been offered by my friend from Delaware county, Mr. Alexander, and to express the hope that it will carry unanimously. It is a good sign for the entente cordialle when I find myself unable to object either to his whereases or the conclusions. Moreover, it is a sign of happy days ahead because unwittingly the gentleman from Delaware has brought himself into complete harmony with the policy of the Governor, and therefore, we may expect further happiness along the same line in the future. The Governor told me that when the inaugural committee first considered the question of the inauguration of the President, there was a desire that Pennsylvania should send down some of its military attachments and it was at that time when the budget was prepared last December that the item of ten thousand dollars was inserted. Later the inaugural committee at Washington changed its plan and instead requested the Governor to attend and to issue invitations to citizens. That, of course, meant that the item of ten thousand dollars was much in excess of what would be needed. Five thousand dollars as suggested by my friend from Delaware is ample under the circumstances. Now, personally, I am in complete harmony with both the gentleman from Delaware, the gentleman from Montgomery and my friend from Philadelphia. Here is a great celebration, the inauguration of the President of the United States, and may I say in passing that the President only as late as last Thursday in the message that he gave to the National Tax Association accepted the point of view of this General Assembly as expressed in the concurrent resolution adopted last week. We have a President who I think will be our leader in a great many lines of national progress. We want to honor the Governor, we want Pennsylvania to be represented, at the same time, we want to illustrate the fact that economy in our govermental matters is necessary. Now, this resolution of the gentleman from Delaware gives us an opportunity to do these things and personally I hope it will prevail by a unanimous vote.

On the question recurring,

Will the House adopt the resolution?

It was adopted.

Ordered, That the Clerk present the same to the Senate for concurrence.

## BILLS SIGNED BY SPEAKER.

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 111.

An Act authorizing the discontinuance of Indices in Record Books where counties have installed separate special Indices

HOUSE BILL No. 297.

An Act authorizing counties of the fourth class and cities of the third class to appropriate moneys to State park and State park and harbor commissions

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

## SENATE MESSAGE.

### HOUSE BILLS CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 45.

An Act to amend section fifty-seven of the act approved the twenty-third day of May, one thousand eight hundred and seventy-four, (P. L. 230), entitled "An act dividing the cities of this state into three classes; regulating the passage of ordinances; providing for contracts for supplies and work for said cities; authorizing the increase of indebtedness, and the creation of a sinking fund to redeem the same; defining and punishing certain offences in all of said cities, and providing for the incorporation and government of cities of the third class," providing for the acceptance of said act by certain cities of the third class; providing for the election of certain city officers, and members of city council in such cities; and fixing the time when the terms of members of councils and certain city officers then in office shall cease and be terminated.

HOUSE BILL No. 193.

An Act to validate acts done by corporations before the recording of their charters

HOUSE BILL No. 303.

An Act to amend sections two and nine to repeal section ten to amend section sixteen and section twenty-two as amended sections twenty-three thirty-one section thirty-two as amended section fifty-two section fifty-four as amended section fifty-seven as amended and section sixty-five of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and sixty-nine) entitled "An act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth"

HOUSE BILL No. 490.

An Act to validate acts done and contracts, conveyances, transfers and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the Courts of Common Pleas granting a charter where the applicants for incorporation had failed to register its proposed name as required by law, and to validate charters of corporations of the first class granted since the sixteenth day of May, one thousand nine hundred and twenty-three, where there was a failure to register the name or title of the proposed corporation at the time of filing its application for charter as required by law; providing for the subsequent filing of such registration, and providing for the amendment of names or titles of such corporations in certain cases.

With the information that the Senate has passed the same without amendments.

## QUESTIONS OF PERSONAL PRIVILEGE.

Mr. BAGSHAW. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. BAGSHAW. Mr. Speaker, on Tuesday, February 17th, I am recorded in the Journal as voting "aye" on House Bill No. 355, file folio 793. I voted "no", and ask that the record be corrected accordingly.

The SPEAKER. The remarks will be noted in the Journal.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 231, as follows:

An Act to amend section one thousand two hundred and one of an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonweath of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand two hundred and one of the act approved the twenty-fourth day of May one thousand nine hundred and twent-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" is hereby amended to read as follows

Section 1201 Establishment of Game Fund Appropriation All license fees fines and other moneys received and collected (a) under the provisions of any law repealed and replaced by this act and now held in the State Treasury as a fund or any part of a fund separate and apart for the various purposes designated by law or (b) that may be hereafter paid into the State Treasury under the provisions of any act so repealed or replaced or (c) that may be paid into the State Treasury under the provisions of this act shall be placed in a separate fund to be known as "The Game Fund" and shall be held separately and apart solely for the purposes of the payment under the supervision of the board (a) of the salaries wages or other compensation and traveling and other expenses of the members and officers of the Board of Game Commissioners and of such deputies directors superintendents bureau or division chiefs assistant directors assistant superintendents assistant chiefs experts scientists engineers surveyors draftsmen accountants secretaries auditors inspectors examiners statisticians clerks stenographers bookkeepers messengers game protectors laborers and other assistants and employes as may be required for the proper conduct of the work of the Board [and employes of the Board and contingent office expenses] (b) for wild bird game and fur-bearing animal protection and propagation (c) for the purchase of game and fur-bearing animals for propagation and stocking purposes (d) for feeding game and wild birds (e) for the creation acquisition by lease or otherwise maintenance and administration of hunting grounds and game refuges and the purchase of outstanding timber and mineral rights on lands purchased or being purchased or water rights on adjoining lands whereever the Board deems such purchase desirable (f) for the purchase of other lands and buildings and for the erection and repair of buildings (g) for the purchase through the Department of Property and Supplies as purchasing agency of such furniture furnishings stationery supplies materials fuel motor vehicles horses and other equipment as may be necessary for the conduct of the work of the Board and for the maintenance of equipment (h) for control of vermin the payment of bounties and expenses in connection therewith (i) for the payment of all or any part of the cost of any printing lithographing color process work posters notices tags badges buttons and such other like materials as in the opinion of the Board may be necessary to its work but all such printing posters notices tags badges buttons and other materials shall be ordered through the Department of Property and Supplies as purchasing agency (j) for the refund of fines erroneously collected and deposited (k) for the payment of rentals of offices grounds buildings or other quarters leased for the Board by the Department of Property and Supplies and for telegrams and telephone rentals and toll charges and rentals on leased office or other devices (1) for the purpose of carrying into effect the provisions of the act approved the second day of June one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and eighty-nine) entitled "An act providing a method through which the Commonwealth may cooperate with individuals in building fences to protect farm crops and fruit orchards against damage from wild deer and making an appropriation" not exceeding however the sum of ten thousand dollars ($10,000) during any one fiscal year (m) for the purpose of carrying into effect the provisions of the act approved the second day of June one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and ninety-two) entitled "An act providing for the payment of certain claims for damages done to live stock poultry or bees by bear providing a method for the ascertainment of such damage and making an appropriation" not exceeding however the sum of three thousand dollars ($3,000) during any one fiscal year and (n) for the payment of any contingent incidental or other expenses of any kind or description reasonably necessary in carrying on the work of the Board

[The sum of not less than twenty per centum of the net revenue received from resident hunters' licenses shall be set aside by the Board for the purchase and distribution of game feed for game and for the propagation or distribution of game for stocking purposes]

All such moneys placed in the game fund under the provisions of this section are hereby made available immediately and are hereby specifically appropriated to the Board for the purposes herein specified

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—194.

| | | | |
|---|---|---|---|
| Adam, | Fockler, | Mangan, | Royle, |
| Alexander, | Fratt, | Marcus, | Sarig, |
| Allman, | Frye, | Marshall, | Sautter, |
| Anderson, | Fuller, | Martz, | Schilling, |
| Armstrong, | Gelnett, | Mathay, | Schoener, |
| Baldi, | Goehring, | McBride, | Schwartz, |
| Bartley, | Goodnough, | McCaig, | Scott, |
| Behney, | Goss, | McCann, | Shaffer, |
| Bell, F. A. | Greeby, | McClure, J. F., | Shambach, |
| Bell, W. T. | Greenstein, | McCormick, | Sheffer, |
| Bentley, | Griffith, | McDaniel, | Smith, G. A., |
| Berkheiser, | Grimes, | McDermott, | Smith, H. J., |
| Bidelspacher, | Guerin, | McGowan, | Soffel, |
| Blair, | Haas, | McKim, | Sowers, |
| Blumberg, | Haines, | McLaughlin, | Speer, |
| Bray, | Hall, | Memolo, | Spencer, |
| Brewster, | Hantz, | Metzger, | Stadtlander, |
| Bromley, | Harding, | Metzinger, | Stark, |
| Brown, E., | Harer, | Millar, | Staudenmeier, |
| Brown, E. P., | Hart, | Miller, C., | Stavitski, |
| Brown, T. J., | Haws, | Miller, H. A., | Sterling, |
| Burchinal, | Heffran, | Moffatt, | Stock, |
| Burke, | Henderson, | Moore, | Storb, |
| Bush, | Hess, | Morrison, | Storer, |
| Calhoun, | Himes, | Muldowney, | Strayer, |
| Canon, | Holcombe, | Munley, | Talbot, |
| Colville, | Holmes, | Myers, | Thomas, L. D., |
| Conner, | Holtzman, | Neely, | Thomas, M. G., |
| Craig, | Hoover, | Nicholson, | Toepfer, |
| Critchfield, | Horn, | Nolte, | Towner, |
| Cross, | Howe, | North, | Trescher, |
| Davis, | Huber, | Orr, | Turner, |
| Deibler, | Irvin, | Parkinson, | Voltz, |
| Dengler, | Jones, | Patterson, B.H., | Watson, |
| Derby, | Kelly, | Patterson, F.W., | Weamer, |
| Diehm, | Labar, | Patterson, M., | Wells, |
| Dietz, | Lauver, | Peelor, | Welty, |
| Dilsheimer, | Leidich, | Pennock, | Wettach, |
| Drinkhouse, | Little, H. A., | Perry, | Wheeler, |
| Drumbor, | Little, J. T., | Phillips, | Whitehouse, |
| Duddy, | Lockhart, | Pitts, | Williams, |
| Eaches, | Long, | Posey, | Witherspoon, |
| Earley, | Lotz, | Powell, | Witkin, |
| Ede, | Lucas, | Prosser, | Wood, N., |
| Edmonds, | Ludlow, | Pryor, | Wood, W. P., |
| Emhardt, | Lukehart, | Raymond, | Wright, |
| Evans, F. D., | Lynch, | Reader, | Bluett, |
| Flinchbaugh, | MacMillan, | Rhodes, | Speaker. |
| Flynn, | Malie, | Rieder, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 378, as follows:

An Act to amend sections three five and nine of the act approved the seventeenth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred and twenty-four) entitled "An act preventing the manufacture sale or transportation within the Commonwealth of adulterated or misbranded Paris greens lead arsenates lime-sulphur compounds and other insecticides and fungicides and regulating traffic therein providing for inspection of such materials and imposing penalties" making it unnecessary for the Secretary of Agriculture to hear persons whose samples of insecticides and fungicides have been found to be adulterated or misbranded requiring persons manufacturing or importing insecticides or fungicides into this State to register the same with the Secretary of Agriculture making it unlawful to sell any insecticide or fungicide not registered and fixing a minimum fine for the violation of this act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of the act approved the seventeenth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred and twenty-four) entitled "An act preventing the manufacture sale or transportation within the Commonwealth of adulterated or misbranded Paris greens lead arsenates lime sulphur compounds and other insecticides and fungicides and regulating traffic therein providing for inspection of such materials and imposing penalties" is hereby amended to read as follows

Section 3 That the Secretary of Agriculture shall promulgate uniform rules and regulations for enforcing this act including the collection and examination by existing bureaus of insecticides and fungicides manufactured or offered for sale in the Commonwealth for the purpose of determining whether such articles are adulterated or misbranded within the meaning of this act [and if it shall appear after such examination that any of such specimens are adulterated or misbranded within the meaning of this act the Secretary of Agriculture shall cause notice thereof to be given to the person from whom such sample was obtained Any person so notified shall be given an opportunity to be heard at a designated time and place and if it appears that any of the provisions of this act have been violated the Secretary of Agriculture shall cause the certification of such facts to the proper court with a copy of the results of the analysis or examination authenticated by the analyst or expert under oath Results of anaylsis or examinations of insecticides and fungicides may be published under the direction of the Secretary of Agriculture]

Section 2 That said act is hereby amended by adding thereto section 5 (a) which reads as follows

Section 5 (a) Every person manufacturing insecticides or fungicides in this Commonwealth and every person importing insecticides or fungicides into this State for the purpose of reselling the same on or before the first day of January of each year or before selling offering or exposing for sale such insecticides or fungicides shall register and file with the Secretary of Agriculture a certified statement of the names and number of each kind or brand of such insecticides or fungicides that he or they shall manufacture import or offer for sale during the next ensuing year and such additional information concerning the same as the Secretary of Agriculture may require and he or they shall pay to the Secretary of Agriculture the sum of five dollars ($5.00) for each kind or brand of such insecticide or fungicide so registered All moneys so received shall be immediately paid by the Secretary of Agriculture into the general fund of the State Treasury

The Secretary of Agriculture may refuse to register any kind or brand of insecticide or fungicide and he may revoke any registration which shall have been accepted when such kind or brand has been found to be adulterated misbranded or to have little or no value for the purpose for which it is intended to be used

It shall be unlawful for any person to sell offer or expose for sale any insecticide or fungicide that is not properly registered under the provisions of this section

Section 3 That section nine of said act is hereby amended to read as follows

Section 9 Any person who shall violate any of the provisions of this act or any rule or regulation of the Secretary of Agriculture promulgated under this act shall be guilty of a misdemeanor and shall upon conviction thereof be fined not [to exceed] less than twenty-five nor more than two hundred dollars for the first offense and upon conviction for each subsequent offense be fined not to exceed three hundred dollars or sentenced to imprisonment for not to exceed one year or both such fine and imprisonment in the discretion of the court

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—189.

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | Lukehart, | Rieder, |
| Alexander, | Flirchbaugh, | Lynch, | Royle, |
| Allman, | Fockler, | MacMillan, | Sarig, |
| Anderson, | Fratt, | Malie, | Sautter, |
| Armstrong, | Frye, | Mangan, | Schilling, |
| Aston, | Fuller, | Marcus, | Schoener, |
| Bagshaw, | Gelnett, | Marshall, | Schwartz, |
| Baldi, | Gilchrist, | Martz, | Scott, |
| Bartley, | Goehring, | Mathay, | Shaffer, |
| Behney, | Goodnough, | McBride, | Shambach, |
| Bell, F. A. | Goss, | McCaig, | Smith, G. A., |
| Bell, W. T. | Greeby, | McClure, J. F., | Smith, H. J., |
| Berkheiser, | Greenstein, | McClure, J. H., | Soffel, |
| Bidelspacher, | Griffith, | McCormick, | Speer, |
| Blair, | Grimes, | McDaniel, | Spencer, |
| Blumberg, | Guerin, | McGowan, | Staudenmeier, |
| Bray, | Haas, | McKim, | Stark, |
| Brewster, | Haines, | McLaughlin, | Stavitski, |
| Bromley, | Hall, | Memolo, | Sterling, |
| Brown, E., | Hantz, | Metzger, | Stock, |
| Brown, E. P., | Harding, | Metzinger, | Storb, |
| Brown, T. J., | Harer, | Millar, | Storer, |
| Burchinal, | Hart, | Miller, C., | Strayer, |
| Burke, | Haws, | Miller, H. A., | Talbot, |
| Bush, | Heffernan, | Moffatt, | Thomas, L. D., |
| Calhoun, | Heffran, | Moore, | Thomas, M. G., |
| Canon, | Henderson, | Muldowney, | Toepfer, |
| Colville, | Hess, | Munley, | Towner, |
| Conner | Himes, | Myers, | Trescher, |
| Critchfield, | Holcombe, | Neely, | Turner, |
| Cross, | Holmes, | Nicholson, | Voltz, |
| Davies, | Holtzman, | Nolte, | Washington, |
| Deibler, | Hoover, | North, | Watson, |
| Dengler, | Horn, | Orr, | Weamer, |
| Derby, | Howe, | Parkinson, | Wells, |
| Diehm, | Huber, | Patterson, B.H., | Welty, |
| Dietz, | Jones, | Patterson, F.W., | Wettach, |
| Dilsheimer, | Kelly, | Patterson, M., | Wheeler, |
| Donnell, | Labar, | Peelor, | Whitehouse, |
| Drinkhouse, | Lafferty, | Perry, | Williams, |
| Drumbor, | Lauver, | Pitts, | Witherspoon, |
| Duddy, | Little, H. A., | Posey, | Witkin, |
| Eaches, | Little, J. T., | Powell, | Wood, N., |
| Earley, | Lockhart, | Prosser, | Wood, W. P., |
| Ede, | Long, | Pryor, | Wright, |
| Edmonds, | Lotz, | Raymond, | Bluett, |
| Emhardt, | Lucas, | Reader, | Speaker. |
| Evans, B. P., | Ludlow, | Rhodes, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 405, as follows:

An Act to amend sections five hundred and nine five hundred and eleven five hundred and twelve seven hundred and nine and seven hundred and twenty and repeal section five hundred and ten of an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General

Assembly met and it is hereby enacted by the authority of the same That section five hundred and nine of an act approved May twenty-fourth one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" is amended to read as follows

Section 509 [Extending Season For Squirrels Rabbits And Woodcock Removal Of Protection Upon receipt of a petition from any county containing the signatures of not less than two hundred citizens at least fifty per centum of whom were regularly licensed during the preceding season setting fourth their desire for an extension of the open season for squirrels rabbits or woodcock or that squirrels or rabbits have become a nuisance in that county or any portion thereof stating the manner in which squirrels or rabbits have become a nuisance or their reasons for such desire with such other information as the petitioners may deem advisable the board if after investigation is satisfied the conditions in such county warrant may declare such county or any township or townships thereof open during an additional season not exceeding one month at such time of the year as may be deemed necessary except between January first and August twentieth During any such special open season squirrels rabbits and woodcock may be killed and disposed of only under the same conditions and in the same number as during the general open season

The Board may extend such special open season from year to year so long as in their opinion conditions in such county warrant without a new petition being filed each year

To open a county or any portion thereof to the killing of squirrels rabbits or woodcock during a special season as herein provided a notice to that effect shall be published by the board before the beginniug of such special open season in not less than three newspapers of general circulation if there be so many published in the county affected once a week for at least two consecutive weeks setting forth the dates of any such special open season and the conditions governing same]

Removal of Game Removal of Protection Changing Seasons and Bag Limits—When it is proven to the satisfaction of the Board that game birds or game animals or fur-bearing animals are materially destroying property or otherwise becoming a nuisance or the sexes are not balanced properly or the natural food supply is insufficient or that hunting or trapping in addition to the regular open season provided by this act may be permitted without jeopardizing the future supply of game or fur-bearing animals of any kind in any section of the Commonwealth the Board may at any time remove or have removed such animals or birds from that section or may direct or authorize the killing of such birds or animals or grant an extension of the open season or permit additional hunting or trapping under such rules governing seasons bag limits methods of taking and other regulations as the case may require regardless of protection afforded or open seasons or bag limits fixed by this act

To aid in the better protection of game or fur-bearing animals in any part of the Commonwealth the Board may also reduce open seasons and bag limits or may close seasons as in their judgment may be necessary to guarantee a future supply of such birds or animals in any part of or throughout the entire Commonwealth

To remove protection declare additional open seasons or reduce open seasons or bag limits or close seasons for the killing of game or fur-bearing animals in any county or part thereof a notice to that effect shall be published by the Board in not less than two newspapers of general circulation in each county affected one time each week for at least two consecutive weeks setting fourth the action of the Board and the rules and regulations adopted relative thereto The Board shall prepare and distribute such additional posters or notices as in their judgment may be necessary

It is unlawful for any person to violate any of the rules and regulations adopted by the Board for the preservation of game birds or game animals or fur-bearing animals or to take such birds or animals at a time or in any number or manner or of any kind or sex contrary to such rules and regulations

Section 2 That section five hundred and ten of said act be and the same is hereby repealed

Section 3 That Section five hundred and eleven of said act is amended to read

Section 511 Removal of Protection from [Female] Deer Special Deer License Upon receipt of a petition signed by [at least two hundred] residents of any county giving their addresses and vocation setting forth that deer have become a nuisance in that county or any township thereof stating the manner in which such animals are nuisance or upon information otherwise obtained by the Board indicating that deer have become destructive to property or that the herds should be reduced for any reason the Board if satisfied that conditions warrant [or if in their opinion the sexes are not balanced properly] may declare [such county or any township therein or part thereof] any section of the Commonwealth open to the killing of [large female deer] deer without visible antlers through the use of legal firearms as hereinafter provided by residents of the Commonwealth during a special season [not exceeding three days] of such length as the Board may deem advisable either prior to or following the regular open season for male deer During such special season the killing of [female] deer shall be in accordance with such rules and regulations as the board may adopt

[Ninety] Thirty or more days prior to the date of any such special open season a notice shall be published by the board in at least two newspapers of the county one time each week for three consecutive weeks setting forth the date or dates of such special season and the conditions governing same

Before any person shall hunt for [female] deer during a special open season declared by the Board such person shall have a resident hunter's license before hunting on any property where this act requires such license and shall also apply to and obtain from the Board at Harrisburg a Special [female] Deer License the fee for which is hereby fixed at [five dollars] two dollars except that no fee shall be charged for a Special Deer License applied for by an owner or lessee of lands residing upon and cultivating lands lying within the territory opened to deer hunting by the Board under the provisions of this act or applied for by any member of his family or any employe who regularly assits in the cultivation of such lands Such license issued without fee shall be good only on the lands upon which such person resides and cultivates Such licenses shall entitle the holder to kill one [female] deer without visable antlers Such special [female] deer licenses shall be issued only in such number for each county or township as the Board may deem advisable and shall be issued in the order of the applications made to the Board

It is unlawful for any person to hunt for or kill or attempt to hunt for or kill [female] deer during any special open season declared by the Board unless complying with the provisions of this section relative to licenses and complying with the rules and regulations prescribed by the board Deer killed during such special season shall be disposed of only in the manner provided for the disposition of deer legally killed during the general open season but no provision of this act relative to the number of deer that may be killed by any person or any hunting party or camp shall be construed to prevent the killing of [female] deer by any resident if legally authorized as herein provided

Section 4 That section five hundred and twelve of said act is amended to read

Section 512 Penalties Any person violating any of the provisions of this article shall be sentenced to pay the following fines and costs of prosecution for each offense

For taking killing wounding or transporting from one locality to another within this state or for attempting to take kill or wound contrary to this article or any rules and regulations relative to the taking of game or fur-bearing animals adopted by the board

(a) Each elk two hundred dollars and in the discretion of the court six months imprisonment

(b) Each deer one hundred dollars

(c) Each bear fifty dollars

(d) Each wild turkey ruffed grouse ring-neck pheasant, quail or woodcock twenty-five dollars

(e) Each other bird or animal ten dollars

For violation of any of the provisions of this article not above specifically provided for or for violating any of the rules and regulations of the Board adopted under the provisions of this article twenty-five dollars and costs of prosecution for each offense

Upon failure of any person convicted of a first offense to immediately pay the fine imposed and costs of prosecution

he shall be imprisoned one day for each dollar of fine imposed and cost prosecution

Any person convicted of a second or subsequent offense shall be liable to the fines above provided and costs of prosecution and in addition thereto shall in the discretion of the court suffer imprisonment one day for each dollar of fine imposed

Section 5 That Section seven hundred and nine of said act is amended to read

Section 709 Killing Game by Mistake Return of Penalty Each individual who may by mistake kill any game or fur-bearing animal contrary to the provisions of this act or any rules and regulations of the Board shall have returned to him [one-furth] one-half of the penalty imposed by law for such offense and actually paid by him to a legally authorized representative of the Commonwealth if such individual to the best of his ability shall at once dress and hang up or deliver the carcass of the game or fur-bearing animal so killed and shall immediately after such killing and caring for or delivering of the carcass make report of the wrong done to any game protector or the district attorney of the county or a justice of the peace or a representative of the Department of Forestry in the neighborhood where the offense was committed and shall give to such person definite information regarding the place where such carcass may be found or deliver the carcass to such official for disposition as hereinafter provided and shall within twenty-four hours after such killing forward to the board at Harrisburg a statement in writing under oath explaining when and where and how such mistake was made

Said [one-fourth] one-half of the penalty imposed by law and paid into the hands of the Board shall be returned to the said individual as quickly as possible after the said board is satisfied that said killing was by mistake and was not intentional or by carelessness

Section 6 That Section seven hundred and twenty of said act is amended to read

Section 720 [Removal or] Killing of Game Destroying Property [When it is proven to the satisfaction of the Board that game is excessively destroying property or otherwise becoming a nuisance in any section of the State the board may at any time remove or have removed such animals or birds from that neightborhod or direct the killing and disposition of the same as the case may require]

Nothing in this act shall be construed to prevent any person actually residing upon or cultivating as a means of gaining a livlihood any lands for general farm crop purposes commercial trucking or fruit orchard or nursery being regularly maintained for commercial purposes [within this Commonwealth] as either the owner or lessee or any member of the family of such owner or lessee residing upon and assisting in the cultivation of such lands or the employe of such owner or lessee who regularly assists in the cultivation of such lands from killing in any manner except through the use of poison at any time any elk or deer or bear or rabbit or squirrel or raccoon or the birds commonly known as blackbirds regardless of sex or age which he may find on such lands actually engaged in the material destruction of cultivated fruit-trees cultivated crops vegetables live stock poultry or beehives or in the case of red squirrels or blackbirds destroying either the eggs or young of protected or game birds or from destroying such animals or birds anywhere on the property under their control immediately following such destruction or where the presence of such bird or animal on any such aforesaid cultivated lands or in any such aforesaid fruit orchards is just cause for reasonable apprehension of imminent destruction Any such person shall [at all times prove] upon request of any representative of the Board produce satisfactory evidence that material damage [was being] has been done within thirty days or that there was just cause for reasonable apprehension of imminent destruction by the species of animal or bird killed [and report such killing] except in the case of red squirrels and blackbirds and in the case of elk deer or bears shall report such killing within twenty-four hours either verbally or in writing to the nearest game protector or the office of the Board at Harrisburg and shall [also] immediately remove the entrails hang up and care properly for the carcass of any such animal killed for delivery to [such] any charitable institution [as] designated by such officer or Board [may direct]

Where three or more rabbits or squirrels or raccoons are killed under the provisions of this section in any one day such killing shall be reported and the carcasses sent to a charitable institution

If desired any person herein authorized to kill deer or bears as a protection to personal property on lands open to hunting for deer or bears by permit or otherwise may providing such person is either the owner or lessee of such property or a member of the family of such owner or lessee residing upon and assisting in the cultivation of such lands or a regular employe of such owner or lessee hired on a monthly or annual basis and regularly assisting in the cultivation of the lands on which the injury to property has been occurring retain and use for food the carcass of such deer or bear in and by his own household or the household of his employer or any household or households on the premises regularly assisting in the cultivation of such lands but the killing of such animal and the intention to retain the carcass shall be reported within forty-eight hours to the nearest Game Protector or the office of the Board at Harrisburg All portions of the carcass generally considered edible must be utilized when the carcass is so retained for food

Failure to (prove) produce satisfactory evidence of material damage or lack of reasonable cause for apprehension of imminent destruction or failure to make the report nerein required or dress and care for such carcass properly unless retained for food or use in the manner herein specified all edible portions of a carcass retained for food (shall be prima facie evidence that the purpose of such killing was not to relieve the destruction of property as herein contemplated and) shall subject any person killing any animal or bird herein named (in) or using or having in possession any portion of the carcass in any manner contrary to this section to the full fine hereinafter provided for unlawfullw killing or having in possession such animal or bird or part thereof

Nothing in this act shall be construed to prevent any person from killing a bear at any time or in any manner when such animal is inflicting or attemptiug to inflict injury to either the person or personal property of any individual or the killing of such bear in a pursuit commenced within forty-eight hours after the commission of such offense or to prevent any person from killing a bear at any time in any manner when such animal is found within one-half mile of his regular place of residence if such person has just cause to fear imminent injury to persons or his personal property No steel traps shall be used for the purposes stipulated in this provision relative to bear Any bear killed under this provision shall be reported and the carcass dressed (and) cared for and disposed of in the (same) manner (as) directed in this section

On the question,
Will the House agree to the bill on third reading?
It was agreed to.
On the question,
Shall the bill pass finally?

Mr. MARSHALL. Mr. Speaker, I desire to interrogate the sponsor of this bill.

The SPEAKER. Will the gentleman from Bucks, Mr. Haines permit himself to be interrogated?

Mr. HAINES. I will, Mr. Speaker.

Mr. MARSHALL. Mr. Speaker, as I understand the provisions of this amendment, it gives the Game Commissioners power to declare an open season on any kind of game at any time in the year they may desire or deem it advisable to do so. Is that correct?

Mr. HAINES. Yes, if it is a menace to property.

Mr. MARSHALL. The question to me is whether or not this is not giving the Game Commissioners a wide range of discretion. If we have a man who is honest and knows his business, it may be all right, but if we have a man in this position who desires to use it for selfish purposes, it seems to me that we are giving him a tremendous amount of power. I am not a sportsman myself to any extent, but we are all interested in the preservation of our wild life, and I merely raise the question to call it to the attention of the members of the House who are more interested in this matter than I.

Mr. HAINES. For the information of the gentleman from

Beaver and the members of the House, I would say that a condition exists throughout the State in certain sections where game, principally deer, is becoming a serious menace to principally the orchardists in damage to their growing trees. This bill has been drawn as the result of a conference between the agricultural interests, principally the horticulturists, and the game association to attempt to meet that condition fairly to all. This is a conference bill decided upon as the result of that conference. They have both given up some things they, perhaps, would have liked to retain but in order to protect game, from the sportsman's view, they have vested the discretion as to whether or not it is advisable in a certain limited territory to remove game that may be damaging property in those sections. It seems to me that discretion has to be invested in someone, and as we have the present Game Commission in that position it appears quite right to me that the responsibility of so deciding should be vested in them.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—120.

| | | | |
|---|---|---|---|
| Adam, | Drinkhouse, | Irvin, | Sautter, |
| Anderson, | Eaches, | Jones, | Schoener, |
| Allman, | Earley, | Lafferty, | Schwartz, |
| Armstrong, | Edmonds, | Little, J. T., | Scott, |
| Aston, | Emhardt, | Long, | Shambach, |
| Bagshaw, | Flinchbaugh, | Lotz, | Sheffer, |
| Blair, | Flynn, | Lucas, | Smith, G. A., |
| Bartley, | Frye, | Ludlow, | Sowers, |
| Behney, | Fuller, | Lukehart, | Stadtlander, |
| Bell, F. A. | Gelnett, | MacMillan, | Staudenmeier, |
| Bell, W. T. | Gilchrist, | Marshall, | Stavitski, |
| Bentley. | Goodnough, | Martz, | Sterling, |
| Bidelspacher, | Goss, | McBride, | Stock, |
| Blair, | Greeby, | McCaig, | Storb, |
| Blumberg, | Griffith, | McCormick, | Strayer, |
| Brewster, | Grimes, | McGowan, | Talbot, |
| Bromley, | Haas, | Memolo, | Thomas, L. D., |
| Brown, E. P., | Haines, | Metzger, | Thomas, M. G., |
| Brown, T. J., | Hall, | Metzinger, | Trescher, |
| Burchinal, | Hantz, | Moffatt, | Turner, |
| Burke, | Harding, | Myers, | Weamer, |
| Bush, | Harer, | Nicholson, | Wells, |
| Canon. | Heffran, | Nolte, | Wheeler, |
| Critchfield, | Henderson, | Parkinson, | Whitehouse, |
| Cross, | Hess, | Patterson, B.H., | Williams, |
| Davies, | Himes, | Peelor, | Witherspoon, |
| Davis, | Holcombe, | Phillips, | Witkin, |
| Deibler, | Holmes, | Pitts, | Wood, N., |
| Diehm, | Holtzman, | Posey, | Bluett, |
| Dietz, | Hoover, | Pryor, | Speaker. |
| Dilsheimer, | Huber, | Rieder, | |

NAYS—28.

| | | | |
|---|---|---|---|
| Berkheiser, | Drumbor, | Leidich, | Prosser, |
| Bickett, | Ede, | McClure, J. H., | Reader, |
| Bray, | Evans, F. D., | Miller, C., | Rhodes, |
| Brown, E., | Fockler, | Moore, | Speer, |
| Calhoun, | Horn, | Neely, | Storer, |
| DeFrehn, | Howe, | Patterson, F.W., | Watson, |
| Donnell, | Kelly, | Powell, | Welty, |

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 647, entitled:

An Act to amend section one hundred and ten of the act approaed the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" as amended providing for the election of township commissioners in first class townships not divided into wards

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—182.

| | | | |
|---|---|---|---|
| Adam, | Evans, B. P., | Marshall, | Sarig, |
| Alexander, | Evans, F. D., | Martz, | Sautter, |
| Allman, | Flinchbaugh, | Mathay, | Schilling, |
| Anderson, | Flynn, | McBride, | Schoener, |
| Armstrong, | Fockler, | McCaig, | Schwartz, |
| Aston, | Fratt, | McCann, | Scott, |
| Baldi, | Frye, | McClure, J. F., | Shaffer, |
| Bartley, | Fuller, | McClure, J. H., | Shambach, |
| Behney, | Gelnett, | McCormick, | Sheffer, |
| Bell, F. A. | Gilchrist, | McDaniel, | Smith, G. A., |
| Bell, W. T. | Goehring, | McDermott, | Smith, H. J., |
| Bentley. | Goss, | McGowan, | Soffel, |
| Berkheiser, | Greeby, | McKim, | Sowers, |
| Bidelspacher, | Griffith, | McLaughlin, | Speer, |
| Blair, | Grimes, | Memolo, | Spencer, |
| Blumberg, | Guerin, | Metzger, | Stark, |
| Bray, | Haas, | Metzinger, | Stavitski, |
| Brewster, | Haines, | Millar, | Sterling, |
| Bromley, | Hall, | Miller, C., | Stock, |
| Brown, E., | Harding, | Miller, H. A., | Storb, |
| Brown, E. P., | Harer, | Moffatt, | Storer, |
| Brown, T. J., | Hart, | Moore, | Strayer, |
| Burchinal, | Heffran, | Morrison, | Talbot, |
| Burke, | Henderson, | Muldowney, | Thomas, L. D., |
| Bush, | Hess, | Munley, | Thomas, M. G., |
| Calhoun, | Himes, | Myers, | Toepfer, |
| Canon, | Holcombe, | Neely, | Towner, |
| Colville, | Holmes, | Nicholson, | Trescher, |
| Conner, | Holtzman, | Nolte, | Turner, |
| Craig, | Horn, | Parkinson, | Voltz, |
| Cross, | Howe, | Patterson, B.H., | Washington, |
| Davies, | Huber, | Patterson, F.W., | Weamer, |
| Davis, | Irvin, | Patterson, M., | Wells, |
| Deibler, | Jones, | Peelor, | Welty, |
| Dengler, | Kelly, | Pennock, | Wettach, |
| Derby, | Labar, | Phillips, | Wheeler, |
| Diehm, | Lauver, | Pitts, | Whitehouse, |
| Dilsheimer, | Little, H. A., | Posey, | Williams, |
| Donnell, | Little, J. T., | Powell, | Witherspoon, |
| Drinkhouse, | Lockhart, | Prosser, | Witkin, |
| Duddy, | Long, | Pryor, | Wood, N., |
| Eaches, | Lucas, | Raymond, | Wood, W. P., |
| Earley, | Ludlow, | Reader, | Wright, |
| Ede, | Lukehart, | Rhodes, | Bluett. |
| Edmonds, | MacMillan, | Rieder. | Speaker. |
| Emhardt, | Marcus, | Royle, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 624, entitled:

An Act authorizing county treasurers registers of wills recorders of deeds clerks of the courts sheriffs and prothonotaries of counties of the fifth class to employ attorneys and fixing salaries of said attorneys payable from the county treasury

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. EDMONDS. Mr. Speaker, may I interrogate the sponsor of this bill?

The SPEAKER. Will the gentleman from Beaver, Mr. Reader, permit himself to be interrogated?

Mr. READER. Mr. Speaker, I will.

Mr. EDMONDS. Mr. Speaker I am not familiar with conditions in counties of the fifth class, but the question to me is as to the necessity of requiring all of these various officials each to employ separate counsel.

Mr. READER. Mr. Speaker, the county commissioners and controller, if you understand conditions in these counties, have an attorney who attends to their business. The others, the sheriff, prothonotary, and clerk of courts,—for any legal advice they have to have,—pay for it out of their own pockets. They are not overpaid, and they think they should have some compensation. They request that they be permitted to spend not over two hundred dollars a year for legal work in connection with their office.

Mr. EDMONDS. Mr. Speaker, would it not be possible to work out a plan whereby they could all consult with the county attorney, which would result in the saving of that extra expense?

Mr. READER. Will the gentleman repeat his question?

Mr. EDMONDS. Would it not be possible for all these officials to take their advice from the county attorney.

Mr. READER. Well now it might be. Do you mean the county attorney?

Mr. EDMONDS. Yes.

Mr. READER. No, no, not at all.

Mr. EDMONDS. Why not? What would be the objection to that? For instance, in our city of Philadelphia, which is a first-class county, practically all of those officials have their own special solicitors but they accept advice from the county solicitor.

Mr. READER. But conditions are very different in the fifth-class counties.

Mr. EDMONDS. Of course, I am speaking about something of which I know very little, but I want to throw out that thought. We ought to be chary about placing additional expense on local government. Every time we add an official we are adding to the cost and, hence to taxation. Would it not be possible whereby, instead of having an attorney for each official, we might have one attorney which would save considerable expense. I suggest that merely because if there is any merit in my suggestion, I think the bill ought to be referred back to committee in order that a plan along that line might be worked out.

Mr. STAUDENMEIER. Mr. Speaker, the objection that counties of the fifth-class would have to having an attorney employed by all of these officials is that at various times questions arise wherein the interests of the sheriff and the interests of the prothonotary and the interests of the register of wills and the interests of the recorder are adverse to each other, and an attorney in such a question, if employed by all four offices, would be in an embarrassing position, and on account of the small salary provided in this bill, I think the bill should pass as it is.

Mr. SOWERS. Mr. Speaker, my friend from Philadelphia, Mr. Edmonds, has stated that the officials of Philadelphia all go practically to one lawyer for advice. I beg to differ with my friend. The county commissioners have Mr. Connor, for their attorney, the register of wills, Mr. Boyle, the sheriff's office, Mr. Roth, and so you could go on down with all the other offices and you will find a seperate attorney representing each office. The great difficulty with only one attorney representing all the offices is that an attorney cannot be the lawyer for two sides. The purpose of having separate attorneys is when the two sides are in conflict. Then the different attorneys advise and the court decides. In other words, the suggestion of the gentleman from Philadelphia is to have one lawyer ride eight or nine horses. Mr. Edmonds might do that, but I do not know of any other lawyer who can.

Mr. NORTH. Mr. Speaker, this bill will affect the county which I have the honor of representing, and I want to say to you that so far we have been able to take care of this proposition without any additional expense to the taxpayers of the county. It was my pleasure a few years ago to serve as one of the county officials, clerk of courts, if you please, and I found very little need for legal advice in that position, and why should we come here today, because it is perfectly easy and simple for us to do this, and put this burden upon the people back home and say that the people back home shall pay this expense? I say to you that I believe that most of the officials in the fifth-class counties of the state of Pennsylvania are thoroughly able to take care of this matter themselves, and I would that I could convince you, my fellow associates here today, that if we want to economize we should be willing to begin right here because I believe that any clerk of courts, register of wills or controller in any county of the fifth class would be perfectly willing to pay this expense, and it looks to me like a job for the profession. I ought not to say this, as an old farmer, I ought not to make such a serious accusation as this but I do believe by voting this bill down, we will be taking care of the interests back home and by doing that it will be acceptable to the masses of the people of Pennsylvania. I, therefore, appeal to you to vote "no" on this bill which is before us at this time.

Mr. BIDELSPACHER. Mr. Speaker and members of the House, I just want to say I have no interest in this bill whatever. I represent a sixth class county. But I do want to say for the information of the House, especially those who come from larger centers, and are not familiar with the duties of the county solicitor, that the county solicitor represents particularly the board of county commissioners. He is elected by the board of county commissioners and he represents the board of county commissioners and advises them so that it will not be feasible at the present time, taking the sixth class counties, and I take it the same thing would obtain in fifth class counties, it would not be feasible for the county solicitor to represent all the county officials. He represents the county commissioners, is elected by the county officials, and his salary is fixed by the county commissioners, so that it simply narrows down to this question: Is it necessary for these various county officials to employ an attorney? If so, shall they do it at their own expense or shall they do it at the expense of the county? That is about all there is to this bill.

Mr. ALEXANDER. Mr. Speaker and members of the House, it is only on a question of information that I am arising at this time. I would like to find out, if possible, just how the members from fifth class counties stand on this bill. I am from a fourth class county where we already have attorneys just as provided for in this bill; and just as some of the members have said, it is very necessary, and especially for the sheriff. I say that for two reasons: I would hate to lose my job, because I am solicitor for the sheriff of Delaware County and have been for the last fifteen or eighteen years. I know how often I am called in by the sheriff; it is almost daily, on a question of service, on a question of whether they had the right to do certain things; for instance, in replevin, whether they have the right to break in, whether they have the right to do this or that; and almost daily, I might say, there is a question, as far

as the sheriff office is concerned, whereby he needs somebody to advise him as to the legality of this or that proceeding. Now, of course, I am not being acquainted with the requirements of sixth class counties, except probably our neighboring county of Chester, which the gentleman who has just spoken represents, and where I know he has been an official of that county for a good many years and knows to a certain extent what the requirements are. That is the reason I say, as coming from an outside county, I would like to hear at this discussion the sentiment of those members who come from fifth class counties. If the majority of those members representing fifth class counties want this bill then I think the House here should support it. If, however, the contrary is the result, then I think the House should help the majority. I am a great favorer of the majority, although many times I have been against them, but I still stick by the majority, and it seems to me at this time, while this discussion is on that it would be well if we would have the sentiment expressed here on the floor of this House by the members who come from fifth class counties.

Mr. BAGSHAW. Mr. Speaker and members, I come from a fifth class county, and I feel that it would be unjust to the taxpayers at home to sponsor this bill. We are getting along very nicely with the present scheme whereby the county solicitor takes care of all those various officers, and any legislation at this time looking toward the raising of taxation I am absolutely opposed to unless it is absolutely necessary; and this is a measure, to my mind, that is not necessary. I would ask those who are not familiar with conditions in fifth class counties to vote against this measure.

Mr. WELTY. Mr. Speaker, I am a representative from a fifth class county. At the present time the Supreme Court of this State has under consideration two appeals. In both of those appeals the county commissioners are the appellee; in the one appeal the recorder of deeds is the appellant in the other appeal the prothonotary is the appellant. I think this House can readily see how unfeasable, in a situation like this, it would be for the county solicitor to represent the prothonotary, the recorder of deeds and the county of Lehigh.

Mr. FLINCHBAUGH. I represent a fifth class county. It has been the custom of the various officials designated in this bill to employ their own attorneys and not one of the officials has interviewed any of the members from York, to my knowledge, asking for support of this bill, seeming to indicate that they are satisfied with the present arrangement. I know one thing and that is that under the present conditions there is no dearth of attorneys and apparently there are sufficient candidates out at every election who are willing to serve their county under present conditions and employ their own attorney if they want one. There are other members of the House who seem to think that it would be a needless expense upon the taxpayers of fifth class counties, and I believe we are unanimous, as representatives of York County, in this matter.

Mr. CHRISTIAN MILLER. Mr. Speaker, I move the previous question.

The motion was seconded by the following members: Messrs. Lafferty, Dilsheimer, Bromley, Witkin, Emhardt, Lucas, Burd P. Evans, Heffernan, Greenstein, Sowers, Canon, Myers, Staudenmeier, Sautter, Drinkhouse, Mrs. Pitts, and others.

The SPEAKER. More than twenty members having joined in moving the previous question.

On the question,

Shall the main question now be put?

It was agreed to.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—114.

| | | | |
|---|---|---|---|
| Adam, | Drinkhouse, | Little, H. A., | Sautter, |
| Alexander, | Drumbor, | Lucas, | Schwartz, |
| Allman, | Duddy, | Lynch, | Scott, |
| Anderson, | Earley, | Marcus | Shaffer, |
| Armstrong, | Ede, | Marshall, | Smith, H. J., |
| Aston, | Emhardt, | Martz, | Sowers, |
| Baldi, | Evans, B. P., | McBride, | Speer, |
| Behney, | Fockler, | McClure, J. H., | Stadtlander, |
| Bell, W. T. | Fratt, | McCormick, | Stark, |
| Bickett, | Fuller, | McDermott, | Staudenmeier, |
| Bidelspacher, | Gelnett, | McGowan, | Stavitski, |
| Blair, | Goehring, | Metzger. | Sterling, |
| Blumberg, | Greeby, | Miller, C., | Stock, |
| Bray, | Greenstein, | Miller, H. A., | Storer, |
| Bromley, | Grimes, | Moffatt, | Talbot, |
| Brown, E., | Guerin, | Morrison, | Turner, |
| Brown, E. P., | Haas, | Muldowney, | Voltz, |
| Burke, | Haines, | Munley, | Washington, |
| Bush, | Hall, | Myers, | Welty, |
| Calhoun, | Harer, | Neely, | Wettach, |
| Canon, | Hart, | Nicholson, | Whitehouse, |
| Craig, | Haws, | Nolte, | Witherspoon, |
| Cross, | Heffernan, | Orr, | Witkin, |
| Davies, | Hess, | Parkinson, | Bluett. |
| Davis, | Holtzman, | Patterson, B.H., | Speaker. |
| Dengler, | Horn, | Patterson, F.W., | |
| Derby, | Huber, | Phillips, | |
| Diehm, | Kelly, | Pitts, | |
| Dilsheimer, | Lafferty, | Posey, | |
| Donnell, | Leidich, | Rieder, | |

NAYS—56.

| | | | |
|---|---|---|---|
| Bagshaw, | Flynn, | Little, J. T., | Raymond, |
| Bell, F. A. | Frye, | Lockhart, | Rhodes, |
| Berkheiser, | Gilchrist, | Long, | Smith, G. A., |
| Brewster, | Goodnough, | Lotz, | Storb, |
| Brown, T. J., | Goss, | Ludlow, | Strayer, |
| Burchinal, | Griffith, | Lukehart, | Thomas, L. D., |
| Critchfield, | Hantz, | McClure, J. F., | Thomas, M. G., |
| DeFrehn, | Harding, | Metzinger, | Toepfer, |
| Deibler, | Heffran, | Moore, | Towner, |
| Dietz, | Henderson, | North, | Wells, |
| Eaches, | Hoover, | Patterson, M., | Wheeler, |
| Edmonds, | Howe, | Peelor, | Williams, |
| Evans, F. D., | Irvin, | Powell, | Wood, N., |
| Flinchbaugh, | Jones, | Pryor, | Wright, |

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 663, entitled:

An Act to amend section one hundred and ninety-five of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto"

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186.

| | | | |
|---|---|---|---|
| Adam, | Ede, | Little, H. A., | Phillips, |
| Alexander, | Edmonds, | Little, J. T., | Posey, |
| Allman, | Emhardt, | Lockhart, | Powell, |
| Anderson, | Evans, B. P., | Pennock, | |

| | | | |
|---|---|---|---|
| Armstrong, | Evans, F. D., | Long, | Patterson, M., |
| Aston, | Flinchbaugh, | Lotz, | Pryor, |
| Bagshaw, | Flynn, | Lucas, | Rhodes, |
| Baldi, | Fockler, | Ludlow, | Royle, |
| Bartley, | Fratt, | Lukehart, | Sarig, |
| Behney, | Frye, | Lynch, | Schilling, |
| Bell, F. A. | Fuller, | MacMillan, | Schoener, |
| Bell, W. T. | Gelnett, | Malie, | Schwartz, |
| Bentley. | Gilchrist, | Mangan, | Scott, |
| Berkheiser, | Goehring, | Marcus, | Shaffer, |
| Bickett, | Goodnough, | Marshall, | Sheffer, |
| Bidelspacher, | Goss, | Martz, | Smith, G. A., |
| Blair, | Greeby, | Mathay, | Smith, H. J., |
| Blumberg, | Greenstein, | McBride, | Sowers, |
| Bray, | Griffith, | McCaig, | Speer, |
| Brewster, | Grimes, | McCann, | Spencer, |
| Bromley, | Guerin, | McClure, J. F., | Stadtlander, |
| Brown, E., | Haas, | McClure, J. H., | Stark, |
| Brown, E. P., | Haines, | McDermott, | Staudenmeier, |
| Burchinal, | Hall, | McCormick, | Stavitski, |
| Burke, | Hantz, | McDaniel, | Sterling, |
| Bush, | Harding, | McGowan, | Stock, |
| Calhoun, | Harer, | McKim, | Storb, |
| Canon, | Hart, | McLaughlin, | Storer, |
| Colville, | Haws, | Memolo, | Strayer, |
| Conner, | Heffernan, | Metzger, | Talbot, |
| Craig, | Heffran, | Metzinger, | Thomas, L. D., |
| Critchfield, | Henderson, | Millar, | Toepfer, |
| Cross, | Hess, | Miller, C., | Trescher, |
| Davies, | Himes, | Moffatt, | Turner, |
| Davis, | Holcombe, | Moore, | Voltz, |
| Deibler, | Holmes, | Morrison, | Washington, |
| Dengler, | Holtzman, | Muldowney, | Watson, |
| Derby, | Hoover, | Munley, | Wells, |
| Diehm, | Horn, | Myers, | Wettach, |
| Dietz, | Howe, | Neely, | Whitehouse, |
| Dilsheimer, | Huber, | Nicholson, | Witherspoon, |
| Donnell, | Jones, | Nolte, | Witkin, |
| Drinkhouse, | Kelly, | North, | Wood, N |
| Drumbor, | Labar, | Orr, | Wood, W. P., |
| Duddy, | Lafferty, | Parkinson, | Wright, |
| Eaches, | Lauver, | Patterson, B.H., | Bluett, |
| Earley, | Leidich, | Patterson, F.W., | Speaker. |

NAYS—1.

Irvin,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 666, entitled:

An Act authorizing a State association of township commissioners and providing for the payment of the expenses thereof by the respective counties

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. EDMONDS. Mr. Speaker, I desire to interrogate the sponsor of this bill.

The SPEAKER. Will the gentleman from Allegheny, Mr. Neely, permit himself to be interrogated?

Mr. NEELY. Mr. Speaker, I will.

Mr. EDMONDS. Mr. Speaker, may I ask the gentleman from Allegheny if he will not give us some information why this bill should be passed, show what public service will be rendered by such an association to justify the additional expense that will be put upon the townships?

Mr. NEELY. Mr. Speaker, at the present time there is a State Association that includes supervisors of second class townships and the township commissioners of the first class. The interest of the second class townships and the first class townships is very different. Their form of government is different. This merely separates the State association. You did have a State association including both of these bodies. This gives you a separate association and nothing more.

Mr. EDMONDS. May I ask the sponsor further, do I understand it means no additional expense to the township, it merely provides for two associations where there is at present one.

Mr. NEELY. That is right.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—192.

| | | | |
|---|---|---|---|
| Allman, | Flinchbaugh, | MacMillan, | Royle, |
| Anderson, | Flynn, | Mangan, | Sarig, |
| Armstrong, | Fockler, | Marcus, | Sautter, |
| Aston, | Frye, | Marshall, | Schilling, |
| Baldi, | Fuller, | Martz, | Schoener, |
| Bartley, | Gelnett, | Mathay, | Schwartz, |
| Behney, | Gilchrist, | McBride, | Shaffer, |
| Bell, F. A. | Goehring, | McCaig, | Shambach, |
| Bell, W. T. | Goodnough, | McCann, | Sheffer, |
| Bentley. | Goss, | McClure, J. F., | Smith, G. A., |
| Berkheiser, | Greeby, | McClure, J. H., | Smith, H. J., |
| Bickett, | Greenstein, | McCormick, | Sowers, |
| Bidelspacher, | Griffith, | McDaniel, | Speer, |
| Blair, | Grimes, | McDermott, | Spencer, |
| Blumberg, | Guerin, | McGowan, | Stadtlander, |
| Bray, | Haas, | McLaughlin, | Stark, |
| Brewster, | Hall, | Memolo, | Staudenmeier, |
| Bromley, | Hantz, | Metzger, | Stavitski, |
| Brown, E., | Harding, | Metzinger, | Sterling, |
| Brown, E. P., | Harer, | Millar, | Stock, |
| Brown, T. J., | Hart, | Miller, C., | Storb, |
| Burchinal, | Haws, | Miller, H. A., | Storer, |
| Burke, | Heffernan, | Moffatt, | Strayer, |
| Bush, | Heffran, | Moore, | Talbot, |
| Calhoun, | Henderson, | Morrison, | Thomas, L. D., |
| Canon, | Himes, | Muldowney, | Thomas, M. G., |
| Colville, | Holcombe, | Munley, | Toepfer, |
| Craig, | Holmes, | Myers, | Trescher, |
| Critchfield | Hoover, | Neely, | Turner, |
| Cross, | Howe, | Nicholson, | Voltz, |
| Davies, | Horn, | Nolte, | Washington, |
| Davis, | Hricko, | North, | Weamer, |
| DeFrehn, | Huber, | Orr, | Wells, |
| Dengler, | Irvin, | Parkinson, | Welty, |
| Derby, | Jones, | Patterson, B.H., | Wettach, |
| Diehm, | Kelly, | Patterson, F.W., | Wheeler, |
| Dietz, | Labar, | Patterson, M., | Whitehouse, |
| Dilsheimer, | Lafferty, | Pennock, | Williams, |
| Donnell, | Lauver, | Perry, | Wilson, |
| Drinkhouse, | Leidich, | Phillips, | Witherspoon, |
| Drumbor, | Little, H. A., | Pitts, | Witkin, |
| Duddy, | Little, J. T., | Posey, | Wood, N., |
| Eaches, | Lockhart, | Powell, | Wood, W. P., |
| Earley, | Long, | Prosser, | Wright, |
| Ede, | Lotz, | Pryor, | Bluett, |
| Edmonds, | Lucas, | Raymond, | Speaker. |
| Emhardt, | Ludlow, | Reader, | |
| Evans, B. P., | Lukehart, | Rieder, | |
| Evans, F. D., | Lynch, | Rhodes, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceded to the third reading and consideration of House Bill No. 675, as follows:

An Act to amend sections one two and four of the act approved the second day of June one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and eighty-nine) entitled "An act providing a method through which the Commonwealth may co-operate with individuals in building fences to protect farm crops and fruit orchards against damage from wild deer and making an appropriation"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in Gen-

eral Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the second day of June one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and eighty-nine) entitled "An act providing a method through which the Commonwealth may cooperate with individuals in building fences to protect farm crops and fruit orchards against damage from wild deer and making an appropriation" be amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in sections of the Commonwealth where wild deer are present in excessive numbers and are injuring or destroying farm crops or fruit orchards in a material way the owners or lessees of the farms or fruit orchards where such damage is occurring may petition the Board of Game Commissioners for assistance in the erection of a deer-proof woven wire fence whereupon said board or its representatives shall investigate the conditions prevailing on the property of the petitioners and adjacent territory After investigation if deemed advisable the Board may enter into an agreement with the petitioners and such others in the vicinity similarly affected as in the opinion of the Board may [be deemed advisable] require like protection for the erection of a deer-proof woven wire fence of such height design and materials as the Board may specify to cost not to exceed twelve hundred dollars ($1,200) per mile under the conditions hereinafter set forth The provisions of this act shall not be construed to apply to gardens or truck patches except where produce is raised formarket

Section 2 That section two of the said act is hereby amended to read as follows

Section 2 Before the Board may enter into an agreement for the erection of a fence as hereinbefore provided the board shall decide the amount of continuous fence that may be necessary to prevent deer from committing serious damage on the lands of the petitioners or adjacent landowners or lessees at that time or subsequently and shall agree with the petitioners or said landowners or lessees as to the location of said fence and it shall be further agreed that fifty per centum of the entire cost of such fence shall be paid by the petitioners or adjacent landowners or lessees and fifty per centum by the Board of Game Commissioners out out the fund established under the provisions of Article XII of an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) known as the Game Fund After such agreement has been reached the petitioners and adjacent landowners or lessees decided upon by the Board shall give to the board a surety bond or an individual bond endorsed by two property owners in [double] the amount [of the pro rata share] of the entire estimated cost of such fence or shall deposit [the estimated cost in cash on the basis of fifty per centum of the cost of such fence to be paid by the petitioners or adjacent landowners and fifty per centum to be paid by the Board of Game Commissioners from funds hereinafter provided] with the Board cash to cover fifty per centum of the entire estimated cost of the completed fence Where more than one petitioner or landowner or lessee is involved the fifty per centum to be paid by [petitioners or adjacent landowners] them shall be prorated in proportion to the amount of fence required to protect each property against deer If any landowner or lessee shall refuse to participate in the cost of such fence but is willing to have the fence erected in the location agreed upon his share may be assumed by any other landowner or lessee individually or by a number of other interested persons jointly The cost of any special gates desired by landowners or lessees shall be borne entirely by the person desiring same

In lieu of the foregoing arrangement for the erection of deer-proof fences the Board of Game Commissioners may by proper agreement supply where conditions warrant the necessary fencing wire and staples for the erection of deer-proof fences with the understanding that the property owner or owners or lessees affected shall bear all other expenses in connection with the erection of said deer-proof fences In all cases the wire and staples so furnished shall remain the property of the Commonwealth until the fence is completed under specifications approved by the Board of Game Comissioners If the fence agreed upon is not completed within six months after delivery of the necessary wire fencing and staples or more material has been furnished than necessary the Board of Game Commissioners may remove and ship elsewhere for such use as they may see fit any unused wire or staples furnished under such agreement

All such fences after erection shall be maintained by the individuals interested and the Board of Game Commissioners shall bear no part of such future maintenance Replacement of fences when worn out shall be on the same basis as the erection of the original fence the board to decide when such fence shall be necessary

Section 4 That section four of the said act is hereby amended to read as follows

Section 4 Viewers appointed under the provisions of this act and all witnesses examied by them shall be sworn by a person authorized to administer oaths or by the Secretary of the Board of Game Commissioners who is hereby empowered to administer oaths to both viewers and witnesses Such oath shall in all ways be binding and of like effect as oaths administered in any court of this Commonwealth The viewers appointed shall make an impartial investigation and sworn report and viewers and witnesses examined by them shall be paid for services and expenses at the same rate as jurors and witnesses in the courts of quarter sessions are now compensated such payment to be made from the (funds hereinafter provided) fund established under the provisions of Article XII of an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) known as the Game Fund

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—184.

| | | | |
|---|---|---|---|
| Adam, | Edmonds, | Lynch, | Sarig, |
| Alexander, | Emhardt, | MacMillan, | Schilling, |
| Allman, | Evans, B. P., | Malie, | Schoener, |
| Anderson, | Evans, F. D., | Mangan, | Schwartz, |
| Armstrong, | Flinchbaugh, | Marcus, | Scott, |
| Aston, | Fockler, | Marshall, | Shaffer, |
| Bagshaw, | Frye, | Martz, | Shambach, |
| Baldi, | Fuller, | Mathay, | Sheffer, |
| Bartley, | Gilchrist, | McCaig, | Smith, G. A., |
| Behney, | Goehring, | McCann, | Smith, H. J., |
| Bell, F. A. | Goodnough, | McClure, J. H., | Soffel, |
| Bell, W. T. | Goss, | McCormick, | Sowers, |
| Bentley. | Greeby, | McDermott, | Speer, |
| Berkheiser, | Greenstein, | McGowan, | Spencer, |
| Bickett, | Griffith, | McKim, | Stadtlander, |
| Bidelspacher, | Grimes, | Memolo, | Stark, |
| Blair, | Guerin, | Metzger, | Staudenmeier, |
| Bray, | Haas, | Metzinger, | Stavitski, |
| Brewster, | Haines, | Millar, | Stock, |
| Bromley, | Hall, | Miller, C., | Storb, |
| Brown, E., | Harding, | Miller, H. A., | Storer, |
| Brown, E. P., | Harer, | Moffatt, | Strayer, |
| Brown, T. J., | Hart, | Moore, | Talbot, |
| Burchinal, | Haws, | Morrison, | Thomas, L. D., |
| Burke, | Heffernan, | Muldowney, | Thomas, M. G., |
| Bush, | Heffran, | Munley, | Toepfer, |
| Calhoun, | Henderson, | Myers, | Towner, |
| Canon, | Hess, | Neely, | Trescher, |
| Colville. | Himes, | Nicholson, | Turner, |
| Conner, | Holcombe, | Nolte, | Voltz, |
| Craig, | Holmes, | North, | Washington, |
| Critchfield, | Holtzman, | Orr, | Watson, |
| Cross, | Horn, | Parkinson, | Weamer, |
| Davies, | Howe, | Patterson, B.H., | Wells, |
| Davis, | Huber, | Patterson, F.W., | Wettach, |
| Deibler, | Irvin, | Patterson, M., | Wheeler, |
| Dengler, | Jones, | Peelor, | Whitehouse, |
| Derby, | Kelly, | Pennock, | Williams, |
| Diehm, | Labar, | Perry, | Witherspoon, |
| Dietz, | Lauver, | Phillips, | Witkin, |
| Dilsheimer, | Leidich, | Pitts, | Wood, N., |
| Donnell, | Little, H. A., | Powell, | Wright, |
| Drinkhouse, | Little, J. T., | Prosser, | Bluett. |
| Drumbor, | Lockhart, | Pryor, | Speaker. |
| Duddy, | Long, | Reader, | |
| Eaches, | Lucas, | Rhodes, | |
| Earley, | Ludlow, | Rieder, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirfmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 651, entitled:

An Act authorizing the Valley Forge Park Commission to make use of the moneys now in its possession known as the "Wood Fund"

On the question,

Will the House agree to the bill on third reading?

## BILL RECOMMITTED.

Mr. LUDLOW. Mr. Speaker, I move that House Bill No. 651, file folio 1051, be recommitted to the Committee on Appropriations.

Mr. BURKE. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILL ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 760, entitled:

A Supplement to the act approved the thirtieth day of June one thousand nine hundred and nineteen (Pamphlet Laws six hundred seventy-eight) entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by or trailing after motor vehicles requiring the registration of the same and the licensing of all operators thereof providing the fees therefor and the disposition of such fees prohibiting the unauthorized use of and tampering with motor vehicles limiting and defining the powers of cities boroughs incorporated towns townships and counties as to the regulation of the use and equipment of motor vehicles and the taxing registration or licensing thereof imposing certain duties on the State Highway Commissioner and on proprietors of public garages providing procedure and penalties for violations thereof and the disposition of fines collected and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle" providing for the local registration of motor vehicles and licensing of operators and issuing of learners' permits by the county commissioners in counties of the first class

On the question,

Will the House agree to the bill on third reading?

## BILL RECOMMITTED.

Mr. DILSHEIMER. Mr. Speaker, I have been informed by a member of this House that the gentleman in charge of the automobile Division of the State Highway Department wishes to have a public hearing on this bill, and I therefore move that this bill be recommitted to the Committee on Municipal Corporations for the purpose of a hearing.

Mr. BROMLEY. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 120, as follows:

An Act to amend the act approved the ninth day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred seventy-eight) entitled "An act to amend section three hundred and three of an act approved the eighteenth day of May one thousand nine hundred and eleven Pamphlet Laws three hundred and nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' as amended"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it it hereby enacted by the authority of the same That the act approved the ninth day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred seventy-eight) entitled "An act to amend section three hundred and three of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' as amended" is hereby further amended to read as follows

Section 303 A permanent organization shall then be effected for the ensuing year as follows

In all school districts of the first class the school directors shall elect a president and vice-president from their members and a secretary who is not a member They shall elect the treasurer of the city constituting such school district of the first class as the school treasurer for such school district for the ensuing fiscal year In each school district of the second third and fourth class the school directors shall elect from their members a president and a vice-president and shall annually on the first Monday of July elect a treasurer each to serve for one year and shall on the first Monday of July one thousand nine hundred and twenty-one and every four years thereafter elect a secretary for a term of four years Vacancies in the office of secretary shall be filled for the unexpired term In school districts of the second class the secretary and treasurer shall not be members of the board In districts of the third and fourth class they may be members of the board The same person shall not be secretary and treasurer of any board of school directors

[No superintendent assistant superintendent supervising principal or teacher shall serve either temporarily or permanently as an officer of the school board by which he is employed]

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—183.

| | | | |
|---|---|---|---|
| Adam, | Emhardt, | MacMillan, | Rieder, |
| Alexander, | Evans, B. P., | Mangan, | Royle, |
| Allman, | Evans, F. D., | Marcus, | Sarig, |
| Anderson, | Flinchbaugh, | Marshall, | Sautter. |
| Armstrong, | Flynn, | Martz, | Schilling, |
| Baldi, | Fockler, | Mathay, | Schoener, |
| Bartley, | Fratt, | McBride, | Shaffer, |
| Behney, | Frye, | McCaig, | Shambach, |
| Bentley. | Fuller, | McCann, | Sheffer, |
| Bell, F. A., | Gelnett, | McClure, J. F., | Smith, G. A., |
| Bell, W. T., | Gilchrist, | McCormick, | Smith, H. J., |
| Berkheiser, | Goehring, | McDaniel, | Sowers, |
| Bickett, | Goodnough, | McDermott, | Speer, |
| Bidelspacher, | Goss, | McGowan, | Stadtlander, |
| Blair, | Greeby, | McLaughlin, | Stark, |
| Blumberg, | Greenstein, | Memolo, | Staudenmeier, |
| Bray, | Griffith, | Metzger, | Stavitski, |
| Brewster, | Grimes, | Metzinger, | Sterling, |
| Bromley, | Guerin, | Millar, | Stock, |
| Brown, E., | Haas, | Miller, C., | Storb, |
| Brown, E. P., | Hantz, | Miller, H. A., | Storer, |
| Brown, T. J., | Harer, | Moffatt, | Strayer, |
| Burchinal, | Haws, | Moore, | Talbot, |

| | | | |
|---|---|---|---|
| Burke, | Heffernan, | Morrison, | Thomas, L. D., |
| Bush, | Heffran, | Muldowney, | Toepfer, |
| Calhoun, | Henderson, | Munley, | Towner, |
| Canon, | Hess, | Myers, | Trescher, |
| Conner, | Himes, | Neely, | Turner, |
| Craig, | Holmes, | Nicholson, | Voltz, |
| Critchfield, | Holtzman, | Nolte, | Washington, |
| Cross, | Horn, | North, | Weamer, |
| Davies, | Howe, | Orr, | Wells, |
| Davis, | Huber, | Parkinson, | Welty, |
| Deibler, | Irvin, | Patterson, B.H., | Wettach, |
| Dengler, | Jones, | Patterson, F.W., | Wheeler, |
| Derby, | Kelly, | Patterson, M., | Whitehouse, |
| Diehm, | Lafferty, | Peelor, | Witherspoon, |
| Dietz, | Lauver, | Pennock, | Williams, |
| Dilsheimer, | Leidich, | Perry, | Witkin, |
| Donnell, | Little, H. A., | Phillips, | Wood, N., |
| Drinkhouse, | Little, J. T., | Pitts, | Wood, W. P., |
| Drumbor, | Long, | Powell, | Wright, |
| Duddy, | Lotz, | Prosser, | Bluett, |
| Eaches, | Lucas, | Pryor, | Speaker. |
| Earley, | Ludlow, | Raymond, | |
| Ede, | Lukehart, | Reader, | |
| Edmonds, | Lynch, | Rhodes, | |

NAYS—2.

| | |
|---|---|
| Harding, | Thomas, M. G., |

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 583, as follows:

An Act enabling cities of any one class and the cities of two or more classes uniting together for the same purpose to form and organize Leagues hold annual conventions for the study and consideration of such municipal affairs as concern and pertain to the cities comprising the League send delegates thereto and provide for the payment of the necessary costs and expenses of such Leagues conventions and the sending of the delegates thereto

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the cities of any one class in this Commonwealth and the cities of two or more classes uniting together for the same purpose may form and organize leagues of said cities and hold annual conventions for the study and consideration of such municipal affairs as concern and pertain to the cities comprising the league Each city member of a league shall have the right and power to send delegates thereto and to pay the necessary expenses incident to their attending said convention and to pay dues to the league and to provide a fund for the necessary costs and expenses of the league and league conventions and the work carried on by said league

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. MARSHALL. Mr. Speaker, I desire to interrogate the sponsor of this bill.

The SPEAKER. Will the gentleman from Lehigh, Mr. Haas, permit himself to be interrogated?

Mr. HAAS. Certainly, Mr. Speaker.

Mr. MARSHALL. Does this bill provide for a combination of any class of cities in the organization of leagues, to hold state conventions?

Mr. HAAS. It does that, Mr. Marshall, but the actual purpose of the bill is to recognize the third class city league, the same as the borough association is now recognized. Under the present law the third class city league or the league of third class cities is not recognized, and therefore, if they sent their representatives to these conventions the city council has no authority to pay their expenses if they so desire.

Mr. MARSHALL. By that do you mean that they are not recognized or represented.

Mr. HAAS. They have no existing law whereby they have authority for their conventions.

Mr. MARSHALL. Do we not have a league of third class cities?

Mr. HAAS. Yes, but they are not officially recognized by the Legislature.

Mr. MARSHALL. Then would it not be the proper thing to provide for the organization of the third class city league instead of a combination of various classes of cities as we have in this bill?

Mr. HAAS. Well, this would provide for that purpose if they want to have a combined convention of all the classes.

Mr. MARSHALL. I thank you.

Mr. Speaker and members of the House, as I understand the wording of this act the first few lines are, "that the cities of any one class in this Commonwealth and the cities of two or more classes uniting together for the same purpose may form and organize leagues of said cities and hold annual conventions for the study," and so forth. If I understand this bill correctly it provides that the cities of the second class, the cities of the third class, or a combination or any combination of the first, second and third class, or a combination of the second and third can form leagues for the purpose of holding conventions. Personally I do not see any necessity for a combination of any cities or any boroughs holding a combined convention. We have gone on record here at various times and have passed laws providing for the organization of leagues for almost every class of municipality that exists in this Commonwealth. We have them for cities of the third class, we have them for counties, and we have them for townships. Just a few minutes ago we passed an act providing for the organization of a first class township league separate and distinct from the present township league, which included both. We have them for boroughs, we have them for school directors and for township supervisors. Yesterday we passed one providing for the organization of county leagues, state organization of health boards. I think we are running amuck on this organization of these various leagues. Every one of these bills we pass creating a new organization is putting additional expense on every municipality that is brought into that league. If there is any real necessity, or any municipal benefit derived for the citizens of those districts it is all right, but I cannot bring myself to the point of agreeing that there is any necessity whatever when we have instituted individual leagues then to step in and make combinations of those leagues as this bill undoubtedly does. For that reason I cannot agree with its provisions and would be compelled, from the standpoint of economy, to vote against this measure.

Mr. HAAS. This bill is simply an enabling act. Mr. Speaker. It does not compel cities to enter into it, and when it comes to a question of saving expenses to the taxpayer they are now sending all their representatives to the third class city league meetings and are paying for them when they have no authority to pay for them. This only provides in addition to that if first or second class cities come in for some purpose, to discuss things that are of benefit to the municipalities in general, they would have the right. It is a good bill and should absolutely be passed.

Mr. EDMONDS. I think in addition to what the gentleman from Beaver has so well said, there is another objection to the bill that might be mentioned. In one of the bills

that was passed providing for a similar purpose provision was made for the payment of dues for the paying of the necessary expenses. We made a limit there, so it does at least seem to me that what was done there might be done in this bill.

Mr. MARSHALL. Mr. Speaker, I just want to say one thing in reply to the sponsor of the bill. As I understand his statement, it is remedial. It is intended as a remedial measure to enable third class cities to have proper representation. The bill does not apply to third class cities, as I understand, it applies to a combination, any combination you may agree to make of any number of cities of different classes.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—127

| | | | |
|---|---|---|---|
| Adam, | Drumbor, | Long, | Schilling, |
| Alexander, | Eaches, | Lotz, | Schwartz, |
| Aston, | Earley, | Lucas, | Shaffer, |
| Bagshaw, | Ede, | Lukehart, | Shambach, |
| Baldi, | Emhardt, | Lynch, | Smith, H. J., |
| Behney, | Evans, B. P., | MacMillan, | Soffel, |
| Bell, F. A. | Evans, F. D., | Malie, | Sowers, |
| Bell, W. T. | Fockler, | Neely, | Speer, |
| Bentley. | Frye, | Marcus, | Spencer, |
| Bickett, | Fuller, | McBride, | Stadtlander, |
| Bidelspacher, | Gilchrist, | McClure, J. H., | Stark, |
| Blair, | Goehring, | McCormick, | Sterling, |
| Blumberg, | Goss, | McDermott, | Stock, |
| Bray, | Greeby, | McGowan, | Strayer, |
| Brewster, | Greenstein, | Memolo, | Talbot, |
| Bromley, | Haas, | Metzinger, | Thomas, L. D., |
| Brown, E. P., | Hall, | Miller, H. A., | Turner, |
| Brown, T. J., | Hantz, | Moffatt, | Voltz, |
| Burke, | Hart, | Morrison, | Weamer, |
| Canon, | Haws, | Muldowney, | Wells, |
| Craig, | Heffernan, | Myers, | Welty. |
| Critchfield, | Hess, | Nolte, | Wettach, |
| Cross, | Himes, | Patterson, M., | Williams, |
| Davies, | Holmes, | Perry, | Witherspoon, |
| Davis, | Holtzman, | Pitts, | Witkin, |
| DeFrehn, | Horn, | Posey, | Wood, N., |
| Dengler, | Howe, | Prosser, | Wood, W. P., |
| Derby, | Huber, | Raymond, | Wright, |
| Diehm, | Kelly, | Reader, | Bluett, |
| Dietz, | Lafferty, | Rhodes, | Speaker. |
| Dilsheimer, | Little, H. A., | Rieder, | |
| Donnell, | Little, J. T., | Toepfer, | |
| Drinkhouse, | Lockhart, | Sautter, | |

NAYS—24

| | | | |
|---|---|---|---|
| Anderson, | Edmonds, | Ludlow, | Staudenmeier, |
| Armstrong, | Fratt, | Marshall, | Stavitski, |
| Bartley, | Gelnett, | Miller, C., | Thomas, M. G., |
| Berkheiser, | Griffith, | Moore, | Towner, |
| Bush, | Grimes, | Patterson, F.W., | Watson, |
| Calhoun, | Irvin, | Peelor, | Wheeler, |

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

## QUESTION OF PERSONAL PRIVILEGE.

Mr. STERLING. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. STERLING. Mr. Speaker and members of the House, on February 10th, the Speaker of this House appointed a committee to inquire into the method of printing and the delivery of printed matter to this House. In order that delays that were then existing might be stopped. The Committee started its work by tracing the bills as they were introduced through the various channels of the House, down through the Journal rooms and down to the printer. While there were a number of places in that system where the committee noticed improvement might be affected, for the most part the system worked without delay and quite effectively. The Committee visited a number of departments of this Government whose duty it is to handle the printed matter either before or after it reached this desk, and made a number of suggestions. Those suggestions, Mr. Speaker and members of the House, have been already brought into affect. For example, the bills when they reach their final destination here are dispatched by motorcycle police to the printery so that no time is lost after the work is here completed in having the printed matter reach the printery. On the other hand arrangements have also been made for the delivery of the printed matter from the printery to the House. That work is being done now by a state motor truck. Already the committee recognizes that since its appointment the printed matter has reached the House in better time than it did before, so that the report that I make now, Mr. Speaker and members of the House, is merely a partial report. In order that the good work may be continued, it is the suggestion Mr. Speaker and members of the House, that this committee continue in service so that if in the future we find that the business of the House is being delayed through errors in the system here or in the printery, the committee can immediately come into operation and cure the condition.

The SPEAKER. If there are no objections the committee will be continued until it is ready to make its final report. The Chair, however, desires to thank the committee for the work it has been doing. The Chair knows that the committee has been working very hard and that it is a hard matter to fathom out and find a conclusion.

## BILL ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 267, as follows:

An Act authorizing corporations to issue stock to their employes and to employes of their subsidiaries at par value or at a price in excess of par value

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any corporation organized or existing under any general or special law of this Commonwealth with the consent of the stockholders thereof having the right to vote at meetings of stockholders given in writing or given by a majority vote at the annual stockholders' meeting or at a stockholders' meeting specially called for the purpose may upon such terms and restrictions as they shall impose provide and carry out a plan for the issue at par value or at a price in excess of par value of any or all of its authorized but unissued stock to employes of the corporation or to employes of subsidiary corporations who may desire to subscribe therefor or to a Trustee on their behalf and for the payment of such stock in installments or at one time and for the establishment if provided for in any such consent of a special fund or funds in which employes purchasing stock pursuant to such plan and continuing in the ownership thereof and in the employment of the corporation during a definite period of time may be privileged to share upon such terms and conditions as may be imposed in respect thereof

Section 2 In case of the issuance to employes of such corporation or to employes of its subsidiaries of all or any part of the authorized but unissued stock of the corporation it shall and may be lawful for any such stockholder or stockholders who did not vote in favor of such issue of stock to employes within thirty days after the stockholders meeting at which the issue to employes of such capital stock or any part thereof was authorized to apply upon reasonable notice to the corporation by petition to any court of Com-

mon Pleas of the County in which the chief office of such corporation may be situate or to a Judge thereof in vacation if no such court sits during said period to appoint three disinterested persons to estimate and appraise the damages if any done to such stockholder or stockholders by such issuance of stock to employes Upon such petition it shall be the duty of said court or Judge to make such appointment and the award of the persons so appointed or a majority of them when confirmed by said court shall be final and conclusive and the persons so appointed shall also appraise the share or shares of said stockholder or stockholders in said corporation at the fair market value thereof without regard to any appreciation or depreciation in consequence of said issue of stock to employes which appraisement when confirmed by the court shall be final and conclusive and said corporation may at its election either pay to the said stockholder or stockholders the amount of damages so found and awarded if any or the value of the stock so ascertained and upon the payment of the value of the stock as aforesaid the said stockholder or stockholders shall thereupon transfer the stock so held by them to the said corporation to be disposed of by the Directors thereof or retained for the benefit of other stockholders and in case the value of said stock so appraised as aforesaid shall not be paid within thirty days after said award shall have been confirmed by the court the damages so found and confirmed shall be a judgment against said corporation and may be collected as other judgments in said court are by law recoverable

Section 3 All other Acts or parts of Acts inconsistent herewith are hereby repealed

On the question,

Will the House agree to the bill on third reading?

## BILL RECOMMITTED.

Mr. PEELOR. Mr. Speaker, I move that House Bill No. 267, file folio 1299, be recommitted to the Committee on Judiciary General for the purpose of a hearing.

Mr. GEORGE A. SMITH. Mr. Speaker, I second the motion.

The motion was agreed to.

## RECESS.

The SPEAKER. If there are no objections the Chair will declare a recess until 4:30 o'clock P. M. The Chair hearing none, a recess is declared until 4:30 o'clock this afternoon.

## AFTER RECESS.

The House reconvened at 4:30 o'clock P. M.

SPEAKER BLUETT IN THE CHAIR.

## SENATE MESSAGE.

### AMENDED RESOLUTION CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendment made by the House of Representatives to a Senate Resolution as follows:

In the Senate February 23, 1925.

Whereas It is proper that the Commonwealth of Pennsylvania should be represented at the inauguration of Calvin Coolidge as President of the United States on March fourth by those representatives chosen by the people who constitute the membership of the General Assembly threfore be it

Resolved (if the House of Representatives concur) That the Senators and Members of the House of Representatives and the principal officers and employes of the General Assembly and legislative correspondents shall attend the said inaugural ceremonies as the representatives of the Commonwealth of Pennsylvania and be it further

Resolved That a committee of three members of the House of Representatives to be appointed by the Speaker of the House of Representatives and three Senators to be appointed by the President Pro Tempore of the Senate shall make all necessary arrangements for their transportation and entertainment and that the expenses incident thereto to be defrayed by the individuals attending said inauguration.

## APPOINTMENT OF COMMITTEE

The SPEAKER. The Chair appoints as a Committee for making the necessary arrangements to attend the inauguration ceremonies, Messrs. Alexander, Conner and Marcus.

## SENATE MESSAGE.

### HOUSE BILLS CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 170.

An Act providing for and regulating the validation of certain borough ordinances

With the information that the Senate has passed the same without amendmeent.

## CHALLENGE TO PLAY GOLF.

Senate of Pennsylvania.

John G. Homsher, President Pro Tempore.

Harrisburg, Pa., February 23, 1925.

Hon. Thomas Bluett, Speaker House of Representatives, Harrisburg, Pa.

Dear Sir: On behalf of the State Senate of Pennsylvania, I desire to issue a challenge to the Members of the House of Representatives to play a Foursome of Golf on the first open date that can be available.

I have chosen as our representatives the Honorable Flora M. Vare and Senator Richard S. Quigley.

Very truly yours,

JOHN G. HOMSHER.

Mr. EARLEY. Mr. Speaker I move that the House accept the challenge of the Senate of February 23, 1925 to play a foursome of golf on the first open date that can be available, and that the Speaker appoint two members of the House to meet the representatives of the Senate.

Mr. HALL. Mr. Speaker, I second the motion.

The motion was agreed to.

## APPOINTMENT OF PLAYERS.

The SPEAKER. The Chair appoints on the part of the House to accept the challenge of the Senate to play a foursome of golf on the first open date that is available, Messrs. Earley and Sterling.

## REPORTS FROM COMMITTEES.

Mr. HOWE, from the Committee on Game, reported as committed, House Bill No. 731, entitled

An Act to amend section seven hundred and sixteen of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto."

Mr. HAAS, from the Committee on Mines and Mining, reported as committed, House Bill No. 459, entitled

An Act to repeal the act approved the eleventh day of May, one thousand nine hundred twenty-one, (Pamphlet Laws 479) entitled an act "Imposing a State tax on anthracite coal; providing for the assessment and collection thereof; and providing penalties for the violation of this act".

Mr. FRYE, from the Committee on Mines and Mining, reported as amended, House Bill No. 339, entitled

An Act to amend part of section six of an act, approved the thirty-first day of May, one thousand nine hundred and twenty-three, (P. L. 481), entitled "An act providing for the appointment of boards of examiners to examine applicants for certificates of qualification as mine foremen, assistant mine foremen, and fire bosses in the bituminous coal mines of this Commonwealth; prescribing the qualifications; defining the powers and duties, and fixing the compensation of such examiners, authorizing the Chief of the Department of Mines to determine the district in which boards of examiners shall hold examinations and to designate the boards before whom applicants in the various inspection dis tricts shall appear; providing for the issuance of certificates of qualification to successful applicants; fixing the fees to be paid by applicants, and providing for their disposition; forbidding the employment of unqualified persons as mine foremen, assistant mine foremen, and fire bosses; providing a penalty for forging or making false statements regarding certificates," by providing for a change in the qualifications of applicants for mine foremen's assistant mine foremen's and fire bosses' certificates.

Mr. SHEFFER, from the Committee on Public Roads, reported as committed, House Bill No. 573, (Senate Bill No. 52), entitled

An Act making an appropriation to the Department of Highways to carry into effect the provisions of the act approved the eleventh day of July one thousand nine hundred twenty-three (Pamphlet Laws one thousand and seventy) entitled "An act empowering the State Highway Department to rebuild certain intercounty bridges located on the routes of State Highways which bridges cross rivers and have been heretofore destroyed by fire and making an appropriation."

## BILL RE-REFERRED.

Mr. ALEXANDER returned from the Committee on Judiciary General, with recommendation that it be re-referred to the Committee on Counties and Townships, House Bill No. 324, entitled:

An Act to amend section thirty-two of the act approved the twenty-ninth day of April, one thousand eight hundred and forty-four, (P. L. 486), entitled "An act to reduce the state debt, and to incorporate the Pennsylvania canal and railroad company"; makiug females subject to the county tax on professions, trades and occupations.

The SPEAKER. The bill is now re-referred to the Committee on Counties and Townships.

## ANNOUNCEMENT BY THE SPEAKER.

The SPEAKER. If there is no objection, the Chair at this time would like to take up bills on second reading, on page nine of to-day's calendar. Is there any objection? The Chair hears none and we will proceed to the second reading calendar.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 603, entitled:

An Act relating to and providing that where any City of the Third Class condemns purchases or otherwise acquires any land or property outside the city limits but adjacent and adjoining thereto for public purposes the lands and property so condemned purchased or otherwise acquired shall be annexed to and become a part of the said City acquiring the same in the manner aforesaid

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That where any City of the Third Class has heretofore of shall hereafter condemn purchase or otherwise acquire lands and property outside the City limits but adjacent and adjoining thereto for public purposes the lands and property so condemned purchased or otherwise acquired shall thereafter be annexed to and become part of the said City which condemned purchased or acquired the same

On the question,

Will the House agree to the section?

Mr. DAVIS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk

The amendment was read by the Clerk as follows:

Amend sec. 1, page 1, line 4, by striking out the words "has heretofore or."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section was read as follows:

Section 2 Whenever any City of the Third Class has heretofore or shall hereafter condemn purchase or acquire any property for the purposes aforesaid as provided in the first section of this act it shall be the duty of the said City to certify to the County Commissioners a copy of the ordinance providing for said condemnation or for said purchase as the case may be and shall furnish to the said Commissioners a description of the property so acquired if such description has not already appeared in the ordinance aforesaid and upon the recording of the said ordinance in the office for the Recording of Deeds in and for the proper County the lands so condemned purchased or acquired shall thereafter become a part of and be annexed to the City condemning purchasing or acquiring the same

On the question,

Will the House agree to the section?

Mr. DAVIS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 2, page 2, line 1, by striking out the words "has heretofore or."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act relating to and providing that where any City of the Third Class condemns purchases or otherwise acquires any land or property outside the city limits but adjacent and adjoining thereto for public purposes the lands and property so condemned purchased or otherwise acquired shall be annexed to and become a part of the said City acquiring the same in the manner aforesaid

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 306, entitled:

An Act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the laws relating to fish are hereby amended revised and consolidated and changed as hereafter provided

On the question,

Will the House agree to the section?

## BILL RECOMMITTED.

Mr. HUBER. Mr. Speaker, I move that House Bill No. 306, file folio 1153, be recommitted to the Committee on Fisheries for the purpose of amendment.

Mr. DERBY. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 458, as follows:

An Act authorizing the Department of Property and Supplies under certain conditions to exchange unserviceable personal property of this Commonwealth for or on account of the purchase price of new personal property required by the Commonwealth

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever any department board or commission of this Commonwealth shall put into the possession of the Department of Property and Supplies any personal property of this Commonwealth as "unserviceable" and at the same time requisition the Department of Property and Supplies to furnish or order said Department as purchasing agency to purchase new property of a similar character to replace the unserviceable property delivered as aforesaid the Department of Property and Supplies shall endeavor to induce the person partnership or corporation from which such new property is purchased to acept said unserviceable property for or on account of the purchase price of the new property purchased in accordance with such requisition or purchase order Provided however that such unserviceable property shall not be delivered for or on account of the purchase price of such new property at a lower valuation than the price which such unserviceable property would bring if sold in the open market for cash To the extent that advertising may be necessary to enable the Department of Property and Supplies to determine the market value of any such unserviceable property by offering it for sale for cash said Department is hereby authorized and directed to advertise as now provided by law in connection with the sale of unserviceable property of this Commonwealth

Section 2 The Department of Property and Supplies shall obtain from the person partnership or corporation to whom any personal property is delivered in exchange under the provisions of this act a receipt therefor describing such personal property and specifying the value at which said property was taken in exchange and such receipt shall be delivered to the Auditor General attached to the requisition for the payment of the balance of the purchase price due for the new property purchased

Section 3 Except as hereinbefore provided unserviceable personal property of this Commonwealth shall be sold by the Department of Property and Supplies as provided by law

Section 4 Nothing in this act contained shall be construed to prevent departmental administrative boards or commissions of this Commonwealth from selling surplus products of the soil meats live-stock timber or other materials raised or grown upon or taken from property of the Commonwealth as may now or hereafter be provided by law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 732, entitled:

An Act authorizing and regulating the establishment and operation by counties of hospitals for the treatment of persons afflicted with tuberculosis providing for the acquisition of property for such hospitals by the power of eminent domain the incurring of indebtedness and the levying of taxes the appointment of an advisory board authorizing counties to pay for patients cared for in hospitals of other counties authorizing counties to receove gifts or trust funds for the erection and maintenance of such hospitals validating proceedings elections and erections under existing laws repealed by this act and all indebtedness incurred in connection therewith

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever one hundred or more citizens residents of a county petition the county commissioners for the establishment of a county hospital for the treatment of persons afflicted with tuberculosis the county commissioners shall at the next general or municipal election submit to the voters of the county the question whether or not the county shall establish such a hospital Such questions shall be printed at the foot of the ballot and shall be in the form provided by the general laws for the submission of such question The vote on such question shall be counted returned and computed in the manner prescribed by the general election laws of the Commonwealth

On the question,

Will the House agree to the section?

Mr. MARSHALL. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 2, line 4, by striking out the word "questions" and insert in lieu thereof "question."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second, third, fourth, fifth and sixth sections were separately read and agreed to as follows:

Section 2 If a majority of the electors voting upon such question at such election shall vote in favor of the establishment of such a hospital the county commissioners shall acquire a site for such hospital either by purchase or condemnation in case such site shall be acquired by condemnation the precedure for the assessment of damages for the property taken shall be the same as is now provided by law for the acquisition of land under the power of eminent domain by any school district for school purposes the power

to acquire such a site for a hospital by eminent domain is hereby vested in the county the same being exercised through the county commissioners to the same extent and in the same manner that the power of eminent domain is exercised through school directors in the acquisition of property for school purposes

Section 3 If a majority of the electors voting upon such question at such election shall be in favor of the establishment of a hospital the court of common pleas of the county shall immediately appoint an advisory board of five members all of whom shall be electors of the county and one of whom shall be a licensed physician The members of said board shall be appointed one for a term of five years one for a term of four years one for a term of three years one for a term of two years and one for a term of one year or until their successors are appointed and have qualified All appointments at the expiration of any term shall be for a term of five years

The board shall meet monthly and at such other times as it may be deemed necessary The board shall visit and inspect and keep in close touch with the management and operation of said hospital and shall from time to time make such recommendations and suggestions to the county commissioners for changes or improvements in said management and operation as may be deemed advisable It shall also make an annual report to the County Commissioners concerning the management and operation of said hospital

The county commissioners shall at the expense of the county provide a meeting place for said board and furnish all supplies and materials necessary to carry on its work

The members of the board shall not receive any compensation for their services but shall be allowed all actual and necessary expenses incurred in the discharge of their duties which shall be paid by the county

Section 4 If a majority of the electors voting upon such question at such election shall be in favor of the establishment of the hospital the county commissioners shall after consultation with the advisory board select a site for such hospital and shall have plans and specifications prepared for such hospital but no such hospital shall be erected until such plans and specifications and the site therefor have been first approved by the Secretary of Health and the county controller if there be a controller in said county

Section 5 Any such hospital shall be constructed by contract or contracts let by the county commissioners to the lowest responsible and best bidder after due advertisement in at least three newspapers one of which shall be published in the county once a week for four consecutive weeks and when so constructed the hospital shall be equipped by the county commissioners at the cost of the county in the same manner as other county buildings are equipped

Section 6 The county commissioners may after consultation with the advisory board employ a superintendent and such physicians nurses and other employes as may be necessary to properly conduct and manage such hospital and shall fix their compensation except in counties having a salary board where such compensation shall be fixed by the salary board which shall consist of the county commissioners and the county controller All such salaries shall be paid from the county treasury in the usual manner

The seventh section was read as follows:

Section 7 The county commissioners shall have power after consulting with the advisory board to make general rules and regulations for the management of the hospital and shall have power to do all acts deemed necessary to promote the usefullness of the hospital in the prevention of tuberculosis

On the question,

Will the House agree to the section?

Mr. MARSHALL. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 7, page 5, line 2, by striking out the word "usefullness" and insert in lieu thereof "usefulness."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The eighth, ninth, tenth, eleventh, twelfth, thirteenth and fourteentn sections and title were separately read and agreed to as follows:

Section 8 Every hospital established under the provisions of this act shall be used for the benefit of all inhabitants afflicted with tuberculosis resident within the county in which the hospital is located and all such persons shall be entitled to occupancy nursing care treatment and maintenance according to the rules and regulations prescribed by the county commissioners The county commissioners may exclude from the use of the hospital any person who wilfully violates any rule or regulation adopted for the hospital by said county commissioners The county commissioners may charge and collect from persons admitted to the hospital or persons legally responsible for their maintenance reasonable compensation for the care treatment and maintenance of such persons but free treatment shall be given to all such persons who are after reasonable investigation found to be unable to pay

Section 9 The county commissioners may admit patients to said hospital who are resident within any other county of the Commonwealth provided such other county agrees to reimburse the county in which the hospital is located for all charges in connection with the admission maintenance care and treatment of such patients Authority is hereby conferred upon all counties in the State to pay to any other county in which such hospital is located reasonable charges for patients cared for by said hospital resident in the county paying such charges All money received from the care and maintenance of patients or from gifts or donations shall be paid into the county treasury and shall be used only for the maintenance of such hospitals County commissioners are authorized and empowered to receive contributions donations property and trust funds for the erection and maintenance of hospitals as provided in this act

Section 10 The advisory board herein provided for shall by December thirty-first of each year furnish to the county commissioners and the county controller if any a schedule of expenses deemed necessary for the maintenance and operation of the hospital for the ensuing year and the county commissioners shall after considering the schedule submitted by the advisory board annually make appropriations deemed by them sufficient to properly manage and operate said hospital The county commissioners shall levy a special tax sufficient to produce the moneys appropriated to said hospital which tax shall be colected in the same manner as other county taxes and shall be paid into the county treasury All payments from the county treasury shall be made by warrant of the county commissioners countersigned by the county controller if any in the usual manner

Section 11 The county commissioners of every county establishing a hospital as provided for in this act may incur or increase the indebtedness of the county in the manner now provided by law to an amount sufficient to pay the cost of acquiring a site and of erecting constructing and equipping the said hospital by issuing coupon bonds at a rate of interest not exceeding six per centum and payable within thirty years from the date of issue The county commissioners shall levy an annual tax in an amount necessary to pay interest and sinking fund charges upon such bonds

Section 12 All proceedings heretofore had or instituted all elections heretofore held all purchases of land all proceedings for the acquisition of land by the right of eminent domain all moneys expended and all bonds or other securities issued under the provisions of the act approved the twentieth day of May one thousand nine hundred and twenty-one (Pamphlet Laws nine hundred and forty-four) entitled "An act authorizing the establishment by counties of hospitals for the treatment of persons afflicted with tuberculosis providing for the management and maintenance thereof and authorizing the incurring of indebtedness and the levy of taxes therefor" and its amendments and supplements by any county or by any board of trustees in behalf of any county are hereby ratified confirmed validated and made legal and in any county where any such hospital has been or is now being erected or where proceedings have been instituted

under the provisions of said act such proceedings and hospital may be completed and the said hospital may thereafter be managed and operated in accordance with the provisions of this act

Section 13 The provisions of this act are severable and if any of its provisions are held unconstitutional the decision shall not affect the remaining provisions of this act It is hereby declared as a legislative intent that this law would have been enacted had such unconstitutional provisions not been included therein

Section 14 That the act approved the twentieth day of May one thousand nine hundred and twenty-one (Pamphlet Laws nine hundred and forty-four) entitled "An act authorizing the establishment by counties of hospitals for the treatment of persons afflicted with tuberculosis providing for the management and maintenance thereof and authorizing the incurring of indebtedness and the levy of taxes therefor" and its amendments and supplements and all laws or parts of laws inconsistent herewith are hereby repealed

An Act authorizing and regulating the establishment and operation by counties of hospitals for the treatment of persons afflicted with tuberculosis providing for the acquisition of property for such hospitals by the power of eminent domain the incurring of indebtedness and the levying of taxes the appointment of an advisory board authorizing counties to pay for patients cared for in hospitals of other counties authorizing counties to receive gifts or trust funds for the erection and maintenance of such hospitals validating proceedings elections and erections under existing laws repealed by this act and all indebtedness incurred in connection therewith

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 609, entitled:

An Act authorizing townships of the first class to create fire and water districts and issue bonds and levy special taxes restricted to said districts for the purpose of supplying and maintaining a water supply in the same

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Commissioners of Townships of the first class are hereby authorized and empowered to create by ordinance fire and water districts in any portion or portions of townships of the first class when in their opinion the same is necessary for the safety and convenience of the inhabitants of said township

On the question,

Will the House agree to the section?

Mr. GOSS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 1, line 8, by striking out the word "necesesary" and insert in lieu thereof "necessary."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second and third sections and title were separately read and agreed to as follows:

Section 2 That said Commissioners are hereby authorized and empowered to issue bonds restricted to the districts so created for the purpose of procuring and maintaining the necessary supply of water to said district and to levy such tax restricted to said district as may be necessary to redeem any bonds so issued

Section 3 In lieu of the provisions contained in Section Two of this act the Township Commisioners may charge for any such water supply by an assessment of a special water tax on all properties located in the water district which tax shall be levied on the assessed value thereof as established for general taxation Such tax may be levied for a single year or for a term of years as the Township Commissioners may determine and shall be collected as other taxes

An Act authorizing townships of the first class to create fire and water districts and issue bonds and levy special taxes restricted to said districts for the purpose of supplying and maintaining a water supply in the same

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 443, as follows:

An Act providing that the cost of moving the household effects and families of certain State employes from one place of residence to another place of residence shall under certain circumstances be deemed expenses actually incurrd in the performance of the public duties of such employes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever a State employe who has been continuously in the service of the Commonwealth for a period exceeding one year shall be ordered by the administrative department board or commission by which he is employed to change his headquarters and place of residence from one county to another county or from one place within a county to another place within such county more than twenty-five miles distant from the former place the reasonable cost of moving such employe's household effects and family to his new place of residence shall be deemed expenses actually incurred in the performance of such employe's public duties and shall be paid to such employe as other expenses incurred by such employe in the performance of his public duties are paid

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 563, entitled:

An Act to enable city county poor ward school borough and township tax collectors their executors and administrators if they are deceased or either surety or sureties if the surety or sureties have paid the taxes to collect taxes for the payment of which they have become personally liable without having collected the same by the expiration of the authority of their respective bonds or by the expiration of the authority of their respective warrants or by the expiration of their terms of office and to extend the time for the collection of the same for a period of two years from the passage of this act

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General

Assembly met and it is hereby enacted by the authority of the same That in all cases in which the period of two years the limitation of the warrants of the duplicates of the county State dog poor road city township ward school and borough tax collectors have expired and in case where the power and authority of said tax collectors have expired or shall expire during the year one thousand nine hundred and twenty-five by virtue of the expiration of their terms of office and said tax collector or collectors have or shall become personally liable for the taxes contained in said duplicates and warrants or any part thereof by reason of the personal payment or otherwise by the said tax collector or collectors of the said taxes or any part thereof without having recovered or collected the same from the person or persons against whom they have been levied and assessed or without having recovered or collected the same from the person or persons owning the property against which the said taxes have been levied and assessed the said duplicates and warrants and the powers and authority of the said tax collectors in all such cases are hereby revived and extended for another period of two years after the passage of this act and the said tax collector or collectors their executors or administrators if they are deceased or either surety or sureties if the said surety or sureties have paid the said taxes are hereby empowered to proceed and collect said taxes from all such persons who have not paid them residing in said district within which said taxes are assessed as well as from all persons who may remove or have removed from said city ward township or townships or boroughs and have neglected to pay the taxes as aforesaid assessed with the like effect as if said warrant or warrants have not expired by the limitation of the two year as aforesaid or the term of office of said tax collector had not expired Provided That the provisions of this act shall not apply to warrants issued prior to the year one thousand eight hundred ninety-four and that nothing in this act shall release any bondsman or security Provided That this act shall not apply to cities having special laws on this subject Provided also That no collector or the sureties thereof who take advantage of this act shall be permitted to plead the statute of limitations in any action brought to recover the amount of any duplicate or warrant so extended or renewed Provided further That no statute of limitations shall prevent the collection of any tax for which the warrants and powers and authorities of the said tax collectors have been so as aforesaid extended renewed and revived

On the question,

Will the House agree to the section?

Mr. STARK. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 2, line 13, by striking out the word "againt" and insert in lieu thereof "against"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to enable city county poor ward school borough and township tax collectors their executors and administrators if they are deceased or either surety or sureties if the surety or sureties have paid the taxes to collect taxes for the payment of which they have become personally liable without having collected the same by the expiration of the authority of their respective bonds or by the expiration of the authority of their respective warrants or by the expiration of their terms of office and to extend the time for the collection of the same for a period of two years from the passage of this act

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 268, entitled:

An Act to further amend an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred ninety-four) entitled "An act to amend an act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred fifty) entitled 'An act authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans and of the Army of the Philippines and to each post of the American Veterans of Foreign Service in the respcetive counties boroughs and towns to aid in defraying the expenses of Memorial Day' by authorizing appropriations to each post of the American Legion Veterans of Foreign Wars and to each Naval Association and each post of the Grand Army of the Republic"

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred ninety-four) entitled "An act to amend an act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and fifty) entitled 'An act authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans and of the Army of the Philippines and to each post of the American Veterans of Foreign Service in the respective counties boroughs and towns to aid in defraying the expenses of Memorial Day' by authorizing appropriations to each post of the American Legion Veterans of Foreign Wars and to each Naval Association and each post of the Grand Army of the Republic" as amended by an act approved the first day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred twenty-eight) entitled "An act to amend an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and ninety-four) entitled 'An act to amend an act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and fifty) entitled "An act authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans and of the Army of the Philippines and to each post of the American Veterans of Foreign Service in the respective counties boroughs and towns to aid in defraying the expenses of Memorial Day" by authorizing appropriations to each post of the American Legion Veterans of Foreign Wars and to each Naval Association and each post of the Grand Army of the Republic' to include authorization of appropriations to each organization of ex-service men incorporated under the act of April twenty-ninth one thousand eight hundred and seventy-four and the supplements thereto" and by an act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred forty) entitled "An act to further amend an act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and fifty) entitled 'An act authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans and of the Army of the Philippines and to each post of the American Veterans of Foreign Service in the respective counties boroughs and towns to aid in defraying the expenses of Memorial Day' by authorizing appropriations to each post of the Disabled American Veterans of the World War" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same. That the respective authorities of the several counties and incorporated towns of this Commonwealth are

hereby authorized to appropriate annually to each camp of the United Spanish War Veterans and to each post of the American Legion and to each post of the Veterans of Foreign Wars and to each Naval Association and to each post of the Grand Army of the Republic and to each post of the Disabled American Veterans of the World War and to each organization of ex-service men incorporated under the act of April twenty-ninth one thousand eight hundred and seventy-four and the supplements thereto in the respective counties or towns a sum not to exceed two hundred dollars to aid in defraying the expenses of Memorial Day Such payments shall be made to defray actual expenses only Before any payment is made the organization receiving the same shall submit verified accounts of their expenditures

The title was read as follows:

An Act to further amend an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred ninety-four) entitled "An Act to amend an act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred fifty) entitled 'An act authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans and of the Army of the Philippines and to each post of the American Veterans of Foreign Service in the respective counties boroughs and towns to aid in defraying the expenses of Memorial Day by authorizing appropriations to each post of the American Legion Veterans of Foreign Wars and to each Naval Association and each post of the Grand Army of the Republic"

On the question,
Will the House agree to the title?

Mr. EARLEY. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 7 by inserting after the word "hundred" the word "and."

On the question,
Will the House agree to the amendment?
It was agreed to.
On the question,
Will the House agree to the title as amended?
It was agreed to.

And said bill having been read at length the second time and agreed to as amended,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 456, as follows:

An Act to amend section two of the act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred forty-four) entitled "An act relating to salaries compensation bonds offices and supplies of certain county officers their deputies and clerks in counties of the sixth class"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of the act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred forty-four) entitled "An act relating to salaries compensation bonds offices and supplies of certain county officers their deputies and clerks in counties of the sixth class" is hereby amended to read as follows

Section 2 Each county to which this act applies shall at the cost of the county furnish the office furniture books stationery postage and supplies required for the use of any such officer and also all needed fuel and the services of a janitor and pay the premium on the bonds of the said officers required for the safekeeping and return of county money and for the performance of the duties of their respective offices

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 690, as follows:

An Act fixing the salaries of the county commissioners county controller recorder of deeds and clerk of courts in counties of the third class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the salary of each member of the board of county commissioners the county controller the recorder of deeds and the clerk of courts in counties of the third class shall be six thousand dollars per annum

Section 2 All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 369, as follows:

An Act to amend section two of the act approved the ninth day of March one thousand eight hundred and forty-seven (Pamphlet Laws two hundred and seventy-eight) entitled "An act in relation to the sales of unseated lands in the several counties of this Commonwealth"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of the act approved the ninth day of March one thousand eight hundred and forty-seven (Pamphlet Laws two hundred and seventy-eight) entitled "An act in relation to the sales of unseated lands in the several counties of this Commonwealth" is hereby amended to read as follows

Section 2 That it shall be the duty of the county treasurer to publish the notice as aforesaid once a week for three consecutive weeks in at least two newspapers if so many be published within the county in which the lands lie and if two newspapers be not published in the said county then in one newspaper in or nearest to the same under the same penalty in each case and subject to the same provisions as specified in the said first section of the act above mentioned

And said bill having been read at length the second time, and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 457, entitled:

An Act to provide for the conduct of business in orphans' courts in cases of vacancies in the office of orphans' court judge

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in all cases where a vacancy exists in the office of orphans' court judge in any judicial district by death resignation or otherwise the clerk of the orphans' court of the county where such vacancy exists shall have authority to request any judge of a court of record in the same or any adjoining county to act in all necessary matters until a successor shall be duly qualified

On the question,

Will the House agree to the section?

Mr. MOORE. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 1, Line 8 by inserting before the word the words "In all cases where a vacancy exists in the office of Orphans Court Judge in any judicial district" and inserting in lieu thereof "Whenever the bench of the Orphans Court in and for any county shall be entirely vacant"

Amend Section 1, Line 8 by inserting before the word "Judge" the word "law".

Amend further by adding at the conclusion of line 10 the following: "and any judge so by the said clerk called upon and willing to act in pursuance of such request shall while so acting have power to hear determine and dispose of all matters causes and things whatsoever in such Orphans Court in the same manner and with the same effect as if he were duly commissioned as a judge thereof"

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to provide for the conduct of business in orphans' courts in cases of vacancies in the office of orphans' court judge

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 680, (Senate Bill No. 32), entitled:

An Act to amend section six hundred and three of an act approved the seventeenth day of May nineteen hundred and twenty-one (Pamphlet Laws six hundred and eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" as amended providing for the investment of the surplus of domestic stock casualty insurance companies

And said bill having been read at lenth the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 684, (Senate Bill No. 189), entitled:

A Joint Resolution proposing an amendment to section twelve of article three of the Constitution of Pennsylvania

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 685, (Senate Bill No. 196), entitled:

An Act ratifying and confirming the action of the Department of Welfare in classifying the Wernersville State Hospital as a hospital for the care and treatment of the indigent insane

And said bill having been read at length the second time and agreed to,

Odered, To be transcribed for a third reading,

MRS. PITTS IN THE CHAIR.

## BILLS ON FIRST READING.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 737, entitled

An Act providing for appeals from all judgments orders and decrees of the various courts of the Commonwealth

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 761, entitled

An Act to amend section one of the act approved the thirty-first day of March one thousand nine hundred and twenty-one (Pamphlet Laws eighty-nine) entitled "An act making it a misdemeanor for persons to unlawfully use or wear the insignia or button of the American Legion or the official decorations of said organization" by extending the provisions of said act to the Veterans of Foreign Wars

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 481, entitled

An Act authorizing the Governor of the Commonwealth of Pennsylvania through proclamation to close any county or counties or any section of any county of Pennsylvania to hunting or fishing or to close any stream or parts of any stream to fishing or to forbid the use of smoking material or other use of fire in or near woodlands when such action is necessary to conserve either the health or welfare of our people or our natural resources and repealing existing laws

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 740, entitled:

An Act supplementing the act and repealing sections seven and nine as amended of an act approved the second day of May one thousand eight hundred and ninety-nine (Pamphlet Laws one hundred eighty-four) entitled "An act to provide revenue by imposing a mercantile license tax on venders of

or dealers in goods, wares and merchandise, and providing for the collection of said tax" by providing a method of collecting mercantile license taxes in cities of the first and second classes

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 523, entitled:

An Act to amend section twenty-one of an act approved the seventh day of June Anno Domini one thousand nine hundred and fifteen (Pamphlet Laws nine hundred) entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial removal permits requiring prompt returns to the Central Bureau of Vital Statistics as required to be established by the State Department of Halth and in order to secure prompt and faithful registration of births marriages deaths and diseases of practitioners of medicine and surgery of midwives nurses and undertakers and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births deaths marriages and diseases throughout the State as provided in section ten of an act entitled 'An act creating the Department of Health and defining its powers and duties' approved the twenty-seventh day of April one thousand nine hundred and five and providing penalties for violations of this act" by requiring that fees received by the State Treasurer and specifically appropriated to the Department of Health

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 741, entitled:

A Supplement to an act approved the second day of May one thousand eight hundred and ninety-nine (Pamphlet Laws one hundred eighty-four) entitled "An act to provide revenue by imposing a mercantile license tax on vendors of or dealers in goods wares and merchandise and providing for the collection of said tax" providing for the assessment of said tax for parts of a year and for appeals therefrom

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 812, entitled:

An Act to amend sections one and two to add section five of the act approved the eighth day of June one thousand eight hundred and ninety-three (Pamphlet Laws three hundred forty-four) entitled "An act relating to husband and wife enlarging her capacity to acquire and dispose of property to sue and be sued and to make a last will and enabling them to sue and to testify against each other in certain cases" authorizing a married woman to mortgage her real property without the joinder of her husband and restricting the power of both husband and wife to mortgage homestead property

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 569, entitled:

An Act providing that the negligence of a servant or employe of any municipality shall under the rule of respondeat superior be attributable to the municipality responsible for compensation or wages

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 662, entitled:

An Act to amend by adding a new section number eight hundred and twenty-four and amend sections eight hundred and twenty-five eight hundred and twenty-six eight hundred and twenty-seven eight hundred and twenty-eight eight hundred and forty and eight hundred and forty-one of an act approve the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and animals and amending revising consolidating and changing the law relating thereto"

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

## QUESTION OF PERSONAL PRIVILEGE.

Mr. ALEXANDER. Madam Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. ALEXANDER. Madam Speaker, as a member of the committee just appointed on behalf of the House to make arrangements for the trip to Washington on next Wednesday, I desire to call your attention to the fact that if the House and Senate are going it means a whole lot of work for this committee to arrange for transportation and for accommodations after we get down there. Therefore, in order that we might know the sentiment of the House as to how many are going, we would like each member to report to the Resident Clerk's Office and leave your name, indicating whether or not you desire to go on the trip. Now whether you are going or whether you are not going, we would like to have each member make that report and it should be done between now and 11:00 o'clock tomorrow morning. We would like every member of the House, whether going or not going, to leave your name with "yes" or "no" at the end of it so we will know positively how to make the arrangements. There is no use asking us any questions at the present time, because we havent gone far enough, and we will have to have the sentiment of the House and Senate to know how many are going.

The SPEAKER. The remarks will be spread upon the Journal.

## BILL ON FINAL PASSAGE.

Mr. BREWSTER. Mr. Speaker, I desire to call up at this time House Bill No. 382, file folio 1227, on page 9 of today's calendar, bills in final passage postponed.

Agreeably to order,
The bill having been called up from the postponed calendar by Mr. BREWSTER.

The House resumed the consideration on final passage of House Bill No. 382, entitled:

An Act authorizing departmental administrative boards and commissions under certain restrictrions to sell surplus products of the soil meats live stork timber or other materials raised or grown upon or taken from property of the Commonwealth administered by such boards or commissions and to expend the proceeds of such sales for the maintenance of the properties under their control

On the question recurring,
Shall the bill pass finally?

Mr. ALEXANDER. Madam Speaker, I had asked the sponsor of this bill to delay it and keep it on the postponed

calendar until I had a chance to make more investigation of it. I have not been able to see the Auditor General on the matter to get his opinion of it, although I have tried on two or three different occasions today. Now I was in hopes that it would remain on the postponed calendar until we could thresh it out. In the first place it is practically getting away from the old trend. It is giving these commissions and boards the power to dispose of property, as you will see, and to pay salaries with it. At the present time the Constitution of Pennsylvania provides that before these different monies may be spent, they must be appropriated by the Legislature. We appropriate to these different departments and different commissions certain sums of money. In addition to those sums, or rather as I take this bill, as I look at it at the present time, these departments and commissions expend these appropriations for certain things,—as it says here "surplus products of the soil, goods, live-stock, timber and other materials raised or grown upon or taken from the property of the Commonwealth," and, in addition to that, after purchasing whatever we may purchase for them, they turn around and sell them, and in addition to the appropriation we appropriate to them, they use that money for salaries and for the same things for which we have already made an appropriation. Now I think it would not have hurt to have permitted this bill to stay on the postponed calendar until a proper investigation could have been made. It may be that after we have made a careful investigation we may find that it is proper. At the present time, I do not agree with it, and my hope was, as I said before, that we could make a full investigation of it, because it certainly is out of line with the present method.

Mr. BREWSTER. Madam Speaker, I have no objection to the postponement of this bill, if it does not interfere with the standing of the bill. If I can be granted an extension of time, I have no objection, but as you will observe it is on the postponed calendar and the time has expired. If my friend from Delaware will make the motion, I have no objection to having it postponed.

Mr. ALEXANDER. Madam Speaker, if the gentleman will make such a motion I shall second it.

## TIME EXTENDED ON BILL.

Mr. BREWSTER. Madam Speaker, I move that an extension of five days time be granted on this bill.

Mr. ALEXANDER. Madam Speaker, I second the motion.

The motion was agreed to.

## BILLS ON FINAL PASSAGE.

Mr. EDMONDS. Mr. Speaker, I desire to call up at this time House Bill No. 721, (Senate Bill No. 202), file folio 279, on page 9 of to-day's calendar, bills on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. EDMONDS,

The House resumed the consideration on final passage of House Bill No. 721, (Senate Bill No. 202), entitled:

An Act in relation to the procedure in certain classes of cases in which there is raised a question as to the jurisdiction of a court of first instance over the defendant or the cause of action for which suit is brought and authorizing appeals from the preliminary decision of such questions

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—189.

| | | | |
|---|---|---|---|
| Adam, | Fratt, | MacMillan, | Rieder, |
| Alexander, | Frye, | Mangan, | Royle, |
| Anderson, | Fuller, | Marcus, | Sarig, |
| Aston, | Gelnett, | Marshall, | Sautter, |
| Bartley, | Gilchrist, | Martz, | Schilling, |
| Behney, | Goehring, | Mathay, | Schoener, |
| Bell, F. A. | Goodnough, | McBride, | Schwartz, |
| Bell, W. T. | Goss, | McCaig, | Scott, |
| Bentley. | Greeby, | McCann, | Shaffer, |
| Berkheiser, | Greenstein, | McClure, J. F., | Shambach, |
| Bickett, | Griffith, | McClure, J. H., | Sheffer, |
| Bidelspacher, | Grimes, | McCormick, | Smith, G. A., |
| Blair, | Guerin, | McDaniel, | Smith, H. J., |
| Blumberg, | Haas, | McDermott, | Sowers, |
| Brewster, | Haines, | McGowan, | Speer, |
| Bromley, | Hantz, | McKim, | Spencer, |
| Brown, E., | Harding, | McLaughlin, | Stadtlander, |
| Brown, E. P., | Hart, | Memolo, | Stark, |
| Brown, T. J., | Haws, | Metzger, | Staudenmeier, |
| Burchinal, | Heffernan, | Metzinger, | Stavitski, |
| Bush, | Heffran, | Millar, | Sterling, |
| Colville, | Henderson, | Miller, C., | Stock, |
| Critchfield, | Hess, | Miller, H. A., | Storb, |
| Cross, | Himes, | Moffatt, | Storer, |
| Davies, | Holcombe, | Morrison, | Strayer, |
| Davis. | Holmes, | Muldowney, | Talbot, |
| DeFrehn, | Holtzman, | Munley, | Thomas, L. D., |
| Deibler, | Hoover, | Myers, | Thomas, M. G., |
| Dengler, | Horn, | Neely, | Toepfer, |
| Derby, | Howe, | Nolte, | Towner, |
| Diehm, | Huber, | North, | Trescher, |
| Dietz, | Irvin, | Orr, | Turner, |
| Dilsheimer, | Jones, | Parkinson, | Voltz, |
| Donnell, | Kelly, | Patterson, B.H., | Washington, |
| Drinkhouse, | Labar, | Patterson, F.W., | Weamer, |
| Drumbor, | Lafferty, | Patterson, M., | Wells, |
| Duddy, | Lauver, | Pennock, | Welty, |
| Eaches, | Leidich, | Perry, | Wheeler, |
| Earley, | Little, H. A., | Phillips, | Whitehouse, |
| Ede, | Little, J. T., | Pitts, | Williams, |
| Edmonds, | Lockhart, | Posey, | Witherspoon, |
| Emhardt, | Long, | Powell, | Witkin, |
| Evans, B. P., | Lotz, | Prosser, | Wood, N., |
| Evans, F. D., | Lucas, | Pryor, | Wood, W. P., |
| Flinchbaugh, | Ludlow, | Raymond, | Wright, |
| Flynn, | Lukehart, | Reader, | Bluett, |
| Fockler, | Lynch, | Rhodes, | Speaker. |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk return the same to the Senate with the information that the House has passed the same without amendments.

## SPEAKER BLUETT IN THE CHAIR.

## BILL ON FINAL PASSAGE.

Mr. McBRIDE. Mr. Speaker, I desire to call up at this time House Bill No. 365, file folio 959, on page 9 of to-day's calendar, bills on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. McBride,

The House resumed the consideration on final passage of House Bill No. 365, entitled

An Act to amend section forty-two of the act approved the fifteenth day of April one thousand eight hundred and thirty-four (Pamphlet Laws five hundred and thirty-seven) entitled "An act relating to counties and townships and county and township officers" by making county treasurers agents of the Commonwealth in collecting and transmitting money for the Commonwealth and providing their compensation for such services

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—178.

| | | | |
|---|---|---|---|
| Adam, | Earley, | Lucas, | Royle, |
| Alexander, | Ede, | Ludlow, | Sarig, |
| Allman, | Edmonds, | Lynch, | Sautter, |
| Anderson, | Emhardt, | MacMillan, | Schilling, |
| Armstrong, | Evans, B. P., | Malie, | Schoener, |
| Aston, | Evans, F. D., | Mangan, | Schwartz, |
| Bagshaw, | Flinchbaugh, | Marcus, | Scott, |
| Baldi, | Flynn, | Marshall, | Shaffer, |
| Behney, | Fockler, | Martz, | Shambach, |
| Bell, F. A. | Frye, | McBride, | Sheffer, |
| Bell, W. T. | Fuller, | McCaig, | Smith, G. A., |
| Bentley. | Gilchrist, | McClure, J. F., | Soffel, |
| Berkheiser, | Goehring, | McClure, J. H., | Sowers, |
| Bickett, | Goodnough, | McCormick, | Speer, |
| Bidelspacher, | Goss, | McDaniel, | Spencer, |
| Blair, | Greeby, | McGowan, | Stadtlander, |
| Bluett, | Greenstein, | McKim, | Stark, |
| Blumberg, | Griffith, | McLaughlin, | Stavitski, |
| Bray, | Grimes, | Metzger, | Sterling, |
| Brewster, | Guerin, | Metzinger, | Storb, |
| Bromley, | Haas, | Millar, | Storer, |
| Brown, E., | Haines, | Miller, C., | Strayer, |
| Brown, E. P., | Hall, | Miller, H. A., | Talbot, |
| Brown, T. J., | Harding, | Moffatt, | Thomas, L. D., |
| Burchinal, | Hart, | Moore, | Thomas, M. G., |
| Burke, | Haws, | Muldowney, | Toepfer, |
| Bush, | Heffran, | Munley, | Towner, |
| Canon, | Henderson, | Myers, | Trescher, |
| Colville, | Hess, | Neely, | Turner, |
| Conner, | Himes, | Nicholson, | Voltz, |
| Critchfield, | Holcombe, | Nolte, | Washington, |
| Cross, | Holmes, | North, | Watson, |
| Davies, | Holtzman, | Orr, | Weamer, |
| Davis, | Hoover, | Parkinson, | Wells, |
| DeFrehn, | Horn, | Patterson, B.H., | Wettach, |
| Dengler, | Howe, | Patterson, F.W., | Wheeler, |
| Derby, | Huber, | Patterson, M., | Whitehouse, |
| Diehm, | Irvin, | Perry, | Williams, |
| Dietz, | Jones, | Phillips, | Witherspoon, |
| Dilsheimer, | Kelly, | Pitts, | Witkin, |
| Donnell, | Labar, | Posey, | Wood, N., |
| Drinkhouse, | Lauver, | Powell, | Wood, W. P., |
| Drumbor, | Leidich, | Raymond, | Wright, |
| Duddy, | Little, J. T., | Reader, | Bluett, |
| Eaches, | Long, | Rhodes, | Speaker. |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for Concurrence.

## TIME EXTENDED ON BILL.

Mr. VOLTZ. Mr. Speaker, I move that the time on House Bill No. 501 file folio 771 entitled

An Act making it unlawful to give gratuitous fees or "tips"

on page 8 of today's calendar, bills on third reading postponed be extended five days.

Mr. STERLING. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILL ON THIRD READING.

Mr. CRITCHFIELD. Mr. Speaker, I desire to call up at this time House Bill No. 526, file folio 853, on page 9 of today's calendar, bills on third reading postponed.

Agreeably to order,

The House resumed the consideration on third reading of House Bill No. 526, entitled:

An Act authorizing local boards of health of cities of the third-class boroughs and first-class townships of the Commonwealth to organize county health associations providing for the representation of such county associations in a State Association to be formed by representatives from such county health associations and providing for the payment of the expenses of county and State associations

On the question recurring,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr EDMONDS. Mr. Speaker, I desire to interrogate the sponsor of this bill.

The SPEAKER. Will the gentleman from Clinton, Mr. Critchfield permit himself to be interrogated?

Mr. CRITCHFIELD. Mr. Speaker, I will.

Mr. EDMONDS. This is another one of those expense meetings to be paid from the county treasury. I would like to ask what is the reason for it?

Mr. CRITCHFIELD. First let me correct your question, it is not paid out of the county treasury. The object of the bill is simply to organize health societies in the counties, the smaller counties and to stimulate interest in public health affairs. It includes only third-class cities, boroughs and first-class townships, and the expenses of the delegates will be paid out of such funds as are regularly appropriated by third-class cities, boroughs and first-class townships for their health work.

Mr. EDMONDS. May I not ask if the funds do not come from the county treasury in the first instance?

Mr. CRITCHFIELD. It is the money appropriated for health work, for this specific work, general health work.

Mr. EDMONDS. It is very hard to really understand whether there is a real public necessity for conventions of this kind in counties concerning which we do not know very much. Would you mind explaining the good that such a meeting would do?

Mr. CRITCHFIELD. In some of the smaller counties where there are no very active boards of health, in boroughs, and third-class cities and first-class townships, it is necessary to stimulate some interest in public health work. Frequently we find in these boroughs that the health boards do not meet at stated intervals, in fact only meet at very long intervals and are poorly attended. In some instances we do not find any active body at all; therefore, the health work in that particular district suffers. If we may by this means stimulate interest in public health in these boroughs and townships so that they may send delegates to some town in the county where they may gather around and discuss public health affairs, we hope they may take some interest in the health and welfare of their communities.

Mr. LORENZO D. THOMAS. Mr. Speaker, I rise to remark that this is one of a series of bills that have to do with the same thing and have the sanction of the public health department.

On the question recurring.

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—177

| | | | |
|---|---|---|---|
| Adam, | Evans, B. P., | Lotz, | Royle, |
| Alexander, | Evans, F. D., | Lucas, | Sautter, |
| Anderson, | Flinchbaugh, | Ludlow, | Schilling, |
| Armstrong, | Flynn, | Lukehart, | Schoener, |
| Aston, | Fockler, | Lynch, | Schwartz, |
| Bagshaw, | Fratt, | MacMillan, | Scott, |
| Baldi, | Frye, | Malie, | Shambach, |
| Bartley, | Fuller, | Marcus, | Sheffer, |
| Behney, | Gelnett, | Marshall, | Smith, G. A., |
| Bell, F. A. | Gilchrist, | Mathay, | Smith, H. J., |
| Bell, W. T. | Goehring, | McCaig, | Sowers, |
| Bentley. | Goodnough, | McCann, | Speer, |

| | | | |
|---|---|---|---|
| Berkheiser, | Goss, | McClure, J. F., | Spencer, |
| Bickett, | Greeby, | McClure, J. H., | Stadtlander, |
| Bidelspacher, | Greenstein, | McDaniel, | Stark, |
| Blumberg, | Griffith, | McGowan, | Staudenmeier, |
| Bray, | Grimes, | McKim, | Stavitski, |
| Brewster, | Guerin, | McLaughlin, | Sterling, |
| Bromley, | Haas, | Memolo, | Stock, |
| Brown, E., | Haines, | Metzinger, | Storb, |
| Brown, E. P., | Hall, | Millar, | Storer, |
| Brown, T. J., | Harding, | Miller, C., | Strayer, |
| Burchinal, | Harer, | Moffatt, | Thomas, L. D., |
| Burke, | Hart, | Moore, | Thomas, M. G., |
| Bush, | Haws, | Morrison, | Toepfer, |
| Canon, | Heffernan, | Munley, | Trescher, |
| Colville, | Heffran, | Myers, | Turner, |
| Conner, | Henderson, | Neely, | Voltz, |
| Critchfield, | Hess, | Nolte, | Watson, |
| Cross, | Himes, | North, | Weamer, |
| Davies, | Holcombe, | Parkinson, | Wells, |
| Davis, | Holmes, | Patterson, B.H., | Welty, |
| Deibler, | Holtzman, | Patterson, F.W., | Wettach, |
| Dengler, | Horn, | Patterson, M., | Wheeler, |
| Derby, | Howe, | Peelor, | Whitehouse, |
| Diehm, | Huber, | Pennock, | Williams, |
| Dietz, | Irvin, | Perry, | Witherspoon, |
| Dilsheimer, | Jones, | Phillips, | Witkin, |
| Donnell, | Kelly, | Pitts, | Wood, N., |
| Drinkhouse, | Labar, | Powell, | Wood, W. P., |
| Drumbor, | Lafferty, | Prosser, | Wright, |
| Eaches, | Lauver, | Raymond, | Bluett, |
| Earley, | Leidich, | Reader, | Speaker. |
| Ede, | Little, J. T., | Rhodes, | |
| Emhardt, | Lockhardt, | Rieder, | |

NAYS—1

Craig,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

## BILL ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 29, as follows:

An Act to amend section one of the act approved the fifteenth day of March one thousand nine hundred and eleven (Pamphlet Laws twenty) entitled "An act regulating in criminal trials the cross-examination of a defendant when testifying in his own behalf" by prohibiting the introduction as evidence of certain testimony or records"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the fifteenth day of March one thousand nine hundred and eleven (Pamphlet Laws twenty) entitled "An act regulating in criminal trials the cross-examination of a defendant when testifying in his own behalf" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter any person charged with any crime and called as a witness in his own behalf shall not be asked for any purpose whatsoever (and if asked shall not be required to answer) any question tending to show that he has committed or been charged with or been convicted of any offense other than the one wherewith he shall then be charged or tending to show that he has been of bad character or reputation except as to his reputation for truth and veracity nor shall the Commonwealth be permitted to affirmatively introduce into evidence any such testimony or any record unless

One He shall have at such trial personally or by his advocate asked questions of the witness for the prosecution with a view to establish his own good reputation or character or has given evidence tending to prove his own good character or reputation or

Two He shall have testified at such trial against a codefendant charged with the same offense

On the question,

Will the House agree to the bill on third reading?

## BILL POSTPONED.

Mr. ALEXANDER. Mr. Speaker, at the request of the gentleman from Delaware, Mr. Edmonds, I move that this bill be placed on the postponed calendar.

Mr. TALBOT. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 630, entitled:

An Act to further amend clause three section one of an act approved the eighth day of May one thousand eight hundred and fifty-four (Pamphlet Laws six hundred forty-four) entitled "A further supplement to the act entitled 'An Act concerning divorces'" as amended by taking away the right of support or alimony in certain cases

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Coustitution, the yeas and nays were taken and were as follows, viz:

YEAS—155.

| | | | |
|---|---|---|---|
| Adam, | Emhardt, | Ludlow, | Phillips, |
| Alexander, | Evans, B. P., | Lukehart, | Posey, |
| Allman, | Evans, F. D., | MacMillan, | Powell, |
| Anderson, | Flynn, | Malie, | Pryor, |
| Armstrong, | Fockler, | Marcus, | Raymond, |
| Bagshaw, | Fratt, | Marshall, | Rieder, |
| Baldi, | Frye, | Martz, | Royle, |
| Bartley, | Fuller, | Mathay, | Sautter, |
| Behney, | Gilchrist, | McBride, | Schilling, |
| Bell, F. A. | Goehring, | McCaig, | Schoener, |
| Bell, W. T. | Goss, | McCann, | Schwartz, |
| Bentley. | Greeby, | McClure, J. F., | Scott, |
| Berkheiser, | Greenstein, | McClure, J. H., | Shaffer, |
| Bickett, | Griffith, | McCormick, | Shambach, |
| Bidelspacher, | Grimes, | McDaniel, | Sheffer, |
| Blair, | Guerin, | McGowan, | Smith, G. A., |
| Blumberg, | Haas, | McLaughlin, | Soffel, |
| Bray, | Haines, | Memolo, | Sowers, |
| Bromley, | Hall, | Metzger, | Speer, |
| Brown, E., | Harding, | Metzinger, | Spencer, |
| Burchinal, | Harer, | Millar, | Stadtlander, |
| Burke, | Haws, | Miller, C., | Stark, |
| Bush, | Heffernan, | Miller, H. A., | Stavitski, |
| Calhoun, | Henderson, | Moffatt, | Storer, |
| Colville, | Hess, | Moore, | Talbot, |
| Conner, | Himes, | Morrison, | Toepfer, |
| Craig, | Holmes, | Munley, | Trescher, |
| Cross, | Holtzman, | Myers, | Turner, |
| Davies, | Hoover, | Neely, | Washington, |
| Davis, | Howe, | Nicholson, | Weamer, |
| Deibler, | Huber, | Nolte, | Welty, |
| Dengler, | Jones, | North, | Wheeler, |
| Derby, | Kelly, | Parkinson, | Williams, |
| Diehm, | Labar, | Patterson, B.H., | Witherspoon, |
| Dilsheimer, | Leidich, | Patterson, F.W., | Witkin, |
| Drumbor, | Little, H. A., | Patterson, M., | Wood, W. P., |
| Eaches, | Lockhardt, | Peelor, | Wright, |
| Earley, | Long, | Pennock, | Bluett, |
| Edmonds, | Lucas, | Perry, | Speaker. |

NAYS—17.

| | | | |
|---|---|---|---|
| Brewster, | Donnell, | Horn, | Prosser, |
| Brown, E. P., | Ede, | Lauver, | Rhodes, |
| Brown, T. J., | Hantz, | Lotz, | Storb, |
| Critchfield, | Heffran, | McDermott, | Thomas, L. D., |
| DeFrehn, | | | |

The majority required by the Coustitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 796, as follows:

An Act constituting a commission to examine the parole laws of this Commonwealth and of other States and countries to investigate systems and methods of parole and commutation of sentences and to prepare and submit bills to carry into effect its recommendations prescribing the powers and duties of said commission and making an appropriation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That a parole commission of the Commonwealth of Pennsylvania is hereby constituted consisting of five members one of whom shall be appointed by the Governor two by the President pro tempore of the Senate and two by the Speaker of the House of Representatives to examine the laws of this State and of other States and countries relating to parole to investigate systems and methods of parole and commutation of sentences and to prepare the needed legislation to carry its recommendations into effect in this Commonwealth The members of said parole commission shall serve without compensation but their necessary traveling expenses and hotel bills while actually attending to the business of the parole commission shall be considered part of the expense of said parole commission

Section 2 The said parole commission is hereby authorized to sit at Harrisburg or elsewhere within the Commonwealth to choose a chairman from among its own members to employ a secretary and counsel and such other assistants as may be needed to take testimony subpoena witnesses and compel the production of books documents and papers and otherwise have all the powers of a legislative committee

Sction 3 The said parole commission on or before February first one thousand nine hundred and twenty-seven shall report the results of its investigation to the General Assembly together with such proposed legislative measures as it deems advisable to carry its recommendations into effect

Section 4 The sum of fifteen thousand ($15,000) dollars or so much thereof as may be necessary be and the same is hereby appropriated for the defraying of the expenses of said parole commission to be paid upon the certificate of the chairman of the said parole commission by warrant of the Auditor General on the State Treasurer in the usual manner

On the question,

Will the House agree to the bill on third reading?

## BILL POSTPONED.

Mr. STERLING. Mr. Speaker, I move that this bill be placed on the postponed calendar.

Mr. ALEXANDER. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILL ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 644, as follows:

An Act to amend sections two five and six of the act approved the sixteenth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred and fifty-two) entitled "A supplement to an act entitled 'An act providing for the incorporation and government of cities of the thitd class' approved the twenty-third day of May Anno Domini one thousand eight hundred eighty-nine creating a City Planning Department defining its jurisdiction and extending the same so as to regulate the laying out and recording of plans of lots within the limits of the city and for three miles beyond the city limits and to regulate the making and use of certain public improvements until said plans are approved by said department and authorizing the exercise of the powers herein provided by a park or other municipal commission" prohibiting the recording of deeds and transfers of certain properties until the streets and roads abutting upon or bounded within the same have been legally established or approved by the commission and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of the act approved the sixteenth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred and fifty-two) entitled "A supplement to an act entitled 'An act providing for the incorporation and government of cities of the third class' approved the twenty-third day of May Anno Domini one thousand eight hundred eighty-nine creating a City Planning Department defining its jurisdiction and extending the same so as to regulate the laying out and recording of plans of lots within the limits of the city and for three miles beyond the city limits and to regulate the making and use of certain public improvements until said plans are approved by said department and authorizing the exercise of the powers herein provided by a park or other municipal commission" is hereby amended to read as follows

Section 2 The clerks of council shall upon introduction furnish to the City Planning Commission for its consideration a copy of all ordinances and bills and all amendments thereto relating to the location of any public building of the city and to the location extension widening narrowing enlargement ornamentation and parking of any street boulevard parkway park playground or other public ground and to the relocation vacation curtailment changes of use or any other alteration of the city plan with relation to any of the same and to the location of any bridge tunnel and subway or any surface underground or elevated railway No such ordinance bill or amendment thereto shall be finally passed or approved by the council unless referred to said commission and returned therefrom with a written report or unless the commission fails to make a report within ten days from the date a copy of such ordinance bill or amendment thereto was received by it The said commission shall have the power to disapprove any of the said ordinances bills or amendments [which disapproval however must be communicated to councils in writing within ten days from the introduction of said ordinances] but such disapproval shall not operate as a veto

Section 2 That section five of said act is hereby amended to read as follows

Section 5 All plans plots or re-plots of lands laid out in building lots and the streets alleys or other portions of the same intended to be dedicated to public use or for the use of purchasers or owners of lots fronting thereon or adjacent thereto and located within the city limits or for a distance of three miles outside thereof shall be submitted to the City Planning Commission and approved by it before it shall be recorded And it shall be unlawful to receive or record such plan in any public office unless the same shall bear thereon by endorsement or otherwise the approval of the City Planning Commission the disapproval of any such plan by the City Planning Commission shall be deemed a refusal of the proposed dedication shown thereon The approval of the commission shall be deemed an acceptance of the proposed dedication but shall not impose any duty upon the city concerning the maintenance or improvement of any such dedicated parts until the proper authorities of the city shall have made actual appropriation of the same by entry use or improvement No sewer water or gas-main or pipes or other improvement shall be voted or made within the area under the jurisdiction of said commission for the use of any such purchasers or owners nor shall any permit for connection with or other use of any such improvement existing or for any other reason made be given to any such purchasers or owners until such plan is so approved It shall be unlawful to receive or record in any public office any deed or transfer of property lying within the area of jurisdiction of the City Planning Commission and abutting upon or bounded in any of its parts by a public private or proposed street or road unless such street or road shall have been either legally established or approved by the said commission as to location width and grade Where the jurisdictional limit of three miles outside of the city limits as provided in this section may conflict with the zone of similar character connected with another city of the third class the jurisdiction of said commission shall extend only to the point equidistant between the city limits and the limits of said municipality

Section 3 That said act is hereby amended by adding thereto section six-a which reads as follows

Section 6-a Any person violating any of the provisions of this act or the act to which this is an amendment shall be liable to a penalty of not less than twenty-five dollars nor

more than two hundred dollars for every such violation Said penalties to be recovered in the manner in which similar penalties are now by law recoverable

On the question,

Will the House agree to the bill on third reading?

## BILL POSTPONED.

Mr. HAAS. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

Mr. WELTY. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILL ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 596, as follows:

An Act to amend section seven article six of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consilidating and extending existing laws in relation thereto" providing for the printing and publishing of ordinances

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seven article six of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto is hereby amended to read as follows

Section 7 All ordinances may be proved by the certificate of the City Clerk under the corporate seal and when printed or published in book or pamphlet form and purporting to be published by authority of the city shall be read and received as evidence in all courts and places without further proof All ordinances shall unless otherwise provided therein or by law (shall) take effect in ten days after their passage upon their being signed by the Mayor and attested by the City Clerk and every ordinance prescribing a penalty for the violation thereof shall be forthwith published at least three times in not more than two newspapers printed and circulated within the city in such manner as council may direct but the council may in its descretion cause said ordinance to be printed in full in pamphlet form instead of being published in newspapers as aforesad Provided the said pamphlets shall be supplied for general distribution and notice published at least three times in not more than two newspapers of general circulation in the city setting out in full the title of the said ordinance the penalties provided therein and that the said pamphlet may be had on request at the office of the City Clerk All ordinances shall within one month after their passage be certified and recorded by the City Clerk in a book provided by the city for that purpose which shall be at all times open to the inspection of citizens

On the question,

Will the House agree to the bill on third reading?

## BILL RECOMMITTED.

Mr. BENJ. H. PATTERSON. Mr. Speaker, I move that this bill be recommitted to the Committee on Municipal Affairs for the purpose of amendment.

Mr. JAMES F. McCLURE. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILL ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 622, entitled:

An Act to amend section nine of the Act approved the fifteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred and thirty-four) entitled "An act imposing a State tax including an additional emergency State Tax on liquid fuels including all liquids ordinarily practically and commercially usable in internal combustion engines for the generation of power and all distillates of and condensates from petroleum natural gas coal coal tar and vegetable ferments so usable and sold in this Commonwealth except for the purpose of resale providing for the collection of such tax and for the distribution and use of the revenues derived therefrom providing for the filing of certificates and reports of the sale of such liquid fuels to dealers and fixing penalties" providing that the Commonwealth's share of the revenue from the said tax and said emergency tax shall be paid into the Motor License Fund and appropirating moneys paid into said Motor License Fund hereunder

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

### YEAS—178.

| | | | |
|---|---|---|---|
| Adam, | Flynn, | Malie, | Schoener, |
| Alexander, | Fockler, | Marcus, | Schwartz, |
| Allman, | Fratt, | Marshall, | Scott, |
| Anderson, | Frye, | Martz, | Shaffer, |
| Armstrong, | Fuller, | Mathay, | Shambach, |
| Baldi, | Gelnett, | McBride, | Smith, G. A., |
| Bartley, | Gilchrist, | McCaig, | Smith, H. J., |
| Behney, | Goehring, | McCann, | Soffel, |
| Bell, F. A. | Goodnough, | McClure, J. F., | Sowers, |
| Bell, W. T. | Goss, | McCormick, | Speer, |
| Bentley. | Greeby, | McDermott, | Spencer, |
| Berkheiser, | Greenstein, | McGowan, | Stadtlander, |
| Bickett, | Griffith, | McLaughlin, | Stark, |
| Bidelspacher, | Grimes, | Memolo, | Staudenmeier, |
| Blumberg, | Guerin, | Metzger, | Stavitski, |
| Bray. | Haines, | Metzinger, | Sterling, |
| Brewster, | Hall, | Millar, | Stock, |
| Bromley, | Hantz, | Miller, C., | Storb, |
| Brown, E., | Harer, | Miller, H. A., | Storer, |
| Brown, E. P., | Hart, | Moffatt, | Strayer, |
| Brown, T. J., | Heffernan, | Moore, | Talbot, |
| Burchinal, | Heffran, | Morrison, | Thomas, L. D., |
| Bush, | Henderson, | Muldowney, | Thomas, M. G., |
| Calhoun, | Hess, | Munley, | Toepfer, |
| Canon, | Himes, | Myers, | Towner, |
| Conner. | Holmes, | Neely, | Trescher, |
| Craig, | Holtzman, | North, | Turner, |
| Critchfield, | Hoover, | Orr, | Voltz, |
| Cross, | Horn, | Parkinson, | Washington, |
| Davies, | Howe, | Patterson, B.H., | Weamer, |
| DeFrehn, | Huber, | Patterson, F.W., | Wells, |
| Dengler, | Irvin, | Patterson, M., | Welty, |
| Derby, | Jones, | Peelor, | Wettach, |
| Diehm, | Kelly, | Pennock, | Wheeler, |
| Dietz, | Lafferty, | Perry, | Whitehouse, |
| Dilsheimer, | Lauver, | Phillips, | Williams, |
| Donnell, | Leidich, | Pitts, | Witherspoon, |
| Drinkhouse, | Little, H. A., | Powell, | Witkin, |
| Duddy, | Little, J. T., | Prosser, | Wood, N., |
| Eaches, | Lockhart, | Pryor, | Wood, W. P., |
| Earley, | Long, | Raymond, | Wright, |
| Ede, | Lotz, | Reader, | Bluett, |
| Edmonds, | Lucas, | Rhodes, | Speaker. |
| Emhardt, | Ludlow, | Royle, | |
| Evans, B. P., | Lukehart, | Sautter, | |
| Evans, F. D., | MacMillan, | Schilling, | |

### NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affimative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 667, as follows:

An Act to amend clause (b) section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred and three) entitled "An act relating to the form execution revocation and interpretation of wills to nuncupative wills to the appointment of testamentary guardians to spendthrift trusts to forfeiture of devise or legacy in case of murder of testator to elections to take under or against wills and to the recording and registering of such elections and of decrees relative thereto and to the fees therefor" changing the time within which a surviving spouse must elect to take under or against the will of deceased spouse

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause (b) of section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred and three) entitled "An act relating to the form execution revocation and interpretation or wills to nuncupative wills to the appointment of testamentary guardians to spendthrift trusts to forfeiture of devise or legacy in case of murder of testator to elections to take under or against wills and to the recording and registering of such elections and of decrees relative thereto and to the fees therefor" is hereby amended to read as follows

(b) A surviving spouse electing to take under or against the will of the decedent shall in all cases manifest the election by a writing signed by him or her dulv acknowledged before an officer authorized by law to take the acknowledgment of deeds and delivered to the executor or administrator of the estate of such decedent within one year [two years] after the issuance of letters testamentary or of administration Neglect or refusal or failure to deliver such writing within said period shall be deemed an election to take under the will

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—180.

| | | | |
|---|---|---|---|
| Adam, | Emhardt, | Lynch, | Royle, |
| Alexander, | Evans, B. P., | MacMillan, | Sarig, |
| Allman, | Evans, F. D., | Malie, | Schilling, |
| Anderson, | Flinchbaugh, | Mangan, | Schoener, |
| Armstrong, | Flynn, | Marcus, | Schwartz, |
| Aston, | Fockler, | Marshall, | Scott, |
| Baldi, | Fratt, | Mathay, | Shaffer, |
| Bartley, | Frye, | McBride, | Shambach, |
| Behney, | Gelnett, | McCaig, | Sheffer, |
| Bell, F. A. | Gilchrist, | McCann, | Smith, G. A., |
| Bell, W. T. | Goodnough, | McClure J. F., | Smith, H. J., |
| Bentley. | Goss, | McClure, J. H., | Sowers, |
| Berkheiser, | Greeby, | McCormick, | Speer, |
| Bickett, | Greenstein, | McDermott, | Spencer, |
| Bidelspacher, | Griffith, | McGowan, | Stadtlander, |
| Blumberg, | Grimes, | McKim, | Stark, |
| Bray, | Guerin, | McLaughlin, | Staudenmeier, |
| Brewster, | Haas, | Memolo, | Stavitski, |
| Bromley, | Hall, | Metzger, | Sterling, |
| Brown, E., | Hantz, | Metzinger, | Stock, |
| Brown, E. P., | Harding, | Millar, | Storb, |
| Brown, T. J., | Hart, | Miller, C., | Storer, |
| Burchinal, | Haws, | Miller, H. A., | Talbot, |
| Burke, | Heffernan, | Moffatt, | Thomas, L. D., |
| Bush, | Heffran, | Moore, | Thomas, M. G., |
| Canon, | Henderson, | Morrison, | Toepfer, |
| Colville, | Hess, | Muldowney, | Trescher, |
| Conner, | Himes, | Myers, | Turner, |
| Craig, | Holmes, | Neely, | Voltz, |
| Critchfield, | Holtzman, | Nicholson, | Washington, |
| Cross, | Hoover, | North, | Watson, |
| Davies, | Horn, | Orr, | Weamer, |
| Davis, | Howe, | Patterson, B.H., | Wells, |
| DeFrehn, | Huber, | Patterson, F.W., | Welty, |
| Dengler, | Irvin, | Patterson, M., | Wheeler, |
| Derby, | Jones, | Pennock, | Whitehouse, |
| Diehm, | Labar, | Perry, | Williams, |
| Dietz, | Lafferty, | Phillips, | Witherspoon, |
| Dilsheimer, | Leidich, | Pitts, | Witkin, |
| Donnell, | Little, H. A., | Powell, | Wood, N., |
| Drinkhouse, | Little, J. T., | Prosser, | Wood, W. P., |
| Drumbor, | Long, | Pryor, | Wright, |
| Eaches, | Lotz, | Raymond, | Bluett, |
| Earley, | Lucas, | Reader, | Speaker. |
| Ede, | Ludlow, | Rhodes, | |
| Edmonds, | Lukehart, | Rieder, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and considera tion of House Bill No. 435, entitled,

An Act to amend section one of an act approved the twenty-sixth day of April one thousand nine hundred and twenty-one (Pamphlet Laws three hundred six) entitled "An act requiring the display of the flag of the United States at entertainments public gatherings and public meetings" by requiring the display of the flag of the United States at the head of all public parades

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. HARDING. Mr. Speaker, I desire to interrogate the sponsor of this bill.

The SPEAKER. Will the gentleman from Beaver, Mr. Patterson, permit himself to be interrogated?

Mr. FRED W. PATTERSON. Mr. Speaker, yes, sir.

Mr. HARDING. Will the gentleman explain the meaning of the phrase "public parade" as in this bill?

Mr. FRED W. PATTERSON. I did not quite catch the gentleman's question.

Mr. HARDING. With reference to the term "public parade," what is the exact meaning of the bill?

Mr. FRED W. PATTERSON. A parade composed of the citizens of any community, a public gathering.

Mr. HARDING. Mr. Speaker, may I further interrogate the gentleman?

The SPEAKER. Will the gentleman permit himself to be further interrogated?

Mr. FRED W. PATTERSON. Yes, sir; certainly.

Mr. HARDING. Does this phrase "public parade" apply as well to funerals as to parades?

Mr. FRED W. PATTERSON. Yes, sir, as a rule.

Mr. HARDING. Then I understand from that, that in each funeral procession the undertaker, as the language of the bill reads, must have a flag at the head of the procession.

Mr. FRED W. PATTERSON. Not necessarily.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—189

| | | | |
|---|---|---|---|
| Adam, | Flinchbaugh, | MacMillan, | Sautter, |
| Alexander, | Flynn, | Malie, | Schilling, |
| Armstrong, | Fockler, | Mangan, | Schoener, |
| Aston, | Fratt, | Marcus, | Schwartz, |
| Bagshaw, | Frye, | Mathay, | Scott, |
| Bartley. | Fuller, | McBride, | Shaffer, |
| Behney, | Gelnett, | McCaig, | Shambach, |
| Bell, F. A. | Gilchrist, | McCann, | Sheffer, |
| Bell, W. T. | Goehring, | McClure, J. F., | Smith, G. A., |
| Bentley. | Goodnough, | McClure, J. H., | Soffel, |
| Berkheiser, | Goss, | McCormick, | Sowers, |
| Bickett, | Greeby, | McDermott, | Speer, |
| Bidelspacher, | Greenstein, | McGowan, | Spencer, |

| | | | |
|---|---|---|---|
| Blair, | Griffith, | McLaughlin, | Stadtlander, |
| Blumberg, | Grimes, | Memolo, | Stark, |
| Bray, | Guerin, | Metzger, | Staudenmeier, |
| Brewster, | Haas, | Metzinger, | Stavitski, |
| Bromley, | Haines, | Millar, | Sterling, |
| Brown, E., | Hantz, | Miller, C., | Stock, |
| Brown, E. P., | Harer, | Miller, H. A., | Storb, |
| Brown, T. J., | Hart, | Moffatt, | Storer, |
| Burchinal, | Haws, | Moore, | Strayer, |
| Burke, | Heffernan, | Morrison, | Talbot, |
| Bush, | Heffran, | Muldowney, | Thomas, L. D., |
| Canon, | Henderson, | Munley, | Thomas, M. G., |
| Conner, | Hess, | Myers, | Toepfer, |
| Craig, | Himes, | Neely, | Towner, |
| Critchfield, | Holcombe, | Nicholson, | Trescher, |
| Cross, | Holtzman, | North, | Turner, |
| Davis, | Hoover, | Orr, | Voltz, |
| DeFrehn, | Horn, | Parkinson, | Washington, |
| Deibler, | Howe, | Patterson, B.H., | Watson, |
| Dengler, | Huber, | Patterson, F.W., | Weamer, |
| Derby, | Irvin, | Patterson, M., | Wells, |
| Diehm, | Jones, | Peelor, | Welty, |
| Dietz, | Kelly, | Pennock, | Wettach, |
| Dilsheimer, | Lafferty, | Perry, | Wheeler, |
| Donnell, | Lauver, | Phillips, | Whitehouse, |
| Drinkhouse, | Leidich, | Pitts, | Williams. |
| Drumbor, | Little, H. A., | Powell, | Witherspoon, |
| Duddy, | Little, J. T., | Prosser, | Witkin, |
| Eaches, | Lockhart, | Pryor, | Wood, N., |
| Earley, | Long, | Raymond, | Wood, W. P., |
| Ede, | Lotz, | Reader, | Wright, |
| Edmonds, | Lucas, | Rhodes, | Bluett, |
| Emhardt, | Ludlow, | Rieder, | Speaker. |
| Evans, B. P., | Lukehart, | Royle, | |
| Evans, F. D., | Lynch, | Sarig, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 673, as follows:

An Act to further amend section eleven of article six and section fifteen of article seven of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" by changing the salaries of councilmen and mayors

Section 1 Be it enacted by the Senate and House of Representatives of the Comomnwealth ofPennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section eleven of article six of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" as amended by section twenty-one of the act approved the twenty-seventh day of May one thouasnd nine hundred and nineteen (Pamphlet Laws three hundred and ten) entitled "An act to amend and revise an act entitled 'An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto' approved the twenty-seventh day of June Anno Domini one thousand nine hundred and thirteen enlarging changing modifying and defining certain of the powers of cities of the third class" is hereby further amended to read as follows

Section 11 The councilmen in cities of the third class shall receive for their services during their term of service annual salaries to be fixed by ordinance payable in monthly instalments Councils may by the ordinance fixing said salaries provide for the assessment and retention therefrom of reasonable fines for absence from regular or special meetings of council or councilmanic committees The salary paid to any councilman shall not be less than [two hundred and fifty] three hundred and seventy-five dollars per year nor more than [three] four thousand five hundred dollars per year Provided however That for the term of city councilmen and until thereafter changed by ordinance the salary of each councilman shall be as follows

In cities of the third class of fifteen thousand inhabitants or under by the last United States census each councilman shall receive a salary of [three] four hundred and fifty dollars per annum where said population is between fifteen thousand and thirty thousand [seven hundred and fifty] eleven hundred and twenty- five dollars per annum in cities having a population above thirty thousand and not exceeding fifty thousand [two] three thousand dollars per annum in cities having a population of over fifty thousand and not exceeding seventy thousand [two thousand five hundred] three thousand seven hundred and fifty dollars per annum in cities having a population of over seventy thousand [three] four thousand five hundred dollars per annum The council elected under the provisions of this act shall have power by ordinance to determine the amount of salaries to be paid in said cities The compensation to be received by councilmen shall not be increased or diminished during the term for which they shall be elected but succeeding councils may change all compensation said change to take effect after the expiration of term of office of the council making the change

Section 2 That section fifteen of article seven of said act as amended by the act approved the twenty-seventh day of June one thousand nine hundred and nineteen (Pamphlet Laws three hundred and ten) is hereby further amended to read as follows

Section 15 The mayor of each city of the third class elected under the provisions of this act shall receive for his services during the term of service an annual salary to be fixed by ordinance payable in monthly instalments the council shall by ordinance fix the amount of salary to be paid to the mayor for his services and may provide for the assessment and retention therefrom of reasonable fines for absence from regular or special meetings of council or councilmanic committees The amount of salary in cities of the third class shall not be less than [five hundred] seven hundred and fifty dollars nor more than [three thousand five hundred] five thousand two hundred and fifty dollars per year Until changed by ordinance the salary of said mayors in cities of the third class shall be as follows In cities having a population of fifteen thousand or under by the last United States census [five hundred] seven hundred and fifty dollars per annum in cities having a population of over fifteen thousand and less than thirty thousand inhabitants one thousand [two] eight hundred dollars per annum in cities having a population exceeding thirty thousand and not exceeding fifty thousand inhabitants [two] three thousand [five hundred] seven hundred and fifty dollars per annum in cities having a population of over fifty thousand and not exceeding seventy thousand inhabitants [three thousand] four thousand five hundred dollars per annum in cities having a population of over seventy thousand inhabitants [three thousand five hundred] five thousand two hundred and fifty dollars per annum and the amount of compensation for the mayor in any of the said cities shall not be increased or elected. Succeeding councils may change the amount of such elected Succeeding councils may change the amount of such compensation but such change shall not affect the compensation of the mayor then in office

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—180

| | | | |
|---|---|---|---|
| Adam, | Evans, B. P., | Lukehart, | Rhodes, |
| Alexander, | Flinchbaugh, | Lynch, | Rieder, |
| Allman, | Flynn, | MacMillan, | Royle, |
| Anderson, | Fockler, | Malie, | Sarig, |
| Armstrong, | Fratt, | Mangan, | Sautter, |
| Aston, | Frye, | Marcus, | Schilling, |
| Bagshaw, | Fuller, | Marshall, | Schwartz, |
| Baldi, | Gilchrist, | Martz, | Scott, |

| | | | |
|---|---|---|---|
| Behney, | Goehring, | Mathay, | Shaffer, |
| Bell, F. A. | Goodnough, | McBride, | Shambach, |
| Bell, W. T. | Goss, | McCaig, | Sheffer, |
| Bentley. | Greeby, | McCann, | Smith, G. A., |
| Berkheiser, | Greenstein, | McClure, J. F., | Smith, H. J., |
| Bickett, | Griffith, | McClure, J. H., | Sowers, |
| Bidelspacher, | Grimes, | McDaniel, | Speer, |
| Blair, | Guerin, | McDermott, | Spencer, |
| Blumberg, | Haas, | McGowan, | Stadtlander, |
| Bray, | Harding, | McLaughlin, | Stark, |
| Brewster, | Harer, | Memolo, | Stavitski, |
| Bromley, | Hart, | Metzger, | Sterling, |
| Brown, E., | Haws, | Metzinger, | Stock, |
| Brown, E. P., | Heffernan, | Miller, C., | Storb, |
| Brown, T. J., | Heffran, | Miller, H. A., | Storer, |
| Burchinal, | Henderson, | Moffatt, | Strayer, |
| Burke, | Hess, | Moore, | Talbot, |
| Bush, | Himes, | Morrison, | Thomas, L. D., |
| Canon, | Holcombe, | Muldowney, | Thomas, M. G., |
| Colville, | Holmes, | Munley, | Toepfer, |
| Conner, | Holtzman, | Myers, | Turner, |
| Craig, | Hoover, | Neely, | Washington, |
| Critchfield, | Horn, | Nicholson, | Weamer, |
| Cross, | Howe, | Nolte, | Wells, |
| Davies, | Hricko, | North, | Welty, |
| Davis, | Huber, | Orr, | Wettach, |
| DeFrehn, | Irvin, | Parkinson, | Wheeler, |
| Deibler, | Jones, | Patterson, B.H., | Whitehouse, |
| Dengler, | Kelly, | Patterson, F.W., | Williams, |
| Derby, | Lafferty, | Patterson, M., | Wilson, |
| Diehm, | Lauver, | Peelor, | Witkin, |
| Dietz, | Leidich, | Pennock, | Wood, W. P., |
| Dilsheimer, | Little, H. A., | Phillips, | Wright, |
| Drinkhouse, | Little, J. T., | Pitts, | Bluett, |
| Drumbor, | Lockhart, | Powell, | Speaker. |
| Duddy, | Long, | Prosser, | |
| Earley, | Lotz, | Raymond, | |
| Emhardt, | Lucas, | Reader, | |

NAYS—3

| | | |
|---|---|---|
| Eaches, | Edmonds, | Hantz, |

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 467, entitled:

An Act authorizing the mayors of all cities to appoint a committee to investigate certain applications for license to peddle in such cities

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—183

| | | | |
|---|---|---|---|
| Alexander, | Edmonds, | Lucas, | Rhodes, |
| Allman, | Evans, B. P., | Ludlow, | Rieder, |
| Anderson, | Evans, F. D., | Lukehart, | Royle, |
| Armstrong, | Flinchbaugh, | Lynch, | Sarig, |
| Aston, | Flynn, | MacMillan, | Sautter, |
| Bagshaw, | Fockler, | Mangan, | Schilling, |
| Baldi, | Fratt, | Marcus, | Schoener, |
| Bartley, | Frye, | Marshall, | Schwartz, |
| Behney, | Fuller, | Mathay, | Scott, |
| Bell, F. A. | Gelnett, | McBride, | Shaffer, |
| Bell, W. T. | Gilchrist, | McCaig, | Shambach, |
| Bentley. | Goehring, | McCann, | Sheffer, |
| Berkheiser, | Goodnough, | McClure, J. F., | Smith, G. A., |
| Bickett, | Greeby, | McClure, J. H., | Smith, H. J., |
| Bidelspacher, | Greenstein, | McCormick, | Sowers, |
| Blumberg, | Griffith, | McDermott, | Speer, |
| Bray, | Grimes, | McGowan, | Stadtlander, |
| Brewster, | Haas, | McKim, | Stark, |
| Bromley, | Haines, | McLaughlin, | Staudenmeier, |
| Brown, E., | Hall, | Memolo, | Stavitski, |
| Brown, E. P., | Hantz, | Metzger, | Sterling, |
| Brown, T. J., | Harding, | Metzinger, | Stock, |
| Burchinal, | Harer, | Millar, | Storb, |
| Bush, | Haws, | Miller, C., | Storer, |
| Calhoun, | Heffernan, | Miller, H. A., | Talbot, |
| Canon, | Henderson, | Moffatt, | Thomas, L. D., |
| Colville, | Hess, | Moore, | Thomas, M. G., |
| Conner, | Himes, | Morrison, | Toepfer, |
| Craig, | Holcombe, | Muldowney, | Towner, |
| Critchfield, | Holmes, | Munley, | Trescher, |
| Cross, | Holtzman, | Myers, | Turner, |
| Davies, | Hoover, | Neely, | Voltz, |
| Davis, | Horn, | North, | Washington, |
| DeFrehn, | Howe, | Orr, | Weamer, |
| Deibler, | Huber, | Parkinson, | Wells, |
| Dengler, | Irvin, | Patterson, B.H., | Wettach, |
| Diehm, | Jones, | Patterson, F.W., | Wheeler, |
| Dietz, | Kelly, | Patterson, M., | Whitehouse, |
| Dilsheimer, | Lafferty, | Pennock, | Williams, |
| Donnell, | Lauver, | Perry, | Witherspoon, |
| Drinkhouse, | Leidich, | Pitts, | Witkin, |
| Drumbor, | Little, H. A., | Posey, | Wood, N., |
| Duddy, | Little, J. T., | Powell, | Wood, W. P., |
| Eaches, | Lockhart, | Prosser, | Wright, |
| Earley, | Long, | Pryor, | Bluett, |
| Ede, | Lotz, | Raymond, | Speaker. |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 664, entitled:

An Act to amend section one thousand one hundred and eight of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith"

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—185

| | | | |
|---|---|---|---|
| Adam, | Emhardt, | Lotz, | Reader, |
| Alexander, | Evans, B. P., | Lucas, | Rhodes, |
| Allman, | Evans, F. D., | Ludlow, | Rieder, |
| Anderson, | Flinchbaugh, | Lukehart, | Royle, |
| Armstrong, | Flynn, | Lynch, | Sarig, |
| Aston, | Fockler, | MacMillan, | Sautter, |
| Bagshaw, | Fratt, | Malie, | Schilling, |
| Baldi, | Fuller, | Mangan, | Schoener, |
| Bartley, | Gelnett, | Marshall, | Schwartz, |
| Behney, | Gilchrist, | Martz, | Scott, |
| Bell, F. A. | Goehring, | Mathay, | Shaffer, |
| Bell, W. T. | Goodnough, | McBride, | Sheffer, |
| Bentley. | Goss, | McCaig, | Smith, G. A., |
| Berkheiser, | Greeby, | McCann, | Soffel, |
| Bickett, | Greenstein, | McClure, J. H., | Sowers, |
| Bidelspacher, | Griffith, | McCormick, | Stadtlander, |
| Blair, | Grimes, | McDaniel, | Stark, |
| Blumberg, | Guerin, | McGowan, | Staudenmeier, |
| Brewster, | Haas, | McKim, | Stavitski, |
| Bromley, | Haines, | McLaughlin, | Sterling, |
| Brown, E., | Hall, | Memolo, | Stock, |
| Brown, E. P., | Hantz, | Metzger, | Storb, |
| Brown, T. J., | Harding, | Millar, | Storer, |
| Burchinal, | Harer, | Miller, C., | Talbot, |
| Burke, | Hart, | Miller, H. A., | Thomas, L. D., |
| Bush, | Haws, | Moffatt, | Thomas, M. G., |
| Canon, | Heffernan, | Moore, | Toepfer, |
| Colville, | Heffran, | Morrison, | Towner, |
| Craig, | Henderson, | Muldowney, | Trescher, |
| Critchfield, | Hess, | Munley, | Voltz, |
| Cross, | Himes, | Myers, | Washington, |

| | | | |
|---|---|---|---|
| Davies, | Holcombe, | Neely, | Weamer, |
| Davis, | Holmes, | Nicholson, | Wells, |
| DeFrehn, | Holtzman, | Nolte, | Wettach, |
| Deibler, | Hoover, | North, | Wheeler, |
| Dengler, | Horn, | Orr, | Whitehouse, |
| Derby, | Howe, | Parkinson, | Williams, |
| Diehm, | Irvin, | Patterson, B.H., | Witherspoon, |
| Dietz, | Jones, | Patterson, M., | Witkin, |
| Dilsheimer, | Kelly, | Peelor, | Wood, N., |
| Donnell, | Labar, | Perry, | Wood, W. P., |
| Drinkhouse, | Lafferty, | Phillips, | Wright, |
| Drumbor, | Lauver, | Pitts, | Bluett, |
| Duddy, | Leidich, | Posey, | Speaker. |
| Eaches, | Little, H. A., | Prosser, | |
| Ede, | Lockhart, | Pryor, | |
| Edmonds, | Long, | Raymond, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 687, as follows:

An Act authorizing any city of the third class to acquire by purchase all the facilities improvements and franchises of any water corporation operating partly within and partly without the limits of the said city and having obtained the same to supply water to persons corporations and municipalities both within the limits of the city and the territory before served by the water corporation without the city requiring that before so doing the approval of the Public Service Commission be had of the action of the selling company and of the municipal purchase and of the rendering of this service by the Municipality and regulating the procedure for obtaining this approval permitting the city to classify the service outside of the city as different from the service within the city as to rates and otherwise and subjecting the service by the city beyond its limits to the same regulation and control by the Public Service Commission as to rates service and otherwise as though in the territory thus served beyond the limits of the city the serving was by a water corporation and providing that higher rates or different regulations for the district outside of the city limits shall not be held to be unjustly discriminatory for the sole reason that they are different from those in force in the city

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any city of the third class owning operating or controlling a system of water works for the supplying of water to persons partnerships and corporations residing therein and for fire protection whether the title to the said water works be in the name of commissioners of water works or in the city itself or otherwise shall have the right and it is hereby authorized and empowered to acquire all the water works including water pipes mains service attachments fire hydrants and improvements of any water corporation or private individual operating partly within and partly without the limits of the said city both so much as is included within the limits of the said city and so much as is without the limits of the said city serving the territory adjacent thereto and to acquire and exercise all of the franchises and powers of said prior owner both within and without the city limits No such municipal acquisition shall be valid until upon application filed by the city and formally joined in by the proposed vendor Water Company the Public Service Commission of the Commonwealth of Pennsylvania shall have found and determined after public hearing that the granting of such application and the service contemplated by the city is necessary or proper for the service accommodation and convenience of the public In any such proceeding the entire matter shall be before the Commission and no further specific approvals of the said Commission which might otherwise be required shall be necessary

Section 2 That the service of any such city of the third class in the territory outside of the limits of the city acting hereunder shall be subject to regulation and control by the Public Service Commission as to character of service extensions and rates with the same force and in like manner as though the city serving in such teritory were in fact a water corporation and with respect to such territory outside of the limits of the city shall have all the powers and be subject to all the duties of a water corporation

Section 3 Inasmuch as the city may be serving its inhabitants at less than the actual cost of service including capital charges and depreciation because the plant may have been or may be built and operated in part out of the funds raised by municipal taxation no rate classification rule regulation or practice put in operation by the city in the portion of its territory supplied located beyond the city limits shall be considered as unjustly discriminatory solely by reason of the fact that a different rate classification rule regulation or practice is in operation within the boundaries of the municipality with respect to a similar service rendered

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. STORB. Mr. Speaker, I would like to interrogate the sponsor of this bill.

The SPEAKER. Will the gentleman from Dauphin, Mr. Hall, permit himself to be interrogated?

Mr. HALL. Yes, Mr. Speaker.

Mr. STORB. What is the object of this bill?

Mr. HALL. Mr. Speaker and ladies and gentleman of the House, this is a bill which according to the title and the various sections applies to third class cities, but I believe there is only one instance in the state at the present time to which it does apply and that is the city which I represent, the City of Harrisburg. Lately a certain ward has been taken into this municipality, a water company outside of the municipality is now serving that ward of the city and it is the purpose of this act to permit the City Commissioners to take over that water company so that the citizens of Harrisburg may all have an even rate for their water. That is the purpose of this bill. I dont know when an occasion might arise when it will fit any other third class city. It is an enabling act to help Harrisburg out of its difficulty.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—185.

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | Lukehart, | Reader, |
| Alexander, | Flinchbaugh, | Lynch, | Rhodes, |
| Allman, | Flynn, | MacMillan, | Rieder, |
| Anderson, | Fockler, | Malie, | Royle, |
| Armstrong, | Fratt, | Mangan, | Sarig, |
| Aston, | Frye, | Marcus, | Sautter, |
| Bagshaw, | Fuller, | Marshall, | Schilling, |
| Baldi, | Gilchrist, | Mathay, | Schoener, |
| Behney, | Goehring, | McBride, | Schwartz, |
| Bell, F. A. | Goodnough, | McCaig, | Scott, |
| Bell, W. T. | Goss, | McCann, | Shaffer, |
| Bentley. | Greeby, | McClure, J. F., | Shambach, |
| Berkheiser, | Greenstein, | McClure, J. H., | Sheffer, |
| Bickett, | Griffith, | McCormick, | Smith, G. A., |
| Bidelspacher, | Grimes, | McDaniel, | Smith, H. J., |
| Blair, | Guerin, | McDermott, | Speer, |
| Bray, | Haas, | McKim, | Spencer, |
| Brewster, | Haines, | McLaughlin, | Stadtlander, |
| Bromley, | Hall, | Memolo, | Stark, |
| Brown, E., | Harding, | Metzger, | Staudenmeier, |
| Brown, E. P., | Harer, | Metzinger, | Stock, |
| Brown, T. J., | Hart, | Millar, | Storb, |
| Burke, | Haws, | Miller, C., | Storer, |
| Bush, | Heffernan, | Miller, H. A., | Strayer, |
| Canon, | Heffran, | Moffatt, | Thomas, L. D., |
| Colville, | Henderson, | Moore, | Thomas, M. G., |
| Conner, | Hess, | Morrison, | Towner, |
| Craig, | Himes, | Muldowney, | Trescher, |
| Critchfield, | Holcombe, | Munley, | Turner, |
| Davies, | Holmes, | Myers, | Washington, |

| | | | |
|---|---|---|---|
| Davis, | Holtzman, | Neely, | Watson, |
| DeFrehn, | Horn, | Nicholson, | Weamer, |
| Deibler, | Howe, | North, | Wells, |
| Derby, | Huber, | Orr, | Welty, |
| Diehm, | Irvin, | Parkinson, | Wettach, |
| Dietz, | Jones, | Patterson, B.H., | Wheeler, |
| Dilsheimer, | Kelly, | Patterson, F.W., | Whitehouse, |
| Donnell, | Labar, | Patterson, M., | Williams, |
| Drinkhouse, | Lafferty, | Peelor, | Witherspoon, |
| Drumbor, | Leidich, | Pennock, | Witkin, |
| Duddy, | Little, H. A., | Perry, | Wood, N., |
| Eaches, | Little, J. T., | Phillips, | Wright, |
| Earley, | Lockhart, | Pitts, | Wood, W. P., |
| Ede, | Long, | Powell, | Bluett, |
| Edmonds, | Lotz, | Prosser, | Speaker. |
| Emhardt, | Lucas, | Pryor, | |
| Evans, B. P., | Ludlow, | Raymond, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

## ADJOURNMENT.

Mr. COLVILLE. Mr. Speaker, I move that the House do now adjourn.

The motion was agreed to, and (at 6:02 o'clock P. M.) the House adjourned until tomorrow morning at 10:30 o'clock.

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal

Session 1925 — 126th of the General Assembly

Vol. 8. HARRISBURG, PA., WEDNESDAY, FEBRUARY 25, 1925. No. 17.

## SENATE

WEDNESDAY, February 25th, 1925.

The Senate met at 10.30 o'clock A. M.

The PRESIDENT (Lieutenant-Governor David J. Davis) in the Chair.

The Acting Chaplain Rev. Robert Bagnell, offered the following prayer:

Almighty God, unto whom all hearts are open and all desires known, and from whom no secrets are hid, cleanse the thoughts of our hearts by the inspiration of Thy Holy Spirit, that we may perfectly love Thee and worthily magnify Thy Holy Name, through Jesus Christ our Lord. Grant that we shall live this day in Thy presence. Grant that we shall meet its responsibilities as men, in Thy sight; and grant us Thy wisdom and Thy Grace to perform our part. For Christ's sake, Amen.

### JOURNAL APPROVED.

The PRESIDENT—A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. JOYCE, the further reading was dispensed with, and the Journal was approved.

### LEAVE OF ABSENCE.

Mr. BETTS asked and obtained leave of absence for the Senator from Erie, Mr. Griswold, for to-day's session.

### REPORTS FROM COMMITTEE.

Mr. NORTON, from the Committee on Insurance, reported as committed, Senate Bill No. 470, entitled:

An Act authorizing counties, cities, boroughs, incorporated towns, townships and school districts to make contracts of insurance with mutual fire insurance companies.

Mr. MILLER, from the Committee on Law and Order, reported as amended, Senate Bill No. 300, entitled:

A Supplement to the Act approved the twenty-seventh day of March one thousand nine hundred and twenty-three (Pamphlet Laws thirty-four) entitled "An Act concerning alcoholic liquors; prohibiting the manufacture, advertising, furnishing, traffic in and possession of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws," regulating under permit through an Alcohol Permit Board created in the Department of Agriculture, the manufacture, development, use in manufacture, sale at wholesale, storage by bailees for hire and transportation for hire of any alcohol, or any alcoholic liquid by certain persons; providing for fees and the disposition thereof; authorizing the inspection of the records of permittees and purchasers of said liquids; declaring certain places nuisances and providing for their abatement and providing penalties.

Mr. BALDWIN, from the Committee on Finance, reported as committed, Senate Bill No. 246, entitled:

An act to amend section two of an act approved the twentieth day of June, one thousand nine hundred and nineteen, (P. L. 521), entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," as amended.

### BILLS INTRODUCED.

Mr. DAIX read in his place and presented to the Chair Senate Bill No. 475, entitled:

An Act to amend section one of an act approved the 15th day of June, 1911, (P. L. 986), entitled "An Act to fix and regulate the compensation of directors of the poor, or poor districts composed of several townships, boroughs and cities, situate wholly within counties of this Commonwealth, not exceeding five hundred thousand population," as amended.

Which was committed to the Committee on New Counties and County Seats.

Mr. QUIGLEY read in his place and presented to the Chair Senate Bill No. 476, entitled:

An Act to further amend paragraph 8 of section one thousand two hundred and ten of an act approved the eighteenth day of May, 1911, (P. L. 309), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended.

Which was committed to the Committee on Education.

Mr. QUIGLEY (By request of Mr. Leslie) read in his place and presented to the Chair Senate Bill No. 477, entitled:

An Act making an appropriation to Duquesne University of the Holy Ghost at Pittsburgh, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. WOODWARD read in his place and presented to the Chair Senate Bill No. 478, entitled:

An Act making it unlawful for any telephone, telegraph or electric light company to trim trees along any public highway without first notifying the owners of the land.

Which was committed to the Committee on Judiciary General.

Mr. DERRICK read in his place and presented to the Chair Senate Bill No. 479, entitled:

An Act to establish an emergency fund to be used by the Department of Agriculture in emergencies resulting from unforeseen outbreaks of injurious insect pests, plant diseases, or animal diseases and making an appropriation therefor.

Which was committed to the Committee on Agriculture.

Also read in his place and presented to the Chair Senate Bill No. 480, entitled:

An Act to establish as a State Highway a certain section of public road in the counties of Bedford and Fulton.

Which was committed to the Committee on Public Roads and Highways.

Mr. EARNEST read in his place and presented to the Chair Senate Bill No. 481, entitled:

An Act to amend section one hundred and eighty of the act approved the 14th day of July 1917, (P. L. 840), entitled "An Act cencerning townships; and revising, amending and consolidating the law relating thereto," by authorizing townships of the first class to contract with private water companies for a supply of water for public and private uses.

Which was committed to the Committee on New Counties and County Seats.

Mr. EARNEST (by request of Mr. Barr) read in his place and presented to the Chair Senate Bill No. 482, entitled:

An Act to further amend section 2 of the act approved June 20, 1919, (P. L. 521), entitled "An Act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal."

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 483, entitled:

An Act to amend Section 1 of an act approved July 9, 1919, (P. L. 794), entitled "An Act providing that estates in buildings, grounds, books, curios, pictures, statuary and other works of art, passing by will to any municipality, corporation or unincorporated body for free exhibition within Pennsylvania shall not be subject to collateral inheritance tax, and in certain instances the date when such tax shall become due;" extending the act to property passing to colleges, universities and educational institutions.

Which was committed to the Committee on Finance.

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 484, entitled:

An Act providing for the publication of each triennial assessment of real estate, in all counties other than counties of the first class, and providing for the payment of such advertising by the county.

Which was committed to the Committee on Judiciary General.

Mr. LANIUS read in his place and presented to the Chair Senate Bill No. 485, entitled:

An Act to establish as a State Highway certain section of public road in the County of York.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 486, entitled:

An Act to establish as a State Highway a certain section of public road in the county of York.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 487, entitled:

An Act to establish as a State Highway a certain section of public road in the county of York.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 488, entitled:

An Act to establish as a State Highway a certain section of public road in the county of York.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 489, entitled:

An Act to establish as a State Highway a certain section of public road in the county of York.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 490, entitled:

An Act to establish as a State Highway a certain section of public road in the county of York.

Which was committed to the Committee on Public Roads and Highways.

Mr. BONBRAKE read in his place and presented to the Chair Senate Bill No. 491, entitled:

An Act to repeal an act approved the eleventh day of June, Anno Domini, one thousand eight hundred and seventy-nine (P. L. 162), entitled "An Act to prevent the burning of the woods in any of the counties of this Commonwealth."

Which was committed to the Committee on Forestry.

Mr. BALDWIN read in his place and presented to the Chair Senate Bill No. 492, entitled:

An Act to amend section one of an act approved the twelfth day of May, one thousand eight hundred and eighty-seven, (P. L. 96), entitled "A Supplement to an act, entitled 'An Act supplementary to an act relative to burial grounds and cemeteries situated in incorporated boroughs,' approved the nineteenth day of May, one thousand eight hundred and seventy-four, changing the title of said act, and authorizing the court to make orders and decrees required by the act, and to enforce the same by process, approved the thirteenth day of May, eighteen hundred and seventy-six, further empowering the courts to direct removal of remains in bor-

oughs, cities, and towns from burial grounds where interments have ceased or have become neglected as to become a public nuisance, or such remains interfere with the improvements, extensions, and interests of such cities, boroughs, or towns," as amended; providing that such removal may be authorized when such land is desired by said municipalities for opening, laying out or extending streets or establishing playgrounds or recreation centers.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 493, entitled:

An Act to amend section two of the act approved the first day of June, one thousand eight hundred and eighty-three (P. L. 58), entitled "An act empowering and directing the county commissioners of any county to purchase ground at the county seat for the erection thereon of such buildings as may be necessary for the accommodation of the courts, and of the several officers of the county, and for the reception and safe keeping of the records and other papers in charge of such officers; and also such other building or buildings as may be necessary and proper for the purposes of a county jail or workhouse, when occasion shall require the erection of such building or buildings, and in case the said ground cannot be obtained by agreement with the owner or owners at a reasonable price in the estimation of said commissioners, then to resort to condemnation;" providing for the leasing of part of ground so obtained to municipalities for use as comfort stations.

Which was committed to the Committee on Judiciary General.

## TIME OF NEXT MEETING.

Mr. DAVIS offered the following resolution, which was twice read, considered and agreed to.

In the Senate, February 25, 1925.

Resolved (if the House of Representatives concur), That when the Legislature adjourns today it reconvene on Monday evening, March second, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representative for concurrence.

## BILL OVER IN ORDER.

Mr. WOODWARD. Mr. President, I ask that Senate Bill No. 15, on final passage, entitled:

An Act for the protection of the public health by regulating the serving of milk for drinking purposes to patrons of hotels restaurants lunch rooms fountains and dining cars and the sale of milk at retail and providing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

## BILL ON FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the consideration of Senate Bill No. 125, as follows:

An Act to further amend clause (b) of section thirty-five of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred and forty-seven) entitled "An Act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemption debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents by extending the statutes of limitations in actions against decedents estates

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause (b) of section thirty-five of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred and forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estates as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of Common pleas of balances due by fiduciaries the rights powers and liabliities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and ther proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" which was amended by section one of the act approved the thirteenth day of March one thousand nine hundred and twenty-one (Pamphlet Laws fifty-five) entitled "An Act to amend paragraphs (a) (b) (c) (d) (e) (f) and (g) of section thirty-five of an act approved the seventh day of June one thousand nine hundred seventeen entitled 'An Act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other build-

ings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents' " is hereby further amended to read as follows

(b) Executors or administrators shall have power either alone or jointly with other plaintiffs to commence and prosecute all actions for mesne profits or for trespass to real property and all personal actions which the decedent whom they represent might have commenced and prosecuted except actions for slander and for libels and they shall be liable to be sued either alone or jointly with other defendants in any such action except as aforesaid which might have been maintained against such decedent if he had lived

All such rights of action which were not barred by the statutes of limitation at the time of the death of decedent may be brought against his executors or administrators at any time within one year after the death of the decedent notwithstanding the provisions of any statutes of limitations whereby they would have been sooner barred

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. DAIX. Mr. President, I move to reconsider the vote by which the bill passed third reading.

Mr. DAVIS. Mr. President, I second the motion.

The motion was agreed to.

And the question recurring.

Will the Senate agree to the bill?

## BILL RECOMMITTED.

Mr. DAIX. Mr. President, I move that the bill be recommitted to the Committee on Judiciary General for the purpose of a hearing.

Mr. DAVIS. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the consideration of Senate Bill No. 354, as follows:

An Act to further amend section six hundred and twenty-five of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An Act concerning townships and revising amending and consolidating the law relating thereto"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section six hundred and twenty-five of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An Act concerning townships and revising amending and consolidating the law relating thereto" which was amended by section one of the act approved the sixteenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred and thirty-four) entitled "An Act to amend section six hundred and twenty-five of and to amend by adding sections six hundred and twenty-six and six hundred and twenty-seven to an act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled 'An Act concerning townships and revising amending and consolidating the law relating thereto' by requiring the approval of the commissioners of townships of the first class before recording certain plans plots and replots and fixing penalties" is hereby further amended to read as follows

Section 625 Every township of the first and second class shall have a general plan of its streets and alleys including those which have been or may be laid out but not opened Such plan shall be filed in the office of the engineer or other proper office of the township and all subdivisions of property thereafter made shall conform thereto No streets or alleys or parts thereof laid out and confirmed shall afterwards be altered without the consent of the commissioners or supervisors of the township No person shall be entitled to recover any damages for any improvements placed or constructed within the lines of any street or alley after the same has been located or ordained on the plan provided for by this section

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. BUCKMAN. Mr. President, I move to reconsider the vote by which the bill passed third reading.

Mr. DAVIS. Mr. President, I second the motion.

The motion was agreed to.

And the question recurring.

Will the Senate agree to the bill?

## BILL RECOMMITTED.

Mr. BUCKMAN. Mr. President, I move that the bill be recommitted to the Committee on Public Roads and Highways.

Mr. DAVIS. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 261, entitled:

An Act to amend sections one and two of the act approved the fourteenth day of April one thousand nine hundred and five (Pamphlet Laws one hundred and sixty-two) entitled "An act regulating the method and procedure in the erection of line or partition fences" providing for fence views in cities of the third class by the mayor and members of council

And said bill having been read at length the third time,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate agree to the bill?

Mr. STEELE. Mr. President, I ask unanimous consent to amend title, page 1, by striking out the words "mayor of" in the last line thereof.

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 279, as follows:

An Act to amend section one of an act approved the thirtieth day of May one thousand eight hundred and ninety-five entitled "An Act to provide for safety guards upon passenger elevators and providing a penalty for violation thereof"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the thirtieth day of May one thousand eight hundred and ninety-five (Pamphlet Laws one hundred and twenty-nine) entitled "An Act to provide for safety guards upon passenger elevators and providing a penalty for violation thereof" is hereby amended to read as follows

"Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all elevators that are now in use or that may hereafter be erected in the State for the carriage of passengers are required to have placed thereon or attached thereto an automatic locking device electro mechanical or mechanical such device or devices to be approved by the Department of Labor and Industry"

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—26.

| | | | |
|---|---|---|---|
| Baldwin, | Derrick, | Miller, | Sprowls, |
| Baumer, | DeWitt, | North, | Steele, |
| Betts, | Earnest, | Norton, | Weingartner, |
| Bonbrake, | Freeman, | Quigley, | Woodward, |
| Buckman, | Gelder, | Schantz, | Homsher, |
| Daix, | Joyce, | Snyder, | Pres. Pro Tem. |
| Davis, | Lanius, | Sones, | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 342, as follows:

An Act to further amend clause five of section three of the act approved the thirteenth day of May one thousand nine hundred and nine (Pamphlet Laws five hundred and twenty) entitled "An Act relating to food defining food providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale the offering for sale or exposing for sale or the having in possession with intent to sell of adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause five of section three of the act approved the thirteenth day of May one thousand nine hundred and nine (Pamphlet Laws five hundred and twenty) entitled "An Act relating to food defining food providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale the offering for sale or exposing for sale or the having in possession with intent to sell of adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof" which was amended by section one of the act approved the twenty-sixth day of April one thousand nine hundred and twenty-three (Pamphlet Laws eighty-eight) entitled "An Act to amend clause five of section three of an act entitled 'An Act relating to food defining food providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale the offering for sale or exposing for sale or the having in possession with intent to sell of adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof' approved the thirteenth day of May Anno Domini one thousand nine hundred and nine (Pamphlet Laws five hundred and twenty)" is hereby further amended to read as follows

Fifth If it contains any added sulphurous acid sulphur dioxide or sulphites benzoate acid or benzoates except as hereafter provided or if it contains any added boric acid or borates salicylic acid or salicylates formaldehyde hydrofluoric acid or fluorides fluoborates fluosilicates or other fluorine compounds dulcin glucin saccharin alum compounds of copper betanapthol hydronapthol abrastrol asaprol [oxides of nitrogen nitrous acid or nitrites] pyroligneous acid or other added ingredients deleterious to health or if in the case of confectionery it contains any of the substances mentioned in this paragraph or any mineral substances or injurious color or flavor alcoholic liquor or any other ingredient not herein mentioned deleterious to health Providing That this act shall not be construed to prohibit the use of harmless colors of any kind in confectionery when used for coloring and not for any fraudulent purpose And provided further That nothing in this act shall be construed to prohibit the use of common salt sugar pure corn syrup pure glucose wine vinegar cider vinegar malt vinegar sugar vinegar glucose vinegar distilled vinegar spices or their essential oils alcohol (except in confectionery) edible oils edible fats wood smoke applied directly as generated or proper refrigeration And provided further That in the manufacture of confectionery the use of alcohol shall be permitted as it may be found in customary alcoholic tinctures or extracts used for flavoring purposes only and as a solvent for glazos and that oil of sweet birch or methyl-salicylic ester may be used as a substitute for oil of wintergreen as a flavor And provided further That in the preparation of dried fruits and molasses sulphur dioxide either free of in simple combination may be used in such quantities as will not render said dried fruits or molasses deleterious to health and that sodium benzoates may be used in the preparation of those articles of food in which it has heretofore been generally used in quantities not exceeding one-tenth (1-10) of one per centum or benzoic acid equivalent thereto And provided further That when any quantity of sodium benzoate is used in any article of food or any quantity of sulphur dioxide is used in the preparation of dried fruits or molasses the fact that sodium benzoates or sulphur dioxide has been used in the preparation thereof shall be plainly stated on each package of such food And provided further That any foods prepared for invalid feeding and dispensed thru hospitals or sold by druggists on the prescription of duly licensed physicians may contain saccharin

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. MILLER. Mr. President, I would like to explain to the gentlemen of the Senate that this bill in no way lets down the bars in the matter of pure food in the State of Pennsylvania. The purpose is to clarify the existing law and make it possible for hospitals and physicians to prescribe food sweetened with saccharine, for diabetics and other persons having to do without sugar. The bill would give this right only to physicians and hospitals. I would be the last person, or among the last, to recommend a bill that would let down the bars; and I want to clear up any question that may arise in regard to it, by stating that this bill is not for the purpose of letting down the bars. It does not do that; it merely clarifies the existing law.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—26

| | | | |
|---|---|---|---|
| Baldwin, | Derrick, | Lanius, | Sprowls, |
| Baumer, | DeWitt, | Miller, | Steele, |
| Betts, | Earnest, | North, | Weingartner, |
| Bonbrake, | Freeman, | Norton, | Woodward, |
| Buckman, | Gelder, | Quigley, | Homsher, |
| Daix, | Joyce, | Schantz, | Pres. Pro Tem. |
| Davis, | Krause, | Sones, | |

NAYS—1

Snyder.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL RECOMMITTED.

Mr. KRAUSE. Mr. President, I move that Senate Bill No. 368 on third reading, entitled:

An Act to amend section four hundred and ten (c) of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" permitting the exception from incontestability of provisions relative to benefits in the event of total and permanent disability and provisions which grant additional insurance specifically against death by accident

be recommitted to the Committee on Insurance.

Mr. NORTON. Mr. President, I second the motion.

The motion was agreed to.

## BILLS OVER IN ORDER.

Mr. WOODWARD. Mr. President, in the absence of the sponsor of the bill, and there being no Allegheny County Senators here to explain it, I ask that Senate Bill No. 378, on third reading, entitled:

An Act fixing the pay of election officers and clerks in counties of the second class

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. QUIGLEY. Mr. President, I ask that Senate Bill No. 379, on third reading, entitled:

An Act regulating the expenses of county commissioners in counties of the second class

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

## BILL ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 411, entitled:

An act to amend sections one thousand four and one thousand eight of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws"

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—27.

| | | | |
|---|---|---|---|
| Baldwin, | Derrick, | Lanius, | Sones, |
| Baumer, | DeWitt, | Miller, | Sprowls, |
| Betts, | Earnest, | North, | Steele, |
| Bonbrake, | Freeman, | Norton, | Weingartner, |
| Buckman, | Gelder, | Quigley, | Woodward, |
| Daix, | Joyce, | Schantz, | Homsher, |
| Davis, | Krause, | Snyder, | Pres. Pro Tem. |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL OVER IN ORDER.

Mr. WOODWARD. Mr. President, this being a very important bill, by which the City of Philadelphia would have to make up all the losses of steamship lines on their vessels sailing out of that port, I therefore, ask that Senate Bill No. 446, on third reading, entitled:

An act authorizing cities of the first class to promote marine service between said cities and other ports to build or otherwise acquire and operate vessels for that purpose and to enter into contracts or agreements for the establishment maintenance or continuance thereof by others providing among other things for the payment or guarantee of losses or deficiencies incurred therein

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

## BILL ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 455, entitled:

An Act to amend section three of the act approved the thirteenth day of July one thousand nine hundred and twenty-three (Pamphlet Laws one thousand ninety) entitled "A supplement to an act approved the twenty-seventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand one hundred seventy-three) entitled 'An act constituting a commission to make an investigation of the battlefields of France and Belgium and to select points for the erection of monuments and markers of appropriate design to commemorate the achievements of Pennsylvania solidiers during the World War defining the powers and duties of the commission and making an appropriation' continuing said commission providing for the erection of certain memorials in France and Belgium and making an appropriation"

And said bill having been read the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—27.

| | | | |
|---|---|---|---|
| Baldwin, | Derrick, | Lanius, | Sones, |
| Baumer, | DeWitt, | Miller, | Sprowls, |
| Betts, | Earnest, | North, | Steele, |
| Bonbrake, | Freeman, | Norton, | Weingartner, |
| Buckman, | Gelder, | Quigley, | Woodward, |
| Daix, | Joyce, | Schantz, | Homsher, |
| Davis, | Krause, | Snyder, | Pres. Pro Tem. |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 107, as follows,

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section eighteen

Section 1 Be it resolved by the Senate and House of Representatives in General Assembly met That the following amendment to the Constitution of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That article nine of the Constitution of the Commonwealth of Pennsylvania is hereby amended by adding thereto the following section

Section 18 Provided That the General Assembly irrespective of any debt may authorize the State to issue bonds to the amount of eight million dollars ($8,000,000) for the erection and equipment at the Pennsylvania State College of buildings necessary for the uses and purposes of the institution as defined in its charter

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 307, as follows:

An Act to amend sections six nine eleven twenty-eight thirty and forty of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred and seven) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents of rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section six of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred and seven) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and for claims of municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" is hereby amended to read as follows

Section 6 Where any real estate in this Commonwealth is owned by joint tenants tenants in common or coparceners and any joint tenant or tenant in common or coparcener has paid his or their proportionate amount of the taxes due thereon any municipality may file a claim for the unpaid taxes against the estate title and interest of the owner or owners who have not paid his her or their proportionate share of the tax Whenever a claim for taxes shall have been filed against real estate owned by joint tenants tenants in common or coparceners the claimant shall release the estate title and interest of any joint tenant tenant in common or coparcener from said tax claim upon payment by said joint tenant tenant in common or coparcener of his her or its proportionate share of the taxes included therein with proportionate interest and costs when any property in this Commonwealth is owned by more than one owner or part owner and the estate and title of any owner or part owner is either exempt from taxation or municipal claims or has not been subjected by law to taxation or municipal claims the estate and title of such owner or owners as may not be exempt from taxation or municipal claims or has (not) been subjected thereto shall be subject to the tax and municipal claims provided for in this act as any other real property liable to assessment for taxes and municipal claims the lien being filed against all the estate title and interest of the owner or owners subject to the claim

Section 2 That section nine of said act is hereby amended to read as follows

Section 9 Claims for taxes water rents or rates lighting rates and sewer rates must be filed in the court of commmon pleas of the county in which the property is situated on or before the last day of the third calendar year after that in which the taxes or rates are first payable and other municipal claims must be filed in said court within six months from the time the work was done in front of the particular property where the charge against the property is assessed or made at the time the work is authorized within six months after the completion of the improvement where the assessment is made by the municipality upon all the properties after the completion of the improvement and within six months after the confirmation by the court where confirmation is required the certificate of the survevor engineer or other officer supervising the improvement filed in the proper office being conclusive of the time of completion thereof but he being personally liable to anyone injured by any false statement therein In case the real estate benefited by the improvement is sold before the municipal claim is filed the date of completion in said certificate shall determine the liability for the payment of the claim as between buyer and seller unless otherwise agreed upon as above set forth The legal rate of interest shall be collectible on all municipal claims from the date of the completion of the work

A number of years' taxes or rates of different kinds if payable to the same plaintiff may be included in one claim Municipal claims shall likewise be filed within said period where any appeal is taken from the assessment for the recovery of which such municipal claim is filed In such case the lien filed shall be in the form hereinafter provided except that it shall set forth the amount of the claim as an undetermined amount the amount thereof to be determined by the appeal taken from the assessment upon which such municipal claim is based pending in a certain court (referring to the court and the proceeding where such appeal is pending) Upon the filing of such municipal claim the claim shall be indexed by the prothonotary upon the judgment index and upon the locality index of the court and the amount of the claim set forth therein as an undetermined amount

If final judgment is not obtained upon such appeal within five years from the filing of such municipal claim the claimant in the lien shall within such period of five years file a suggestion of nonpayment in the form hereinafter set forth which shall have the effect of continuing the lien thereof for a further period of five years from the date of filing such suggestion Such municipal claim shall be revived in a similar manner during each recurring period of five years thereafter until final judgment is entered upon said appeal and the undetermined amount of such municipal claim is fixed in the manner hereinafter provided

When the final judgment is obtained upon such appeal the court in which said municipal claim is pending shall upon the petition of any interested party make an order fixing the undetermined amount claimed in such claim at the amount determined by the final judgment upon said appeal which shall bear interest from the date of the verdict upon which final judgment was entered and thereafter the amount of said claim shall be the sum thus fixed Proceedings upon said municipal claim thereafter shall be as in other cases

Where on final judgment upon said appeal it appears that no amount is due upon the assessment for the recovery of which such claim is filed the court in which such municipal claim is pending shall upon the petition of any interested party make an order striking such municipal claim from the record and charge the costs upon such claim to the plaintiff in the claim filed

Where such appeal is discontinued the court in which such municipal claim is pending shall upon the petition of any interested party make an order fixing the undetermined amount claimed at the amount of the original assessment which shall bear interest from the date that such assessment was originally payable and thereafter the amount of such claim shall be the sum thus fixed

Section 3 That section eleven of said act is hereby amended to read as follows

Section 11 The property described in tax claims shall include the whole property against which the tax is levied The property described in municipal claims may include the whole contiguous property or it may include only the lot in front of or upon which the work is done or to which service is supplied of such depth as is usual in properties of the same kind or character in the particular neighborhood No municipal claim or tax claim shall be invalid by reason of including therein property to a greater depth than as above provided but the court in which the same is filed may at any in such cases the assessment may be made at the option of the municipality against the lot as it existed before the division and the lien may be filed against the entire lot as thus assessed joining the owners of both the rear lot and the said strip in the claim In all cases where a tax is levied on or filed against separate and distinct properties in one amount covering all the proper public authority shall if tendered with all costs if any accept payment of the portion of the whole amount of said tax chargeable upon each or any of the separate and distinct properties so charged together according to the tax rate and assessed valuation thereof and payment and satisfaction of any one portion may be made without prejudice to the claim against the remainder

Section 4 That section twenty-eight of said act is hereby amended to read as follows

Section 28 Execution upon any judgment recovered upon any such claim [except where the property named is essential to the business of a quasi public corporation] shall be by writ of levari facias in the following form

The Commonwealth of Pennsylvania

To the sheriff of ..... County Greeting

Whereas A B claimant on the ..... day of .....Anno Domini 1..... recovered judgment in the sum of ..... dollars with interest from the ..... day of .....Anno Domini 1 ..... and the costs amounting to ..... dollars in our court of common pleas of said county of ..... in such cases the assessment may be made at the option of the the municipality against the lot at it existed before the division and the lien may be filed against the entire lot as thus assessed jointly the owners of both the rear lot and the said strip in the claim In all cases where a tax is levied on or filed against separate and distinct properties in one amount covering all the proper public authority shall if tendered with all costs if any accept payment of the portion of the whole amount of said tax chargeable upon each or any of the separate and distinct properties so charged together according to the tax rate and assessed valuation thereof and payment and satisfaction of any one portion may be made without prejudice to the claim against the remainder

Section 4 That section twenty-eight of said act is hereby amended to read as follows

Section 28 Execution upon any judgment recovered upon any such claim [except where the property named is essential to the business of a quasi public corporation] shall be by writ of levari facias in the following form

The Commonwealth of Pennsylvania

To the sheriff of ..... County Greeting

Whereas A B claimant on the ..... day of ..... Anno Domini 1..... recovered judgement in the sum of ..... dollars with interest from the ..... day of ..... Anno Domini 1..... and the costs amounting to ..... dollars in our court of common pleas of said county of ..... Term ..... No. ..... M L D against C. D. and E. F. that the following described property in your bailiwick be sold to satisfy the same namely

(Here describe the property in full)

Now this is to command you that you expose the said property to sale by public vendue and outcry after due advertisement according to law and that return of said sale with the moneys realized thereby and this writ you make to our said court on the ..... day of ..... Anno Domini 1.....

Witness the Honorable ..... President Judge of our said court this ..... day of ..... Anno Domini 1.....

Advertisement of such sale shall be made and the deed to the purchaser shall be executed acknowledged and delivered as in other real estate sales by the sheriff

Section 5 That section thirty of said act is hereby amended to read as follows

Section 30 [Where judgment is recovered upon any claim the property named in which is essential to the business of a quasi public corporation the claimant shall have execution thereupon as in other cases of judgments against such corporations Upon the distribution of any fund realized by a sale of the franchises and the whole or any part of the assets of the corporation the court shall determine the actual value of the property bound by the lien the claim shall be preferred with such other claims to the extent of the value thus determined]

Where judgment is recovered upon any claim the property named in which is essential to the business of a quasi public corporation or for the govermental purposes of any county city borough incorporated town township school or poor district or for the maintenance or use of any place of religious worship place of burial not held or used for private or corporate profit aducational correctional charitable or penal institution the claimant shall have a Levari Facias thereupon which may be enforced as in other cases on petition of such corporation county municipality district institution body or other of such property the Court shall stay such execution for such period not exceeding one year as it may deem sufficient to enable such petitioner to pay such judgment without a sale of such property which stay may be granted without requiring security to be entered therefor

Section 6 That section forty of said act is hereby amended to read as follows

Section 40 This act shall apply only to claims wherein the right to file a lien accrues after the date of its passage and to tax claims for the years one thousand nine hundred and twenty-one one thousand nine hundred and twenty-two [and] one thousand nine hundred and twenty-three one thousand nine hundred and twenty-four and one thousand nine hundred and twenty-five and to municipal claims heretofore [lawfully] imposed or assessed since the sixteenth day of November one thousand nine hundred and twenty-two the liens of which whether heretofore or hereafter filed would otherwise have been invalid [within six months before the passage of this act and not liened at the time of its passage] but the rights of other claimants under existing laws shall remain unaffected by its passage and all claims properly filed thereunder are hereby validated Provided however That all tax and municipal claims filed

under any prior act of Assembly or directed to be filed under any such prior act or acts including the act approved the fourth day of June one thousand nine hundred and one (Pamphlet Laws three hundred and sixty-four) may hereafter be revived continued and collected under and according to the procedure and provisions of this act

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 309, entitled:

An Act imposing a poll tax for county purposes in all counties except counties of the first class on male and female residents over the age of twenty-one years and abolishing the occupation tax

The first second and third sections of the bill were read as follows and agreed to:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter all persons male and female over the age of twenty-one years residing within any county of this Commonwealth except counties of the first and second class shall be required to pay an annual poll tax of fifty cents for county purposes which tax shall be assessed and collected in the same manner as other county taxes All county taxes now assessed and collected on salaries and emoluments of office on offices and posts of profit professions trades and occupations by the laws of this Commonwealth are hereby abolished saving the right to counties to collect all such taxes assessed prior to the passage of this act

Section 2 This act shall take effect on the first day of September one thousand nine hundred and twenty-five

Section 3 All acts and parts of acts inconsistent with this act are hereby repealed

The title of the bill was read as follows:

An Act imposing a poll tax for county purposes in all counties except counties of the first class on male and female residents over the age of twenty-one years and abolishing the occupation tax

On the question,

Will the Senate agree to the title?

Mr. DAVIS. Mr. President, I move to amend line 2 by adding after the word "first" the words "and second".

Mr. MILLER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, to be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 380, as follows:

An Act concerning Conditional sales and to make uniform the law relating thereto

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Section 5 Conditional Sales Void as to Certain Persons
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Section 32 Inconsistent Laws Repealed
Section 33 Time of Taking Effect

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That Definition of Terms In this act "Conditional Sale" means (1) Any contract for the sale of goods under which possession is delivered to the buyer and the property in the goods is to vest in the buyer at a subsequent time upon the payment of part or all of the price or upon the performance of any other condition of the happening of any contingency or (2) any contract for the bailment or leasing of goods by which the bailee or lessee contracts to pay as compensation a sum substantially equivalent to the value of the goods and by which it is agreed that the bailee or lessee is bound to become or has the option of becoming the owner of such goods upon full compliance with the terms of the contract

"Buyer" means the person who buys or hires the goods covered by the conditional sale or any legal successor in interest of such person

"Filing district" means the subdivision of the State in which conditional sale contracts or copies thereof are required by this act to be filed

"Goods" means all chattels personal other than things in action and money and includes emblements industrial growing crops and things attached to or forming a part of land which are agreed to be severed before sale or under the conditioned sale

"Performance of the Condition" means the occurrence of the event upon which the property in the goods is to vest in the buyer whether such event is the performance of an act by the buyer or the happening of a contingency

"Person" includes an individual partnership corporation and any other association

"Purchase" includes mortgage and pledge

"Purchaser" includes mortgagee and pledgee

"Seller" means the person who sells or leases the goods covered by the conditional sale or any legal successor in interest of such person

Section 2 Primary Rights of Buyer The buyer shall have the right when not in default to retain possession of the goods and he shall also have the right to acquire the property in the goods on the performance of the conditions of the contract The seller shall be liable to the buyer for the breach of all promises and warranties express or implied made in the conditional sale contract whether or not the property in the goods has passed to the buyer

Section 3 Primary Rights of Seller The buyer shall be liable to the seller for the purchase price or for installments thereof as the same shall become due and for breach of all promises made by him in the conditional sale contract

whether or not the property in the goods has passed to the buyer

Section 4 Conditional Sales Valid Except as Otherwise Provided Every provision in a conditional sale reserving property in the seller after possession of the goods is delivered to the buyer shall be valid as to all persons except as hereinafter otherwise provided

Section 5 Conditional Sales Void as to Certain Persons Every provision in a conditional sale reserving property in the seller shall be void as to any purchaser from or creditor of the buyer who without notice of such provision purchases the goods or acquires by attachment or levy a lien upon them before the contract or a copy thereof shall be filed as hereinafter provided unless such contract or copy is so filed within ten days after the making of the conditional sale

Section 6 Place of Filing The conditional sale contract or copy shall be filed in the office of the prothonotary in the county in which the goods are first kept for use by the buyer after the sale It shall not be necessary to the validity of such conditional sale contract or in order to entitle it to be filed that it be acknowledged or attested This section shall not apply to the contracts described in section eight

Section 7 Fixtures If the goods are so affixed to realty at the time of a conditional sale or subsequently as to become a part thereof and not to be severable wholly or in any portion without material injury to the freehold the reservation of property as to any portion not so severable shall be void after the goods are so affixed as against person who has not expressly assented to the reservation If the goods are so affixed to realty at the time of a conditional sale or subsequently as to become part thereof but to be severable without material injury to the freehold the reservation of property shall be void after the goods are so affixed as against subsequent purchasers of the realty for value and without notice of the conditional seller's title unless the conditional sale contract or a copy thereof together with a statement signed by the seller briefly describing the realty and stating that the goods are or are to be affixed thereto shall be filed before such purchase in the office where a deed of the realty would be recorded or registered to affect such realty As against the owner of realty the reservatoin of the property in goods by a conditional seller shall be void when such goods are to be so affixed to the realty as to become part thereof but to be severable without material injury to the freehold unless the conditional sale contract or a copy thereof together with a statement signed by the seller briefly describing the realty and stating that the goods are to be affixed thereto shall be filed before they are affixed in the office where a deed would be recorded or registred to affect such realty

Section 8 Railroad Equipment or Rolling Stock No conditional sale of railroad or street or interurban railway equipment or rolling stock shall be valid as against the purchasers and creditors described in section five unless the contract shall be acknowledged by the buyer or attested in like manner as a deed of real property and the contract or a copy thereof shall be filed or recorded in the office of the recorder of deeds of the county wherein the same is located and unless when any engine or car so sold is delivered there shall then be plainly and conspicuously marked upon each side thereof the name of the seller followed by the word "owner"

Section 9 Conditional Sale of Goods for Resale When goods are delivered under a conditional sale contract and the seller expressly or impliedly consents that the buyer may resell them prior to performance of the condition the reservation of property shall be void against purchasers from the buyer for value in the ordinary course of business and as to them the buyer shall be deemed the owner of the goods even though the contract or a copy thereof shall be filed according to the provisions of this act

Section 10 Filing The filing officer shall mark upon the contract or copy filed with him the day and hour of filing and shall file the contract or copy in his office for public inspection He shall keep a separate book in which he shall enter the names of the seller and buyer the date of the contract the day and hour of filing a brief description of goods the price named in the contract and the date of cancellation thereof except that in entering the contracts mentioned in section eight the recorder of deeds shall record either the sum remaining to be paid upon the contract or the price of the goods Such book shall be indexed under the name of both seller and buyer For filing and entering such contract or copy the filing officer shall be entitled to a fee of fifty cents except that for filing and entering a contract described in section eight the recorder of deeds shall be entitled to the same fee as he is now allowed by law for similar services

Section 11 Refiling The filing of conditional sale contracts provided for in sections five six and seven shall be valid for a period of three years only The filing of the contract provided for by section eight shall be valid for a period of fifteen years only The validity of the filing may in each case be extended for successive additional periods of one year from the date of refiling by filing in the proper filing district a copy of the original contract within thirty days next preceding the expiration of each period with a statement attached signed by the seller showing that the contract is in force and the amount remaining to be paid thereon Such copy with statement attached be filed and entered in the same manner as a contract or copy filed and entered for the first time and the filing office shall be entitled to a like fee as upon the original filing

Section 12 Cancellation of Contract After the performance of the condition upon written demand delivered personally or by registered mail by the buyer or any other person having an interest in the goods the seller shall execute acknowledge and deliver to the demandant a statement that the condition in the contract has been performed If for ten days after such demand the seller fails to mail or deliver such a statement of satisfaction he shall forfeit to the demandant five dollars and be liable for all damages suffered Upon presentation of such statement of satisfaction the filing officer shall file the same and note the cancellation of the contract and the date thereof on the margin of the page where the contract has been entered For filing and entering the statement of satisfaction the filing officer shall be entitled to a fee of thirty cents except that the recorder of deeds shall be entitled to a fee of fifty cents for filing and entering a statement of the satisfaction of a contract described in section eight

Section 13 Prohibition of Removal or Sale Without Notice Unless the contract otherwise provides the buyer may without the consent of the seller remove the goods from any filing district and sell mortgage or otherwise dispose of his interest in them but prior to the performance of the condition no such buyer shall remove the goods from a filing district in which the contract or a copy thereof is filed except for temporary uses for a period of not more than thirty days unless the buyer not less than ten days before such removal shall give the seller personally or by registered mail written notice of the place to which the goods are to be removed and the approximate time of such intended removal nor prior to the performance of the condition shall the buyer sell mortgage or otherwise dispose of his interest in the goods unless he or the person to whom he is about to sell mortgage or otherwise dispose of the same shall notify the seller in writing personally or by registered mail of the name and address of the person to whom his interest in the goods is about to be sold mortgaged or otherwise transferred not less than ten days before such sale mortgage or other disposal If any buyer does so remove the goods or does so sell mortgage or otherwise dispose of his interest in them without such notice or in violation of the contract the seller may retake possession of the goods and deal with them as in case of default in payment of part or all of the purchase price The provisions of this section regarding the removal of goods shall not apply however to the goods described in section eight

Section 14 Refiling on Removal When prior to the performance of the condition the goods are removed by the buyer from a filing district in this State to another filing district in this State in which such contract or a copy thereof is not filed or are removed from another State into a filing district in this State where such contract or copy is not filed the reservation of the property in the seller shall be void as to the purchasers and creditors described in section five unless the conditional sale contract or a copy thereof shall be filed in the filing district to which the goods are removed within ten days after the seller has received notice of the filing district to which the goods have been removed The provisions of this section shall not apply however to the goods described in section eight The provisions of section eleven regarding the duration of the validity of the filing and the necessity for refiling shall apply to contracts or copies which are filed in a filing district other than where

the goods are originally kept for use by the buyer after the sale

Section 15 Fraudulent Injury Concealment Removal or Sale When prior to the performance of the condition the buyer maliciously or with intent to defraud shall injure destroy or conceal the goods or remove them to a filing district where the contract or a copy thereof is not filed without having given the notice required by section thirteen or shall sell mortgage or otherwise dispose of such goods under claim of full ownership he shall be guilty of a crime and upon conviction thereof shall be imprisoned in the county jail for not more than one year or be fined not more than five hundred dollars or both

Section 16 Retaking Possession When the buyer shall be in default in the payment of any sum due under the contract or in the performance of any other condition which the contract requires him to perform in order to obtain the property in the goods or in the performance of any promise the breach of which is by the contract expressly made a ground for the retaking of the goods the seller may retake possession thereof Unless the goods can be retaken without breach of the peace they shall be retaken by legal process but nothing herein shall be construed to authorize a violation of the criminal law

Section 17 Notice of Intention to Retake Not more than forty nor less than twenty days prior to the retaking the seller if he so desires may serve upon the buyer personally or by registered mail a notice of intention to retake the goods on account of the buyer's default The notice shall state the default and the period at the end of which the goods will be retaken and shall briefly and clearly state what the buyer's rights under this act will be in case they are retaken If the notice is so served and the buyer does not perform the obligations in which he has made default before the day set for retaking the seller may retake the goods and hold them subject to the provisions of sections nineteen twenty twenty-one twenty-two and twenty-three regarding the sale but without any right of redemption

Section 18 Redemption If the seller does not give the notice of intention to retake described in section seventeen he shall retain the goods for ten days after the retaking within the State in which they were located when retaken during which period the buyer upon payment or tender of the amount due under the contract at the time of retaking and interest or upon performance or tender of performance of such other condition as may be named in the contract as precedent to the passage of the property in the goods or upon performance or tender of performance of any other promise for the breach of which the goods were retaken and upon payment of the expenses of retaking keeping and storage may redeem the goods and become entitled to take possession of them and to continue in the performance of the contract as if no default had occurred Upon written demand delivered personally or by registered mail by the buyer the seller shall furnish to the buyer a written statement of the sum due under the contract and the expense of retaking keeping and storage For failure to furnish such statement within a reasonable time after demand the seller shall forfeit to the buyer ten dollars and also be liable to him for all damages suffered because of such failure If the goods are perishable so that retention for ten days as herein prescribed would result in their destruction or substantial injury the provisions of this section shall not apply and the seller may resell the goods immediately upon their retaking The provision of this section requiring the retention of the goods within the State during the period allowed for redemption shall not apply to the goods described in section eight

Section 19 Compulsory Resale by Seller If the buyer does not redeem the goods within ten days after the seller has retaken possession and the buyer has paid at least fifty per cent of the purchase price at the time of the retaking the seller shall sell them at public auction in the State where they were at the time of the retaking such sale to be held not more than thirty days after the retaking The seller shall give to the buyer not less than ten days' written notice of the sale either personally or by registered mail directed to the buyer at his last known place of business or residence The seller shall also give notice of the sale by at least three notices posted in different public places within the filing district where the goods are to be sold at least five days before the sale If at the time of the retaking five hundred dollars or more has been paid on the purchase price the seller shall also give notice of the sale at least five days before the sale by publication in a newspaper published or having a general circulation within the filing district where the goods are to be sold The seller may bid for the goods at the resale If the goods are of the kind described in section eight the parties may fix in the conditional sale contract the place where the goods shall be resold

Section 20 Resale At Option of Parties If the buyer has not paid at least fifty per cent of the purchase at the time of the retaking the seller shall not be under a duty to resell the goods as prescribed in section nineteen unless the buyer serves upon the seller within ten days after the retaking a written notice demanding a resale delivered personally or by registered mail If such notice is served the resale shall take within thirty days after the service in the manner at the place and upon the notice prescribed in section nineteen The seller may voluntarily resell the goods for account of the buyer on compliance with the same requirements

Section 21 Proceeds of Resale The proceeds of the resale shall be applied (One) To the payment of the expenses thereof (Two) to the payment of the expenses of retaking keeping and storing the goods (Three) to the satisfaction of the balance due under the contract Any sum remaining after the satisfaction of such claims shall be paid to the buyer

Section 22 Deficiency on Resale. If the proceeds of the resale are not sufficient to defray the expenses thereof and also the expenses of the retaking keeping and storing the goods and the balance due upon the purchase price the seller may recover the deficiency from the buyer or from any one who has succeeded to the obligations of the buyer

Section 23 Rights of Parties Where There is No Resale Where there is no resale the seller may retain the goods as his own property without obligation to account to the buyer except as provided in section twenty-five and the buyer shall be discharged of all obligation

Section 24 Election Of Remedies After the retaking of possession as provided in section sixteen the buyer shall be liable for the price only after a resale and only to the extent provided in section twenty-two Neither the bringing of an action by the seller for the recovery of the whole or any part of the price nor the recovery of judgment in such action nor the collection of a portion of the price shall be deemed inconsistent with a later retaking of the goods as provided in section sixteen But such right of retaking shall not be exercised by the seller after he has collected the entire price or after he has claimed a lien upon the goods or attached them or levied upon them as the goods of the buyer

Section 25 Recovery of Part Payments If the seller fails to comply with the provisions of sections eighteen nineteen twenty twenty-one and twenty-three after retaking the goods the buyer may recover from the seller his actual damages if any and in no event less than one-fourth of the sum of all payments which have been made under the contract with interest

Section 26 Waiver of Statutory Protection No act or agreement of the buyer before or at the time of the making of the contract nor any agreement or statement by the buyer in such contract shall constitute a valid waiver of the provisions of sections eighteen nineteen twenty twenty-one and twenty-five except that the contract may stipulate that on such default of the buyer as is provided for in section sixteen the seller may rescind the conditional sale either as to all the goods or as to any part thereof for which a specific price was fixed in the contract If the contract thus provides for rescission the seller at his option may retake such goods without complying with or being bound by the provisions of sections seventeen to twenty-five inclusive as to the goods retaken upon crediting the buyer with the full purchase price of those goods So much of this credit as is necessary to cancel any indebtedness of the buyer to the seller shall be so applied and the seller shall repay to the buyer on demand any surplus not so required

Section 27 Loss and Increase After the delivery of the goods to the buyer and prior to the retaking of them by the seller the risk of injury and loss shall rest upon the buyer The increase of the goods shall be subject to the same conditions as the original goods

Section 28 Act Prospective Only This act shall not apply to conditional sales made prior to the time when it takes effect

Section 29 Rules For Cases Not Provided For In any case not provided for in this act the rules of law and equity including the law merchant and in particular those relating to principal and agent and to the effect of fraud misrepresentation duress or coercion mistake bankruptcy or other invalidating cause shall continue to apply to conditional sales

Section 30 Uniformity of Interpretation This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those States which enact it

Section 31 Short Title This act may be cited as the Uniform Conditional Sales Act

Section 32 Inconsistent Laws Repealed Except so far as they are applicable to conditional sales made prior to the time when this act takes effect the following act shall be and is hereby repealed to wit

The act approved the seventh day of June one thousand nine hundred and fifteen (Pamphlet Laws eight hundred sixty-six) entitled "An act defining conditional sales and regulating the recording and effect thereof and providing penalties"

All other acts or parts of acts inconsistent with this act are repealed

Section 33 Time of Taking Effect This act shall take effect the first day of September one thousand nine hundred and twenty-five

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 381, as follows:

An Act authorizing the Auditor General State Treasurer and Secretary of Internal Affairs without the approval of the Attorney General to employ attorneys to conduct the legal affairs of their respective departments prescribing their powers and duties and providing for their compensation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Auditor General State Treasurer and Secretary of Internal Affairs are hereby authorized and empowered without the consent of the Attorney General to employ such persons learned in the law as are necessary to conduct the legal business of their respective departments and to fix their compensation

Section 2 The persons so appointed shall subject to the direction of the officer appointing them and without the authority or consent of the Attorney General (a) furnish legal advice to said officer concerning any matter or thing arising in connection with the exercise of the official powers or the perfomance of the official duties of his department (b) supervise direct and control all of the legal business of said department (c) collect by suit or otherwise all debts taxes and accounts due the Commonwealth and payable to said department (d) represent the Commonwealth or said department or officer in any litigation to which the Commonwealth through such department or such department or officer may be a party or in which the Commonwealth through such department or such department or officer is permitted or required by law to intervene or implead (e) investigate any violations or alleged violations of the laws of the Commonwealth which said department or officer is required to enforce and which may come to its notice and (f) take such steps and adopt such means as may be reasonably necessary to enforce the laws of the Commonwealth which said department or officer is required to enforce

Section 3 This act does not effect nor in any wise repeal any of the provisions of the act approved the twelfth day of April one thousand nine hundred and twenty-three (Pamphlet Laws sixty-three) entitled "An act to amend an act approved June fifteenth one thousand nine hundred and eleven (Pamphlet Laws nine hundred and fifty-five) entitled 'An act making State taxes unpaid bonus interest penalties and all public accounts a first lien upon the franchise and property of corporations companies associations joint-stock associations and limited partnerships against which the same may be settled providing for enforcing the payment thereof and for the furnishing of certificates as to the existence of such liens upon application thereof and repealing section four of the act approved April sixteenth one thousand eight hundred and twenty-seven' by providing for the employment of counsel fixing such counsels' commissions and giving such commissions and costs the same priority and liens as such taxes bonus interests penalties and public accounts"

Section 4 Section nine hundred and one nine hundred and two nine hundred and three and nine hundred and four of an act approved the seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws four hundred ninety-eight) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and certain existing and certain new administrative departments boards commissions and officers abolishing combining changing the names of reorganizing or authorizing the reorganization of certain administrative departments boards commissions bureaus divisions offices and agencies defining the powers and duties of the Governor and other executive officers and of the several administrative departments boards and commissions fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" is hereby repealed in so far as they apply to the Auditor General State Treasurer or Secretary of Internal Affairs or to the Department of the Auditor General Treasury Department or the Department of Internal Affairs

All other acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 315, (House Bill No. 15), as follows:

An Act to amend section four of an act approved the nineteenth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws sixty-seven) entitled "An act regulating the practice bail costs and fees on appeals to the Supreme Court and Superior Court" as amended fixing the time within which appeals may be allowed

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section four of an act approved the nineteenth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws sixty-seven) entitled "An act regulating the practice bail costs and fees on appeals to the Supreme Court and Superior Court" which was amended by an act approved the twenty-second day of March one thousand nine hundred and twenty-three (Pamphlet Laws thirty) entitled "An act amending section four of the act entitled 'An act regulating the practice bail costs and fees on appeals to the Supreme Court and Superior Court' approved the nineteenth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws sixty-seven) by providing a shorter period within which to appeal in cases where loss and hardship would otherwise result to the estates of decedents" is hereby further amended to read as follows:

Section 4 No appeal shall be allowed in any case unless taken within three calendar months from the entry of the sentence order judgment or decree appealed from nor shall an appeal supersede an execution issued or distribution order unless taken and perfected and bail entered in the manner herein prescribed within three weeks from such entry No appeal shall be allowed from any adjudication relating to the validity of any last will and testament where the trial

court shall certify that delay will cause hardship and loss to the estate of the decedent unless so taken and perfected within thirty days from filing proof of notice of such certificate to the party or to counsel of record for the party whose time for appeal is thus limited An appeal from the Superior Court to the Supreme Court must be taken and perfected within three calendar months from the entry of the order judgment or decree of the Superior Court Appeals taken after the times herein provided for shall be quashed on motion Provided That the limitation of three calendar months provided for by this amendment shall apply only to cases in which the sentence order judgment or decree appealed from is entered after the first day of July one thousand nine hundred and twenty-five Appeals from sentences orders judgments or decrees entered prior to the first day of July one thousand nine hundred and twenty-five shall be allowed if taken within six calendar months from the date of the entry of such sentence order judgment or decree as heretofore provided

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of Senate Bill No. 387, (House Bill No. 398), entitled:

An Act to provide for the positions of Principal Deputy Prothonotary and second Deputy Prothonotary in counties of the first class prescribing their powers and duties and fixing their salaries

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 390, entitled:

An Act abolishing the publication of mercantile appraisers' lists

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter neither the Auditor General of the Commonwealth nor the mercantile appraisers of any county shall publish by advertisement in any newspapers the mercantile appraisers' list of names and classification of persons subject to license as now required by law

Section 2 The following acts or parts of acts are hereby repealed in so far as they relate to the publication of the mercantile appraisers' list of names and classification of persons subject to license

Section three of the act approved the second day of May one thousand eight hundred and ninety-nine (Pamphlet Laws one hundred and eighty-four) entitled "An act to provide revenue by imposing a mercantile license tax on venders of or dealers in goods wares and merchandise and providing for the collection of said tax"

Section one of the act approved the fifteenth day of July one thousand nine hundred and nineteen (Pamphlet Laws nine hundred and sixty-three) entitled "An act to amend section three of an act approved the second day of May one thousand eight hundred and ninety-nine (Pamphlet Laws one hundred and eighty-four) entitled 'An act to provide revenue by imposing a mercantile license tax on vendors of or dealers in goods wares and merchandise and providing for the collection of said tax'"

Section one of the act approved the eighth day of May one thouand nine hundred and nineteen (Pamphlet Laws one hundred and fifty-nine) entitled "A supplement to an act approved the second day of May one thousand eight hundred and ninety-nine (Pamphlet Laws one hundred eighty-four) entitled 'An act to provide revenue by imposing a mercantile license tax on venders of or dealers in goods wares and merchandise and providing for the collection of said tax' providing for the appointment of and the fixing of salaries of mercantile appraisers and clerks in certain counties and providing for the disposition of moneys collected as fees for mercantile appraisers and authorizing the mercantile appraisers of such counties instead of the county commissioners to have supervision of the publication of the mercantile appraisers' lists"

All other acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 392, as follows:

An Act to amend article two and article four of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended by providing for county school boards and prescribing the duties and powers of such boards

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That article two of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended be amended by the addition of sections two hundred and twenty-seven to two hundred and thirty-six inclusive which shall read as follows

Section 227 There shall be constituted in each county in this Commonwealth in which this act provides for the election of a county superintendent a county school board which shall have such powers and such duties as are hereinafter prescribed and as may hereafter be prescribed by law Except as otherwise specifically prescribed by law such powers and such duties shall have reference to matters pertaining to the public schools of the districts under the supervision of the county superintendents of schools in the several counties

Section 228 The county school board shall consist of five (5) members who shall be elected and the county superintendent who shall be a member ex officio The county superintendent shall be the president and the professional and executive officer of the county school board but shall have no vote in its proceedings

Members of any county school board shall be elected at the annual convention of the County School Directors' Association in such county by a roll call majority vote of the directors present from the school districts under the supervision of the county superintendent in such county For each office in the membership of the board to be filled by election at any such convention two names shall be placed in nomination by the elected officers of the executive committee of such Association but such nomination shall not preclude other nominations from being made in such convention During the school year beginning the first Monday in July one thousand nine hundred and twenty-six the elected officers of the School Directors' Association after careful consideration of the powers and duties of members of a county school board shall nominate at least two candidates for the various terms that is two for five years two for four

years two for three years two for two years and two for one year and report in writing the same to all members of such association who have the privilege of voting for members of the county board at least ten (10) days before the annual meeting of the county School Directors' Association Provided that this shall not remove the power of the convention from making additional nominations from the floor of the convention

Five members of the county school board shall be elected at the annual convention of each County School Directors' Association held during the school year beginning the first Monday of July one thousand nine hundred twenty-six to serve for one two three four and five years respectively Thereafter one member shall be elected annually to serve for five years Any citizen of this Commonwealth having a good moral character being twenty-one years of age or upwards residing in any of the districts under the supervision of the county superintendent in the county on whose board he is to serve and having resided in any of such districts for the three years prior to his election or appointment shall be eligible to membership in the county school board Provided That any person holding the office of mayor chief burgess county commissioner district attorney borough or township treasurer township commissioner road supervisor tax collector any comptroller auditor constable county superintendent or assistant county superintendent supervisor principal teacher or employee of any school district or any person who has been removed from office as school director in any district or from membership in the county school board shall not be eligible to membership in such board Provided further That no two persons residing in the same school district shall serve as members of such board at the same time Provided further That any member of the county school board of any county who ceases to be a resident of any district under the supervision of the county superintendent in such county or who changes his residence to a school district in which a member of said board resides shall thereby cease to be a member of such board and the vacancy so created shall be filled as hereinafter provided

The term of office of any member of the county school board elected at any annual convention of the County School Directors' Association shall begin on the first Monday of the following July except that where vacancies have occurred and have been filled as hereinafter provided the term of office of any member so elected or appointed shall begin at the time of his election or appointment

Section 229 In case any vacancy shall occur in any county school board by reason of death resignation removal change of residence or otherwise the remaining members of the board shall by a majority vote thereof fill such vacancy within thirty days thereafter In case vacancies in the membership of the board shall occur in such manner that the offices of a majority of the board shall become vacant the remaining members shall fill such vacancies one at a time giving the new appointee such reasonable notice of his appointment as to enable him to meet and act with the then qualified members of the board in making further appointments until a majority of the board has been secured when the said majority shall fill the remaining vacancies at a meeting attended by the majority of said board such appointees to receive a majority of the votes of the members of the board In case vacancies in the membership of the board shall occur in such manner that the offices of all the elected members of the board shall become vacant the county superintendent shall appoint one member of the board and the procedure for electing the other members shall be as herein provided Any person selected under provisions of this section to fill any vacancy shall serve until the next annual convention of the County School Directors' Association at which convention a member of the board shall be elected for the unexpired term

Section 230 The county school board in each county in this Commonwealth shall meet and effect an organization on the first Monday in July one thousand nine hundred and twenty-seven and annually thereafter The board shall elect annually at such meetings from its membership a vice president and a secretary-treasurer who shall serve for one year or until their successors may be elected At least ten monthly meetings of the board shall be held during each school year Adjourned and special meetings may be held at the joint call of the county superintendent and the secretary of the board The president may call special meetings at any time He shall call a special meeting whenever so requested in writing by any three members of the county board and shall he fail or refuse so to do a special meeting may be called at any time by a majority of the members of the county board Such annual and monthly meetings shall be regularly held at the office of the county superintendent Special meetings may be held at some other place as determined by the board At least one week in advance of any meeting of the board notices of such meeting shall be mailed by the county superintendent to the members of the board and to any members elected Three elected members of the board shall constitute a quorum for the transaction of business Provided That when because of vacancies in the membership of the board it is impossible to secure a quorum the remaining members of the board may proceed to fill such vacancies as herein provided Any county school board may adopt rules of parliamentary procedure or other regulations not inconsistent with the provisions of this act or other acts

Section 231 It shall be the duty of each of the members of the county school board in any county of this Commonwealth to attend all regular and special meetings of such board Each member of such board with the exception of the county superintendent attending any of such meetings shall receive for each meeting attended an amount equal to the necessary expenses actually incurred in attending such meetings such amounts to be paid by requisition of the Superintendent of Public Instruction on the State Treasurer on proper vouchers submitted by the county superintendent and from appropriations for this purpose Provided That the total amount paid for such expenses to any member of such board shall not exceed one hundred dollars ($100) in any one year Stationery printing blanks and postage necessary for the use of the county school board in any county of this Commonwealth shall be furnished by the County Commissioners of such county

Section 232 All persons elected or appointed as members of any county school board shall serve without pay except as herein provided and before entering upon the duties of their office shall take and subscribe to the following oath or affirmation which shall be administered by a judge of the court of common pleas

I do solemnly swear (or affirm) that I will support obey and defend the Constitution of the United States and the Constitution of this Commonwealth and that I will discharge the duties of my office with fidelity that I have not paid or contributed or promised to pay or contribute either directly or indirectly any money or other valuable thing to procure my nomination or election (or appointment) except for necessary and proper expenses expressly authorized by law that I have not knowingly violated any election law of this Commonwealth or procured it to be done by others in my behalf that I will not knowingly receive either directly or indirectly any money or other valuable thing for the performance or non-performance of any act or duty pertaining to my office other than the compensation allowed by law

Section 233 Any member of any county school board in this Commonwealth who shall directly or indirectly accept or receive any money or other valuable thing for voting for or against or for withholding his vote for or against any appointment or matter or action that shall come before the board or any committee thereof or before any convention of school directors of which he is a member shall be guilty of a misdemeanor and on conviction thereof shall forfeit his office and shall not be eligible again to hold office of any kind provided for in this act and shall be liable to pay a fine of not less than five dollars ($5.00) or more than five hundred dollars ($500.00) or be sentenced to the county jail for a term of not less than thirty (30) days or more than one year either or both as the court may determine

Section 234 If the county school board in any county in this Commonwealth shall fail to organize as herein provided or refuse or neglect to perform any duty imposed upon it by the provisions of this act any twenty (20) school directors or fifty (50) voters in the school districts under the supervision of the county superintendent may present their petition in writing verified by the oath or affirmation of at least three of them to the court of common pleas of the county setting forth the facts of such refusal or neglect of duty on the part of such county school board whereupon the said court shall grant a rule upon said coun-

ty school board the same to be made returnable in not less than ten or more than twenty days from the date of issue thereof to show cause why they should not be removed from office of which rule the said county school board shall have at least five days notice On or before the return day of such rule the said county school board individually or jointly shall file in writing their answer or answers to said petition under oath and if the facts set forth in said petition presented by said directors or voters or any material part thereof be denied the court shall then hear the several parties on such matters as are contained in said petition if on such hearing or if when no answer is filed denying the facts set forth in said petition the court shall be of the opinion that any duty imposed on said board which is by the provisions of this act made mandatory upon them to perform has not been done or has been neglected by them the said court shall have the power to remove said board or such of its number as in its opinion is proper and appoint other qualified persons in their stead subject to the provisions of this act Any person so removed from office shall not be eligible again as a member of such board The court shall impose the costs of such proceedings upon the petitions or upon the members of the county school board or upon the county or may apportion the same among them as it shall deem just and proper

Section 235 If any person elected or appointed as a member of any county school board who has been notified of his election or appointment shall refuse or neglect to qualify as such member within thirty (30) days next succeeding the beginning of his term of office the remaining members of the board may declare his office in such board vacant If any person having qualified as a member of any county school board shall neglect or refuse to attend two successive regular meetings unless detained by sickness or prevented by necessary absence or if in attendance at any meeting shall neglect or refuse to act in his official capacity as a member of any county school board the remaining members of the board may declare his office in such board vacant

Section 236 The president shall preside at all meetings and perform such other duties as pertain to his office as prescribed in this act In the absence of the president the vice president shall act in his stead

The president shall be custodian of all records reports papers and other office property of the board which shall be kept in proper manner for the use of the board Such materials shall be kept in the county superintendent's office and at the expiration of the president's term shall be turned over to his successor in office

The secretary of each county school board shall keep a correct and proper record of all proceedings and activities of the board and shall prepare such reports and keep such accounts as are provided by the provisions of this act Such reports and records shall be kept in a permanent file in the office of the county superintendent

Section 2 That article four of said act as amended be further amended by the addition of sections four hundred and eleven to four hundred and seventeen inclusive which shall read as follows

Section 411 The county school board in any county in the Commonwealth may make intensive studies of school conditions in any of the districts under the supervision of the county superintendent such as housing programs and courses of study attendance health supervision special education for handicapped children school facilities for pupils living beyond the compulsory attendance distance transportation of pupils school plants playgrounds school libraries class room equipment standardization of schools kinds and condition of text books and other matters pertaining to the education and welfare of children of school age in such districts and it shall be their duty to promote educational policies favorable to such children

The county school board may together with the county superintendent and the Department of Public Instruction make surveys in reference to school buildings programs and consolidations and shall report findings therefrom to the board or boards of school directors of the districts concerned The county school board may recommend the extension or enrichment of programs and courses of study in rural schools and may suggest programs for adult education the organization of evening schools and other educational activities Any such board may recommend changes in the boundaries of school districts so far as assignment of pupils and subdistricting are concerned In any matter pertaining to the education or welfare of the children of school age in the districts under the supervision of the county superintendent the county school board may recommend to the Department of Public Instruction legislation related thereto

Section 412 The county board shall have the power to initiate on its own account upon the request of the Superintendent of Public Instruction or upon the request of a local school board proceedings to investigate violations of the law arising out of compulsory attendance sanitary conditions safety of school buildings and other matters relating to the legal requirements in the administration of schools in the district under its jurisdiction Hearings may be held to ascertain the facts in such matters Reports of such proceedings shall be made to the Department of Public Instruction upon request

Section 413 Tuition accounts that are subjects of disagreement between school districts under the supervision of the county superintendent in any county in this Commonwealth shall be referred to the county school board by the directors of such school districts It shall be the duty of the county school board to audit and review such accounts and to find in favor of one district or the other or to recommend a compromise as the facts may warrant and such finding or recommendation of the board shall be binding upon the boards of directors of such school districts unless set aside by decree of the proper court of law

In order to avoid the expense of legal proceedings any serious controversy between the board of school directors of any district with citizens of that district or with any other district the disputants may by petition refer the matter to the county school board It shall be the duty of the county school board to arbitrate in any controversy so referred and to recommend to the disputants an equitable adjustment thereof

Section 414 Whenever the board of school directors in any district of the fourth class or a township which is a third class district in any county in this Commonwealth wishes to reopen any closed school a petition to reopen such school shall be made to the county school board in such county The county school board shall consider such petition and make such order as may seem just in the premises which order shall be final Report of such action shall be made by the board to the Department of Public Instruction

Section 415 The county school board in each county in this Commonwealth shall recommend to the Department of Public Instruction approval or disapprovad of the administration of state-aid transportation within any school district under the supervision of the county superintendent of schools in accordance with standards prescribed by the Department of Public Instruction Any parent of or guardian of or any person in parental relation to any child eligible to transportation under existing laws who is dissatisfied with the administration of the transportation furnished such child may present an appeal to the county board stating the reasons for such appeal whereupon the county board shall consider said appeal and shall make such order as may seem just in the premises a copy of such order to be filed in the office of the county superintendent of schools

Section 416 On and after the first day of July one thousand nine hundred and twenty-seven no emergency certificate issued by any county superintendent in any county in this Commonwealth to any teacher shall be extended before such extension has been approved by the county school board in such county

Section 417 Each county school board shall make a report to the County School Directors' Association at its annual meeting setting forth a detailed statement of the activities of the board during the previous year with any recommendations they wish to make and a copy of this report shall be sent to the Department of Public Instruction on or before August first of each year Other reports shall be submitted as may be requested by the Superintendent of Public Instruction

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 393, as follows:

An Act to further amend sections one thousand seven hundred and one and one thousand seven hundred and seven as amended of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" and to repeal section one thousand seven hundred and two of said act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand seven hundred and one of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended by an act approved the twentieth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand and thirty-six) entitled "An act to amend sections one thousand seven hundred one one thousand seven hundred four one thousand seven hundred five and one thousand seven hundred eleven of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby further amended to read as follows

Section 1701 [The term elementary school or elementary course shall apply to all grades not included among those recognized as high school grades in the classification of the Department of Public Instruction A high school is an organization of grades seven eight nine ten eleven and twelve in cases where such grades or any of them are organized as part of a junior high school a senior high school or a six year high school and are so recognized by the State Board of Education but where such grades are not so organized grades seven and eight shall be classified as elementary grades] A complete high school course is one requiring four years beyond an elementary course of eight years or six years beyond an elementary course of six years The [Superintendent] Department of Public Instruction shall make such regulations as shall be necessary to insure proper standards for the various grades of the twelve years of the public schools [course] program of studies

Any high school giving work for the seventh eighth ninth tenth eleventh and twelfth years of not less than one hundred and eighty days in each year and conforming to the regulations established by the Department of Public Instruction and having at least five properly qualified teachers shall be designated a Six-Year high school

Any high [schools maintaining four or more years courses of study] school giving work for the ninth tenth eleventh and twelfth years of not less than one hundred and eighty days in each year and conforming to the regulations established by the Department of Public Instruction and employing at least three properly qualified teachers [shall be high schools of the first class] shall be designated a Four-Year High School

Any high [schools maintaining three year courses of study] school giving work for the ninth tenth and eleventh years of not less than one hundred and eighty days in each year and conforming to the regulations established by the Department of Public Instruction and employing at least two properly qualified teachers [shall be high schools of the second class] shall be designated a Three-Year High School

Any high schools maintaining two years courses of study shall be high schools of the third class The class to which any high school belongs shall be determined by the length of its shortest course for graduation Provided That hereafter] school giving work for the ninth and tenth years of not less than one hundred and eighty days in each year and conforming to the regulations established by the Department of Public Instruction and employing one or more properly qualified teachers shall be designated a Two-Year High School

Any school giving work for the seventh eighth and ninth years or for the seventh eighth ninth and tenth years of not less than one hundred and eighty days in each year and conforming to the regulations established by the Department of Public Instruction and having properly qualified teachers shall be designated a Junior High School ]Provided That hereafter no new high school shall be established in a school district of the fourth class without the consent of the State Board of Education and of the superintendent of schools of the county in which such district is located]

In order to establish a new high school or to add a year of work to the program of a high school or junior high school already in operation in a school district of the fourth class the approval of the Department of Public Instruction and of the county superintendent of schools in which the district is located shall be secured in advance of the opening of such school or of making such change in program

Section 2 Section one thouand seven hundred and seven of said act as amended by an act approved the first day of June one thousand nine hundred and fifteen (Pamphlet Laws six hundred and seventy-two) entitled "An act to amend section one thousand seven hundred and seven of an act entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith approved the eighteenth day of May Anno Domini one thousand nine hundred and eleven" is hereby further amended to read as follows

Section 1707 Pupils residing in school districts in which no public high schools are maintained may attend during the entire term the high schools in other districts which are nearest or most convenient to their homes [If] In any district which maintains a high school [with a course less than four years' course] whose program of studies terminates before the end of the twelfth year pupils who have satisfactorily completed the [same in the school of their own district or have completed the] program of studies equivalent [of] to said [course] program of studies in some other school or schools may attend at the expense of the school board of the district in which they live [during the remaining years of a three or four years' course] the nearest or most conveniently located high school [of such class as they may desire to attend] giving further high school work Provided That pupils wishing to attend a high school in a district other than the one in which they reside shall obtain the consent of the board of school directors of the district in which such high school is located before attending the same And providing further That where pupils desirous of having their tuition paid in a high school in another district on account of having completed in a high school or schools in another district the equivalent of a [course] program of studies in their own district they must present to the board of their own district and the board of the district in which they wish to attend a certificate from the county superintendent who has jurisdiction over the district in which they live that they have satisfactorily completed the equivalent of said [course] program of studies County Superintendents are hereby authorized and required to examine such pupils and if entitled to issue to them the necessary certificates

Section 3 Section one thousand seven hundred and two of said act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescrib-

ing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 394, as follows:

An Act to amend section one thousand four hundred and twenty-one of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisons by which it shall be administered and prescribing penalties for the violations thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand four hundred and twenty-one of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended by the act approved the twenty-third day of April one thousand nine hundred and fifteen (Pamphlet Laws one hundred seventy-four) entitled "An act to amend an act approved the eighteenth day of May one thousand nine hundred and eleven entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith'" is hereby further amended to read as follows

Section 1421 No person in this Commonwealth either for himself or for any firm association or corporation shall during the term of compulsory attendance as fixed by the board of school directors in any school district and during the hours the public schools are in session accept service from engage or employ any child or children between eight and fourteen years of age nor shall he accept service from engage or employ any child or children between the ages of fourteen and sixteen years unless such child shall first furnish and deliver to such employer an employment certificate or farm or domestic service permit issued according to law

If the child leaves such employment or is absent from such employment five days the employer shall immediately in writing notify accordingly the school official who issued the certificate

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 396, as follows;

An Act to amend section one thousand four hundred and nineteen of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by requiring reports in regard to the employment of minors

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand four hundred and nineteen of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" be hereby amended to read as follows

Section 1419 Every person firm association or corporation in this Commonwealth accepting service from or employing a child or children between the ages of fourteen and sixteen years [during the hours when the public schools are in session] shall on or before the first day of [September] July in each year and quarterly thereafter [during the period of compulsory attendance] furnish to the superintendent of schools supervising principal or secretary of the board of school directors of the district in which such child or children reside the name age place of residence and name of parent or guardian of every such child in his or its employ or service and each school district shall submit quarterly to the Superintendent of Public Instruction such data relative to the employment of minors in that district as he may request Such [report] reports shall be made upon blank to be furnished by the Superintendent of Public Instruction at the expense of the Commonwealth

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 399, as follows:

An Act to further amend section one thousand four hundred and fourteen of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by granting full term school privilege to children in fourth class districts up to fourteen years of age

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand four hundred and fourteen of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended by an act approved the eighteenth day of April one thousand nine hundred and

nineteen (Pamphlet Laws fifty-eight) entitled "An act to amend section one thousand four hundred and fourteen of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special and local or any parts thereof that are or may be inconsistent therewith'" and further amended by an act approved the twenty-first day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand and eighty-four) entitled "An act to amend section one thousand four hundred and fourteen of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith'" be further amended to read as follows

Section 1414 Every child having a legal residence in this Commonwealth as herein provided between the ages of eight and sixteen years is required to attend a day school in which the common English branches provided for in this act are taught in the English language and every parent guardian or other person in this Commonwealth having control or charge of any child or children between the ages of eight and sixteen years is required to send such child or children to a day school in which the common English branches are taught in the English language and such child or children shall attend such school continuosly through the entire term during which the public elementary schools in their respective districts shall be in session Provided That the certificate of any principal or teacher of a private school or of any institution for the education of children in which the common English branches are taught in the English language setting forth that the work of said school is in compliance with the provisions of this act shall be sufficient and satisfactory evidence thereof Regular daily instruction in the English language for the time herein required by a properly qualified private tutor shall be considered as complying with the provisions of this section if such instruction is satisfactory to the proper county or district superintendent of schools

Provided further That the board of school directors in any district of the fourth class may at a meeting held at any time before the opening of the school term reduce the period of compulsory attendance for pupils [twelve] fourteen years of age or more to not less than seventy per centum of the school term as fixed in such district in which case however the board of school directors must at the same time fix the period for the compulsory attendance to begin

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 400, as follows:

An Act to authorize the Superintendent of Public Instruction to fix and to collect reasonable fees for certain services rendered by that Department

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Superintendent of Public Instruction may fix and collect reasonable fees for certain services rendered to persons or agencies other than departments of the State government by the Department of Public Instruction in the distribution of lantern slides and films in furnishing certified copies or photographic or photostat copies in the distribution of printed matter issued by the Department of Public Instruction in holding examinations for pre-professional certification and for other services rendered by such department and may alter such fees from time to time as may be desirable Provided That the charge for such services shall not be in excess of the actual cost of such services

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 401, as follows:

An Act to amend sections six hundred and twenty-three and six hundred and twenty-four of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by making further provisions against fire hazard in school buildings

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section six hundred and twenty-three of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" be hereby amended to read as follows

Section 623 All doors of entrance into any building [more than one story high] used for [a public school building] public school purposes in this Commonwealth shall be made to open outward and the board of school directors of every district in this Commonwealth shall before the opening of the school term next following the approval of this [act] amendment change the entrance doors of every such school building so that they shall all open outward

Section 2 That section six hundred and twenty-four of said act be amended to read as follows

Section 624 In all school buildings [more than one story high hereafter erected all entrance doors as well as all doors from class rooms school rooms cloak rooms or other rooms into halls shall open outward] hereafter erected or buildings leased or used for school purposes all entrance and exit doors as well as all doors leading to or from all regular special or general rooms shall open outward

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 402, as follows:

An Act to prevent fraudulent procedure in obtaining credentials from the Department of Public Instruction or any of the professional examining boards within such Department and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any person who shall (a) for the purpose

of misrepresenting his qualifications to the Department of Public Instruction or any professional examining board within said Department buy sell or fraudulently or illegally make or alter give issue or obtain any diploma certificate or other instrument purporting to confer any literary scientific professional or other degree or to constitute any license or to certify to the completion in whole or in part of any course of study in any university college academy or other educational institution or (b) personate or attempt or offer to personate another person in taking or attempting or offering to take any examination held in accordance with the rules of the Department of Public Instruction or of any of the professional Examining Boards within said department or (c) take or attempt or offer to take such an examination in the name of any other person or (d) procure any other person falsely to take or attempt or offer to take any such examination in his name or (e) have in his possession question papers to be used in any such examination when not contained in their sealed wrappers or copies of such papers or questions at any time prior to the dates set for such examination unless duly authorized by the Department of Public Instruction or the agents thereof or (f) sell or offer to sell question papers or any questions prepared for use in any examination held in accordance with the rules of the Department of Public Instruction or any professional Examining Board with said Department or (g) use in any such examination any question papers or questions or secure or prepare the answers to such questions prior to the time set for the examination or (h) transmit to the Department of Public Instruction answers to questions used in any such examination which are prepared or written outside of the period of examination or alter any such answer after such period is closed or (i) secure or attempt to secure any credential regularly issued by the Department of Public Instruction or any professional Examining Board within said Department which is based upon such examination or based upon a course or courses of study in any institution of learning or educational institution approved by the Department of Public Instruction which he has not actually passed or completed shall be guilty of a misdemeanor and upon conviction thereof shall be punished for a first offense by a fine of not less than fifty dollars or imprisonment for not less than thirty days or by both such fine and imprisonment and for a second or subsequent offense by a fine of not less than two hundred and fifty dollars or imprisonment for not less than six months or by both such fine and imprisonment

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 406, as follows:

An Act to validate certain municipal assessments municipal claims and municipal liens in the several boroughs of the Commonwealth providing for the filing of claims therefor and the proceedings for the collection of such assessments and claims

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever heretofore and subsequent to the first day of June one thousand nine hundred and twenty-three the council of any incorporated borough of this Commonwealth has by ordinance resolution or other corporate action authorized and provided for the construction of any sanitary sewers or has approved or ratified or accepted any sanitary sewers therein heretofore constructed and which sanitary sewers have become a part of the permitted sewer system in said borough or boroughs and has been approved of by the State Commissioner of Health and in said corporate action the said borough or boroughs have approved of the said sewers the cost thereof and have made an assessment for the cost thereof and have assessed a portion of such cost against the properties fronting and abutting on the street wherein said sewers are constructed and against the owner or owners of said properties but on account of the failure of said borough council to have enacted a legal ordinance providing for said work prior to its construction and completion or for any other reason the said assessment and liens for the cost thereof are void or voidable or the cost of said sewers or any part thereof cannot be legally assessed against said properties and property owners now such corporate action be and the same is hereby approved and validated and all such contracts improvements claims liens and other proceedings relating thereto by reason of the authority aforesaid are made valid and binding for the amount justly and equitably due and payable on account of such improvement or improvements for the payment of which they were assessed and filed or assessed and not yet filed the same may now be assessed and filed according to law as though a legal ordinance contract and assessment had been made prior to the construction of such sewers Provided That said sewers are approved by the Secretary of Health and that any assessment made shall be filed as a lien as aforesaid within six months after the approval of this act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 418, (House Bill No. 449), as follows:

An Act authorizing the Department of Public Instruction annually to fix the fees to be charged for the several professional examining boards within the said Department and prescribing the basis upon which such fees shall be fixed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 419, (House Bill No. 450), entitled:

An Act requiring all professional examining boards within the Department of Public Instruction to pay into the general fund of the State Treasury all fees received by them and all unexpended balances of moneys accrued from fees heretofore received abolishing all special funds in the State Treasury for any such boards and transferring to the general fund of the State Treasury any unexpended balances in any such funds

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 429, (House Bill No. 363), as follows:

An Act to amend section one of the act approved the eleventh day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred and thirty-eight) entitled "An act to regulate and establish the fees to be charged and collected by the several clerks of the courts of oyer and terminer general jail delivery and quarter sessions of the peace in the counties of this Commonwealth having a population of over eight hundred thousand and less than one million five hundred thousand inhabitants as computed by the last preceding United States census" by fixing fees for certifying certain convictions to Secretary of Highways

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the au-

thority of the same That section one of the act approved the eleventh day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred thirty-eight) entitled "An act to regulate and establish the fees to be charged and collected by the several clerks of the courts of oyer and terminer general jail delivery and quarter sessions of the peace in counties of this Commonwealth having a population of over eight hundred thousand and less than one million five hundred thousand inhabitants as computed by the last preceding United States Census" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act the fees to be paid to and received and charged by the several clerks of the courts of oyer and terminer and general jail delivery and quarter sessions of the peace in counties of this Commonwealth having a population of over eight hundred thousand and less than one million five hundred thousand inhabitants as computed by the last preceding United States census shall be as follows

Appeals from alderman twenty-five cents ($.25)

Affidavits fifty cents ($.50)

Attachments or process on any cause one dollar ($1.00)

Bail-piece two dollars ($2.00)

Ballots preparing for jury per panel two dollars and fifty cents ($2.50)

Bail-bond one dollar ($1.00)

Bail-bond justification filing of twenty-five cents ($.25)

Bench warrants one dollar ($1.00)

Bonds for liquor license-filing frame and glass two dollars and fifty cents ($2.50)

Bonds for peddler's license one dollar and twenty-five cents ($1.25)

Bonds for constables one dollar ($1.00)

Bonds for tax collectors (original) two dollars and seventy-five cents ($2.75)

Bonds for tax collectors (renewal each year) one dollar ($1.00)

Certificate of election of municipal officers each fifty cents ($.50)

Commitment to county prisons fifty cents ($.50)

Commitment to eastern or western penitentiary fifty cents ($.50)

Commitment of refuge fifty cents ($.50)

Commitment to house of correction fifty cents ($.50)

Commitment to detention-room (juvenile) fifty cents ($.50)

Certificate of incorporation of new municipalities to Superintendent of Public Instruction five dollars ($5.00)

Certificate to Secretary of Highways of conviction for violation of laws regulating use and operation of motor vehicles to be taxed as part of the cost of each case one dollar ($1.00)

Certificate for constables for election or appointment one dollar ($1.00)

Certificate of acknowledgment fifty cents ($.50)

Certificate for writ of habeas corpus one dollar ($1.00)

Certificate to county treasurer (each name paid by county) one dollar ($1.00)

Certificate for nolle prosequi one dollar ($1.00)

Certificate for payment of jurors (each name) one dollar ($1.00)

Certificate for payment of road jurors fifty cents ($.50)

Certificate for the sheriff to draw jurors one dollar and fifty cents ($1.50)

Certificate for the sheriff to draw grand jurors one dollar and fifty cents ($1.50)

Certificate for the sheriff to draw special venire one dollar and fifty cents ($1.50)

Certificate when judge acts as a magastrate affidavit warrant and service one dollar and fifty cents ($1.50)

Certificate for ignored bill one dollar ($1.00)

Certificate in breach of peace case fifty cents ($.50)

Certificate in apprentice case fifty cents ($.50)

Certificate of reconsideration of sentence fifty cents ($.50)

Commission on lunacy swearing commission filing and recording et cetera two dollers and fifty cents ($2.50)

Commission on lunacy paupers' papers two dollars and fifty cents ($2.50)

Certified copy of record bill of indictment two dollars ($2.00)

Certified copy of report of laying out or vacating public road five dollars ($5.00)

Certified copy of record docket-entries (quarter sessions) one dollar ($1.00)

Certified copy of record docket-entries (oyer and terminer) two dollars ($2.00)

Certified copy of record docket-entries in road cases five dollars ($5.00)

Citations fifty cents ($.50)

Constables' quarterly returns one dollar ($1.00)

Detective license filing application for and advertisement twenty-five dollars ($25.00)

Dog register one dollar ($1.00)

Declaration of intention to become a citizen one dollar ($1.00)

Discharge on ignored bill fifty cents ($.50)

Discharge on bail entered fifty cents ($.50)

Discharge prisoner from dock twenty-five cents ($.25)

Desertion cases in lieu of all fees chargable two dollars ($2.00)

Exemplification of the record homicide five dollars ($5.00)

Fi fa debt one dollar ($1.00)

Filing and entering reasons for new trial fifty cents ($.50)

Filing and entering motions in arrest of judgment fifty cents ($.50)

Filing and entering bail-bond or recognizance from magistrate fifty cents ($.50)

Filing and issuing summons for recognizance seventy-five cents ($.75)

Filing and entering coroner's return (each inquisition) fifty cents ($.50)

Filing and entering petition for appointment of auditors tax collectors constables and all other municipal officers two dollars ($2.00)

Filing and entering auditor's reports one dollar ($1.00)

Filing and recording proceeding for redistricting or change of polling-place proceedings each district three dollars ($3.00)

Filing and entering opinions of court of common pleas Superior or Supreme Court two dollars ($2.00)

Filing and docket-entries true bill three dollars ($3.00)

Filing and entering certiorari or appeals to common pleas Superior or Supreme Court three dollars and fifty cents ($3.50)

Filing and entering remittitur from Superior or Supreme Court three dollars ($3.00)

Filing and entering exceptions (road cases) two dollars and fifty cents ($2.50)

Filing and entering petitions (juvenile) three dollars ($3.00)

Filing and recording of increase of bonded indebtedness proceedings (per page or part thereof) three dollars and fifty cents ($3.50)

Ignoramus where bill is returned two dollars ($2.00)

Jurors defaulting issuing notices to one dollar ($1.00)

Jurors fieri facias against one dollar ($1.00)

Liquor license filing application for five dollars ($5.00)

Liquor license filing and recording petition for revocation thereof three dollars ($3.00)

License to loan money filing application for one hundred dollars ($100.00)

Mandamus and proceedings thereon four dollars ($4.00)

Motion and rule other than elsewhere provided for twenty-five cents ($.25)

Naturalization adults two dollars ($2.00)

Naturalization minors two dollars ($2.00)

Naturalization soldiers two dollars ($2.00)

Naturalization certificate or duplicate thereof each two dollars ($2.00)

Petition and order for a view or a review of a road or bridge under seal orders to open filing report recording et cetera ten dollars ($10.00)

Petition filing of and entering proceedings in inebriate cases three dolars ($3.00)

Petition filing and proceedings for the removal of feebleminded insane or criminal insane persons from any penal institution three dollars ($3.00)

Petition for writ of habeas corpus three dolars ($3.00)

Release from any institution by order of court fifty cents ($.50)

Recording election returns each election district two dollars and fifty cents ($2.50)

Recognizance calling and entering forfeitures fifty cents ($.50)

Recognizance forfeited respited or discharged and motion therefor fifty cents ($.50)
Recognizance taking each one dollar ($1.00)
Return to writ of error one dollar( $1.00)
Services of clerk where true bill is found in case of felony five dollars ($5.00)
Search from judgment to docket single name forty cents ($.40)
Search from judgment to docket extra single name ten cents ($.10)
Search from judgment to docket two names extra and so on twenty-five cents ($.25)
Subpoenas and seal twenty-five cents ($.25)
Seal in every case twenty-five cents ($.25)
Summons on recognizance sventy-five cents ($.75)
Swearing grand jury four dollars ($4.00)
Swearing petit jury in each case four dollars ($4.00)
Taxing a bill of costs other than the clerk's of the sessions fifty cents ($.50)
Venire for grand jury one dollar and fifty cents ($1.50)
Venire for petit jury one dollar and fifty cents ($1.50)
Venire for special jury one dollar and fifty cents ($1.50)
Venditioni exponas issuing writ seventy-five cents ($.75)
The fee for services not herein specifically provided for shall be the same as for similar services

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 433, (House Bill No. 493), as follows:

An Act providing for the levy of a poll tax in counties of the second class and abolishing therein taxes on salaries and emoluments of office offices and posts of profit professions and posts professions trades and occupations

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That on and after January first one thousand nine hundred and twenty-three no taxes shall be levied and collected in any county of the second class upon salaries and emoluments of office offices and posts of profit professions trades and occupations but in lieu thereof the corporate authorities of the said counties shall annually at the time other tax levies are made levy a poll tax not exceeding fifty cents upon each resident taxable of such county

Section 2 All such taxes levied as aforesaid by any such county shall be collected by tax collectors appointed by the county treasurer as hereinafter provided For the purpose of the collection of such taxes all such tax collectors are hereby authorized to use all such means and shall possess all the powers now conferred by law for the collection of county taxes

The county treasurer of all counties levying the tax provided for in this act shall annually appoint a tax collector in each city borough incorporated town or township within said county and for his services in the collection of said tax the tax collector so appointed shall retain ten per centum of all taxes collected by him Before entering upon his duties the said tax collector shall furnish his bond acceptable to the county treasurer conditioned upon the faithful discharge of his duties as tax collector

Section 3 Section four of the act entitled "An act relating to county rates and levies and township rates and levies" approved the fifteenth day of April one thousand eight hundred and thirty-four (Pamphlet laws five hundred nine) and section thirty-two of the act entitled "An act to reduce the state debt and to incorporate the Pennsylvania canal and railroad company" approved the twenty-ninth day of April one thousand eight hundred forty-four (Pamphlet Laws four hundred and ninety-six) are hereby repealed in so far as they provide for the taxation of salaries and emoluments of office offices and posts of profit professions trades and occupations in counties of the second class

All other acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 435, (House Bill No. 620), entitled:

An Act relating to the allocation of moneys to the different counties by the Department of Highways for the construction of highways providing a method to compel the county commissioners to apply for such moneys and extending the time for filing applications for money allocated but unexpended prior to the approval of this act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 442, as follows:

An Act to further amend paragraph nineteen of section one thousand two hundred and ten of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by including payments on account of special classes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph nineteen of section one thousand two hundred and ten of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hudnred and nine) entitled "An act to establish a public school system in the Commonwealth of Pensylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended by an act approved the tenth day of July one thousand nine hundred nineteen (Pamphlet Laws nine hundred and ten) entitled "An act to further amend section one thousand two hundred ten and to repeal sections one thousand two hundred eleven one thousand two hundred thirteen and two thousand eight hundred and five of an act approved the eighteenth day of May one thousand nine hundred eleven (Pamphlet Laws three hundred and nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith and making an appropriation" and as amended by an act approved the twenty-eighth day of April one thousand nine hundred and twenty-one (Pamphlet Laws three hundred twenty-eight) entitled "An act to amend section one thousand two hundred ten as amended and section one thousand one hundred three and section five hundred twenty-four as amended of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphet Laws three hundred and nine) entitled 'An act to establish a public school system in

the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' and repealing section one thousand two hundred twelve thereof" as amended by an act approved the twenty-third day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and twenty eight) entitled "An act to further amend section one thousand two hundred ten as amended of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby amended to read as follows

Nineteen Of the salaries herein provided for teachers supervisors principals and all other members of the teaching and supervisory staff in the public schools of the Commonwealth except part time and night school teachers the Commonwealth shall pay for the biennium year beginning June first one thousand nine hundred and twenty-three and each biennium year thereafter to such school districts as comply with the laws governing the public schools of the Commonwealth for each of said persons employed therein as shown by the certificate herein required to be filed with the Superintendent of Public Instruction in the November immediately preceding any such biennium year as follows In school districts of the first class for each member of the teaching and supervisory staff twenty-five per centum (25%) of the annual minimum salary prescribed herein for elementary teachers in such districts in school districts of the second and third class for each member of the teaching and supervisory staff thirty-five per centum (35%) of the annual minimum salary prescribed herein for elementary teachers in such districts in school districts of the fourth class for each member of the teaching and supervisory staff fifty per centum (50%) of the annual minimum salary prescribed herein for teachers in such districts Provided That the amount paid by the Commonwealth to a school district in any of the foregoing classes which has a true valuation per teacher of assessable property of fifty thousand dollars ($50,000) or less shall be seventy-five per centum (75%) of the annual minimum salary prescribed herein for [elementary] teachers in such districts and that the amount paid to a school district in any of the foregoing classes which has a true valuation per teacher of assessable property of more than fifty thousand dollars ($50,000) and not more than one hundred thousand dollars ($100,000) shall be sixty per centum (60%) of the annual minimum salary prescribed herein for [elementary] teachers in such districts Provided That where any member of the teaching or supervisory staff receives less salary than the minimum salary prescribed by the foregoing salary schedule for the class of district in which he is teaching there shall be paid to the district a corresponding per centum of the salary paid to such person And provided further That for each full time teacher of a special class and for each full time supervisor or principal of special schools or classes organized by any school district and approved under legislation providing for the special education of physically and mentally handicapped pupils there shall be paid to the district in addition to other payments herein provided sums as follows To districts of the first class twenty-five per centum (25%) and to other districts thirty per centum (30%) of the minimum salary respectively prescribed herein for elementary teachers in such respective districts and for each part time teacher supervisor or principal employed in approved special education a fraction of such amounts proportional to the time for which such person is employed And provided further That the total amount paid to any school district on account of any such teacher supervisor or principal employed in special education shall not exceed eighty per centum (80%) of the salary actually paid to such person And provided further That wherever payment is made upon the salary of any member of the teaching or supervisory staff from Federal or other State funds such amounts shall be to the extent thereof in lieu of the payment provided herein for such person Provided further That the Superintendent of Public Instruction shall annually apportion to each fourth class district the sum of two hundred dollars ($200) for each school permanently closed or discontinued in such district since nineteen hundred eleven or which may hereafter be permanently closed or discontinued

The true valuation per teacher for each district shall be determined by the State Council of Education on data and material submitted by the officers of such district in the annual report to the Superintendent of Public Instruction It shall be found by dividing the true valuation of the district by the number of full time teachers which number shall include all teachers principals supervisors and superintendents employed in the vocational and non-vocational schools of the district for the year covered by such report The true valuation of the taxable property of each school district shall be obtained by dividing the amount of the assessed valuation certified in the annual report of the district for the school year ending June thirteenth one thousand nine hundred and twenty-two and every second year hereafter by the average rate of assessment certified in such annual report for the three years immediately preceding tne date on which such true valuation is determined For the two fiscal years beginning on June first one thousand nine hundred and twenty-three be determined during the month of June one thousand and ending on May thirty-first one thousand nine hundred and twenty-five such true valuation of the district shall nine hundred and twenty-three on the data and material available in the report filed with the Superintendent of Public Instruction on August first one thousand nine hundred and twenty-two The true valuation of each school district for the two fiscal years beginning on June first one thousand nine hundred and twenty-five and ending May thirty-first one thousand nine hundred and twenty-seven and for each biennium thereafter shall be determined during the month of October one thousand nine hundred and twenty-four and in the month of October of every second year thereafter The State Council of Education is hereby given full power and authority to make such investigations to take such action and to institute such proceedings as may be necessary to determine any of the questions that may be raised in the determination and adjustment of the aforesaid true valuations and the decisions which such council reaches in such questions shall be final and conclusive

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 453, as follows:

An Act to amend the act approved the twenty-eighth day of May one thousand nine hundred seven (Pamphlet Laws two hundred ninety) entitled "An act to provide for the employment of the insane feeble-minded and epileptic persons confined in institutions wholly or in part maintained by the State for the care and treatment of the insane feeble-minded and epileptic persons and providing for the distribution of the supplies manufactured articles goods and products made in State institutions for the care of the insane feeble-minded and epileptic persons" by making further provisions for the disposition of products made in such institutions and authorizing boards of trustees of State institutions to use the proceeds of sales of such products for certain purposes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsyvania in General Assembly met and it is hereby enacted by the authority of the same section one of the act approved the twenty-eighth day of May one thousand nine hundred seven (Pamphlet Laws two hundred ninety) entitled "An act to provide for the employment of the insane feeble-minded and epileptic persons confined in institutions wholly or in part maintained by the State for the care and treatment of the insane feeble-minded and epileptic persons and providing for the distribution of the supplies manufactured articles goods and

products made in State institutions for the care of the insane feeble-minded and epileptic persons" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act all inmates of any institution or hospital which is wholly or in part maintained by the State for the care and treatment of the insane feeble-minded and epileptic persons may make manufacture or produce such supplies manufactured articles goods and products [as may be used in any of the State hospitals or institutions] for said institution or hospital or for the Commonwealth or for any county city borough or township thereof or any State institution or any educational or charitable institution receiving aid from the Commonwealth

Section 2 Section three of the said act is hereby amended to read as follows

Section 3 Supplies manufactured articles good and products so manufactured or produced [shall not be sold or exchanged to any person firm co-partnership unincorporated association or corporation but same may be made subject to sale or exchange to any institution within the confines of the Commonwealth which is maintained by the State wholly or in part wherein the insane feeble-minded and epileptic persons are confined] may be sold or exchanged to or with the Commonwealth or any county city borough or township thereof or any State institution or any educational or charitable institution receiving aid from the Commonwealth In the case of State institutions or hospitals the proceeds of any sales of products under the provisions of this act may with the approval of the Department of Welfare be expended by such board of trustees for the payment of salaries wages or other compensation of employes the purchase of supplies or equipment or any other expenses of any kind or description necessary for the proper conduct of the work of such board of trustees Provided however that such board of trustees shall keep an accurate record of the dates quantities and prices of all sales and of the dates and purposes of all expenditures made hereunder which record shall at all times be subject to examination and audit by the Auditor General of this Commonwealth

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 454, as follows:

An Act codifying and revising the laws relating to domestic and foreign building and loan associations

Section 1 Short Title
2 Definitions
3 Unlawful Doing of Building Association Business
4 Applicability of Act
5 Constitutionality of Act
6 Acceptance of Act and Constitution by Associations Chartered under Special Laws
7 Expiration of Charter of Existing Association
8 Advertisements in Newspapers and Legal Periodicals
9 Service of Notices
10 Fees of Public Officers
11 Incorporators
12 Certificates of Incorporation
13 Advertisement of Application for Charter
14 Filing Certificate Payment of Filing Fee Investigation by Secretary
15 Proof of Publication Approval of Certificate by Secretary Fee for Letters Patent
16 Disapproval of Certificate by Secretary Appeal
17 Issuance of Letters Patent and Transmission of Certificate of Incorporation to Secretary and to Recorder of Deeds Registration
18 Recording certificate and effect thereof
19 Certified Copies of Certificate as Evidence
Section 20 Associations Not to be Subject to Laws Relating to Bonus
21 Capital Stock
(a) Amount Denominations of Shares
(b) Issuance of Stock Series
(c) Instalment Payments Retirement of Stock Lien
(d) Receipts to be Given Stock Certificates
(e) Transfers of Stock
(f) Voluntary Withdrawal By Shareholders
(g) Order of Payment of Withdrawals
(h) Payment of Matured Shares
(i) Funds Applicable to Payment of Withdrawals and Matured Shares
(j) Failure to Pay Within One Year of Notice or Demand
(k) Withdrawal by Representatives of Deceased Shareholder
(l) Involuntary Withdrawal by Shareholder
22 Minors as Shareholders Subscriptions by Trustees
23 Increase of Capital Stock
(a) In General
(b) Resolution of Board of Directors
(c) Notice of Shareholders Meeting
(d) Conduct of Shareholders Meeting
(e) Certificate and Return
(f) Approval by Secretary
(g) Pending Proceedings
24 Officers
(a) In General
(b) Eligibility
(c) Bonds
(d) Failure to Elect Officers
Section 25 Directors
(a) Term of Office Qualifications
(b) Powers of Board
(c) Time and Notice of Elections
(d) Filling Vacancies in Board
(e) Votes at Elections
(f) Conduct of Elections
(g) Meetings of Board
(h) Records
(i) Examinations and Reports by Board
(j) Compensation
(k) List of Shareholders
(l) Statement of Annual Meeting
(m) Communications from Department of Banking
26 Meetings of Shareholders
(a) Time Place Call and Notice
(b) Stock Votes
27 Amendments of Charter
(a) Procedure
(b) Method Exclusive Acceptance of Act and Constitution
28 Alteration or Revocation of Charter
29 Powers of Asociations
(a) General Corporate Powers
(b) Loans
(c) Purchase Sale and Lease of Real Estate
(d) Ground rents
(e) Investment in United State and State Bonds
Section 30 Power to Borrow Money
31 Application for Loans and Commissions for procuring Loans
32 Loans
(a) Bidding for Loans Premiums
(b) Loans without Bidding
(c) Straight Bond and Mortgage for Portion of Loan
(d) Payment of Premiums in Installments
(e) Deduction of Interest in Advance
(f) Fines and Penalties
(g) Repayment of Loans
(h) Non-payment of Installments Collection
(i) Temporary Loans to Other Associations
(j) Restrictions on Mortgage Loans
33 Prohibition of Soliciting Deposits
34 Reserve Fund for Contingent Losses
35 Reports and Accounts
(a) Liabilities and Assets
(b) Book Value of Real Estate
(c) Methods of Bookeeping

36 Reorganization after Taking over by Secretary of Banking
(a) Return of Affairs of Association by Secretary
(b) Refusal of Shareholder to Consent to Plan Valuation of Interest
(c) Appeal
Section 37 Voluntary Dissolution
(a) Call of Shareholders Meeting
(b) Vote of Shareholders Certificate and Advertisement
(c) Certificate of Dissolution Distribution of Assets
38 Dissolution on Expiration or Forfeiture of Charter
39 Distribution of Assets
40 Conveyances after Expiration of Charter or Voluntary Dissolution
41 Suits after Expiration of Charter or Voluntary Dissolution
42 Foreign Associations
(a) Forbidden to do Business without Certificate from Secretary
(b) Solvency Deposit of Securities
(c) Application for Certificate
(d) Certificates to Authorized Agents etc
(e) Supervision by Department of Banking Liability to Assessment
(f) Insolvency Fraud or Irregularity
(g) Penalty Misdemeanor
Repealer

Short Title

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That this act shall be known and may be cited as "The Building Association Act of one thousand nine hundred and twenty-five"

Section 2 Definitions Except as otherwise expressly indicated the following words wherever used in this act shall be taken and construed to have the following meanings

"Association" means a building and loan association that is to say an association carrying on a business the purpose of which is to create a fund derived from payments by members of such association upon contracts or otherwise as well as from fees forfeitures incidental fees and payment of premiums and interest which fund is to be loaned or advanced to members of the association for the purpose of enabling them to secure real estate or personal property or to construct buildings or for any other purpose

"Secretary" means the Secretary of Banking

"Court" means the Court of Common Pleas of the county where the place of business of the association in question is located

"Prothonotary" means the prothonotary of such court

"Dues" or "installments" means the periodical payments made by a shareholder on account of the par value of the stock subscribed for by him

"Installment stock" means stock upon which periodical payments on account of the par value are made by shareholders in the form of dues

"Full paid stock" means stock the entire par value of which has been paid

"Prepaid stock" means stock on which a part of the par value is paid in cash and the balance by accrual of earnings

"Meeting-place" means the place designated by the by-laws of an association as the place of business or office for the receipt of payments due the association and the holding of meetings of the board of directors and shareholders

Section 3 Unlawful Doing of Building Association Business From and after the passage of this act the business of a building association as defined in Section 2 of this act shall not be carried on otherwise than by a corporation duly organized for that purpose under this act or under previous general or special acts of Assembly of the Commonwealth of Pennsylvania Provided however that associations of other states may carry on building association business in this State in accordance with the provisions of Section 42 of this act

Section 4 Applicability of Act Except as herein otherwise expressly provided the provisions of this act shall apply to all associations heretofore incorporated or doing business at the date of the approval of this act as well as those hereafter incorporated or doing business

Section 5 Constitutionality of Act If any section clause sentence paragraph or other part of this act shall for any reason be adjudged by any court of competent jurisdiction to be invalid such judgment shall not affect impair or invalidate the remainder of this act or any part thereof but shall be confined in its operation to the part thereof directly involved in the controversy in which such judgment shall be rendered it being hereby declared that the legislature would have enacted the remainder of this act without such part adjudged to be invalid

Any section clause or other part of this act so declared to be invalid shall not be considered as having been stricken out from any other portion or portions of this act wherein cross-references thereto are made but shall be taken and construed as having been actually written in full into such other portions from which cross-references are made

Section 6 Acceptance of Act and Constitution by Associations Chartered under Special Laws No association in existance at the date of the approval of this act chartered under any special law of this Commonwealth shall be entitled to any of the benefits of this act until it shall have filed with the Secretary a written acceptance under the seal of the corporation of all the provisions of this act and of the Constitution of the Commonwealth signed by the president and the secretary of such association and authorized by the vote of a majority of the shares thereof at a meeting called for that purpose or at a regular annual meeting

When the Secretary shall be satisfied that such association has complied with all the requirements of this act he shall issue to the association a certificate to that effect and transmit a copy thereof to the Auditor General and thereafter such association shall be entitled to all the benefits and be subject to all the provisions of this act but shall continue to possess all powers given to it by any special Act of Assembly so far as the same shall not be inconsistent with this act or with the Constitution

Section 7 Expiration of Charter of Existing Association Whenever the charter of any association in existence at the date of the approval of this act (which association if subject to the provisions of section six of this act shall have accepted the provisions of this act and of the Constitution of the Commonwealth in the manner provided by said section) shall be limited in time such association may at any time before the expiration of such charter obtain a new charter under this act in the following manner

A special meeting of the shareholders shall be called in the manner provided by the by-laws for the purpose of considering and deciding whether application for a charter under this act shall be made If at such meeting the holders of a majority of the stock of said association shall decide in favor of such application a majority of the directors shall thereafter and before the time when the charter of said association expires subscribe and acknowledge in duplicate the certificate of incorporation required by section twelve of this act and attach thereto certified copies of such resolution and proof of notice of such meeting and shall file said certificates copies and proofs with the Secretary and pay to the Secretary a fee of fifty dollars

The Secretary shall thereupon proceed to ascertain whether the provisions of the law have been complied with and shall also ascertain from the best sources of information at hand and by such investigation as he may deem necessary whether said association is in good financial standing and repute whether in the conduct of its affairs so far as he officially knows said association has conformed to the laws of the state and whether the granting of a new charater under this act to said association is consistent with the interests of the public

If the Secretary shall be satisfied as to the matters above enumerated he shall forthwith so notify the association in writing and shall endorse his approval on said duplicate certificates of incorporation and shall transmit the same to the Governor who if he shall approve the same shall proceed as is provided by section seventeen of this act and the certificate of incorporation transmitted by the Governor to the recorder of deeds shall be recorded and indexed in the same manner as is provided by section eighteen of this act and from

and after the date of such recording the charter of said association and its corporate rights and franchises shall be in law renewed and extended with the same force and effect as though the association had been incorporated under this act

If the Secretary shall disapprove such certificates of incorporation he shall forwith certify such disapproval to the Governor stating fully and clearly his objections to the granting of the proposed charter and shall forthwith furnish the association with a copy of such objections The association may thereupon but not later than thirty days after receipt of such copy proceed by application for a writ of mandamus against the Secretary to have the validity of said objections determined by the court according to the law and if determined in favor of said association the court shall issue its writ of mandamus to the Secretary requiring him to issue his certificate in proper form in favor of the association whereupon the Governor shall proceed to issue letters patent as hereinbefore provided

Section 8 Advertisements in Newspapers and Legal Periodicals Whenever under any of the provisions of this act advertisement is required to be made in a newspaper or newspapers such advertisement shall unless otherwise provided be made in a newspaper or newspapers of general circulation in the county published in the city borough or township where the place of business of the association in question is located

Whenever advertisemens is required to be made in two newspapers if there shall be in the county a legal periodical designated by the court of common pleas for legal advertisement then such advertisement shall be made in one newspaper as aforesaid and in such legal period ical If there be only one newspaper published in the city borough or township and no such legal periodical be published in the County publication in such one newspaper shall be sufficient If there be no newspaper published in the city borough or township then the advertisement shall be made in a newspaper of general circulation in the county published at the county seat or if none be there published in the newspaper published nearest to said city borough or township within the county and in such legal periodical if any there be in the county If there be no newspaper published in the county then the advertisement shall be made in the newspaper published nearest to such city borough or township in an adjoining county

Section 9 Service of Notices Except as herein otherwise provided all written notices required by this act shall be served either in the manner now or hereafter provided by law for the service of writs of summons except that service need not be made by the sheriff or by mailing such notice to any person required to be notified at his last known place of business or residence as appearing on the records of association and to any corporation at the office of its duly authorized agent in this state

Section 10 Fees of Public Officers Whenever under any of the provisions of this act certificates or other documents are required to be filed or recorded in the office of the recorder of deeds of any county or in the office of any public official other than the Secretary such recorder or other official shall be entitled to receive therefor the same fees as are provided by law for similar services

Section 11 Incorporators A corporation for carrying on the business of a building and loan association may be formed under the provisions of this act by any number of persons not less than five a majority of whom shall be citizens of the United States and bona fide residents of the Commonwealth of Pennsylvania

Section 12 Certificate of Incorporation The persons desiring to form a corporation under the provisions of this act shall under their hands make duplicate certificates of incorporation which shall specify

One Name of the proposed corporation

Two Locality where the business is to be transacted particularly designating the county and the city borough or township

Three The amount of the authorized capital stock the number of shares into which divided and the par value or values thereof

Four The term existence of the proposed corporation which may be perpetual

Five The names occupations citizenship places of residence and post office addresses of the incorporators and the number of shares subscribed for by each

Six The number of directors and the names and places of residence of the directors agreed upon for the first year

Seven A statement setting forth the manner in which bids for the prior right to a loan shall be made and whether the premium or bonus shall be paid in installments or deducted in advance or whether interest shall be deducted in advance in lieu of premium or bonus

Eight A statement that such certificate is made to enable the persons named to form a corporation for building and loan association purposes under this act

This certificate shall be acknowledged in duplicate by at least three of the incorporators before any person authorized to take acknowledgments of deeds in this state and the acknowledgment shall be certified and authenticated by the official seal of such person

Section 13 Advertisement of Application for Charter When application shall be made for the incorporation of an association by filing the duplicate certificates of incorporation with the Secretary as provided in section fourteen of this act the person making such application shall forthwith cause a notice thereof to be advertised in two newspapers by publication once a week for three weeks The notice shall specify the name and style of the proposed corporation the location and the specific object for which it is to be created

Section 14 Filing Certificate Payment of Filing Fee Investigation by Secretary The duplicate certificates of incorporation shall be filed with the Secretary for his inspection and approval and at the same time the incorporators shall pay to the Secretary a filing fee of twenty-five dollars

The Secretary shall thereupon proceed to ascertain whether the provisions of the law have been complied with and shall also ascertain from the best sources of information at his command by such investigation as he may deem necessary

(a) Whether the name of the proposed association is likely to mislead the public as to its character and purpose or is the same as one already adopted or appropriated by an existing corporation subject to the supervision of the Department of Banking or by its similarity thereto is likely to mislead the public

(b) Whether the responsibility character and general fitness for the business of the persons named in such certificate are such as to warrant belief that the business of the proposed association will be honestly and efficiently conducted in accordance with the intent and purposes of this act

Section 15 Proof of Publication Approval of Certificate by Secretary Fee for Letters Patent After completion of the advertising required by section thirteen of this act and upon the receipt by the Secretary of satisfactory proof of such advertising the Secretary if he shall be satisfied upon the matters enumerated in section fourteen of this act shall fortwith endorse his approval on said duplicate certificates of incorporation

In all cases the Secretary shall approve or disapprove said certificate of incorporation within thirty days after the receipt by him of proof of advertisement and in case of approval shall forthwith give written notice thereof to the incorporators and on receipt of a further fee of twenty-five dollars shall forthwith transmit said duplicate certificates to the governor Such fee together with the filing fee provided for by section fourteen of this act shall be in lieu of any and all fees now required by law to be paid to the Secretary of the Commonwealth in connection with incorporation of building and loan associations

Section 16 Disapproval of Certificate by Secretary Appeal If the Secretary shall disapprove a certificate of incorporation he shall forthwith give notice thereof in writing stating his objections fully and clearly to the proposed incorporators who if they so desire may within thirty days thereafter appeal from such disapproval to the Governor who shall hear the said appeal promptly and within thirty days after hearing shall decide the matter and certify his decision to the Secretary

Section 17 Issuance of Letters Patent and Transmission of Certificate of Incorporation to Secretary and to Recorder of Deeds Registration The Governor on receipt of said certificate with the approval of the Secretary shall if he approves the same endorse on both of said certificates his approval with the date of the letters patent and shall cause letters patent under the great seal of the Commonwealth

to be issued to the said association The Governor shall thereupon forthwith transmit one of the said certicates of incorporation to the recorder of deeds in and for the county where the meeting place of the association is to be located shall foward to the association the letters patent and shall return the other certificate to the Secretary who shall file and preserve the same in his office The association shall comply with the laws now in force or hereafter enacted with regard to registration with the Auditor-General

Section 18 Recording Certificate and Effect thereof On receipt by said recorder of deeds of the certificate of incorporation and on payment to him by the incorporators of his fees as provided by law in similar cases he shall forthwith record said certificate and index the same in the same books and in the same manner as charters of other corporations are or may be by law required to be recorded and indexed and shall then deliver said certificate to the association and when said certificate has been so recorded the subscribers thereto and their associates and successors shall be a corporation for the purpose and on the terms named in said certificate from the date of the letters patent

Section 19 Certified Copies of Certificate as Evidence Copies of any certificate of incorporation under this act duly certified by the Secretary or by the recorder of deeds and authenticated by the seal of his office shall be conclusive evidence in all courts of the commonwealth of the existence of such association and of every other matter or thing which could be proved by the production of the original certificate

Section 20 Association Not to be Subject to Laws Relating to Bonus The bonus or tax due to the Commonwealth upon the capital stock of corporations as provided for by laws now in force shall not apply to or be due from associations

Section 21 Capital Stock (a) Amount Denominations of Shares The authorized capital stock of any association created by virtue of this act shall be as stated in the certificate of incorporation and shall be divided into shares of such denomination or denominations not exceeding five hundred dollars each and in such number as the incorporators may in the application for their charter specify

(b) Issuance of Stock Series The capital stock may be issued in one or successive series in such amounts as the board of directors or the shareholders may determine New shares may be issued in lieu of shares withdrawn forfeited or matured and canceled

(c) Installment Payments Retirement of Stock Lien The installments on the capital stock shall be paid at such times and places as the by-laws shall appoint but no periodical payment of such installment shall exceed five dollars on each share The stock may be paid off and retired as the by-laws shall direct Every share of stock shall be subject to a lien for the payment of unpaid installments and other charges incurred thereon under the provisions of the charter and by-laws and the by-laws may prescribe the form and manner of enforcing such lien

(d) Receipts to be Given Stock Certificates Every association whether domestic or foreign shall furnish each shareholder with receipts by pass-book or otherwise for all moneys received by the association and a record thereof shall be kept in proper form

No association shall be required to issue certificates of stock except for stock which is full-paid or prepaid

All certificates issued for full-paid stock and prepaid stock shall contain on the face thereof the words "stock certificate" and the par value of such stock and shall set forth the provisions of the by-laws governing the withdrawal or redemption thereof

(e) Transfers of Stock The shares of stock of any association shall be deemed personal property and shall be transferable on the books of the association in such manner as may be prescribed by the by-laws thereof and every person to who stock shall be so transfered shall in proportion to the shares received succeed to all the rights and liabilities of the prior holders thereof

(f) Voluntary Withdrawal by Shareholders Any holder of installment full paid or prepaid shares wishing to withdraw from the association shall have power to do so by giving thirty days' written notice of his intention to withdraw when he shall be entitled to receive the amount paid in by him less all fines and other charges plus such proportion of the profits of the association or such rate of interest as may be prescribed by the by-laws subject however to the provisions of clauses (g) and (i) of this section and provided that no shareholder shall be entitled to withdraw whose stock is held in pledge for security

(g) Order of Payment of Withdrawals Whenever notices of withdrawal shall be filed and payment is deferred it shall be the duty of the secretary or other officer designated by the by-laws to endorse upon such notices the dates and hours of presentation and the value of the shares so withdrawn shall be paid only in the order of presentation of said withdrawal notices

(h) Payment of Matured Shares Whenever the dues and frofits credited to the installment or prepaid shares of any association shall equal their matured value the same shall be declared matured and notice of such maturity shall be given to the holders thereof and the payment of dues thereon shall cease If free such shares shall be payable immediately subject however to the provisions of clause (i) of this section

(i) Funds Applicable to Payment of Withdrawals and Matured Shares No more than one-half of the receipts of any association including repaid loans shall be applied to the payment of withdrawals and matured shares without the consent of the board of directors except as provided in this clause Whenever any payment of matured shares shall have been demanded or any notice of withdrawal shall have been filed and payment of such matured shares shall not have been made within three months or payment of such withdrawals shall not have been made within six months from the date of demand or of the filing of such notice all the receipts of the association from dues interest premiums fines borrowed money loans repaid and the proceeds of all other investments shall after the payment of expenses and general indebtedness be applied to the payment of matured shares and withdrawals in the order in which payment of such matured shares was demanded or notices of withdrawals filed and the board of directors or the Secretary may direct that such claims shall be paid upon a ratable or proportionate basis

(j) Failure to pay within One Year of Notices or Demand Whenever such demands shall have been made or notices shall have been filed and such matured shares or withdrawals have remained wholly or in part unpaid for one year thereafter the Secretary may take possession of the business and property of any such association in the manner provided in section twenty-one of "The Banking Act 1923"

(k) Withdrawal by Representatives of Deceased Shareholder Upon the death of a shareholder his legal representatives shall be entitled to receive the full amount of dues paid in by him less all fines and other charges that may be due on the stock and shall also be entitled to receive such proportion of the profits of the association or such rate of interest as may be prescribed by the by-laws and no fines shall be charged to a deceased member's account for a period of six months from and after his decease unless his legal representatives shall have assumed the future payments on the stock

(l) Involuntary Withdrawal by Shareholder The by-laws may provide for the involuntary withdrawal and cancellation at or before maturity of shares of stock not borrowed on Provided That such withdrawal shall be pro-rata among the shares of the same series of stock and that not less than legal interest or the book value if such value be less than the amount paid in with legal interest shall be credited and allowed to each share so withdrawn and cancelled

Section 22 Minors as Shareholders Subscriptions by Trustees Any association may at its discretion and in accordance with regulation provided by the by-laws permit minors to become shareholders in their own names and to withdraw the value of their stock but minors shall not be permitted to assign their stock except to the association on cancelation or to borrow on the stock assigning the same as collateral

Stock of an association may be subscribed for by parents or other persons as trustees for the benefit of minor children or other persons such trustees to hold said stock for their beneficiaries and act in such associations for those whom they represent Such trustees shall not assign the said stock as collateral security for loans from the association or

others but may assign the same absolutely or withdraw the value thereof

Section 23 Increase of Capital Stock

(a) In General Any association may with the approval of the Secretary increase its capital stock from time to time in accordance with the provisions of this section but not otherwise provided a majority of the shareholders shall so determine but no such increase shall be approved by the Secretary until the association if in existence before the approval of this act and subject to the provisions of Section six hereof shall have filed a certificate accepting the provisions of this act and of the constitution of the Commonwealth as provided by said section

(b) Resolution of Board of Directors Any association desiring to increase its capitol stock shall by resolution of its board of directors adopted by a majority of the entire number thereof declare such purpose and thereupon by resolution similarly adopted direct that the question of such proposed increase be submitted to the shareholders either at a regular annual meeting or any adjournment thereof or at a special meeting called for that purpose

(c) Notice of Shareholders' Meeting Notice of any such meeting of shareholders to vote on the question of a proposed increase of capital stock shall be given to all shareholders of record in writing by mailing the same to their last known addresses at least sixty days before the date of such meeting The notice shall specify the name and style of the association its location the amount of its capital stock and the amount of the proposed increase thereof

(d) Conduct of Shareholders' Meeting At such meeting or any adjournment thereof an election of the shareholders shall be taken for or against such increase which election shall be conducted in the same manner as is provided by clauses (e) and (f) of section 25 of this act for the holding of elections of directors The judges of election shall when the election is closed count the number of shares voted for and against such increase and declare whether the holders of a majority of the stock of such association have consented or refused to consent thereto and shall make out duplicate returns of said election stating the number of shares of stock voted for such increase the number voted against such increase and esubscribe and deliver the same to one of the chief officers of said association

(e) Certificate and Return It shall be the duty of such association if consent in given to the proposed increase to file in the office of the Secretary within thirty days after the meeting of shareholders the certificate of the chairman and secretary of said meeting with a certified copy of the resolutions of the board of directors and proofs of notice to shareholders in accordance with the provisions of clause (c) of this section

(f) Approval by Secretary If the Secretary shall be satisfied that the provisions of the law have been complied with he shall endorse his approval on said certificate of the chairman and secretary and shall notify the association thereof and shall at the same time furnish the Auditor-General with a certified copy of the certificate of the chairman and secretary of said meeting

(g) Pending Proceedings Any proceeding for increase of capital stock begun under existing law prior to and not completed at the date of approval of this act shall be consummated under the provisions of the law existing prior to the approval of this act

Section 24 Officers

(a) In General Every association shall elect annually its officers in such manner as shall be provided by the by-laws The number titles functions and compensation of the officers shall be determined by the board of directors when not otherwise provided for by the by-laws or by this act

(b) Eligibility The same individual shall not be at the same time a holder of more than one of the following offices president vice-president secretary treasurer or solicitor of any association nor shall any president vice-president secretary or treasurer be at the same time the holder of the office of conveyancer attorney or solicitor of any such association

Any association which has more than one of said offices held or filled at the same time by the same individual shall be liable to a fine in the sum of five hundred dollars to be collected by law process instituted by the Secretary

(c) Bonds The secretary and the treasurer of every association and such other officers and such employees as the board of directors shall designate shall before entering upon the performance of their duties furnish bonds to the association in such amount as the board of directors shall require with surety approved by the board of directors conditioned for the faithful performance of their duties

The Secretary shall have power at any time to require any such officer or employee during the term of his office or employment to furnish a bond in a greater amount than that required by the board of directors or with new or additional sureties

(d) Failure to Elect Officers No association shall cease or expire from neglect on the part of the board of directors to elect officers at the time mentioned in the charter or by-laws and all officers elected by such directors shall hold their offices until their successors are duly elected

Section 25 Directors

(a) Term of Office Qualifications The affairs of every association shall be managed by not less than five directors who shall be annually elected by the shareholders and shall hold office until their successors shall be elected and qualified

Every director shall during his term of office be a citizen of the United States and two-thirds of the directors shall during their terms of service be bona-fide residents of the Commonwealth of Pennsylvania

Every director shall be in his own right a shareholder in the association and every person elected as a director who after such election shall cease to be a shareholder in his own right shall forthwith cease to be a director of the association and his office shall be vacant

(b) Powers of Board The board of directors shall have power in any manner not inconsistent with the provisions of this act or of the by-laws to designate and regulate the manner in which the property of the association shall be transferred and the general business conducted and all the privileges granted by this act to any association shall be exercised and enjoyed by the board of directors except as herein otherwise provided

(c) Time and Notice of Elections Elections of directors shall be held annually at the meeting place of the association on a day to be designated in the by-laws or within ten days thereafter Notice of the time and place of holding the annual shareholders' meeting shall be given to the shareholders in writing by mailing the same to their last known addresses at least two weeks prior to the date of such meeting Provided that any association giving each shareholder on joining a copy of the by-laws in which the date of the annual election is fixed shall not be required to mail notices of annual elections but in such case notice by advertising shall be sufficient

(d) Filling Vacancies in Board Any vacancy in the board of directors caused by the death resignation or disqualification of any director shall be filled by election by a majority of the whole board and any director so elected shall hold office until the next annual election

(e) Vote at Elections In all elections for directors each shareholder shall be entitled to one vote on each share of stock held by him and each ballot shall have endorsed thereon the number of shares thereby represented

No share or shares issued or transferred within thirty days prior to any election for directors shall entitle the holder or holders thereof to vote at such election

Each shareholder shall be entitled to as many votes as shall equal the number of his shares of stock multiplied by the number of directors to be elected and may cast all of such votes for a single director or may distribute them among the number to be voted for or any two or more of them as he may see fit which right when exercised shall be termed cumulative voting

Shareholders may vote by proxy but no proxy shall be received or entitle the holder to vote unless the same shall be properly attested by the signature of a witness and shall bear date and have been executed within two months next preceding the meeting at which such proxy is offered

(f) Conduct of Elections Every election for directors shall be conducted by three judges not directors of the association appointed by the board of directors to hold said election and if one or more of said judges be absent the judge or judges present shall appoint a person or persons to fill the vacancy or vacancies The said judges shall respectively take and subscribe an oath or affirmation before

any officer authorized by law to administer the same well and truly accordingly to law to conduct such election to the best of their ability

The association shall furnish to such judges the stock ledger or a statement of the amount of its capital stock with the names of the holders thereof and the nmber of shares held by each respectively which statement shall be signed by the president and secretary of the association with an affidavit of the secretary thereto annexed that the same is true and correct to the best of his knowledge and belief

Such judges shall decide upon the qualifications of voters and when the election is closed shall determine whether the persons who shall have the greatest number of votes are qualified to be elected directors and shall decide and declare who are elected directors

(g) Meetings of Board On or before the next regular meeting day the directors duly qualified shall hold a meeting at which they shall organize and elect such officers as are provided for

The directors of every association should hold regular meetings at the time provided for by the by-laws

(h) Records The books papers and correspondence and the funds of every association shall at all times be subject to the inspection of the directors

The board of directors shall keep minutes of their proceedings in a book provided for that purpose and on any question when a director shall require it the yeas and nays shall be inserted on their minutes which minutes shall on demand be produced to the shareholders at any general meeting on request of the holders of a majority of the stock represented at the meeting and shall be subject also together with the other books and papers to the inspection of the Secretary

(i) Examinations and Reports by Board The board of directors of every association shall at least once in each year make or cause to be made by at least three of its shareholders of whom not more than one shall be a member of the board of directors or by accountants employed for that purpose a full examination of the books papers and affairs of the association and the loans thereof

As soon as any such examination is completed a full written report thereof signed by the persons making the same shall be placed on file with the association

(j) Compensation Any association by vote of the holders of a majority of the stock represented at any annual meeting or by provision of its by-laws adopted by the shareholders may allow and pay to its directors compensation for their services as such

(k) List of Shareholders The directors of every association shall cease to be kept by the secretary at all times a full and correct list of the names and residences of the shareholders and the number of shares held by each A copy of such list verified by the president and the secretary or the association shall at any time be furnished to the Secretary on demand

(l) Statement at Annual Meeting At each annual meeting of the shareholders of any association the directors shall lay before them a statement of the affaires of the association

(m) Communications from Department of Banking Every official communications directed by the Department of Banking to an association or to any officer thereof shall be submitted by the officer receiving it to the board of directors at the next meeting of such board and shall be duly noted in the minutes of such meeting

Section 26 Meetings of Shareholders

(a) Time Place Call and Notice The time and place of the regular meetings of the association and the method of calling and giving notice of special meetings shall be determined by the by-laws

(b) Stock Votes Whenever at any meeting of shareholders of an association a stock vote shall be taken on any question the same shall be governed by the provsions of clauses (e) and (f) of section 25 of this act relating to election of directors so far as applicable

Section 27 Amendments of Charter

(a) Procedure When any association shall desire to amend or alter its charter otherwise than by increasing the capital stock such asociation shall proceed in the following manner

After the adoption of a resolution authorizing such application by a majority of the board of directors ratified by a vote of a majority of the shareholders at a regular annual meeting or at a special meeting called for the purpose the association shall give notice of the intention to apply for such amendment by publication once a week for three weeks in two newspapers setting forth briefly the charter and objects of the desired amendment or amendments

The association shall prepare duplicate certificates under its corporate seal setting forth the character and objects of the desired amendment or amendments acknowledged by the president and the secretary of the association before any person authorized to take acknowledgements of deeds in this state which certificates together with proof of publication of notice as aforesaid shall then be produced to the secretary and there shall be paid to him by the corporation a fee of fifty dollars The Secretary shall thereupon examine said certificates and said proof of publication and if he shall find them to be in proper form and that such amendment or amendments will be lawful and beneficial and not injurious to the community and in accordance with the purposes of the charter or articles of association he shall approve thereof and endorse his approval thereon and transmit the same to the Governor

The Governor if he shall approve the same shall endorse his approval on both of said certificates with the date of the letters patent and shall cause letters patent under the great seal of the commonwealth reciting said amendment or amendments to be issued to the association The Governor shall thereupon forthwith transmit one of said certificates to the recorder of deeds in and for the county where the meeting place of the association is located and shall return the other certificate to the Secretary who shall file and preserve the same in his office and shall forthwith transmit to the Auditor-General a certified copy thereof

On receipt by said recorder of deeds of the certificate of amendment and on payment to him of his fees as provided by law in similar cases he shall forthwith record said certificate and index the same in the same book and in the same manner as charters of associations are by law required to be recorded and indexed and shall also note upon th margin of the record of the charter of such association if the same be recorded a reference to the book and page where such certificate of amendment is recorded and shall then deliver said certificate to the association When said certificate has been so recorded the same shall be deemed and taken to be a part of the charter of the association to all intents and purposes as if the same had originally been made a part hereof

(b) Method Exclusive Acceptance of Act and Constitution No association shall be permitted to amend or alter its charter otherwise than by increasing the capital stock except in the manner provided by clause (a) of this section and no such amendment or alteration shall be approved by the Secretary until the association if subject to the provisions of Section 6 of this act shall have filed with him a certificate accepting the provisions of this act and of the constitution of the commonwealth as provided by said section

Section 28 Alteration or Revocation of Charter The legislature reserves the power to alter revoke or annul the charter of any association organized under this act or accepting its provisions whenever in the opinion of the legislature it may be necessary for the public welfare in such manner however that no injustice shall be done to its stockholders

Section 29 Powers of Associations An association organized under the provisions of this act shall from the date of the letters patent issued as provided in section seventeen of this act be a body corporate but it shall transact no business except such as may be incidental to its organization until the recording of its certificate of incorporation in the office of the recorder of deeds as provided in section eighteen of this act

It shall have power

(a) General Corporate Powers To adopt a corporate seal and have succession by the name designated in its certificate of incorporation perpetually or for the term limited in said certificate from the date of the letters patent unless dissolved as provided by law and to contract sue and be sued complain prosecute and defend actions and suits as fully as a natural person and process against such association shall be served

in the same manner as process against corporations of this commonwealth in general is or may be required by law to be served

(b) Loans It shal have the power and franchise of loaning or advancing to its shareholders any moneys accumulated from time to time or any moneys borrowed by the association as provided in Section thirty of this act and the power and right to secure the repayment of such moneys and the performance of the other conditions upon which the loans are to be made by bond and mortgage or other security in such manner that the premiums taken by the said association for the preference or priority of such loans shall not be deemed usurious and so also that in case of non-payment of installments premiums or interest by borrowing stockholders payment of principal premiums and interest without deducting the premium paid or interest thereon may be enforced by proceeding on their securities according to law

(c) Purchase Sale and Lease of Real Estate It shall have the power and right to purchase or erect houses and to sell convey lease or mortgage the same at pleasure to its shareholders or others for the benefit of its shareholders

It shall also have full power to purchase lands and to sell and convey the same or any part thereof to its shareholders or others in fee simple with or without the reservation of ground rents but the quantity of land purchased by any association shall not in the whole exceed fifty acres and in all cases the lands shall be disposed of within ten years from the date of the acquisition thereof

It shall also have power to purchase at any sheriff's or other judicial sale or at any other sale public or private any real estate upon which such association may have or hold any mortgage judgment lien incumbrance or ground rent or in which said association may have an interest and the real estate so purchased or any other real estate that such association may hold or be entitled to to sell convey lease or mortgage at pleasure to any person or persons whatsoever

(d) Ground Rents It shall have power to purchase hold sell convey assign or extinguish ground rents

(e) Investment in United States and State Bonds It shall have power with the written consent of the Secretary to invest all or any part of its uninvested funds in bonds of the United States Government or of the Commonwealth of Pennsylvania

Section 30 Power to Borrow Money Any association shall have the right when a series of stock has matured or when application for loans by the shareholders thereof shall exceed the accumulation in the treasury to borrow such sum or sums of money to meet such demands not exceeding in the aggregate of such loans at any one time thirty-five per centum of the assets of said association at a rate of interest less than six per centum per annum and to secure the payment of the same by interest bearing order note or bond or by pledge of bonds of the United States Government or the Commonwealth of Pennsylvania as collateral said loans to be repaid out of the accumulations in the treasury as soon as sufficient is paid in and there is no demand therefor by borrowing shareholders

Section 31 Applications for Loans and Commissions for Procuring Loans All applications to any association for loans except loans to be secured solely by assignment of shares of stock of the association shal be in writing and shall be signed by the applicant or his duly authorized agent or attorney and shall state whether or not a commission reward gift or other thing of value is to be paid or given to any person in the event of the loan granted and if so the rate of commission or the nature and value of the reward gift or other thing and to whom the same is to be paid or given . Should the application state that the commission reward gift or other thing of value is to be paid or given to an officer or director of the assocoation such officer or director shall not vote upon the application for the loan when the same is presented for action or take any part in advocating the same beyond stating the mere facts of the application The facts as to such commission reward gift or other thing of value including the rate or value thereof and the name of the person to whom the same is to be paid or given shall be entered upon the minutes of the association when the application is approved Should any commission reward gift or other thing of value be paid or delivered to an officer or director of the association for obtaining the loan the facts shall be fully disclosed to the officers and directors of the association and the same shall not exceed in rate or value three per cent on any loan to be secured by first mortgage or first lien or 5 per cent on any loan to be secured by mortgage or lien other than a first mortgage or first lien

No officer or director of an association shall be permitted to receive charge or exact any commission reward gift or other thing of value for obtaining a loan unless he shall be an attorney at law practicing in this Commonwealth or a real estate broker duly licensed under the laws of this Commonwealth Under no circumstances shall any commission reward gift or other thing of value be received charged or exacted for the procuring of a loan from an association from any person who is a shareholder thereof at the time he applies for such loan

The term "officer" as used in this section shall include the solicitor or conveyancer of an association Any officer or director of an association who shall receive charge or extract any commision reward gift or other thing of value either directly or indirectly in violation of any of the provisions of this section or without full disclosure of the facts as herein provided shall be guilty of a misdemeanor and on conviction thereof shall be subject to pay a fine not exceeding five hundred dollars and shal forfeit his office and be removed therefrom and shall be ineligible for re-election

Section 32 Loans

(a) Bidding for Loans Premiums At the stated meetings of the directors of every association the money in the treasury if over the amount fixed by the charter as the full value of a share shall be offered for loan in open meeting and the shareholder who shall bid the highest premium for the preference or priority of loan shall be entitled to receive a loan of not more than the amount fixed by the charter as the full value of a share for each share of stock held by such shareholder Provided That a shareholder may borrow such fractional part of the amount fixed by the charter as the full value of a share as the by-laws may provide

Any association may receive bids of premiums or bonus for the preferenc or priority of loan in writing whether from members or from persons who are not members but intend to become such if loans are obtained by them or to receive such bids from others duly authorized in writing by members or by persons intending to become such so to bid Provided That such bids shall be received only in open meetings The directors may establish rules and regulations not inconsistent herewith for the receiving of such bids and the allotment of loans to the persons making or authorizing such bids and no premiums or bonus payable on such loans shall be deemed usurious by reason of the fact that any such bid was made or authorized in writing

Good and ample security as prescribed by the by-laws of the association shal in all cases be given by the borrower to secure the repayment of the loan If the borrower shall neglect to offer security or shall offer security that is not approved by the board of directors by such time as the by-laws may prescribe he shall be charged with legal interest together with any expenses incurred and the loss of premium if any on a resale and the money may be resold at the next stated meeting

(b) Loans without Bidding It shall be competent and lawful for the borrower from any association, to agree in writing upon a given rate of premium not to exceed two per centum per annum upon the amount of the loan in addition to the interest to be paid upon such loan without bidding for preference or priority and no premium contracted for under this clause without bidding shall be deemed usurious although in excess of the legal rate of interest

(c) Straight Bond and Mortgage for Portion of Loan Any association may permit shareholders when loans are granted to secure the repayment thereof if so desired by giving to the association a straight bond and mortgage which shall be a first mortgage on real estate for a fixed period for an amount not to exceed one half of the loan and upon such other terms and conditions as may be agreed upon and for the remainder of the loan which shall be on shares of the association an installment bond and mortgage on real estate in form now provided by law Provided That

it shall not be unlawful to collect premiums or fines on such straight bond and mortgage

(d) Payment of Premiums in Installments Any association may in addition to dues and interest charge and receive the premium or bonus bid by a shareholder or agreed to be paid by a shareholder as aforesaid for preference or priority of right to a loan in periodical installments and such premium or bonus so paid in installments shall not be deemed usurious but shall be taken to be a payment as it falls due in contra-distinction to a premium charged and paid in advance and insofar as said premium or bonus so charged and paid is in addition to dues and interest the same shall be lawful any law usage or custom to the contrary notwithstanding

(e) Deduction of Interest in Advance Any association may charge and deduct interest in advance in lieu of premiums for preference or priority of right to a loan

(f) Fines and Penalties Fines or penalties for the non-payment of installments of dues interest and bonus or premium not exceeding two per centum per month on all arrearages shall not be deemned usurious and the same together with the premiums and interest on the permiums may be collected as debts of line amount are now by law collected in this commonwealth

(g) Repayment of Loans The borrower may repay a loan at any time and in case of the repayment thereof before the maturity of the share pledged for said loan the borrower may insist upon having his mortgage satisfied of record and his shares re-assigned and returned to him or at the option of the borrower there shall be refunded to him (if the premiums bonus or interest shall have been deducted in advance) such proportions of the premiums bonus or advance interest as the by-laws may determine Provided that in no case shall the association retain more than one one-hundredth of said premiums or bonus for each calendar month that has expired since the date of the meeting at which the loan was made or if interest was deducted in advance it shall retain only the interest due on the loan up to the time of settlement and such borrower shall receive the withdrawal value of the shares pledged for said loan and the shares shall revert back to the association

(h) Non-payment of Installments Collection In case of non-payment of installments of stock premiums dues interest or fines by borrowing shareholders for the space of six months where the loan to the shareholder is secured by a first lein on real estate and for the space of three months where the loan is otherwise secured payment of the same together with the full principal of the loan may be enforced by proceeding on their securities according to law and the moneys so recovered shall be paid into the treasury of the association for such uses (loans or other wise) as may be deemed proper by the association and if the said moneys so recovered together with the withdrawal value of the shares of such have required according to clause (g) of this section to have voluntarily repaid the loan together with all the expenses incurred by the association such excess shall be repaid to such defaulting borrower

(i) Temporary Loans to Other Associations When there are moneys remaining in the treasury of any association unapplied for by any of its shareholders and not required to pay withdrawals and matured stock and borrowed money and if any it shall be lawful for the board of directors to make temporary loans of such moneys to other associations on interest bearing order or bond Provided That such order note or bond shall not bear a higher rater of interest than the lawful rate and provided further that the board of directors of any association shall not lend to any one other association more than ten per centum of the assets of the lending association and that not more than twenty-five per centum of said assets in the aggregate at any one time may be lent to other associations

(j) Restrictions on Mortgage Loans An association shall not lend to any one person or corporation an amount exceeding at any time ten per cent of the total net assets of such association at the time such loan is made Provided that this restriction shall not apply to loans of ten thousand dollars or less

An association shall not lend upon the security of a mortgage of real estate unless the mortgage is made in the name of the association nor shall it make such a loan unless a bond shall accompany the mortgage and all the expenses of searches examinations certificates of title appraisal of value or title insurance and of drawing perfecting and recording papers shall be paid by the borrower

Whenever buildings are included in the valuation of any such real estate they shall be insured against fire by the borrower in such amount as is prescribed by the by-laws of the association and in a company or companies approved by the association and the policy or policies of insurance shall be duly assigned to the association or the loss made payable to it as its interest may appear The association may renew such policy or policies from year to year or for a longer or a shorter time in case the borrower shall neglect to do so and may charge the amount paid to said borrower. All necessary charges and expenses so paid by the association shall be repaid to it by the borrower and shall be a lien upon the property mortgaged recoverable with interest from the time of payment as part of the money secured to be paid by such mortgage

Section 33 Prohibition of Soliciting Deposits

No association shall solicit by advertisement or otherwise the deposit of money with it otherwise than as payment in full or on account of subscriptions for stock of such association and every association violating the provisions of this section shall be subject to a penalty of one hundred dollars for each such offense which penalty shall be recoverable by the Secretary by action at law

Sectin 34 Reserve Fund for Contingent Losses

Every association shall set aside from the net profits a sum not less than two per centum thereof of each year as a reserve fund for the payment of contingent losses until the total amount of such fund so set aside shall equal five per centum of the assets of such association and such fund shall be invested in the same manner as other funds of the association are invested Provided That no association shall reduce the dividend or interest payment on voluntary withdrawal as fixed by the board of directors or its by-laws for the purposes of the reserve fund and all such funds heretofore accumulated by any association from its profits not in excess of five per centum of the assets are hereby confirmed and made valid Provided further That if at any time the assets of the association shall become reduced in amount and the contingent fund shall thereby exceed five per centum of the remaining assets of the association then at the next dividend period the amount in excess of five per centum in said contingent fund shall be transferred to the general profit account of such association

Section 35 Reports and Accounts

(a) Liabilities and Assets In all reports furnished by any association to the Secretary courts of law or other supervisory authorities the aggregate of its liabilities shall be set out in full

It shall not be lawful to conceal any assets of an association but a record shall be kept of the same

Violation of any of the provisions of this clause shall be deemed a misdemeanor on the part of any officer or employe of an association committing the same who shall upon conviction thereof be punished by a fine not exceeding one thousand dollars or imprisonment for one year or both at the discretion of the court and it shall be the duty of the Secretary on discovery by report or otherwise of said misdemeanor to institute criminal proceedings in form and manner provided by law

(b) Book Value of Real Estate No association shall except with the written approval of the Secretary enter or at any time carry on its books any real estate owned by it at a valuation exceeding its actual cost to the association

(c) Methods of Bookkeeping Every association shall conform its methods of keeping its books and records to such general rules and regulations and such special orders s the Secretary may from time to time make and promulgate in conformity to law

Section 36 Reorganization after Taking over by Secretary of Banking

(a) Return of Affairs of Association by Secretary Whenever the Secretary shall have taken over the affairs of any association to liquidate the same or to conserve its assets he shall have power to return the affairs of such association to the shareholders thereof under a plan of reorganization approved by him and by the owners of at least seventy per centum of the stock thereof

(b) Refusal of Shareholder to Consent to Plan Valuation of Interest In case any shareholder shall refuse to consent to such plan of reorganization or to continue longer

as a shareholder the value of his interest in the assets of the association shall be determined and fixed by the Secretary and sufficient assets of the association to protect the interest of any such shareholder shall be invested under the supervision of the Secretary and shall be kept so invested for a period of two years After such two year period the value of interest of each such shareholder including the value of the interests in the assets of the association of persons refusing to continue as shareholder under the plan of reorganization shall again be fixed and determined with the consent of the Secretary and when so fixed and determined the amount to which each such person not continuing as a shareholder is entitled shall be forthwith paid to him by the association and the association shall be relieved from further liability to such persons

(c) Appeal Any person aggrieved by any action of the Secretary in fixing or approving the value of the interest of any person under this section may appeal therefrom by petition within thirty days after notice thereof from the Secretary to the Court of Common Pleas of Dauphin County which shall hear all the facts and make such order either affirming or modifying the action of the Secretary as to it may appear proper The action of the court shall be final

Section 37 Voluntary Dissolution Any association may be dissolved and go into liquidation in the following manner

(a) Call of Shareholders' Meeting The board of directors or any twenty shareholders of the association being together the owners of one twentieth part of the capital stock or the holders of a majority of the capital stock may at any time call a meeting of the shareholders for the purpose of inquiring into the expendiency of dissolving the association and liquidating and winding up its affairs giving at least thirty days' written notice by registered mail return receipt requested to all shareholders specifying the time place and object of such meeting Proof by affidavit or return registry receipts of due service of such notice shall be filed in the office of the association before or at the time of such meeting

(b) Vote of Shareholders Certificate and Advertisement At such meeting the shareholders shall vote upon the question whether or not the association shall be dissolved and the business would up The meeting shall be conducted and the vote taken in the manner provided for by clauses (e) and (f) of section 25 of this act relating to elections of directors so far as applicable

If the owners of at least two-thirds in amount of the entire capital stock shall vote in the affirmative on such question it shall be the duty of the board of directors to cause a copy of the minutes of such meeting verified by the chairman and secretary of the meeting together with a certified copy of the resolution of the board of directors calling such meeting or of the call issued by share holders as the case may be forthwith to be filed with the Secretary and to cause notice thereof to be served upon all creditors of the association so far as known to the board of directors and to be advertised in a newspaper once a week for four successive weeks calling upon such creditors to present their claims for payment

(c) Certificate of Dissolution Distribution of Asests Upon the completion of such advertising and the presentation to the Secretary of satisfactory proofs of publication the Secretary shall forthwith issue to the association a certificate of dissolution whereupon the association shall cease to do business and the board of directors then in office shall thenceforth act as liquidating trustees of the association and shall proceed to collect all its assets and distribution the same in accordance with the provisions of section thirty-nine of this act Provided That no distribution among shareholders shall be made until the liquidating trustees shall have produced to the Secretary satisfactory proof that all debts of the association have been paid and the Secretary shall have made an order authorizing distribution among shareholders

Section 38 Dissolution on Expiration or Forfeiture of Charter Whenever the charter of an association shall expire by limitation or shall be forfeited the affairs of such association unless the case be one in which the Secretary shall be authorized to take possession under the provisions of the law shall be liquidated in accordance with section thirty-seven of this act

Section 39 Distribution of Assets In case of any distribution of the money funds property or other assets whatsoever of any association in the course of its liquidation whether voluntory or involuntary distribution shall be made and preferred in the following order namely

First To the payment and discharge of all liabilities of such assoctiation

Second The residue if any shall be distributed among the shareholders of the association according to their respective legal rights

Section 40 Conveyances after Expiration of Charter or Voluntary Dissolution All deeds of conveyance of lands situate within this Commonwealth hereafter made by any association after the term for which it was incorporated shall have expired or after such association shall have been voluntarily dissolved shall be as good and effectual and have the same force and effect for passing title to the lands so conveyed as though executed during the period of its chartered existence Provided That this section shall only be construed so as to enable such association to collect and divide its assets and wind up its affairs and not to allow it to transact new business

Section 41 Suits after Expiration of Charter or Voluntary Dissolution Any association may bring and maintain suits and carry on those already brought in its corporate name on all judgments bonds mortgages notes or other evidences or debt or obligations due it or for monthly dues interest or any demand owing to it and proceed to judgment and execution notwithstanding its charter may have expired or it may have been voluntarily dissolved and the officers last elected or the survivors of them shall be the officers to represent said corporation for such purposes and if no officer survives the shareholders may elect others for such purpose in accordance with the by-laws Provided That this section shall only be construed so as to enable said association to collect and divide its assets and wind up its affairs and not allow it to transact new business

Section 42 Foreign Associations

(a) Forbidden to do Business without Certificate from Secretary No mutual saving fund building building and loan or cooperative loan association or corporation or other association company or corporation by whatsoever name it may be called (all of which are hereinafter designated in this section as "association") claiming to have the right under its charter to take premiums for the preference or priority of loans incorporated under the laws of any other state or foreign government shall do any business within this Commonwealth without having fully complied with the requirements of this act and without first having received a certificate from the Secretary certifying that it has fully complied therewith and authorizing it to do business in the Commonwealth and no person shall act as agent solicitor or local treasurer of any association within this commonwealth in any manner whatsoever relating to the sale of stock of such association soliciting subscriptions or receiving payments therefor soliciting applications for loans or receiving payments on account of dues fines or premiums upon stock or loans or in any manner relating to the business usually transacted by such association until such association shall have received such aforesaid certificate from the Secretary and until such agent solicitor or local treasurer shall himself have received a certificate from the Secretary authorizing him to act on behalf of such association Provided That any such association doing business within this commonwealth prior to the first day of September one thousand nine hundred and one and having prior to said date stock and loans or either thereof outstanding in this commonwealth may continue either directly or through its agents to collect installments interest dues and premiums thereon but the issuing of any new stock soliciting subscriptions therefor placing new loans or soliciting applications therefor or receiving payments on accounts of installments dues fines interest or premiums upon such new stock or loans or transacting any other business within this commonwealth other than such as relates to stock issued or loans made prior to said date shall be deemed a violation of this clause

(b) Solvency Deposit of Securities No association described in clause (a) of this section shall be authorized by the Secretary to do business within the commonwealth until it shall satisfactorily appear to the Secretary that such association is solvent and has deposited with some trust company of this commonwealth to be approved by the Secretary the sum of at least one hundred thousand dollars in bonds

of the United States of the State of Pennsylvania or of cities counties boroughs or school districts of this commonwealth as security for the creditors and shareholders thereof residing in this commonwealth None of the securities so deposited shall be withdrawn by any such association without the permission of the Secretary in writing and under the seal of his office and no such withdrawal shall be permitted which will reduce the amount so deposited to less than the sum of one hundred thousand dollars Exchanges of such bonds may be made from time to time with the approval of the Secretary and if any of said bonds are called in for payment the proceeds thereof shall remain in the hands of the depositary until other bonds of the classes above mentioned shall be substituted in like amount for the bonds so paid whereupon such depositary shall with the permission in writing of the Secretary pay over such proceeds to the association depositing said bonds When any such association shall desire to discontinue its business within this commonwealth it may apply to the court of comon pleas of Dauphin County by petition setting forth its resources and liabilities within and without this comonwealth and particularly its liabilities to creditors and shareholders within this commonwealth and thereupon after due hearing of which hearing the Secrearry shall have such notice as the said court may determine the said court may make such order as will permit the withdrawal of said bonds or a part thereof and will at the same time fully protect the rights or all creditors and shareholders of such association residing in this comonwealth Trust companies acting as depositaries under this section shall pay over the income of the bonds deposited with them as aforesaid to the association depositing them Every such association shall procure from its depositary trust company a report in writing signed and sworn to by the president or treasurer of such trust company and shall file the same with the Secretary semi-annually on the first day of January and first day of July in each year such report to set forth the amounts and kinds of bonds deposited by the association as aforesaid and upon failure to file such report within thirty days after the time fixed as aforesaid for making such reports the certificate authorizing such association to do business in this commonwealth shall be subject to revocation in the manner provided in clause (f) of this section The trust company selected by any such association as its depositary of bonds under this clause may be changed from time to time by such association with the approval in writing of the Secretary

(c) Application for Certificate Any association described in clause (a) of this section desiring a certificate authorizing it to do business within the Commonwealth shall present to the Secretary its application therefor under its seal accompanied by a statement subscribed and sworn or affirmed to by its president or other principal officer and its treasurer setting forth in such form and in such detail as the Secretary may prescribe its resources and liabilities and the Secretary may before issuing such certificate require such further information under oath or affirmation as he may deem necessary for the purpose of fully ascertaining the solvency of such association and such application shall be further accompanied by a fee of one hundred dollars No such association shall receive such certificate authorizing it to do business within this Commonwealth or do business therein until it has filed with the Secretary a written stipulation under its seal agreeing that any legal process affecting such association served on the Secretary or a person designated by him shall have the same effect as if actually served on such association within this state and so long as any liability of such stipulating association to any resident of this state continues such stipulation shall not be revoked or modified and the term process as used herein shall include all process whatever whether mesne or final and all rules notices orders or decrees in any judicial proceeding whatsoever within this Commonwealth And any such process may be served in any county of this Commonwealth in which the president or other principal officer secretary treasurer or general manager of such association or the Secretary or the person designated by the Secretary to receive service of process for such association resides or may be found or in the county in which the office of the Secretary is located and for the purpose of effecting such service the sheriff constable or other officer to whom such process is directed may deputize the sheriff constable or other officer in the county in which such president or other principal officer secretary treasurer or general manager or the Secretary or the person designated by the Secretary resides or may be found or in the county in which the office of the Secretary is located to serve the same and the fees of the officers serving such process shall be the same as are by law allowed for the service of similar process in other cases together with mileage allowed by law in such cases the distance to be computed from the residence of the officer serving or executing such process and no further

Whenever any such process shall be served upon the Secretary or the person designated by him as aforesaid a copy thereof shall forthwith be sent by mail to the association involved

(d) Certificate to Authorized Agents et cetera Any association described in clause (a) of this section and authorized to do business within this Commonwealth may from time to time designate to the Secretary in writing and under its seal any agents solicitors or local treasurers whom it desires to have authorized to do business for it within this Commonwealth and thereupon the Secretary shall issue a certificate to each of said agents solicitors or local treasurers authorizing him to act on behalf of such association A fee of one dollar shall be paid to the Secretary for every such certificate Each certificate issued under this clause shall expire at the end of one year from its date and may upon the payment of a like fee be renewed from year to year until the Secretary has been notified that the authority of such agent solicitor or local treasurer has been revoked by the association appointing him

(e) Supervision by Department of Banking Liability to Assessment Every association described in clause (a) of this section and authorized to do business within this Commonwealth shall be subject to inspection and supervision by the Department of Banking of this Commonwealth and liable to pay to the Secretary a proportionate share of the expense of the said Department in the same manner as associations incorporated under the laws of this Commonwealth

(f) Insolvency Fraud or Irregularity Whenever it shall appear to the Secretary that any association described in clause (a) of this section and authorized to do business within this Commonwealth is insolvent or is conducting its business fraudulently or is in any manner doing business contrary to the provisions of this section or the laws of this Commonwealth governing domestic associations it shall be the duty of the Secretary to communicate the facts to the Attorney General whose duty it shall be to apply to the court of common pleas of the county of Dauphin or in vacation to any of the judges thereof for an order requiring said association to show cause why its certificate authorizing it to do business within this Commonwealth should not be revoked Upon the return of said order the said court shall hear the allegations and proofs of the respective parties and if it shall thereupon appear that said association is insolvent or is conducting its business fraudulently the said court shall make an order revoking such certificate but if it shall appear that such association is doing business contrary to law but without any fraudulent intent the said court may either revoke such certificate or make such other order as to it may seem meet and proper Immediately upon the granting by said court of any order revoking the certificate authorizing any such association to do business within this Commonwealth it shall be the duty of the Secretary to revoke all certificates granted to agents solicitors or local treasurers of such association and to notify in writing such agents solicitors and local treasurers of such revocation

(g) Penalty Misdemeanor Any association described in clause (a) of this section doing business within this Commonwealth without having first received from the Secretary a certificate authorizing it so to do or having received such certificate doing business within this Commonwealth after five days from the date of the mailing of a notice of the revocation of such certificate by the Secretary to the principal office of such association shall be subject to a penalty of one hundred dollars for each day during which such illegal business is transacted to be recovered by the Secretary by action at law and to be payable out of the securities deposited by such association as provided by clause (b) of this section and shall be prohibited from doing business within this commonwealth until such penalty is fully paid

Any person violating the provisions of clause (a) of this section or any person acting as agent solicitor or local

treasurer of any such association after the certificate authoizing it to do business within this commonwealth has been revoked and knowing that the same has been revoked shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than fifty dollars nor more than five hundred dollars and upon conviction of a second offense shall be sentenced to pay a like fine and undergo an imprisonment not exceeding one year or either in the discretion of the court

Section 43 Repealer The following acts and parts of acts of assembly are hereby repealed as respectively indicated The repeal of the first section of an act shall not repeal the enacting clause and the repeal of a repealing act shall not revive the act or acts repealed thereby

Sections 4 to 8 inclusive of an act entitled "A supplement to an act entitled 'An act to prevent waste in certain cases within this Commonwealth' passed the twenty-ninth day of March one thousand eight hundred and twenty-two to land and building associations giving the Court of Susquehanna county jurisdiction in a certain case relative to the service of process in certain cases to party walls in West Philadelphia to the proof of a certain will to the sale and purchase of certain burial grounds in Philadelphia to the laying of gas pipes in the district of Moyamensing to the release of certain sureties in Erie county to the State Lunatic hospital realtive to the service of process against sheriffs to the rights of married women to ground rents and relating to foreign insurance companies" approved April twenty-second one thousand eight hundred and fifty Pamphlet Laws five hundred and forty-nine absolutely

Section 16 of an act entitled "An act in relation to the boundary lines between the counties of Erie and Crawford, and the counties of Bedford and Blair and Bedford and Cambria to incorporate the Shermansville plank road company relative to a justice of the peace and erecting Steuben township in Crawford county in relation to the Comberland road to the City of Pittsburgh and to building associations" approved May third one thousand eight hundred and fifty Pamphlet Laws six hundred and seventy-nine absolutely

Section 5 of an act entitled "An act relative to the election of trustees of the Philipsburg meeting house in Centre County to the appointment of commissioners to mark the boundary lines between the counties of Centre and Mifflin and Huntingdon and Centre to the election of trustees of the Old Columbia Public Ground Company of the borough of Columbia Lancaster county to hawkers and pedlers in Northumberland county and relative to the power of certain courts of Common Pleas and authorizing Joseph Ruffhead to sell and convey certain real estate and extending the charter of the Rock Cabin and Tangascootac Railroad Company" approved April twelve one thousand eight hundred and fifty-one Pamphlet Laws four hundred and forty absolutely

An act entitled "An act relative to land and building associations" approved March seventh one thousand eight hundred fifty-three Pamphlet Laws one hundred fifty-five absolutely

An act entitled "An act to extend the provisions contained in the fourth fifth sixth seventh and eighth sections of an act entitled 'A Supplement to an act entitled "An act to prevent waste in certain cases within this Commonwealth relative to Land and Building associations, et cetera approved the twenty-second day of April one thousand eight hundred and fifty' to certain counties" approved April ninth one thousand eight hundred fifty-five Pamphlet Laws two hundred eight absolutely

An Act entitled "An Act extending the provisions of the act of the twenty-second April one thousand eight hundred and fifty and its supplements relating to Mutual Savings Fund and Building Associations to Lycoming and Clinton Counties" approved April twenty-sixth one thousand eight hundred fifty-five Pamphlet Laws three hundred eighteen absolutely

Section 3 of an act entitled "An Act relating to corporations and to estates held for corporate religious and charitable uses" approved April twenty-sixth one thousand eight hundred fifty-five Pamphlet Laws three hundred twenty-eight so far as the same relates to building and loan associations

An act entitled "An Act extending the laws authorizing the incorporation of Savings Fund Land Building and Loan Associations to Lehigh Northampton and Dauphin counties" approved May seventh one thousand eight hundred fifty-five Pamphlet Laws four hundred eighty-one absolutely

An act entitled "An Act relative to investments by building associations" approved May eighth one thousand eight hundred fifty-five Pamphlet Laws five hundred nineteen absolutely

An act entitled "A Supplement to an act relative to investment by building associations approved May eighth one thousand eight hundred and fifty-five" approved May eighth one thousand eight hundred fifty-eight Pamphlet Laws hundred thirty-seven absolutely

An act entitled "An Act authorizing savings institutions insurance and trust companies and loan associations to make investments in ground rents" approved April twenty-first onet housand eight hundred fifty-eight Pamphlet Laws four hundred twelve so far as the same relates to building and loan associations

An act entitled "An act to confer on certain associations of the citizens of this Commonwealth the powers and immunities of corporations and bodies politic in law and to confirm charters heretofore granted" approved April twelfth one thousand eight hundred fifty-nine Pamphlet Laws five hundred forty-four absolutely

An act entitled "An act to facilitate the winding up of the affairs of saving fund building and loan associations incorporated by the court of common pleas for the city and county of Philadelphia" approved April thirty one thousand eight hundred sixty-four Pamphlet Laws six hundred sixty-seven absolutely

Section three of an act entitled "An act enlarge the jurisdiction of the courts of common pleas of this Commonwealth relative to granting charters of incorporation and confirming those heretofore granted" approved March twenty-six one thousand eight hundred sixty-seven Pamphlet Laws forty-four so far as the same relates to building and loan associations

An act entitled "A supplement to the acts relating to building and loan associations conferring additional powers upon the court of common pleas of the county of Philadelphia" approved February eighteen one thousand eight hundred and sixty-nine Pamphlet Laws two hundred and one absolutely

An act entitled "An act to enable building saving and loan associations to collect debts after the expiration of their charters" approved April twenty-sixth one thousand eight hundred and sixty-nine Pamphlet Laws one thousand two hundred and twenty-three absolutely

Section thirty-seven of an act entitled "An act to provide for the incorporation and regulation of certain corporations" approved April twenty-ninth one thousand eight hundred and seventy-four Pamphlet Laws seventy-three absolutely

An act entitled "An act to permit conveyances of lands made by savings fund building and loan associations after expiration of the term of their chartered existence" which became a law April seventeenth one thousand eight hundred and seventy-six Pamphlet Laws forty-one so far as the same relates to building and loan associations.

An act entitled "An act relating to mutual saving fund building and loan associations regulating the mode of charging premiums bonus or interest in advance of withdrawals or repayment and colection of loans also restricting the power to levy excessive fines and defining the rights and liabilities of married women stockholders and prescribing the non-application to these associations of the bonus tax and registry laws for corporations" approved April tenth one thousand eight hundred and seventy-nine Pamphlet Laws sixteen so far as the same relates to building and loan associations

An act entitled "A supplement to an act entitled 'An act to provide for the incorporation of certain corporations approved the twenty-ninth day of April one thousand eight hundred and seventy-four' so far as relates to section thirty-seven relating to building and loan associations" approved June second one thousand eight hundred and ninety-one Pamphlet Laws one hundred and seventy-four absolutely

An Act entitled "An Act amending an act entitled 'A supplement to an act entitled "An act to provide for the incorporation of certain corporations" approved the twenty-ninth day of April one thousand eight hundred and seventy-four so far as it relates to section thirty-seven relating to building and loan associations' approved June second one thousand eight hundred and ninety-one giving

such associations the right when a series of stock has matured or when applications for loans by the stockholders thereof shall exceed the accumulations in the treasury to make temporary loans" approved June twenty-fifth one thousand eight hundred and ninety-five Pamphlet Laws three hundred and three absolutely

An Act entitled "An act regulating foreign mutual savings fund or building and loan associations doing business with this Comonwealth and prescribing an annual license fee to be paid by such associations" approved May eleventh one thousand nine hundred and one Pamphlet Laws one hundred and fifty-three absolutely

An Act entitled "An Act conferring upon mutual savings fund or building and loan associations now incorporated or hereafter to be incorporated the right to receive in writing bids or premium for priority and making valid all such bids heretofore accepted" approved June fourth one thousand nine hundred one Pamphlet Laws four hundred three absolutely

An Act entitled "An act regulating the change of corporate titles" approved April twenty-second one thousand nine hundred three Pamphlet Laws two hundred fifty-one so far as the same relates to building and loan associations

An act entitled "An act requiring banks trust companies savings fund societies building and loan associations bond and investment companies provident associations and all other corporations under supervision of the commissioner of banking to furnish receipt in full to each depositor or investor for moneys received which shall also be entered in full on books of the company statement of liabilities to be set out in full in all reports to Commissioner of Banking or other supervisory authorities statements of all moneys borrowed to be placed in full as liabilities on books of the company violation of provisions of this act a misdemeanor and penalty therefor" approved June twelfth nine thousand nine hundred seven Pamphlet Laws five hundred twenty-five so far as the same relates to building and loan associations

An act entitled "An act to prevent any individual from holding at the same time more than one of the offices of president vice-president treasurer or solicitor of any building and loan association incorporated under the laws of this commonwealth and providing a penalty for the breach thereof" approved April twenty-ninth one thousand nine hundred and nine Pamphlet Laws two hundred eighty-nine absolutely

An act entitled "An act enlarging the powers of mutual savings fund or building and loan associations authorizing them to accumulate a reserve fund to pay contingent losses and validating such funds heretofore accumulated to permit members to secure the repayment of one-half of their loans by a straight bond and mortgage for a fixed term and authorizing said associations to make loans in certain cases upon a stipulated premium and further authorizing them to loan money to other like associations under certain conditions and repealing all laws inconsistent with this act" approved May fourteenth one thousand nine hundred thirteen Pamphlet Laws two hundred five absolutely

An act entitled "An act to amend section five of an act approved the tenth day of April one thousand eight hundred and seventy-nine entitled 'An act relating to mutual saving fund building and loan associations regulating the mode of charging premiums bonus or interest in advance of withdrawls of repayment and collection of loans also restricting the power to levy excessive fines and defining the rights and liabilities of married women stockholders and prescribing the non-application to these associations of the bonus tax and registry laws for corporations" approved July fifth one thousand nine hundred and seventeen Pamphlet Laws six hundred and seventy-five absolutely

An Act entitled "An act to amend section one of an act approved the twenty-ninth day of April one thousand nine hundred nine entitled 'An act to prevent any individual from holding at the same time more than one of the offices of president vice-president secretary treasurer or solicitor of any building and loan association incorporated under the laws of this Commonwealth and providing a penalty for the breach thereof" by prohibiting the president vice-president secretary or treasurer from holding the office of conveyancer" approved July fifth one thousand nine hundred and seventeen Pamphlet Laws six hundred and eighty absolutely

An act entitled "An act permitting building and loan associations to invest their uninvested funds in bonds of the United States issued for war purposes and validating investments heretofore made by such associations in bonds of the United States government issued for war purposes" approved April eighteenth one thousand nine hundred and nineteen Pamphlet Laws fifty-five absolutely

An act entitled "An act permitting building and loan associations to make temporary loans and to secure payment by pledge of bonds of the United States issued for war purposes" approved July ninth one thousand nine hundred and nineteen Pamphlet Laws eight hundred and eight absolutely

An act entitled "An act to amend section thirty-seven clause nine of the act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) entitled 'An act to provide for the incorporation and regulation of certain corporations increasing the powers of building and loan associations to purchase and hold real estate" approved May fifth one thousand nine hundred and twenty-one Pamphlet Laws three hundred and eighty absolutely

An act entitled "An Act authorizing the reorganization of building and loan associations and savings and loan associations with the approval of the Banking Commissioner requiring the interest of all stockholders thereof to remain in the association for a period of two years and providing for the payment at the end of such period of their respective interests to stockholders who failed to approve the plan of reorganization" approved June fourteenth one thousand nine hundred and twenty-three Pamphlet Laws seven hundred and seventy-eight absolutely

All other acts of assembly or parts thereof that are in any way in conflict or inconsistent with this act or any part thereof are hereby repealed

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

## REPORTS FROM COMMITTEES.

Mr. SCHANTZ. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SCHANTZ, from the Committee on Appropriations, reported as amended, Senate Bill No. 407, entitled:

A Joint Resolution providing for the continuation of the Commision appointed in accordance with the provisions of a joint resolution approved the fourtenth day of June, one thousand nine hundred and twenty-three, (P. L. 750), entitled "A Joint Resolution constituting a commission to examine the tax laws of the Commonwealth and of other States and countries, and to prepare and submit bills to carry into effect its recommendations; prescribing the powers and duties of said commission; and making an appropriation;" providing for additional members; and making an appropriation.

## BILL RECOMMITTED.

Mr. BALDWIN. Mr. President, I move that Senate Bill No. 390 on third reading, entitled:

An Act abolishing the publication of mercantile appraisers' lists

be recommitted to the Committee on Finance.

Mr. FREEMAN. Mr. President, I second the motion.

The motion was agreed to.

## REPORT FROM COMMITTEE.

Mr. BUCKMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN, from the Committee on Public Roads and Highways, reported as amended, Senate Bill No. 182, entitled:

An Act establishing certain public roads as State highways and providing for their construction and maintenance at the expense of the Commonwealth.

## REPORTS FROM COMMITTEES.

Mr. DAVIS. Mr. President, I ask unanimous consent to make report from Committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. DAVIS, from the Committee on New Counties and County Seats reported as committed, Senate Bill No. 136, entitled:

An Act to repeal the act approved the twentieth day of May, one thousand nine hundred and thirteen, (P. L. 241), entitled "A supplement to an act approved the twenty-third day of April, one thousand nine hundred three, entitled 'An Act to designate a uniform date when the commissioners of the several counties shall issue their precepts to assessors to make the triennial assessments, and the reassessment between the periods of the triennial assessment of property, and fixing the time for the return thereof,' as amended."

## BILL INTRODUCED.

Mr. DeWITT. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. It there objection? The Chair hears none.

Mr. DeWITT, read in his place and presented to the Chair Senate Bill No. 494, entitled:

An Act making an appropriation to the State Hospital of Nanticoke, Nanticoke, Luzerne County, Pennsylvania.

Which was committed to the Committee on Appropriations.

## BILLS INTRODUCED.

Mr. MILLER. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MILLER read in his place and presented to the Chair Senate Bill No. 495, entitled:

An Act authorizing municipalities to expend money for the purpose of insuring volunteer fireman against death or injuries while going to, or returning from or attending fires.

Which was committed to the Committee on Municipal Affairs.

## MOTION TO READ BILLS THE FIRST TIME.

Mr. BUCKMAN. Mr. President, I move that all bills reported from Committee at to-day's session be read the first time.

Mr. BALDWIN. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON FIRST READING.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 136, entitled:

An Act to repeal the act approved the twentieth day of May, one thousand nine hundred and thirteen, (P. L. 241), entitled "A Supplement to an act approved the twenty-third day of April, one thousand nine hundred three, entitled 'An Act to designate a uniform date when the commissioners of the several counties shall issue their precepts to assessors to make the triennial assessments, and the reassessment between the periods of the triennial assessment of property, and fixing the time for the return thereof,' as amended."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 246, entitled:

An Act to amend section two of the act approved the twentieth day of June, one thousand nine hundred and nineteen, (P. L. 521), entitled "An Act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," as amended.

And said bill having been read at leugth the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 407, entitled:

A joint resolution providing for the continuation of the Commission appointed in accordance with the provisions of a joint resolution approved the fourteenth day of June, one thousand nine hundred and twenty-three, (P. L. 750), entitled "A joint resolution constituting a commission to examine the tax laws of the Commonwealth and of other States and countries, and to prepare and submit bills to carry into effect its recommendations; prescribing the powers and duties of said commission; and making an appropriation;" providing for additional members; and making an appropriation.

And said bill having been read at length the first tme,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and lonsideration of Senate Bill No. 470, entitled:

An act authorizing counties, cities, boroughs, incorporated towns, townships and school districts to make contracts of insurance with mutual fire insurance companies.

And said bill having been read at length he first time,

Ordered, To be laid aside for second reading.

## BILLS RECOMMITTED.

Mr. BUCKMAN. Mr. President, on behalf of the Chairman of the Committee on Appropriations, I move that Senate Bill No. 418 (House Bill No. 449) on third reading, entitled:

An act authorizing the Department of Public Instruction annually to fix the fees to be charged for the several professional examining boards within the said Department and prescribing the basis upon which such fees shall be fixed.

be recommitted to the Committee on Appropriations.

Mr. BALDWIN. Mr. President, I second the motion.

The motion was agreed to.

Mr. BUCKMAN. Mr. President, on behalf of the Chairman of the Committee on Appropriations, I move that Senate Bill No. 419, (House Bill No. 450) on third reading, entitled:

(House Bill No. 450) An act requiring all professional examining boards within the Department of Public Instruction to pay into the general fund of the State Treasury all

fees received by them and all unexpended balances of moneys accrued from fees heretofore received abolishing all special funds in the State Treasury for any such boards and transferring to the general fund of the State Treasury any unexpended balances in any such funds

be recommitted to the Committee on Appropriations.

Mr. BALDWIN. Mr. President, I second the motion.

The motion was agreed to.

## NOMINATIONS BY THE GOVERNOR.

The Secretary to the Governor being introduced, presented communications in writing from his Excellency, the Governor of the Commonwealth, which were read as follows:

### NOTARIES PUBLIC.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 25, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

ALLEGHENY COUNTY.

Clarence F. K. Appel, Knoxville, March 7, 1925.
Philip R. Kincaid, Ingram, Pittsburgh, March 7, 1925.

BEAVER COUNTY.

W. E. McGraw, Ambridge, March 7, 1925.

CARBON COUNTY.

John C. Loeser, Mauch Chunk, March 7, 1925.

CHESTER COUNTY.

Mrs. Anna M. McGeehan, Coatesville, March 7, 1925.

DELAWARE COUNTY.

Harry W. Kane, Chester, March 7, 1925.

FRANKLIN COUNTY.

William J. Campbell, South Mountain, March 7, 1925.

LANCASTER COUNTY.

Wayne S. Martin, Goodville, March 7, 1925.

LUZERNE COUNTY.

John J. Kelley, Hazleton, February 27, 1925.
Stephen J. Sheftz, Larksville, March 7, 1925.

MONTGOMERY COUNTY.

William J. Gleason, Ardmore, March 7, 1925.

PHILADELPHIA COUNTY.

J. Alfred Coxe, 6370 Sherman St., Germantown, Philadelphia, March 5, 1925.
Miss May B. McCormick, 1720 S. 18th St., Philadelphia, March 7, 1925.
Joseph F. Rooney, 811 Passyunk Ave., Philadelphia, March 7, 1925.

WESTMORELAND COUNTY.

Frank S. Ruff, Jr., Jeannette, March 7, 1925.

YORK COUNTY.

G. E. Gartman, Jr., York, March 7, 1925.
Clarence F. Gnau, York, March 7, 1925.
Miss Amanda E. Lehman, York, March 7, 1925.
Miss M. J. Raffensberger, York, March 7, 1925.
Miss M. S. Stewart, York, March 8, 1925.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 25, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation:

ALLEGHENY COUNTY.

Joseph Natasovsky, 3210 Jane St., Pittsburgh.
R. C. Salkeld, Mt. Lebanon, Pittsburgh.
Miss Margaret L. Smith, Dravosburg.
E. J. Walker, 238 Shady Ave., Pittsburgh.

BERKS COUNTY.

Miss Rose M. Nunemacher, West Reading.
J. Russell Yoder, Esterly.

BRADFORD COUNTY.

Mrs. Edna V. Dimock, East Smithfield.

CAMBRIA COUNTY.

Miss Mary Ann Field, Conemaugh, R. D. 1.
Joseph Gray, Barnesboro.

CENTRE COUNTY.

Guy C. Irish, Philipsburg.

CHESTER COUNTY.

Washington L. Branch, South Coatesville.

ERIE COUNTY.

H. Scherscching, Erie.

LANCASTER COUNTY.

S. A. Myers, Ephrata.

LEHIGH COUNTY.

Miss Grace I. Kocher, Northampton.

LUZERNE COUNTY.

Anthony J. Early, Nanticoke.
Harry T. Farrell, Nanticoke.

LYCOMING COUNTY.

Mrs. Nellie C. Ettla, Williamsport.

MERCER COUNTY.

John H. Low, Farrell.

NORTHAMPTON COUNTY.

Miss Edna E. Gackenbach, Northampton.

PHILADELPHIA COUNTY.

Lawrence J. Goldstein, 1212 Real Estate Trust Bldg., Philadelphia.
Miss Veronica M. Miles, 1100 Land Title Bldg., Philadelphia.
Miss Kate I Miller, 6017 Baynton St., Philadelphia.
Harry W. Raff, 6915 Rising Sun Ave., Philadelphia.
Thomas F. Robinson, 5734 Hadfield St., Philadelphia.
G. W. Townsend, 19th & Parrish Sts., Philadelphia.
Frank Ursomarso, 1002 Snyder Ave., Philadelphia.
Herman Wene, 3628 Lancaster Ave., Philadelphia.

SCHUYLKILL COUNTY.

Miss M. B. Bercher, Pottsville.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 25, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Paul H. Andree, of Webster, to be Justice of the Peace in and for the Township of Rostraver, Westmoreland County.

GIFFORD PINCHOT.

## EXECUTIVE SESSION.

By unanimous consent,

A motion was made by Mr. SONES,

That Rule 38, which requires reports of committees on nominations made by the Governor to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at to-day's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. SONES,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—36.

| | | | |
|---|---|---|---|
| Aron, | Earnest, | Leslie, | Snyder, |
| Baldwin, | Freeman, | Mansfield, | Sones, |
| Baumer, | Gelder, | McNichol, | Sprowls, |
| Betts, | Heaton, | Miller, | Steele, |
| Bonbrake, | Joyce, | North, | Vare, |
| Buckman, | Krause, | Norton, | Weingartner, |
| Daix, | Kunkle, | Quigley, | Woodward, |
| Davis, | Kutz, | Salus, | Homsher, |
| Derrick, | Lanius, | Schantz, | Pres. Pro Tem. |
| DeWitt, | | | |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. SONES. Mr. President, I move that the Executive Session do now rise.

Mr. STEELE. Mr. President, I second the motion.

The motion was agreed to.

## BILLS SIGNED.

The PRESIDENT PRO TEMPORE (Mr. John G. Homsher), announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 45, entitled:

An Act to amend section fifty-seven of the act approved the twenty-third day of May one thousand eight hundred and seventy-four (Pamphlet Laws two hundred and thirty) entitled "An act dividing the cities of this state into three classes regulating the pasage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offences in all of said cities and providing for the incorporation and government of cities of the third class" providing for the acceptance of said act by certain cities of the third class providing for the election of certain city officers and members of city council in such cities and fixing the time when the terms of members of councils and certain city officers then in office shall cease and be terminated

HOUSE BILL No. 170, entitled:

An Act providing for and regulating the validation of certain borough ordinances

HOUSE BILL No. 193, entitled:

An Act to validate acts done by corporations before the recording of their charters

HOUSE BILL No. 303, entitled:

An Act to amend sections two and nine to repeal section ten to amend section sixteen and section twenty-two as amended sections twenty-three thirty-one section thirty-two as amended section fifty-two section fifty-four as amended section fifty-seven as amended and section sixty-five of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and sixty-nine) entitled "An Act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth

HOUSE BILL No. 490, entitled:

An Act to validate acts done and contracts conveyances transfers and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the Courts of Comon Pleas granting a charter where the applicants for incorporation had failed to register its proposed name as required by law and to validate charters of corporations of the first class granted since the sixteenth day of May one thousand nine hundred and twenty-three where there was a failure to register the name or title of the proposed corporation at the time of filing its application for a charter as required by law providing for the subsequent filing of such registration and providing for the amendment of names or titles of such corporations in certain case

Whereupon,

The PRESIDENT PRO TEMPORE (Mr. John G. Homsher) in the presence of the Senate signed the same.

## COMMUNICATION FROM THE GOVERNOR.

The Secretary to the Governor being introduced, presented communication in writing from his Excellency, the Governor of the Commonwealth, which was read as follows:

### APPROVAL OF RESOLUTION RELATIVE TO ATTENDANCE OF INAUGURATION.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 25, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

I have the honor to advise you that I have this day approved and signed a resolution of the Senate and House, providing that the Senators and Members of the House of Representatives, and the principal officers and employes of the General Assembly, and the legislative correspondents shall attend the ceremonies at the inauguration of Calvin Coolidge as President of the United States on March fourth as the representatives of the Commonwealth of Pennsylvania, and authorizing the appointment of a committee to make the necessary arrangements.

GIFFORD PINCHOT.

## APPOINTMENT OF COMMITTEE.

The PRESIDENT. The Chair announces the following Committee on Arrangements on the part of the Senate, to attend the Inauguration of President Coolidge: the Senator from Lehigh, Mr. Schantz, the Senator from Philadelphia, Mr. Daix, and the Senator from Dauphin, Mr. Earnest.

## RECESS.

Mr. WOODWARD. Mr. President, I move that the Senate do now take a recess for five minutes.

Mr. SNYDER. Mr. President, I second the motion.

The motion was agreed to.

## AFTER RECESS.

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

## TIME OF NEXT MEETING.

The Clerk of the House of Representatives being introduced presented communication from the House of Representatives, informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, February 25, 1925.

Resolved (if the House of Representatives concur), That when the Legislature adjourns to-day it reconvene on Monday evening, March second, at nine o'clock.

## HOUSE CONCURS IN SENATE BILL No. 202.

He also returned to the Senate, Senate Bill No. 202, entitled:

An Act in relation to the Procedure in certain classes of cases in which there is raised a question as to the jurisdiction of a Court of First Instance over the defendant or the cause of action for which suit is brought and authorizing appeals from the preliminary decisions of such questions

with the information that the House has pased the same without amendment.

He also presented for concurrence bills of the House of Representatives as follows:

House Bill No. 120 (Senate Bill No. 496) entitled:

An Act to amend the act approved the ninth day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred and seventy-eight) entitled "An act to amend section three hundred and three of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' as amended"

Which was committed to the Committee on Education.

House Bill No. 365 (Senate Bill No. 497) entitled:

An Act to amend section forty-two of the act approved the fifteenth day of April one thousand eight hundred and thirty-four (Pamphlet Laws five hundred and thirty-seven) entitled "An act relating to counties and townships and county and township officers" by making county treasurers agents of the Commonwealth in collecting and transmitting money for the Commonwealth and providing their compensation for such services

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 435 (Senate Bill No. 498) entitled:

An Act to amend section one of an act approved the twenty-sixth day of April one thousand nine hundred and twenty-one (Pamphlet Laws three hundred and six) entitled "An act requiring the display of the flag of the United States at entertainments public gatherings and public meetings" by requiring the display of the flag of the United States at the head of all public parades

Which was committed to the Committee on Judiciary General.

House Bill No. 467, (Senate Bill No. 499), entitled:

An Act authorizing the mayors of all cities to appoint a committee to investigate certain applications for license to peddle in such cities

Which was committed to the Committee on Municipal Affairs.

House Bill No. 526 (Senate Bill No. 500), entitled:

An Act authorizing local boards of health of cities of the third class borough and first-class townships of the Commonwealth to organize county health associations providing for the representation of such county associations in a State Association to be formed by representatives from such county health associations and providing for the payment of the expenses of county and State associations

Which was committed to the Committee on Public Health and Sanitation.

House Bill No. 583 (Senate Bill No. 501) entitled:

An Act enabling cities of any one class and the cities of two or more classes uniting together for the same purpose to form and organize Leagues hold annual conventions for the study and consideration of such municipal affairs as concern and pertain to the cities comprising the League send delegates thereto and provide for the payment of the necessary costs and expenses of such Leagues conventions and the sending the delegates thereto.

Which was committed to the Committee on Municipal Affairs.

House Bill No. 622 (Senate Bill No. 502) entitled:

An Act to amend section nine of the act approved the fifteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred and thirty-four) entitled "An Act imposing a State tax including an additional emergency State tax on liquid fuels including all liquids ordinarily practically and commerically usable in internal combustion engines for the generation of power and all distillates of and condensation from petroleum natural gas coal coal tar and vegetable ferments so usable and sold in this Commonwealth except for the purpose of resale providing for the collection of such tax and for the distribution and use of the revenues derived therefrom providing for the filing of certificates and reports of the sale of such liquid fuels to dealers and fixing penalties" providing that the Commonwealth's share of the revenue from the said tax and said emergency tax shall be paid into the Motor License Fund and appropriating monevs paid into said Motor License Fund hereunder

Which was committed to the Committee on Public Roads and Highways.

House Bill No. 624, (Senate Bill No. 503), entitled:

An Act authorizing county treasurers registers of wills recorders of deeds clerks of the courts sheriffs and prothonotaries of counties of the fifth class to employ attorneys and fixing salaries of said attorneys payable from the county treasury

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 630, (Senate Bill No. 504), entitled:

An Act to further amend clause three section one of an act approved the eighth day of May one thousand eight hundred

and fifty-four (Pamphlet Laws six hundred forty-four) entitled "A Further Supplement to the act entitled 'An Act concerning divorces'" as amended by taking away the right of support or alimony in certain cases

Which was committed to the Committee on Judiciary General.

House Bill No. 647, (Senate Bill No. 505), entitled:

An Act to amend section one hundred and ten of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An Act concerning townships and revising amending and consolidating the law relating thereto" as amended providing for the election of township commissioners in first class townships not divided into wards

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 663, (Senate Bill No. 506), entitled:

An Act to amend section one hundred and ninety-five of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An Act concerning townships and revising amending and consolidating the law relating thereto"

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 664 (Senate Bill No. 507) entitled:

An Act to amend section one thousuand one hundred and eight of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith

Which was committed to the Committee on Education.

House Bill No. 666 (Senate Bill No. 508) entitled:

An Act authorizing a State association of township commissioners and providing for the payment of the expenses thereof by the respective counties

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 667 (Senate Bill No. 509) entitled:

An Act to amend clause (b) section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred and three) entitled "An act relating to the form execution revocation and interpretation of wills to nuncupative wills to the appointment of testamentary guardians to spendthrift trusts to forfeiture of devise or legacy in case of murder of testator to elections to take under or against wills and to the recording and registering of such elections and of decrees relative thereto and to the fees therefor changing the time within which a surviving spouse must elect to take under or against will of deceased spouse

Which was committed to the Committee on Judiciary General.

House Bill No. 673 (Senate Bill No. 510) entitled:

An Act to further amend section eleven of article six and section fifteen of article seven of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" by changing the salaries of councilmen and mayors.

Which was committed to the Committee on Municipal Affairs.

House Bill No. 675, (Senate Bill No. 511), entitled:

An Act to amend sections one two and four of the act approved the second day of June one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and eighty-nine) entitled "An act providing a method through which the Commonwealth may cooperate with individuals in building fences to protect farm crops and fruit orchards against damage from wild deer and making an appropriation"

Which was committed to the Committee on Agriculture.

House Bill No. 687, (Senate Bill No. 512), entitled:

An Act authorizing any city of the third class to acquire by purchase all the facilities improvements and franchises of any water corporation operating partly within and partly without the limits of the said city and having obtained the same to supply water to persons corporations and municipalities both within the limits of the city and the territory before served by the water corporation without the City requiring that before so doing the approval of the Public Service Commission be had of the action of the selling company and of the municipal purchase and of the rendering of this service by the Municipality and regulating the procedure for obtaining this approval permitting the city to classify the service outside of the city as different from the service within the city as to rates and otherwise and subjecting the service by the city beyond its limits to the same regulation and control by the Public Service Commission as to rates service and otherwise as though in the territory thus served beyond the limits of the city the serving was by a water corporation and providing that higher rates or different regulations for the district outside of the city limits shall not be held to be unjustly discriminatory for the sole reason that they are different from those in force in the city

Which was committed to the Committee on Municipal Affairs.

House Bill No. 621, (Senate Bill No. 513), entitled:

An Act making an appropriation to the Board of Finance and Revenue out of the Motor License Fund for paying the interest on and redeeming at maturity the bonds of this Commonwealth heretofore or hereafter issued for the purpose of improving and rebuilding highways and for the payment of compensation to the Commonwealth's loan and transfer agent

Which was committed to the Committee on Appropriations.

## ADJOURNMENT.

Mr. DAIX. Mr. President, I move that the Senate do now adjourn until Monday evening, March 2nd, 1925, at nine o'clock.

Mr. MILLER. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 12:50 P. M. until Monday evenning, March 2nd, 1925, at nine o'clock.

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# HOUSE OF REPRESENTATIVES.

WEDNESDAY, February 25, 1925.

The House met at 10:30 o'clock A. M.

The SPEAKER (Thomas Bluett) in the Chair.

## PRAYER.

The Chaplain, Rev. George P. Donehoo, offered the following prayer:

Lord, Thou hast been our dwelling place in all generations, and we rejoice this morning that Thy mercies are renewed to us every day. We thank Thee for everything that makes up our life and its happiness and peace. Give to all of us this morning the spirit of sweet reasonableness in everything which we do, and in our judgments of each other. Bless the Speaker and the members of this House in everything they do this day, and bless us all for Jesus' sake. Amen.

## JOURNAL APPROVED.

The SPEAKER. The Clerk will read the Journal of yesterday's proceedings.

The Clerk proceeded to read the Journal of yesterday's proceedings, when, on motion of Mr. Bickett the further reading was dispensed with and the Journal approved.

## COMMUNICATION FROM PHILADELPHIA BOARD OF TRADE.

The SPEAKER laid before the House a communication from the Philadelphia Board of Trade.

Which was referred to the Committee on Insurance.

## BILLS INTRODUCED AND REFERRED

By Mr. STERLING. HOUSE BILL No. 907.

An Act to supplement and amend an act approved the ninth day of July, one thousand nine hundred and nineteen (P. L. 814), entitled "An act providing for the erection and construction by the Commonwealth of Pennsylvania and the State of New Jersey of a bridge over the Delaware River, connecting the city of Philadelphia and the city of Camden, and the approaches thereto; providing for a joint commission for that purpose, and defining its powers and duties; providing for an independent commission in this Commonwealth in relation thereto, and defining its powers and duties; providing for the payment of a part of the cost thereof by the city of Philadelphia; and providing for the acquiring, taking and condemnation of the real estate for the site and approaches thereof; providing for the turning over of said bridge upon its completion; and making an appropriation for the purposes of this act," as amended by an act, approved the twenty-sixth day of April, one thousand nine hundred and twenty-one (P. L. 287); and as supplemented by an act approved the thirteenth day of July, one thousand nine hundred and twenty-three (P. L. 1093); providing that the Commonwealth of Pennsylvania shall bear equally with the city of Philadelphia the expense of extending, opening, widening, grading, paving or otherwise improving streets, highways or avenues in the city of Philadelphia leading to and from or toward the present approaches of the Delaware River Bridge in the city of Philadelphia, not exceeding in the aggregate fifteen thousand lineal feet; and also in their share of the cost of light repair, maintenance and unkeep thereof; establishing a board of bridge control to take over the management and maintenance of the bridge upon its completion; providing for the conveyance to the city of Philadelphia by the Commonwealth of Pennsylvania of land purchased, taken and condemned in the city of Philadelphia for the bridge and its approaches, and making an appropriation for the purposes of this act.

Referred to the Committee on Judiciary General.

By Mr. HENDERSON. HOUSE BILL No. 908.

An Act to amend that part of section two of the act approved the thirtieth day of June one thousand nine hundred and twenty-three (Appropriation acts page thirty-five) entitled "An act to provide for the ordinary expenses of the Executive, Judicial, and Legislative Departments of the Commonwealth, interest on the public debt, and the support of the public schools, for the two fiscal years beginning June first, one thousand nine hundred and twenty-three; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and twenty-three," making an appropriation to the Department of Mines.

Referred to the Committee on Appropriations.

By Mr. HENDERSON. HOUSE BILL No. 909.

An Act transferring and re-appropriating to the Department of Public Instruction the unexpended balance of an appropriation made to the Department of Mines by the Act approved the thirtieth day of June, one thousand nine hundred and twenty-three, entitled "An act to provide for the ordinary expenses of the Executive, Judicial, and Legislative Departments of the Commonwealth, interest on the public debt, and the support of the public schools, for the two fiscal years beginning June, first, one thousand nine hundred and twenty-three; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand eight hundred and twenty-three."

Referred to the Committee on Appropriations.

By Mr. STOCK. HOUSE BILL No. 910.

An Act to establish as a State Highway a certain section of public road in the county of Adams.

Referred to the Committee on Public Roads.

By Mr. READER. HOUSE BILL No. 911.

An Act relative to the salary of court criers and tipstaves in counties of the fifth class.

Referred to the Committee on Counties and Townships.

By Mr. CRITCHFIELD. HOUSE BILL No. 912.

An Act to repeal the act approved the twenty-fifth day of April, one thousand nine hundred and twenty-one, (P. L. 156), entitled "An act requiring persons, partnerships, associations, or corporations advertising for or soliciting business as adjusters of claims within this Commonwealth for loss or damage arising out of policies of insurance. surety, or indemnity on property, persons, or insurable business interests within this Comonwealth, to be licensed by the Insurance Commissioner."

Referred to the Committee on Insurance.

By Mr. EARLEY. HOUSE BILL No. 930.

An Act to further amend part of section one, and section two, and to amend section six of the act approved the seventeenth day of June, one thousand nine hundred and fifteen (P. L. 1012), entitled "An act regulating the business of loaning money in sums of three hundred ($300) dollars or less, either with or without security, to individuals pressed by lack of funds to meet immediate necessities; fixing the rates of interest and charges therefor; requiring the licensing of lenders; and prescribing penalties for the violation of this act;" inceasing the sums of money permitted to be loaned under this act.

Referred to the Committee on Judiciary Special.

By Miss THOMAS. HOUSE BILL No. 931.

An Act to amend section twenty-six and section thirty, as amended, of an act approved the tenth day of June, one thousand eight hundred and ninety-three, (P. L. 419), entitled "An act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in the several counties, and punishing certain offenses in regard to such elections," regulating assistance to voters.

Referred to the Committee on Elections.

By Miss THOMAS. HOUSE BILL No. 932.

A Joint Resolution proposing an amendment to section one, Article eight of the Constitution of the Commonwealth

of Pennsylvania, by eliminating the provision requiring payment of taxes as a qualification to vote.

Referred to the Committee on Elections.

By Mr. FLINCHBAUGH. HOUSE BILL No. 933.

An Act to establish as a State Highway a certain section of public road in the county of York.

Referred to the Committee on Public Roads.

By Mr. FLINCHBAUGH. HOUSE BILL No. 934.

An Act to establish as a State Highway a certain section of public road in the county of York.

Referred to the Committee on Public Roads.

By Mr. BIDELSPACHER. HOUSE BILL No. 935.

An Act to establish as a State Highway a certain section of public road in the County of Lycoming.

Referred to the Committee on Public Roads.

By Mr. BIDELSPACHER. HOUSE BILL No. 936.

An Act to establish as a State Highway a certain section of public road in the County of Lycoming.

Referred to the Committee on Public Roads.

By Mr. BIDELSPACHER. HOUSE BILL No. 937.

An Act to establish as a State Highway a certain section of public road in the County of Lycoming.

Referred to the Committee on Public Roads.

By Mr. BIDELSPACHER. HOUSE BILL No. 938.

An Act to establish as a State Highway a certain section of public road in the County of Lycoming.

Referred to the Committee on Public Roads.

By Mr. BIDELSPACHER. HOUSE BILL No. 939.

An Act to establish as a State Highway a certain section of public road in the counties of Lycoming and Tioga.

Referred to the Committee on Public Roads.

By Mr. POSEY. HOUSE BILL No. 940.

An Act appropriating certain license fees to the Department of Highways for the payment of "township rewards," as provided in the township reward act of July 15, 1919; providing for the payment of certain fees to treasurers of certain counties, for road purposes; permitting, licensing, regulating and controlling horse racing and betting and wagering on the result of such races; creating a racing commission with jurisdiction over the same.

Referred to the Committee on Public Roads.

By Mr. DAVIS. HOUSE BILL No. 941.

An Act making an appropriation to the Mercy Hospital at Wilkes-Barre, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WEAMER. HOUSE BILL No. 942.

An Act providing for the publication of assessments of improved and unimproved real estate by county commissioners, and payment for the same.

Referred to the Committee on Counties and Townships.

By Mr. BUSH. HOUSE BILL No. 957.

An Act to further amend sections one hundred and ninety-six, and two hundred and thirty-five, and to amend section two hundred and thirty-six of the act approved the fourteenth day of July, one thousand nine hundred and seventeen (P. L. 840), entitled "An act concerning townships; and revising, amending and consolidating the law relating thereto."

Referred to the Committee on Counties and Townships.

By Mr. BUSH. HOUSE BILL No. 958.

An Act to further amend section six hundred and two of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by allowing boards of school directors, to acquire school sites, playgrounds, or buildings in another district.

Referred to the Committee on Education.

By Mr. MATTHEW PATTERSON. HOUSE BILL No. 959.

An Act making an appropriation to the Stetson Hospital, of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HARRY A. LITTLE. HOUSE BILL No. 960.

An Act to amend section seven of the act approved the fourth day of May, one thousand eight hundred and fifty-five, (P. L. 430), entitled "An act relating to certain duties and rights of husband and wife, and parents and children," as amended, by providing for the adoption of illigitimate children.

Referred to the Committee on Judiciary Special.

By Mr. TALBOT. HOUSE BILL No. 961.

An Act to establish a State Highway one hundred feet in width between the counties of Philadelphia and Chester, Pennsylvania.

Referred to the Committee on Public Roads.

By Mr. SOWERS. HOUSE BILL No. 962.

An Act increasing the number of courts of common pleas in the county of Philadelphia; establishing therein a distinct and separate court of common pleas, designated court of common pleas number six; and providing for the election and appointment of judges for said court.

Referred to the Committee on Judiciary Special.

By Mr. LAUVER. HOUSE BILL No. 963.

An Act providing for the widening, altering or vacating of roads heretofore laid out within the Commonwealth under the provisions of special acts of Assembly and known as State roads.

Referred to the Committee on Public Roads.

By Mr. TURNER. HOUSE BILL No. 964.

An Act providing that certificates of association and articles of incorporation or of any improvements, amendments or alterations thereto may be acknowledged and sworn or affirmed to before a notary public or a justice of the peace; validating such acknowledgements made prior to the approval of this act.

Referred to the Committee on Corporations.

By Mr. EDMONDS. HOUSE BILL No. 965.

An Act to amend section one of an act, approved the eighth day of June, one thousand eight hundred and ninety-three (P. L. 345), entitled "An act relating to mandamus" as amended.

Referred to the Committee on Judiciary Special.

By Mr. McKIM. HOUSE BILL No. 966.

An Act validating certain consolidations, mergers, purchases, sales or acquisitions of capital stock, bonds, securities or evidence of indebtedness, corporate property, rights and credits of telephone companies, and the proceedings of such companies effecting or purporting or intended to effect such mergers or consolidations, purchases, sales or acquisitions.

Referred to the Committee on Judiciary General.

By Mr. HAAS. HOUSE BILL No. 967.

An Act validating certain contracts in writing made by boroughs in connection with proper legal requirements of such boroughs, involving an erpenditure of over five hundred dollars, without complying with all of the requirements of an act, approved the fourteenth day of April, one thousand nine hundred and twenty-one (Pamphlet Laws, one hundred and forty-seven), entitled "An act to amend section two of article one of chapter five of an act approved the fourteenth day of May, one thousand nine hundred and fifteen (Pamphlet Laws, three hundred and twelve), entitled 'An act providing a system of government for boroughs, and revising, amending and consolidating the law relating to boroughs,'" where such contracts have been either in whole or in part performed by the contractor.

Referred to the Committee on Counties and Townships.

By Mr. HAAS. HOUSE BILL No. 968.

An Act regulating the levying, collection and payment of taxes in boroughs.

Referred to the Committee on Counties and Townships.

By Mr. HAAS. HOUSE BILL No. 969.

An Act providing that borough records may be typewritten and validating records heretofore typewritten.

Referred to the Committee on Counties and Townships.

By Mr. HAAS. HOUSE BILL No. 970.

An Act to amend an act approved the fourteenth day of May, nineteen hundred and fifteen (Pamphlet Laws three hundred and twelve) entitled, "An act providing for a system of government for boroughs and revising, amending and consolidating the laws relating to boroughs," by adding an additional section to Article 17, Chapter 6 thereof, providing an additional method for meeting the cost of the construction of new water mains in connection with municipally owned water supply systems in boroughs by empowering boroughs to assess all or a part of the cost of such construction against the properties abutting thereon by the front foot rule and collect the same as municipal claims are now by law collected.

Referred to the Committee on Counties and Townships.

By Mr. HAAS. HOUSE BILL No. 971.

An Act authorizing municipalities to acquire the plant of water companies in the Commonwealth of Pennsylvania, located wholly within or partly within and partly without the territorial limits of the municipality.

Referred to the Committee on Municipal Corporations.

By Mr. HAAS. HOUSE BILL No. 972.

An Act to amend clause forty-four of section two of article one of chapter five of an act, approved the fourteenth day of May, one thousand nine hundred and fifteen (P. L. 312), entitled "An act providing a system of government for boroughs, and revising, amending, and consolidating the law relating to boroughs."

Referred to the Committee on Counties and Townships.

By Mr. HASS. HOUSE BILL No. 973.

An Act validating certain municipal, contracts, municipal proceedings, municipal claims, and municipal liens in the several boroughs of the Commonwealth, and providing for the collection and filing of claims therefor.

Referred to the Committee on Judiciary Special.

By Mr. HAAS. HOSE BILL No. 974.

An Act to repeal an act approved the seventh day of June, A. D. One thousand nine hundred and twenty-three (Pamphlet Laws 677) entitled, "An act to amend an act, approved the fourteenth day of May, one thousand nine hundred and fifteen (Pamphlet Laws, three hundred and twelve), entitled 'An act providing a system of government for boroughs, and revising, amending, and consolidating the law relating to boroughs,' by adding additional sub-section to section nine of article seven of chapter six thereof, to empower boroughs, without petition of property owners, to grade, pave, curb, macadamize, or otherwise improve public streets, or parts thereof, and assess part of the cost thereof against the owners of the property abutting thereon, when said streets, or parts thereof, do not exceed one thousand feet in length and connect two streets theretofore paved and improved."

Referred to the Committee on Counties and Townships.

By Mr. HAAS. HOUSE BILL No. 975.

An Act to amend section twenty-eight of chapter six, article seven, of an act approved the fourteenth day of May, one thousand nine hundred and fifteen (Pamphlet Laws, three hundred and twelve), entitled "An act providing a system of government for boroughs, and revising, amending, and consolidating the law relating to boroughs."

Referred to the Committee on Counties and Townships.

By Mr. MEMOLO. HOUSE BILL No. 976.

An Act providing for granting State aid to school districts of the third and fourth class for the purpose of assisting in rebuilding destroyed school buildings, or securing sites, or consolidating and constructing school buildings in third or fourth class districts and establishing a fund in the State Treasury for such purposes, to be known as the School Building Aid Fund, and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. FRYE. HOUSE BILL No. 977.

An Act to amend an act approved the twenty-seventh day of April, one thousand nine hundred and nine (P. L. 258), entitled "An act authorizing the employment of stenographers by the district attorneys of certain counties," as amended.

Referred to the Committee on Counties and Townships.

By Mr. GOSS. HOUSE BILL No. 978.

A Joint Resolution proposing an amendment to Article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto an additional section.

Referred to the Committee on Municipal Corporations.

By Mr. FOCKLER. HOUSE BILL No. 979.

An Act to amend Route number sixty-two of section six of the act approved the thirty-first day of May, one thousand nine hundred and eleven, (P. L. 468), entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, Chief engineer,

chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of Commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities, and townes and extending to the State Line; describing and defining same by route numbers as the State Highways of the Commonwealth; and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for state aid in the improvement, maintenance, and repair of township or county roads, and prescribing the contents of township, county, borough, or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act."

Referred to the Committee on Public Roads.

## BILL RE-REFERRED.

Mr. WELTY returned from the Committee on Judiciary Special, with recommendation that it be re-referred to the Committee Judiciary General, House Bill No. 124, entitled:

An Act to amend section two of an act approved the eighteenth day of March, one thousand nine hundred and nine, (P. L. 42), entitled "An act relating to surety of the peace, and defining the procedure in such cases;" regulating the imposition of costs and the return of cases to court in certain cases.

The SPEAKER. The bill is now re-referred to the Committee on Judiciary General.

Mr. MOFFATT returned from the Committee on Judiciary General, with recommendation that it be re-referred to the Committee on Ways and Means, House Bill No. 711, entitled:

An Act to amend section two of the act approved the twentieth day of June, one thousand nine hundred and nineteen, (P. L. 521), entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," as amended; fixing the rate for the taxation of property passing to or for the use of actual places of religious worship and institutions of purely public charity.

The SPEAKER. The bill is now re-referred to the Committee on Ways and Means.

## SENATE MESSAGE.

### SENATE BILLS FOR CONCURRENCE.

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 160. (HOUSE BILL No. 913).

An Act authorizing local boards of health of cities of the third-class, boroughs and first-class townships of the Commonwealth to organize county health associations; providing for the representation of such county associations in a State Association to be formed by representatives from such county health associations, and providing for the payment of the expenses of county and State associations.

Referred to the Committee on Public Health and Sanitation.

SENATE BILL No. 9. (HOUSE BILL No. 914).

An Act to exempt from payment of inheritance taxes bequests and devises to institutions of purely public charity.

Referred to the Committee on Ways and Means.

SENATE BILL No. 106. (HOUSE BILL No. 915).

An Act providing for the appropriation of moneys by counties toward the expense of installing ornamental illumination upon streets in the county seat on which county buildings abut.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 175. (HOUSE BILL No. 916).

An Act relating to township roads, prescribing the time within which approved township roads must be physically opened, invalidating proceedings for opening of roads unopened within the prescribed time and providing for the reversion of any land to be taken therefor.

Referred to the Committee on Public Roads.

SENATE BILL No. 236. (HOUSE BILL No. 917).

An Act authorizing the Department of Forests and Waters to accept gifts donations or contributions under certain circumstances and providing for the use of such gifts.

Referred to the Committee on Forestry.

SENATE BILL No. 238. (HOUSE BILL No. 918).

An Act to repeal an act approved the ninth day of April, one thousand eight hundred and sixty-nine (Pamphlet Laws seven hundred eighty-six) entitled "An act to prevent the firing of mountain and other wild lands in the county of Union.

Referred to the Committee on Forestry.

SENATE BILL No. 239. (HOUSE BILL No. 919).

An Act to repeal an act approved the second day of June one thousand eight hundred and seventy, (Pamphlet Laws one thousand three hundred sixteen) entiteld "An act to protect timber lands from fire."

Referred to the Committee on Forestry.

SENATE BILL No. 241. (HOUSE BILL No. 920).

An Act to repeal an act approved the twenty-second day of March, one thousand eight hundred and ninety-nine (Pam-

phlet Laws seventeen) entitled "An act making constables of townships and boroughs ex-officio fire, game and fish wardens, prescribing their power and duties, fixing their fees as wardens and prescribing their punishment for failure to perform their duties."

Referred to the Committee on Forestry.

SENATE BILL No. 242. (HOUSE BILL No. 921).

An Act to repeal an act approved the second day of May, one thousand nine hundred and one, (Pamphlet Laws one hundred nineteen) entitled "An act for the better protection of timber lands against fire and providing for the expenses of the same and directing what shall be done with the fines collected and costs paid."

Referred to the Committee on Forestry.

SENATE BILL No. 243. (HOUSE BILL No. 922).

An Act to repeal section one of an act approved the fifth day of May, one thousand nine hundred and eleven (Pamphlet Laws one hundred sixty-three) entitled "An act to protect the State Forest Reserves and providing punishment for the violation thereof."

Referred to the Committee on Forestry.

SENATE BILL No. 244. (HOUSE BILL No. 923.)

An Act to repeal section one of an act approved the ninth day of June one thousand nine hundred and eleven (P. L. 861), entitled "An act to protect trees and woodlands and providing punishment for the violation thereof."

Referred to the Committee on Forestry.

SENATE BILL No. 245. (HOUSE BILL No. 924).

An Act to repeal an act approved the fourth day of June, one thousand nine hundred and fifteen, (P. L. 815), entitled "An act to permit the Department of Forestry to enter into co-operative agreements with county, township, municipal, and private agencies for the prevention and suppression of forest fires, and providing a method of payment of the expenses arising thereunder.

Referred to the Committee on Forestry.

SENATE BILL No. 277. (HOUSE BILL No. 925.)

An Act to amend section one of article three clause (b) of section four of article two and to add article twenty-four to an act approved the twenty-fifth day of June one thousand nine hundred and nineteen (P. L. 581), entitled "An act for the better government of cities of the first class of this Commonwealth," by abolishing the office of Purchasing Agent and substituting therefor a new department to be known as the Department of Supplies.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 290. (HOUSE BILL No. 926).

An Act to the act approved the eleventh day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred and three) entitled "An act authorizing the State Highway Commissioner to combine certain State Highways or any part of sections thereof into a route under a common letter name number or other marker or designation or any combination thereof for the purpose of informing and assisting the traveling public in and through the State" authorizing the inclusion of township roads in routes designated by the Secretary of Highways.

Referred to the Committee on Public Roads.

SENATE BILL No. 334. (HOUSE BILL No. 927).

An Act to further amend the second paragraph of the fifth section of an act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) entitled "An act to provide for the incorporation and regulation of certain corporations."

Referred to the Committee on Corporations.

SENATE BILL No. 340. (HOUSE BILL No. 928).

An Act to amend part of section one of the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties."

Referred to the Committee on Judiciary General.

SENATE BILL No. 358. (HOUSE BILL No. 929).

An Act to amend section two of an act approved the twenty-fifth day of July one thousand nine hundred and seventeen (Pamphlet Laws eleven hundred eighty) entitled "An act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New York of certain toll-bridges over the Delaware River and making an appropriation therefor."

Referred to the Committee on Judiciary General.

SENATE BILL No. 91. (HOUSE BILL No. 943).

An Act to amend an act, approved the seventh day of May, one thousand nine hundred and twenty-one, (P. L. 894), entitled "An act to amend an act, approved the twenty-fifth day of June, one thousand nine hundred and thirteen (Pamphlet Laws, five hundred and fifty), entitled 'An act authorizing the several counties, incorporated towns, and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans, and of the Army of the Philippines, and to each post of the American Veterans of Foreign Service, in the respective counties, boroughs and towns, to aid in defraying the expenses of Memorial Day,' by authorizing appropriations to each post of the American Legion, Veterans of Foreign Wars, and to each Naval Association, and each post of the Grand Army of the Republic," as amended, to include appropriations to aid in defraying expenses of Armistice Day.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 200. (HOUSE BILL No. 944).

An Act to amend section fourteen of the act, approved the eighteenth day of July, one thousand nine hundred and seventeen, (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by providing for the payment of a State annuity to employes who separated from school service prior to the establishment of the Retirement System.

Referred to the Committee on Education.

SENATE BILL No. 206. (HOUSE BILL No. 945).

An Act to amend section one and to repeal section two of an act approved the third day of May, one thousand nine hundred and twenty-three (Pamphlet Laws one hundred and thirty-five) entitled "An act relating to the acquisition of land for park purposes by any city in this Commonwealth in

sections not entirely built up; limiting time for condemnation by councils or condemnation or puchase by park commissioners after same has peen placed on city plan for park purposes by ordinance of councils or action of park commissioners and providing for removal from city plan upon failure to condemn or purchase within time specified herein;" providing that after such land has been placed on the city plan for parks by ordinance of council or action of park commissioners and no further action taken relative thereto for a period of five years, such land shall be considered appropriated for public use.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 240. (HOUSE BILL No. 946).

An Act to repeal an act approved the fifteenth day of July, one thousand eight hundred and ninety-seven, (P. L. 295), entitled "An act to amend the first section of an act, entitled 'An act to protect timber lands from fire,' approved the second day of June, Anno Domini one thousand eight hundred and seventy, providing for a penalty in case of the failure of county commissioners to comply with the terms of said act, after demand made upon them by the Commissioner of Forestry, and providing for the Commonwealth bearing part of the expenses incurred under said act."

Referred to the Committee on Forestry.

SENATE BILL No. 271. (HOUSE BILL No. 947).

An Act to amend section one of the act approved the fifteenth day of March, one thousand nine hundred and eleven (Pamphlet Laws twenty) entitled "An act regulating in criminal trials the cross-examination of a defendant when testifying in his own behalf" by prohibiting the introduction as evidence of certain testimony or records.

Referred to the Committee on Judiciary General.

SENATE BILL No. 13. (HOUSE BILL No. 948.)

An Act providing a method of ascertaining the opinion of the electors of the Commonwealth as to the desirability of ratifying the proposed amendments to the Constitution of the United States.

Referred to the Committee on Judiciary General.

SENATE BILL No. 39. (HOUSE BILL No. 949.)

An Act to provide for an additional system for the collection of State and county taxes in cities of the third class.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 310. (HOUSE BILL No. 950.)

An Act validating certain proceedings and elections of counties, cities, boroughs, townships, school districts, and other municipalities or incorporated districts, had and held pursuant to the provisions of an act, approved the twentieth day of April, one thousand eight hundred and seventy-four (P. L. 65), entitled "An act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto; and validating bonds issued or authorized to be issued in pursuance of such proceedings and elections.

Referred to the Committee on Judiciary General.

SENATE BILL No. 311. (HOUSE BILL No. 951.)

An Act to amend section one thousand four hundred thirteen of an act approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws, three hundred and nine), entitled, "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue, and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended, making further provision for the special education of certain children incapable of receiving proper education in the regular classes of the public schools.

Referred to the Committee on Education.

SENATE BILL No. 312. (HOUSE BILL No. 952.)

An Act to amend section one thousand four hundred and forty of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof, providing revenue to establish and maintain the same, and the method of collecting such revenue, and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith;" making provision for assistance to blind and deaf students in certain schools and institutions.

Referred to the Committee on Education.

SENATE BILL No. 313. (HOUSE BILL No. 953.)

An Act to amend an act approved the sixteenth day of May one thousand nine hundred and nineteen, (Pamphlet Laws one hundred and ninety-six), entitled "An act providing for the time during which pupils may be taught in institutions for the instruction of the blind in this Commonwealth," extending the provisions of the act to pupils in institutions or schools for the deaf as well as for the blind, and authorizing the Department of Public Instruction to determine the number of years during which such pupils may be educated in whole or in part at State expense.

Referred to the Committee on Education.

SENATE BILL No. 314. (HOUSE BILL No. 954.)

An Act to further amend section one thousand four hundred and fourteen of an act approved the eighteenth day of May one thousand nine hundred and eleven, (Pamphlet Laws three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for education of deaf, blind, or crippled children.

Referred to the Committee on Education.

SENATE BILL No. 329. (HOUSE BILL No. 955.)

An act for the protection of the public health in the manufacture and sale of carbonated beverages and still drink; providing for the registration thereof; prohibiting the sale offering or exposing for sale exchange or giving away thereof in certain cases unless registered; regulating the manufacture botteling preparation mixing and compounding of carbonated beverages or still drinks, and the sale and dispensing thereof; creating a special fund in the State Treasury and providing penalties.

Referred to the Committee on Public Health and Sanitation.

SENATE BILL No. 351. (HOUSE BILL No. 956.)

An Act to amend section seven of an act approved the third day of June, one thousand nine hundred and eleven (Pamphlet Laws six hundred and thirty-nine) entitled "An act relating to the right to practice medicine and surgery in the Commonwealth of Pennsylvania; and providing a Bureau of Medical Education and Licensure as a bureau of the Deparment of Public Instruction and means and methods whereby the right to practice medicine and surgery and any of its minor branches may be obtained and exemptions therefrom; and providing for an appropriation to carry out the provisions of said act, and providing for revocation or

suspension of licenses given by said bureau and providing penalties for violation thereof and repealing all acts or parts of acts inconsistent therewith" commonly know as "The Medical Practice Act," by providing for the annual registration of all persons duly qualified and licensed to conduct the practice of medicine or any of the allied branches thereof in the Commonwealth of Pennsylvania.

Referred to the Committee on Public Health and Sanitation.

## REPORTS FROM COMMITTEES.

Mr. MATHAY, from the Committee on Judiciary General, reported as committed, House Bill No. 216, entitled:

An Act to define the crime of negligent homicide, when committed by the operation of a vehicle, and to provide for its punishment.

Mr. CRAIG, from the Committee on Municipal Corporations., reported as committed House Bill No. 585, entitled:

An Act to amend paragraph eleven of Section three of Article five of an act approved the twenty-seventh day of June, one thousand nine hundred and thirteen (P. L. 568), entitled "An act providing for the incorporation, regulation and government of cities of the third class; regulating nomination and election of municipal officers therein; and repealing, consolidating, and extending existing laws in relation thereto," by providing for the construction and maintenance of guttens.

Mr. ALEXANDER, from the Committee on Judiciary General, reported as committed House Bill No. 669, entitled:

An Act validating the title to real estate, taken and held by corporations of other States, without first having established known places of business and designated authorized agents for the transaction of their business within this Commonwealth.

Mr. BIDELSPACHER, from the Committee on Counties and Townships, reported as committed House Bill No. 727, entitled:

An Act to amend an act approved the third day of May, one thousand nine hundred and nine, (P. L. 424), entitled "An act providing that in all counties having more than five hundred thousand inhabitants, advertisements and notices, required by law or rules of court to be published in newspapers of general circulation, unless dispensed with by special order of court, shall be published in the legal newspaper, issued at least weekly, of the proper county, designated by rules of court for the publication of court or other legal notices," as amended, by extending the provisions thereof to counties of the fifth class.

Mr. DAVIS from the Committee on Municipal Corporations, reported as committed, House Bill No. 809, entitled:

An Act to amend an act approved the twenty-seventh day of March, one thousand nine hundred and three (Pamphlet Laws one hundred six), entitled, "An act making it a misdemeanor for persons to unlawfully use or wear any insignia or button of any association, society, or trade's union."

Mr. EDMONDS from the Committee on Judiciary General, reported as committed, House Bill No. 798, entitled:

An Act relating to adoption.

Mr. DILSHEIMER from the Committee on Public Health and Sanitation reported as committed, House Bill No. 608, entitled:

An Act to further amend section six and to amend section seven of the act approved the seventh day of June, one thousand eight hundred and ninety-five, (Pamphlet Laws one hundred and sixty-seven), entitled "An act to provide for the better protection of life and health by diminishing the danger from infections and contagious diseases through the creation of a State Board of Undertakers in the cities of the first, second, and third classes, with systematic examinations, registration and licenses for all entering the business of burying the dead, and penalties for violation of the provisions thereof," as amended, by requiring undertakers' assistants to register, and licensed undertakers to register annually with the State Board of Undertakers.

Mr. CALHOUN from the Committee on Counties and Townships, reported as committed, House Bill No. 712,, entitled:

An Act providing for the compensation of the county solicitor and the solicitor of the county controller in counties of the third class.

Mr. FULLER from the Committee on Judiciary General, reported as committed, House Bill No. 436, entitled:

An Act providing for the compensation of county solicitors.

Mr. FULLER from the Committee on Judiciary General, reported as committed, House Bill No. 736, entitled:

An Act defining and regulating the business of auctioneers; providing for State and local licensing thereof; imposing duties upon the Secretary of the Commonwealth and providing penalties.

Mr. GOEHRING from the Committee on Judiciary Special, reported as committed, House Bill No. 489, enttiled:

An Act for the protection of the public from exorbitant charges for rooms in hotels, inns, boarding houses and other places conducted for the accommodation of the public.

Mr. GOEHRING, from the Committee on Judiciary General, reported as committed, House Bill No. 799, entitled:

An Act relating to Boarding Houses for Infants, providing for the licensing thereof, and the adoption of rules and regulations for the maintenance, operation and conduct thereof by the Department of Welfare; and fixing penalties.

Mr. LUDLOW from the Committee on Judiciary General, reported as committed, House Bill No. 514, entitled:

An Act to amend an act, approved the twenty-second day of April, one thousand nine hundred and five (P. L. 286), entitled "An act authorizing the courts of this Commonwealth to certify the evidence and enter judgment upon the whole record, whenever a request for binding instructions has been reserved or declined by the trial judge: and authorizing appeals from the judgment so entered, and the entry of the proper judgment in the Supreme or Superior Court"; by authorizing appeals whenever under such circumstances the court shall decline to enter judgment upon the whole record but shall direct a new trial.

Mr. McBRIDE from the Committee on Mines and Mining, reported as amended, House Bill No. 338, entitled:

An Act to amend rule seventy-nine, section six of article eleven of an act approved the ninth day of June, one thousand nine hundred and eleven (P. L. 756) entitled, "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith."

Mr. BLUMBERG from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 811, entitled:

An Act to amend section seven of an act approved the third day of June one thousand nine hundred and eleven (Pamphlet Laws six hundred and thirty-nine) entitled "An act relating to the right to practice medicine and surgery in the Commonwealth of Pennsylvania; and providing a Bureau of Medical Education and Licensure as a bureau of the Department of Public Instruction, and means and methods whereby the right to practice medicine and surgery and any

of its minor branches may be obtained, and exemptions therefrom; and providing for an appropriation to carry out the provisions of said act, and providing for revocation or suspension of licenses given by said bureau; and providing penalties for violation thereof, and repealing all acts or parts of acts inconsistent therewith," as amended, commonly known as "The Medical Practice Act," by providing for the annual registration of all persons duly qualified and licensed to conduct the practice of medicine or any of the allied branches thereof in the Commonwealth of Pennsylvania.

Miss GRIMES from the Committee on Counties and Townships, reported as committed, House Bill No. 686, entitled:

An Act regulating and providing fees of the several clerks of Quarter Sessions of the several counties of this Commonwealth other than in counties of the first and second classes.

Mr. BICKETT from the Committee on Municipal Corporations, reported as committed, House Bill No. 775, entitled:

An Act to amend section one of, and to add sections four, five and six to, an act entitled, "An act authorizing cities of the third class to regulate the location of business, trades, and industries; the location, size and use of buildings, and the areas of yards, courts, and open spaces," approved the third day of April one thousand nine hundred and twenty-three (P. L. 54), extending the provisions thereof to structures other than buildings, providing for a board of appeals to review decisions of the officer charged with the enforcement of any zoning ordinance duly adopted by said cities; establishing appeals from the decision of said board of appeals to the court of common pleas of the respective counties and authorizing said appeals to be advanced; also providing for the enforcement of zoning regulations established by said cities and providing penalties for the violation of the same.

Mr. STADTLANDER from the Committee on Mines and Mining, reported as amended, House Bill No. 342, entitled:

An Act to amend section five, of article two of an act approved the ninth day of June, one thousand nine hundred and eleven (Pamphlet Laws, seven fifty-six) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith."

Mr. SCHWARTZ from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 709, entitled:

An Act to amend section thirteen of an act approved the nineteenth day of March, one thousand nine hundred and nine, (P. L. 46), entitled "An act to regulate the practice of osteopathy in the State of Pennsylvania; to provide for the establishment of a State Board of Osteopathic Examiners; to define the powers and duties of said Board of Osteopathic Examiners; to provide for the examining and licensing of osteopaths in this State; and to provide penalties for the violation of this act;" by requiring osteopathic physicians to register annually, and imposing a fee therefor.

Mr. BLAIR, from the Committee on Counties and Townships, reported as committed House Bill No. 762, entitled:

An Act to amend section two hundred and forty of the act approved the fourteenth day of July, one thousand nine hundred and seventeen (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto," making misfeasance of township supervisors a misdemeanor.

Mr. PROSSER, from the Committee on Public Health and Sanitation, reported as committed House Bill No. 857, entitled:

An Act to amend section six of the act approved the fourteenth day of June, one thousand nine hundred and twenty-three, (P. L. 802), entiteld "An act relating to mattresses, pillows, bolsters, feather beds, comfortabels, cushions, and upholstered furniture; regulating the making, remaking, renovating, sterilizing, disinfecting, sale, leasing, delivering, and consigning thereof and the possession thereof with intent to sell, lease, deliver, or consign."

Mr. MOFFATT, from the Committee on Judiciary General, reported as committed House Bill No. 561, entitled:

An Act regulating the recording of certain deeds, conveyances and other instruments of writing, and fixing the effect thereof as to subsequent purchasers, mortgages and judgment creditors.

Mr. MOFFATT, from the Committee on Judiciary General, reported as committed House Bill No. 661, entitled:

An Act to amend section two of the act approved the twelfth day of June, one thousand nine hundred and nineteen, (P. L. 461), entitled "An act to provide for the removal or retirement of judges of the Supreme, Superior, common pleas, orphans', municipal, and county court, permanently disqualified by reason of physical or mental disability to perform their regular judicial functions or duties, and providing for the payment of compensation to them during the balance of the term for which they may have been elected, and, in certain cases, for the remainder of their lives after resignation or retirement, and for filling the vacancies caused thereby; providing for judges who have been retired or who may have retired or resigned under provisions of previous acts or otherwise; and repealing certain acts;" requiring that judges shall have reached the age of sixty-five years before being eligible to retirement.

Mr. MOFFAT, from the Committee on Judiciary General, reported as committed House Bill No. 529, entitled:

An Act providing for the payment by counties and poor districts of the salaries of officers where, pending the settlement of a dispute, the salary paid to such officer was less than the amount to which he was legally entitled.

Mr. NORMAN WOOD, from the Committee on Public Roads, reported as committed House Bill No. 623, entitled:

An Act to amend sections eleven and twelve of an act approved the thirtieth day of June one thousand nine hundred and nineteen (P. L. 678), entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by, or trailing after motor vehicles; requiring the registration of the same, and the licensing of all operators thereof; providing the fees therefor, and the disposition of such fees; prohibiting the unauthorized us of, and tampering with, motor vehicles; limiting and defining the powers of cities, boroughs, incorporated towns, townships, and counties, as to the regulation of the use and equipment of motor vehicles, and the taxing, registration, or licensing thereof; imposing certain duties on the State Highway Commissioner, and on proprietors of public garages; providing procedure and penalties for violations thereof; and the disposition of fines collected, and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle", as amended.

Mr. BENJ. H. PATTERSON, from the Committee on Municipal Corporations, reported as committed House Bill No. 586, entitled:

An Act to amend section one of article thirteen of an act approved the twenty-seventh day of June, one thousand nine hundred and thirteen, (P. L. 568), entitled "An act providing for the incorporation, regulation and government of cities of the third class; regulating nomination and election of municipal officers therein; and repealing, consolidating and extending existing laws in relation thereto," by authorizing cities to construct house connections from sewers to curbs and to assess the cost thereof to property owners.

Mr. JAMES H. McCLURE, from the Committee on Judiciary General, reported as committed, House Bill No. 362, entitled:

An Act to amend section one of an act approved the second day of April, one thousand nine hundred and nineteen (P. L. 33), entitled "An act providing for the appointment of assistant district attorneys in the several counties of this Commonwealth having a population of over one million and less than one million five hundred thousand inhabitants, prescribing the powers and duties, and fixing their salaries," extending the provisions of said act to counties of the second class and increasing the number and salaries of the assistant district attorneys thereof.

Mr. HENRY A. MILLER, from the Committee on Counties and Townships, reported as amended, House Bill No. 418, entitled:

An Act authorizing and providing for the acquiring by agreement and operating by boroughs of water systems owned by corporations furnishing water within the acquiring borough and in adjacent townships or nearby boroughs; authorizing the placing of liens upon and the issuing of obligations secured by the property acquired, for the payment thereof, and providing that the obligations shall be exempt from taxation for any purpose.

Mr. HORN, from the Committee on Municipal Corporations, reported as committed, House Bill No. 716, entitled:

An Act to amend an act approved the seventeenth day of March, one thousand nine hundred and twenty-one, (P. L. 32), entitled "An act authorizing the erection and construction by counties of memorial halls in memory of the soldiers, sailors and marines of such counties; providing for an election to determine whether such hall shall be erected; providing for the purchase and condemnation of property for such purposes; regulating the use of such halls; and providing for the maintenance and care of the same, by a board of control, at the expense of the county," by providing that in counties of the first class the expenditures of which are defrayed by any city within such counties, the powers, duties and obligations of the county commissioners with respect to such act shall devolve upon such city.

Mr. NEELY, from the Committee on Counties and Townships, reported as committed, House Bill No. 788, entitled:

An Act to amend clause fifteen of section three hundred and eighty of the act approved the fourteenth day of July, one thousand nine hundred and seventeen, (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto," by permitting the establishment of lights along county highways with the approval of the county commissioners in townships of the first class.

Mr. HAWS, from the Committee on Mines and Mining, reported as amended, House Bill No. 340, entitled:

An Act to amend paragraph two, section nine, article four; paragraph three, section fourteen, article four and sections one and three of article ten, of an act, approved the ninth day of June, one thousand nine hundred and eleven, (P. L. 756), entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania, and for the protection and preservation of property connected therewith."

Mr. HALL, from the Committee on Judiciary General, reported as committed, House Bill No. 575, (Senate Bill No. 94), entitled:

An Act to validate the obligations of school districts issued prior to January first, one thousand nine hundred and twenty-four, pursuant to section five hundred and eight of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof, providning revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith," and its amendments, notwithstanding that said obligations were not issued under the seal of the district if any were not properly attested by the president and secretary of the board of directors of such district and that the incurring of said indebtedness and the issuing of obligations therefor were not first authorized by not less than two-thirds of the members of the board of school directors and that no provision for the payment of the same from the current revenue of said district was made.

Mr. HALL, from the Committee on Judiciary General, reported as committed, House Bill No. 576, (Senate Bill No. 98), entitled:

An Act to further amend section one of the act approved the eighth day of June, one thousand nine hundred and fifteen (Pamphlet Laws nine hundred and fifteen) entitled "An act to fix the salaries of the deputies in the offices of the clerk of the courts, county controller, rocorder of deeds, county treasurers, chief deputy sheriff and chief clerk to the county commissioners in counties of this Commonwealth having over two hundred and fifty thousand population and less than four hundred thousand population," as amended by providing that the deputy prothonotary in counties of the third class shall receive the same salary paid other deputies in such county.

Mr. WITHERSPOON, from the Committee on Public Roads, reported as committed, House Bill No. 818, (Senate Bill No. 85), entitled:

An Act for the promotion of the safety of the traveling public by authorizing counties and townships to purchase or condemn by the right of eminent domain property and lands along highways so as to eliminate dangerous curves and widen narrow highways.

Mr. BRAY, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 722, (Senate Bill No. 165), entitled:

An Act authorizing counties to engage in health work and to appropriate moneys for such purposes.

Mr. HORN, from the Committee on Public Health and Sanitation, reported as committed, House Bill No. 726, (Senate Bill No. 47), entitled:

An Act regulating the sale of oysters at retail.

## LEAVES OF ABSENCE.

Mr. WILLIAMS asked and obtained leave of absence for himself for balance of week after 11:50 A. M.

Mr. BLAIR asked and obtained leave of absence for himself for balance of week after 11:15 A. M.

## QUESTION OF PERSONAL PRIVILEGE.

Mr. ALEXANDER. Mr. Speaker, I rise to a point of personal privilege.

The SPEAKER. The gentleman from Delaware, Mr. Alexander, will state his question of personal privilege.

Mr. ALEXANDER. Mr. Speaker and members of the House, yesterday I requested the members of the House on behalf of the committee on arrangements to go to Washington to report to the Resident Clerk's office, stating whether or not they intended to go to Washington. You can readily see that if this committee is going to make arrangements they must do so at once; they connot do so until they know what the House intends to do. There were just thirty people out of two hundred and eight members reported to the Resident Clerk's office. Now I would like to ask unanimous consent of the members of the House to have a roll call and have each member answer "Yes" or "No" so that the committee will know exactly what each one will do. "Yes" means you are going, "No" means you are going to stay at home and save your money. Now I think we ought

to have a good representation of this House and I would like to see just as many as possible say they are going and that the House may be propertly represented on this occasion. This resolution has been passed and passed unanimously by the House and I would like to see every member of the House say "Yes". I would like to have unanimous consent to have that roll call.

The SPEAKER. Is there any objection to a roll call on this question? The Chair hears no objection. The Clerk will call the roll.

Mr. ALEXANDER. Mr. Speaker, I would like the Speaker to announce the vote. This is what I want: Somebody may have misunderstood me. "Yes" means to go, "No" means not to go.

The SPEAKER. The gentleman from Delaware paid me a complement in saying that I may be able to express the question more plainly to you than he. As I understand his question, it is: That if you vote "Yes" you are going to Washington with the Legislature; if you vote "No" you are going to stay home or at Harrisburg or some other place.

Mr. WILLIAMS. I would like to ask the gentleman from Delaware if it is the thought to leave here in the morning and return in the evening of the same day?

Mr. ALEXANDER. That is our thought, that is the thought at the present time. I have called up the passenger agent at Harrisburg. I expect him here in a short time so that we may learn what arrangements in that respect we can make.

Mr. BREWSTER. Mr. Speaker, the question has been asked me, which I cannot answer: Whether or not we are allowed to take with us our respective wives or sweethearts?

Mr. ALEXANDER. Mr. Speaker, in answer to that, I would say that I would leave that up to the respective wives and sweethearts.

The SPEAKER. Now, do you all understand the question? "Yes" means to go, "No" means to stay at home.

Mr. HUBER. Mr. Speaker, I would like to ask, how about the ex-members who would like to go down on this junket and pay their own way?

Mr. ALEXANDER. I do not know why we cannot enlarge that party. I do not see either one of the other members of the committee in the House so I may consult with them, but I can see no reason, provided we know at once who wants to go, otherwise we cannot arrange for either the wives or sweethearts or the ex-members.

The SPEAKER. The Clerk will call the roll.

The roll was then called for the information of the committee.

## QUESTION OF PERSONAL PRIVILEGE.

Mr. ALEXANDER. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. ALEXANDER. Mr. Speaker and members of the House, I for one, never object to proper criticism, in fact, proper criticism is a good thing. I do not think there is any member in this House who objects to proper and fair criticism. We all recognize the fact, however, that the newspapers, by an improper criticism, can do public officials a vast amount of harm, perhaps unintentionally, as I think in this instance it is unintentional. At the same time I think that those newspapers who have the privilege of this House should report the proceedings properly and if they are reported properly then there could be no criticism as to the outcome.

I hold in my hand this morning one of the Harrisburg papers, "The Patriot." In its editorial, mind you, which makes the sting that much harder, there is this article:

### THE PUBLIC PAYS THE PIPER

It requires a lot of "crust" for any public official to spend the taxpayers' money in having a good time. But the "crust" requirements are met in the action of the Legislature in appropriating money from the State Treasury for an inaugural junket to Washington March 4.

With taxes in Pennsylvania higher than ever, amid the clamor for more money for hospitals and other charitable institutions, with greater need for public highways than there is money to meet, with Capitol Park extension languishing for lack of money, with business sluggish and many men out of work the Legislature thinks nothing of using the public money for a revel and a good time.

The action cannot be justified on the ground that the great banner Republican State of Pennsylvania must be represented at Washington. The Governor and a hundred other more or less prominent Pennsylvanians will perform that function at a cost of $10,000. The only excuse for the Legislature's trip is to have a good time at public expense.

No taxpayer begrudges the presence of the legislators at the inaugural ceremonies, but if they want to make that trip, let them pay their own expenses. It will be interesting to see how many Representatives and Senators will accept this form of cheap statesmanship."

Now, as we all know, the Legislature did not vote to go to Washington at the expense of the State and nobody ought to know that better than this paper, and therefore it is unfair to the members of this House, and I rise this morning in the defense of the members of this House and I object to this kind of criticism. When this House unanimously, as everybody knows, voted down the resolution to go to Washington at the expense of the State and just as unanimously voted to go at their own expense, it seems to me that this newspaper should have given us at least that credit, at least not have condemned us for something we did not do.

Mr. STADTLANDER. Mr. Speaker, I do not think that my colleague, Mr. Alexander, needs to worry much about it. The Pittsburgh papers have taken good care of this proposition and from an editorial appearing in this morning's Pittsburgh Post, I read the following:

### HOUSE SAVES DIGNITY OF LEGISLATURE.

The freakish measures that appear in a session of the Legislature are commonly supposed to arise chiefly in the lower branch. One of the worst to get through a branch of the Pennsylvania Legislature at this session, however, is chargeable to the socalled august Senate. Although there has been a great deal of experience with Presidential inaugurations in this country, with questions of appropriate representation for the states threshed out repeatedly, the Pennsylvania Senate on this occasion appeared to act like a boy approaching his first circus. The closer it drew to the date of the inauguration the wilder the Senate became over it. Finally it made a frenzied dash by adopting a resolution to have the state pay not only the expenses of its chief public officers on a trip to Washington for the ceremonies, but also those of the entire membership of the Legislature and the Legislative Correspondents' Association.

Then the House figuratively dashed some cold water into the face of the Senate and set about to rescue the dignity of the Assembly. When it got through, the usual provision had been made for having the state represented at the inaugural by its principal officers, including, of course, the president pro tempore of the Senate and the Speaker of the House. Let it be hoped that the "august" State Senate will not often take such funny spells.

Now, it was for Pittsburgh to come to the rescue.

The SPEAKER. The remarks of the gentlemen on the questions of personal privilege will be entered upon the Journal.

## BILLS SIGNED BY THE SPEAKER.

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 45.

An Act to amend section fifty-seven of the act approved the twenty-third day of May one thousand eight hundred and seventy-four (Pamphlet Laws two hundred and thirty) entitled "An act dividing the cities of this state into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing crtain offences in all of said cities and providing for the incorpoation and government of cities of the third class" providing for the acceptance of said act by certain cities of the third class providing for the election of certain city officers and members of city council in such cities and fixing the time when the terms of members of councils and certain city officers then in office shall cease and be terminated

HOUSE BILL No. 170.

An Act providing for and regulating the validation of certain borough ordinances

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all ordinances which have heretofore been duly enacted in the several boroughs of this Commonwealth by the proper authorities and approved by the burgess as required by law or passed over his veto and have been published in a newspaper published in said borough or county and transcribed in the ordinance book of such borough but have not been further published by advertisements thereof put up in public places of such borough or if so further published that proof thereof can not be made or where any other notices have not been given by hand bills posted in conspicuous places or if so posted that proof thereof can not be made or where the burgess and president of the council either or both have failed or neglected to sign their name to said ordinances in the ordinance book of said borough—shall be in full force and effect without any further signing posting or publication upon the council of such borough passing a resolution accepting this act which resolution shall be approved by the burgess and published as ordinances in boroughs are now required by existing laws to be published posted and transcribed in the ordinance book of such borough

HOUSE BILL No. 193.

An Act to validate acts done by corporations before the recording of their Charters

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That where heretofore any act has been done or transfer or conveyance of any property been made to or by any corporation created or intended to be created by virtue of the provisions of the act of Assembly approved April twentieth-ninth one thousand eight hundredand seventy-four or its supplements in good faith after the issuing of letters patent and before the actual recording of the certificate such acts transfers and conveyances shall after said certificate has been duly recorded as provided in the said act be deemed and taken to be valid and effectual for all purposes Provided This act shall not affect any proceeding now pending

HOUSE BILL No. 303.

An Act to amend sections two and nine to repeal section ten to amend section sixteen and section twenty-two as amended sections twenty-three thirty-one section thirty-two as amended section fifty-two section fifty-four as amended section fifty-seven as amended and section sixty-five of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and sixty-nine) entitled "An act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth"

HOUSE BILL No. 490.

An Act to validate acts done and contracts conveyances transfers and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the Courts of Common Pleas granting a charter where the applicants for incorporation had failed to register its proposed name as required by law and to validate charters of corporations of the first class granted since the sixteenth day of May one thousand nine hundred and twenty-three where there was a failure to register the name or title of the proposed corporation at the time of filing its application for a charter as required by law providing for the amendment of names or titles of such corporations in certain cases

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 332, as follows:

An Act to amend section seventeen of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-one (Pamphlet Laws ten hundred and eighty-one) entitled "An act providing for county poor districts in counties of the seventh class providing for their management direction and control by the county commissioners defining their powers and duties imposing certain duties upon the county treasurer and county controller or county auditors abolishing the present poor districts and transferring their property"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seventeen of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-one (Pamphlet Laws ten hundred and eighty-one) entitled "An act providing for county poor districts in counties of the seventh class providing for their management direction and control by the county commissioners defining their powers and duties imposing certain duties upon the county treasurer and county controller or county auditors abolishing the present poor districts and transferring their property" is hereby amended to read as follows

Section 17 The basis of taxation for poor purposes shall be the last preceding assessment for county rates and levies

The county commissioners shall have authority to levy and collect a tax not exceeding in one year ten mills on the dollar of the assessed valuation for the purpose of supporting the poor paying officials and employes and the current expenses of managing the buildings and the poor farm The taxes shall be levied at the same time and collected in the same manner as other county taxes

For the purpose of paying any debt incurred in the purchase of real estate and the erection of buildings and to redeem bonds authorized by this act and also for the purpose of making permanent improvements on real estate the commissioners may levy a special tax which shall be payable at the same time and collected in the same manner as the tax for current expenses

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule resuiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 412, as follows:

An Act to amend article five of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" requiring fire insurance companies associations and exchanges to notify policy holders suffering loss or damage to file proof of loss

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That article five of the act approved the seventeenth day of May one thouasnd nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing law" is hereby amended by adding thereto section five hundred and six which reads as follows

Section 506 Notice to Insured to File Proof of Loss Every stock or mutual fire insurance company association or exchange transacting business in this State shall upon receiving notice of any loss or damage from a policy holder immediately notify such insured in writing to file proof of loss with the company within sixty (60) days after the fire The provisions of this section shall not be varied altered contradicted or affected by any agreement or contract but shall remain in full force and effect any and all provisions in any contract of insurance or other agreement to the contrary notwithstanding Failure to comply with the provisions of this section shall estop such insurance company association or exchange from claiming any rights under any clause contained in the policy of the insured limiting the time for filing his proof of claim

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 737, as follows:

An Act providing for appeals from all judgments orders and decrees of the various courts of the Commonweatlh

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That either party to any suit in law or equity now pending or that may hereafter be brought in any court of this Commonwealth may enter an appeal in the proper appellate court from any judgment order or decree entered in said suit whether such judgment order or decree be a final or a preliminary judgment order or decree whenever it may appear on proper petition filed in the appellate court that the said apeal is not taken for the purpose of delay and that irreparable injury may be done the appellant by the order judgment or decree appealed from and the said appellate court may be in its discretion enter judgment order or decree as to it in right and justice may appear proper

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 761, as follows:

An Act to amend section one of the act approved the thirty-first day of March one thousand nine hundred and twenty-one (Pamphlet Laws eighty-nine) entitled "An act making it a misdemeanor for persons to unlawfully use or wear the insignia or button of the American Legion or the official decorations of said oragnization" by extending the provisions of said act to the Veterans of Foreign Wars

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the thirty-first day of March one thousand nine hundred and twenty-one (Pamphlet Laws eighty-nine) entitled "An act making it a misdemeanor for persons to unlawfully use or wear the insignia or button of the American Legion or the official decorations of said organization" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any person who shall wilfully wear the insignia or button of the American Legion or the Veterans of Foreign Wars or the official decorations of said organizations or use the same to obtain aid or assistance within this State unless he or she shall be entitled to use or wear the same under the constitution and by-laws rules and regulations of such organizations shall be guilty of a misdemeanor and upon conviction shall be fined not to exceed one hundred dollars and in default of payment committed to jail for a peroad not to exceed sixty days

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 481, as follows:

An Act authorizing the Governor of the Commonwealth of Pennsylvania through proclamation to close any county or counties or any section of any county of Pennsylvania to hunting or fishing or to close any stream or parts of any stream to fishing or to forbid the use of smoking material or other use of fire in or near woodlands when such action is necessary to conserve either the health or welfare of our people or our natural resources and repealing existing laws

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act when the Governor of the Commonwealth shall consider such action necessary to conserve either the health or welfare of our people or our natural resources because of drought and consequent danger from forest fires or because of low water and the presence of contagious or infectious diseases he shall have authority through proclamation

(a) To close for a period not to exceed one season at one time any county or counties or any section of any county of this Commonwealth to either hunting or fishing

(b) To clase for any period any stream or part of any stream to fishing

(c) To forbid for any period the smoking of tobacco in any form the building of camp fires or the burning of brush and other rubbish within woodland or within two hundred feet of woodland in any county counties or parts thereof

If after the issuing of any proclamation as herein provided the Governor is satisfied that the occasion has passed for maintaining the provisions of the proclamation he may annul it by another proclamation

Section 2 Each and every person violating any provision of such proclamation shall upon conviction in a summary

proceeding before any magistrate alderman or justice of a peace be sentenced to pay a fine not exceeding one hundred dollars and in default of the payment of such fine and costs be imprisoned in the county jail one day for each dollar of fine and costs unpaid not however exceeding thirty days

Section 3 The act of May fourteenth one thousand nine hundred and fifteen (Pamphlet Laws five hundred thirty) entitled "An act authorizing the Governor of the Commonwealth of Pennsylvania through proclamation to close any county or counties or any section of any county of Pennsylvania to hunting or fishing or to close any stream or parts of streams to fishing when such action is necessary to conserve either the health or welfare of our people or our natural resources" is hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 740, as follows:

An Act supplementing the act and repealing sections seven and nine as amended of an act approved the second day of May one thousand eight hundred and ninety-nine (Pamphlet Laws one hundred and eighty-four) entitled "An act to provide revenue by imposing a mercantile license tax on venders of or dealers in goods wares and merchandise and providing for the collection of said tax" by providing a method of collecting mercantile license tax in cities of the first and second classes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the mercantile appraisers in cities of the first and second class or the board of mercantile appraisers in said cities where there is such board of mercantile appraisers shall on or before the first day of May of each year certify to the city or county treasurer a correct list of all venders or dealers and each vender or dealer liable to taxation under the act to which this is a supplement and the various supplements and amendments thereto shall pay the mercantile tax and take out from the said city or county treasurer the license therein provided for on or before the first day of July of each year and the said city or county treasurer shall sue for the recovery of all licenses duly returned to him by the mercantile appraisers or board of mercantile appraisers if not paid on or before the first day of July of each and every year within thirty days after that date as provided in the said act to which this is a supplement and the various amendments and supplements thereto

Section 2 That sections seven and nine of an act approved the second day of May one thousand eight hundred and ninety-nine (Pamphlet Laws one hundred and eighty-four) entitled "An act to provide revenue by imposing a mercantile license tax on venders of or dealers in goods wares and merchandise and providing for the collection of said tax" as amended by sections one and two of an act approved the thirtieth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred and eighty-six) entitled "An act to amend an act approved May second one thousand eight hundred and ninety-nine (Pamphlet Laws one hundred eighty-four) entitled 'An act to provide revenue by imposing a mercantile license tax on venders of or dealers in goods wares and merchandise and providing for the collection of said tax' as amended" are repealed in so far as they relate to the collection of mercantile licenses in cities of the first and second classes

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 523, as follows:

An Act to amend section twenty-one of an act approved the seventh day of June Anno Domini one thousand nine hundred and fifteen (Pamphlet Laws nine hundred) entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial removal permits requiring prompt returns to the Central Bureau of Vital Statistics as required to be established by the State Department of Health and in order to secure prompt and faithful registration of births marriages deaths and diseases of practitioners of medicine and surgery of midwives nurses and undertakers and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births detahs marriages and diseases throughout the State as provided in section ten of an act entitled 'An act creating the Department of Health and defining its powers and duties' approved the twenty-seventh day of April one thousand nine hundred and five and providing penalties for violations of this act" by requiring that fees received by the State Registrar for certified copies of the record of any birth death or marriage shall be turned over to the State Treasurer and specifically appropriated to the Department of Health

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twenty-one of an act approved the seventh day of June Anno Domini one thousand nine hundred and fifteen entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial removal permits requiring prompt returns to the Central Bureau of Vital Statistics as required to be established by the State Department of Health and in order to secure prompt and faithful registration of births marriages deaths and diseases of practitioners of medicine and surgery of midwives nurses and undertakens and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births deaths marriages and diseases throughout the State as provided in section ten of an act entitled 'An act creating the Department of Health and defining its powers and duties' approved the twenty-seventh day of April one thousand nine hundred and five and providing penalties for violations of this Act" is hereby amended to read as follows"

Section 21 That the State Department of Health shall upon request furnish any applicant a certified copy of the record of any birth death or marriage registered under provisions of this act for the making and certification of which it shall be entitled to a fee of fifty cents to be paid by the applicant and any such copy of the record of a birth or death or marriage when properly certified by the State Department of Health to be a true copy thereof shall be prima facie evidence in all courts and places of the facts therein stated For any such search of the files and records when no certified copy is made the State Department of Health shall be entitled to a fee of fifty cents for each hour or fractional hour of time of search to be paid by the applicant And the State Department of Health shall keep a true and correct account of all fees received under these provisions and turn the same over to the State Treasurer

That all monies derived from the sources above enumerated and paid into the State Treasury be and the same are hereby specifically appropriated to the Department of Health for the maintenance of the Bureau of Vital and Morbidity Statistics for the maintenance of laboratories and experimental stations for educational work and for the payment of any other necessary expenses of the Department of Health in the performance of duties imposed upon it by the several acts of assembly

All acts or parts of acts inconsistent with this act are repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 741, as follows:

A Supplement to an act approved the second day of May one thousand eight hundred and ninety-nine (Pamphlet Laws one hundred eighty-four) entitled "An act to provide revenue by imposing a mercantile license tax on venders of or dealers in goods wares and merchandise and providing for the collection of said tax" providing for the assessment of said tax for parts of a year and for appeals therefrom

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That each vender of or dealer in goods wares and merchandise who has commenced business after the first day of May of each year for which licenses are issued under the act to which this is a supplement shall take out a license from that time until the expiration of the term or the next yearly issuing thereof for which period he shall pay upon the whole volume of business including cash receipts and merchandise sold on credit which is ascertained has been transacted within the one month during which said vender or dealer has been in business as multiplied by the number of months still remaining in the balance of the license year to the folowing May of each year at the rate of two dollars for each retail vender of or dealer in goods wares and merchandise and one mill additional on each dollar of the whole volume gross of business transacted during the month multiplied by the number of months still remaining in the said license year to the following May at the rate of three dollars for each wholesale vender of or dealer in goods wares and merchandise and one-half mill additional on each dollar of the whole volume gross of business transacted within the one month during which said vender or dealer has been in business multiplied by the number of months still remaining in the balance of the license year to the following May of each year

Section 2 It shall be the duty of each vender of or dealer in goods wares and merchandise who has thus commenced business after the first day of May of each year to fill up the blank prepared by the Auditor General and return the same to the mercantile appraiser of the proper county within one month from the date of commencing said business with an affidavit certifying to the correctness of the amount of business during the month in which said business has been transacted If any vender of or dealer in goods wares and merchandise refuses to make such return as required by this act to the mercantile appraiser when requested so to do it shall be the duty of the mercantile appraiser to report the same immediately to the county treasurer whereupon it shall be the duty of the county treasurer to require the owner or business manager to appear before him in person with the books and accounts of his mercantile establishment for interrogation examination and the county treasurer shall have power to issue subpoenas and attachments to be served by any constable or sheriff and to compel the attendance of the owner or any clerk bookkeeper or officer connected with the said business to produce such books and papers as he may deem expedient to secure the information necessary to ascertain and fix the amount of the business transacted during the month when the said vender of or dealer in goods wares and merchandise has been in business

Section 3 Any vender or dealer subject to the provisions of this act who is dissatisfied with the rating so made by the mercantile appraiser shall have the right of appealing to the mercantile appraiser and county treasurer within ten days thereafter who are required to hear him on the day fixed by the mercantile appraiser and county treasurer for the appeal if the vender or dealer is still dissatisfied with the finding of the county treasurer and mercantile appraiser or board of appraisers in reference to the proper classification of the said vender or dealer he shall have the right of appeal to the court of common pleas of the proper county which appeal the said court is required to hear and determine within twenty days after such appeal shall be taken or at the next sitting thereof If any person fails to attend the appeal before the ocunty treasurer and mercantile appraiser board of appraisers or the court he shall not thereafter be permitted in a suit for the recovery of said mercantile license tax to set up as a defense either that he is not a vender of or dealer in goods wares and merchandise or any other ground of defense which might have been heard and determined either by the said county treasurer and mercantile appraiser board of appraisers or the court of common pleas on appeal as aforesaid

Section 4 That section six of an act approved the seventh day of April one thousand eight hundred and thirty (Pamphlet Laws three hundred and eighty-seven) entitled "An act graduating the duties upon wholesale dealers and retailers of merchandise and prescribing the mode of issuing licenses and collecting said duties" and section five of an act approved the fourth day of March one thousand eight hundred and twenty-four (Pamphlet Laws thirty-two) entitled "A supplement to the act entitled 'An act laying a duty on the retailers of Foreign Merchandise'" are hereby repealed

All other acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 812, as follows:

An Act to amend sections one and two and to add section five of the act approved the eighth day of June one thousand eight hundred and ninety-three (Pamphlet Laws three hundred and forty-four) entitled "An act relating to husband and wife enlarging her capacity to acquire and dispose of property to sue and be sued and to make a last will and enabling them to sue and testify against each other in certain cases" authorizing a married woman to mortgage her real property without the joinder of her husband and restricting the power of both husband and wife to mortgage homestead property

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the eigth day of June one thousand eight hundred and ninety-three (Pamphlet Laws three hundred and forty-four) entitled "An act relating to husband and wife enlarging her capacity to acquire and dispose of property to sue and be sued and to make a last will and enabling them to sue and to testify against each other in certain cases" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter a married woman shall have the same right and power as an unmarried person to acquire own possess control use lease mortgage sell or otherwise dispose of any property of any kind of real personal or mixed and either in possession or expectancy and may exercise the said right and power in the same manner and to the same extent as an unmarried person but she may not convey her real property unless her husband join in such conveyance

Section 2 That section two of said act is hereby amended to read as follows

Section 2 Hereafter a married woman may in the same manner and to the same extent as an unmarried person make any contract in writing or otherwise which is necessary appropriate convenient or advantageous to the exercise or enjoyment of the rights and powers granted by the foregoing section but she may not become accommodation endorser maker guarantor or surety for another and she may not execute or acknowledge a deed or other written instrument her real property unless her husband join in such conveyance

Section 3 Said act is further amended by adding thereto a new section to be known as section five as follows

Section 5 In the case of homestead property actually occupied by the husband and wife whether the title thereto be in the name of the husband alone or in the name of the wife alone no mortgage covering the same executed after

the first day of July one thousand nine hundred and twenty-five shall be valid for any purpose unless both husband and wife join in the same

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 662, as follows:

An Act to amend by adding a new Section number eight hundred and twenty-four and amend Sections eight hundred and twenty-five eight hundred and twenty-six eight hundred and twenty-seven eight hundred and twenty-eight eight hundrer and forty and eight hundred and forty-one of an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto"

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That Article eight of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" is hereby amended by adding a new section to Article eight under the heading "(c) Auxiliary State Game Refuges" to read as follows

Section 824 Auxiliary State Game Refuges The Board acting through the Secretary may establish and maintain Auxiliary State Game Refuges for the protection and propagation of game and to maintain public hunting grounds on lands or waters suitable for that purpose where considered advisable by the board Suitable lands or waters owned or controlled by individuals corporations associations municipalities or by the State or National government may be used for such purpose The hunting rights to such lands or waters shall be conveyed in the form of a lease by the person or persons having control to the board for a period of not less than ten years provided that the board may at any time upon sixty days notice to the lessor cancel any lease for auxiliary refuge lands when in the judgment of the board the use of such lands or waters is no longer needed or desired and be it further provided that in case the owner or owners desire to sell such property and such sale cannot be consumated subject to said lease of the hunting rights the lease may be cancelled by the board acting through the Secretary within sixty days after request for such cancellation is filed with the Secretary if satisfied the principal object of such sale is not to convert to private use the hunting or fishing rights made more valuable through the use of such property as an Auxiliary State Game Refuge

On the question,

Will the House agree to the section?

Mr. BIDELSPACHER. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 2, line 12 by inserting after the word "purpose" the following: "subject to the permission of the proper authorities owning or controlling the same"

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second, third, fourth, fifth and sixth sections were separately read and agreed to as follows:

Section 2 That section eight hundred and twenty-five of said act is hereby amended to read as follows

Section 825 Application for Auxiliary Refuges—Whenever the owner or owners or person or persons in control of suitable lands or waters having an area of not less than one hundred acres or persons or associations interested in the establishment of an Auxiliary State Game Refuge on such lands or waters desiring to have said lands or waters or part thereof set apart as a refuge for game and wild birds they may make application to the board giving a description of said lands or waters including (a) specific location (b) map or sketch showing an outline of said lands and the location of all buildings roads streams and fences (c) the type of such lands or waters whether woodland abandoned farmland or cultivated land or lakes ponds marshes or impounded streams

The board may then have an examination made of said property and if found suitable for game protection and propagation purposes shall notify the owner or owners or persons in control of said lands or waters to that effect

Section 3 That section eight hundred and twenty-six of said act is hereby amended to read as follows

Section 826 Petition for Auxiliary Refuges The owner or owners or persons in control of lands or waters suitable for Auxiliary Refuges or others interested may then present a petition on forms provided by the Board declaring his or their desires which petition shall be endorsed by at least fifty qualified electors of the county or counties wherein said lands or waters are located The petition for an Auxiliary State Game Refuge shall state clearly (a) that the owner or owners or persons in control of such lands or waters are willing to vest in the Commonwealth all hunting rights upon said lands without charge or for such remuneration as may be agreed upon between them (b) that neither they their families their agents their tenants nor any other persons shall hunt thereon by and with their authority (c) that they will make every effort to protect said refuge from forest fires or hunting or from violations of any nature (d) that the agreements shall continue in force for an uninterrupted period of not less than ten years except as hereinbefore provided and such longer period as may be desired by the petitioners and (e) all such other information as the board may require

Section 4 That Section eight hundred and twenty-seven of said act is hereby amended to read as follows

Section 827 Establishment of Auxiliary Refuges If upon investigation the board finds that the proposed Auxiliary Game Refuge is not within a radius of two miles from any State Game Refuge or other Auxiliary State Game Refuge and decides that the establishment of the proposed Auxiliary Game Refuge is advisable it may enter into an agreement in the form of a lease as hereinbefore provided and shall thereupon declare said lands or waters or any part thereof deemed advisable an Auxiliary State Game Refuge and the balance if any shall be open to public hunting The board shall surround that part of the lands or waters set aside as a refuge by a single wire as a marker if the same is not already surrounded by a suitable enclosure or well defined line and shall post notices along the boundary line of the refuge not more than one hundred and fifty yards apart Such notices shall bear the words "Auxiliary State Game Refuge—Hunting is Unlawful" and such other information or rules and regulations as the board may deem advisable

Section 5 That Section eight hundred and twenty-eight of said Act is hereby amended to read as follows

Section 828 Advertisement of the Establishment of Auxiliary Refuges The board shall cause notice of its action declaring lands or waters an Auxiliary State Game Refuge to be advertised at least one time each week for three consecutive weeks in at least two newspapers of general circulation in the county or counties wherein such refuge is located

Section 6 That Section eight hundred and forty of said Act under the heading "(d) Regulations—Penalties" is hereby amended to read as follows

Section 840 Rules and Regulations The board may formulate, adopt and post such rules and regulations for the

government of lands and waters under its control and for protection and propagation of game thereon as it may deem necessary for their proper use and administration or as may be established pursuant to agreements with the State Forest Commission or proper Federal authority or lessors Such rules and regulations shall be the law of this Commonwealth controlling such lands or waters and a violation of any of the provisions of such rules and regulations shall subject the offender to the payment of fines provided for in this article for the violations of such rules and regulations

The seventh section was read as follows

Section 7 That Section eight hundred and forty-one of said Act is hereby amended to read as follows

Section 841 Entry Upon Refuges Any citizen may go upon a State Game Refuge or an Auxiliary State Game Refuge without firearms or traps or dogs except during the months of October November and December provided however that persons regularly residing on lands included within an Auxiliary Game Refuge may be granted a special written permit by the Secretary of the board which may be revoked at any time to have traps dogs or guns in his or her possession on such refuge so long as they are not used in hunting or trapping or which dogs are not permitted to chase or disturb game except when destroying vermin under special permit or which traps may be used in removing game for stocking purposes as hereinafter provided Provided also that where any portion of a public park is used as an Auxiliary State Game Refuge entry by individuals within the refuge area for recreational pursuits shall not be restricted on the portion of the public park so used so long as such persons do not carry firearms or traps or do not permit dogs to disturb or chase game or wild birds

The board may through the Secretary by written permission grant to responsible persons the right to hunt or trap for vermin and to use dogs and guns in connection therewith on State Game Refuges or Auxiliary State Game Refuges between December sixteenth and September thirtieth next following

The board may adopt rules and regulations setting forth the manner in which persons working upon or living within the boundaries of Auxiliary State Game Refuges may be or go upon such refuges at any time

In connection with their official duties it is lawful for any member or employe or duly appointed agent of the board or the Department of Forestry or the Federal Forest Service to go upon a game refuge at any time and in any manner with or without firearms or traps or dogs It is also lawful for any employe or duly authorized agent of the board to trap and remove game or fur bearing animals of any kind under the direction of the Secretary for stocking purposes elsewhere

Except as above provided it is unlawful for any person to carry firearms or traps within the limits of or take a dog upon a State Game Refuge or an Auxiliary State Game Refuge at any time

Except as above provided it is unlawful for any person to go upon a State Game Refuge or an Auxiliary Game Refuge during the months of October November and December

Except as in this article otherwise provided it is unlawful for any person to hunt for or catch or kill or wound or drive or to attempt to hunt for or catch or kill or wound or drive any birds or animals within the limits of a State Game Refuge or an Auxiliary State Game Refuge

It is unlawful for any person to violate any of the rules and regulations adopted by the board for the protection and preservation of protected birds and game on Auxiliary State Game Refuges

On the question,

Will the House agree to the section?

Mr. BIDELSPACHER. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 7. page 7, line 9 by inserting after the word "used" the following: "subject to the permisison of the proper authorities owning or controlling the same"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend by adding a new Section number eight hundred and twenty-four and amend Sections eight hundred and twenty-five eight hundred and twenty-six eight hundred and twenty-seven eight hundred and twenty-eight eight hundred and forty and eight hundred and forty-one of an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto"

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 392, as follows:

An Act to provide for the ordinary expenses of the executive judicial and legislative departments of the Commonwealth interest on the public debt and the support of the public schools for the two fiscal years beginning June first one thousand nine hundred and twenty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and twenty-five

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the following sums or so much thereof as may be necessary be and the same are hereby specifically appropriated to the several objects hereinafter named for the two fiscal years commencing on the first day of June one thousand nine hundred and twenty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and twenty-five to be paid out of any moneys in the Treasury not otherwise appropriated

Section 2 For the payment of the salaries of the several State officers and clerks and employes of the several departments of the State government and for the other expenses of the said departments the following sums or so much thereof as may be necessary the sums to be paid on the warrant of the Auditor General upon the State Treasurer in amounts as follows and in the manner prescribed by law

EXECUTIVE DEPARTMENT

Office of Governor and the Executive Board

For the payment of the salary of the Governor two years the sum of thirty-six thousand dollars ($36,000)

For the payment of the salaries wages or other compensation of the secretary to the Governor and of such consultants experts accountants investigators inspectors clerks stenographers messengers and other employes as may be required for the proper conduct of the work of the Governor's office and of the Executive Board and the payment of the contingent traveling and incidental expenses including telegrams and telephone toll charges of the Governor his secretary and other employes and of the Executive Board expenses incurred in the conduct of the Executive Mansion the entertainment of official guests the maintenance of an automobile and the expenses not exceeding five hundred dollars ($500.00) incident to participation in the procedure of the Governor's Conference two years the sum of ninety thousand dollars ($90,000)

Office of Lieutenant Governor

For the payment of the salary of the Lieutenant Governor two years the sum of ten thousand dollars ($10,000)

For all contingent expenses including postage telegrams toll telephone charges and traveling clerical and stenographic expenses of the Lieutenant Governor two years the sum of two thousand five hundred dollars ($2,500)

Pennsylvania State Police

For the payment of the salary of the Superintendent of State Police two years the sum of twelve thousand dollars ($12,000)

For the payment of the salaries wages or other compensation of the State Police Force and such deputies chiefs statisticians clerks experts and other assistants as may be necessary for the work of the Force chemists' fees veterinary fees medical attendance and hospital charges for members of the State Police Force injured in the line of duty fees for mileage and reporting fires inspection of property keep of horses rent of barracks maintenance of substations and of motor-vehicle transportation and traveling expenses investigation of incendiary fires costs of taking testimony and serving of process removal of dangerous fire hazards preparing and disseminating knowledge of fire protection the purchase of suitable uniforms arms and equipment horses horse equipment and motor vehicles and any other necessary expenses including telegrams and telephone toll charges incurred in the discretion of the superintendent in the proper operation of the Pennsylvania State Police and the State Police Force two years the sum of one million eight hundred and seventy-five thousand dollars ($1,875,000)

Department of State and Finance

For the payment of the salary of the Secretary of the Commonwealth two years the sum of sixteen thousand dollars ($16,000)

For the payment of the salaries wages or other compensation of such deputies directors superintendents bureau or division chiefs assistant directors assistant superintendents assistant chiefs expert scientists engineers surveyors draftsmen accountants secretaries auditors inspectors examiners statisticians marshals clerks stenographers bookkeepers messengers and other assistants and employes as may be required for the proper conduct of the work of the department for the payment of the necessary postage expressage telegrams telephone toll charges traveling and contingent expenses of the Secretary of the Commonwealth and the other officers and employes of the department for proofreading the pamphlet laws for expenses incurred in preparing the Budget under the direction of the Governor and in installing and maintaining uniform accounts and for such investigational work as may be necessary therefor two years the sum of two hundred and one thousand eight hundred and forty dollars ($201,840)

For the payment of the expenses of publishing in the various newspapers in the State the several amendments to the Constitution of the Commonwealth two years the sum of one hundred and twenty-five thousand dollars ($125,000)

For the purpose of refunding under the provisions of the Act of June fourteenth one thousand nine hundred and eleven (Pamphlet Laws page nine hundred and thirty-six) fees paid for commissions to notaries public when such commissions have not been issued or if issued have not been recovered and have been cancelled two years the sum of one thousand dollars ($1,000)

For the payment of the necessary expenses of the State Employes' Retirement Board including the salaries wages or other compensation of such employes as may be necessary for the proper conduct of the work of the Board the traveling and other expenses of members and employes of the Board and the purchase of furniture materials equipment stationery and any other necessary supplies two years the sum of forty-four thousand and five hundred dollars ($44,500)

For the payment into the State annuity reserve fund number two established by the Act of June twenty-seventh one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) two years the sum of seven hundred and forty thousand dollars ($740,000)

For the payment into the contingent reserve fund established by the Act of June twenty-seventh one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) two years the sum of ten thousand dollars ($10,000)

For the payment of salaries of State employes who have retired in accordance with the provisions of the Act of Assembly approved June fourteenth Anno Domini one thousand nine hundred and fifteen (Pamphlet Laws nine hundred and seventy-three) and amended June seven Anno Domini one thousand nine hundred and seventeen (Pamphlet Laws five hundred and fifty-nine) two years the sum of one hundred thirty thousand dollars ($130,000)

For the payment of pensions and gratuities that have been granted by Act of Legislature or that may hereafter be granted according to law two years the sum of four thousand seven hundred and fifty-two dolars ($4,752)

Department of Justice

For the payment of the salary of the Attorney General two years the sum of twenty-four thousand dollars ($24,000)

For the payment of the salaries wages or other compensation of such deputy attorneys general special deputy attorneys general law clerks directors superintendents bureau or division chiefs assistant directors, assistant superintendent, assistant chiefs experts scientists engineers surveyors draftsmen accountant secretaries auditor inspectors examiners statisticians marshalls clerks stenographers bookkeepers messengers and other assistants and employes as may be necessary for the proper conduct of the work of the Department of Justice for the payment of the salaries wages or other compensation of such special deputy attorneys general attorneys and law clerks as may be assigned by the Attorney General to other departments boards or commissions except the counsel and assistant counsel of the Public Service Commission of the Commonwealth of Pennsylvania for the payment of the compensation of attorneys employed by the several departments boards and commissions with the approval of the Attorney General except attorneys employed by the Auditor General with the approval of the Attorney General for the collection of State taxes whose compensation may lawfully be deducted from the amounts collected for costs witness fees postage express charges telephone toll charges telegrams and other contingent expenses for the purchase of law books for the law library of the Department of Justice and for any other expenses which may be necessary for the conduct of the work of the Department of Justice and the prosecution and defense of litigation to which the Commonwealth is a party or in which the Commonwealth is interested two years the sum of three hundred sixty-three thousand five hundred dollars ($363,500)

For the payment of the salaries wages or other compensation of such deputy attorneys general investigators law clerks and other assistants and employes and of such other expenses of every kind and description as may be necessary in investigating violations or alleged violations of the laws of this Commonwealth and in taking such steps and adopting such means as may be necessary reasonably to enforce the laws of this Commonwealth two years the sum of five hundred thousand dollars ($500,000)

For the payment of the salaries of the members of the Board of Pardons and for postage express charges clerk hire and other incidental expenses of the Board of Pardons two years the sum of two thousand eight hundred dollars ($2,800)

For the payment of expenses and incidentals incurred by the Board of Commissioners on Uniform State Laws two years the sum of two thousand dollars ($2,000)

Department of the Auditor General

For the payment of the salary of the Auditor-General two years the sum of twenty-four thousand dollars ($24,000.00)

For the payment of the salary of the Revenue Deputy two years the sum of fifteen thousand dollars ($15,000.00)

For the payment of the salary of the Disbursing Deputy two years the sum of fifteen thousand dollars ($15,000.00)

For the payment of the salary of the Assistant Deputy two years the sum of twelve thousand dollars ($12,000.00)

For the payment of the salaries of the chief clerks chief of bureau of corporations and assistants traveling auditors accountants bookkeepers and all other clerks and employes

For the payment of compensation and expenses of persons appointed in pursuance of law to examine the property

methods process and accounts of officers corporations and individuals required by law to make reports to the Auditor-General of moneys or taxes due the Commonwealth and for the payment of expenses of the Auditor-General deputies representatives and traveling auditors actually and necessarily incurred by them in the performance of the duties assigned them as provided by law

For the payment of persons employed by the Auditor-General to discover prosecute and collect unpaid taxes bonus interest and penalties and all public accounts

For the payment of the costs of advertising required by any act of Assembly in connection with the escheat of moneys and property to the Commonwealth or in connection with the payment of unclaimed moneys in the State Treasury without escheat and for the payment of any other costs connected with such escheats or the payment into the State Treasury without escheat and for the payment of the salaries of experts clerks and stenographers and office equipment and incidental expenses to facilitate the collection of emergency taxes the sum of nine hundred twenty-two thousand six hundred ($922,600.00) dollars

For the purpose of refunding by the Auditor-General to corporations limited partnerships and joint stock associations moneys paid on account of the emergency profits tax in excess of the amount found to be actually due the sum of one hundred thousand ($100,000.00) dollars

For the purchase of patent indices records law books and other books necessary for the proper conduct of the work of collecting taxes from corporations and auditing accounts two years the sum of three thousand dollars ($3,000.00)

For the payment of postage express charges cost of filing liens and contingent expenses two years the sum of thirty thousand dollars ($30,000.00)

For the balance due or to become due retired county officers on account of overpayment of merchantile and other taxes collected for the Commonwealth the sum of two thousand dollars ($2,000.00)

For the purpose of refunding by the Auditor General to purchasers of stock transfer stamps under the act of June fourth one thousand nine hundred and fifteen (Pamphlet Laws page eight hundred and twenty-eight) any sums that may be due them upon the surrender and return of such stamps as may be spoiled cancelled mutilated or defaced unintentionally by accident or in error the sum of one thousand dollars ($1,000.00)

For the payment of the compensation of informants in escheats as provided for in the act of May second one thousand eight hundred and eighty-nine and amendments thereto the fees and expenses of escheats and the services of attorneys authorized by the Auditor General in connection with such escheat proceedings and for the refund of monies to those entitled thereto upon the traverse of decrees in escheat as provided by said act for the two years beginning June first one thousand nine hundred and twenty-five the sum of ten thousand dollars ($10,000.00)

For the payment of the mileage of the appraisers of the mercantile and other license taxes of the several counties of the Commonwealth two years the sum of twenty-five thousand dollars ($25,000.00)

For the payment of costs in suits against delinquent dealers for mercantile and other licenses incurred during the two fiscal years beginning June first one thousand nine hundred and twenty-five the sum of eight thousand dollars ($8,000.00)

For refunding inheritance taxes of all kinds whether collateral direct transfer or otherwise paid in error for two years the sum of forty thousand dollars ($40,000.00)

For the payment of the expenses of publishing monthly statements of the general sinking and all other funds as required by law and for the payment of advertisements for proposals for publication of the decisions of the Supreme Court under the provisions of an Act approved the twelfth day of June one thousand eight hundred and seventy-eight two years the sum of thirty-five thousand dollars ($35,000.00)

For the fees of county officers for furnishing information to the officers of the Commonwealth in accordance with the act of April fourteenth one thousand eight hundred and ninety-seven (Pamphlet Laws twenty-two) two fiscal years the sum of four thousand dollars ($4,000.00)

Treasury Department

For the payment of the salary of the State Treasurer two years the sum of twenty-four thousand dollars ($24,000)

For the payment of the salary of the Cashier two years the sum of ten thousand dollars ($10,000.00)

For the payment of the salary of the Assistant Cashier two years the sum of seven thousand two hundred ($7,200)

For the payment of the salaries compensation and expenses of deputies experts clerks stenographers typists auditors investigators accountants messengers watchmen and all other necessary employes and for the payment of all expenses necessarily incurred by them and the State Treasurer in the performance of duties assigned them two years the sum of three hundred twenty-six thousand five hundred dollars ($326,500)

For the purchase of patent indices records law books and other books necessary for the proper conduct of the work of the Department two years the sum of seven hundred dollars ($700)

For the payment of postage express freight contingent and incidental expenses two years the sum of thirty-five thousand dollars ($35,000)

For the payment of the salaries of the clerks and stenographers for the Board of Finance and Revenue two years the sum of three thousand dollars ($3,000)

Department of Internal Affairs

For the payment of the salary of the Secretary of Internal Affairs two years the sum of sixteen thousand dollars ($16,000)

For the payment of the salary of the Deputy Secretary of Internal Affairs two years the sum of ten thousand dollars ($10,000)

For the payment of the salary of the Chief of the Bureau of Standards in the Department of Internal Affairs two years the sum of eight thousand dollars ($8,000)

For the payment of the salary of the chief draftsman and surveyor two years the sum of five thousand dollars ($5,000)

For the payment of the salaries of other officials clerks and employes in the Executive Bureau the Land Office and the Bureau of Standards fixed by acts of Assembly and not otherwise provided for two years the sum of eighty-one thousand dollars ($81,000)

For the payment of the salaries of officials clerks and employes necessary for the proper conduct of the work of the Bureau of Statistics and Information two years the sum of fifty thousand dollars ($50,000)

For the payment of the salaries of officials clerks and employes necessary for the proper conduct of the work of the Bureau of Municipalities two years the sum of forty thousand dollars ($40,000)

For the payment of skilled draftsmen surveyors and other assistants necessary to the proper continuation of the warrantee map work two years the sum of ten thousand dollars ($10,000)

For the payment of services rendered and expenses incurred in the collection of tax statistics and the compilation of the same (paid to the county commissioners) two years the sum of nine thousand dollars ($9,000)

For the employment of draftsmen in copying the surveys or other ancient papers important to be preserved in the Land Office Bureau two years the sum of ten thousand dollars ($10,000)

For services and other expenses incident to the investigating and surveying of vacant and unappropriated land two years the sum of eight hundred dollars ($800)

For the payment of the expenses of additional equipment and of maintenance of equipment for the Bureau of Strandards two years the sum of five hundred dollars ($500)

For the payment of the incidental and traveling expenses of the secretary and all other officers and employes of the department for the payment of all postage contingent and incidental expenses of the Department of Internal Affairs with its several bureaus two years the sum of twenty thousand dollars ($20,000)

Department of Public Instruction

For the payment of the salary of the Superintendent of Public Instruction two years the sum of twenty-four thousand dollars ($24,000)

For the payment of the salaries wages and other compensation of such deputies directors superintendents bureau or division chiefs assistant directors assistant superintendents assistant chiefs experts scientists engineers surveyors drafts-

men accountants secretaries auditors inspectors examiners statisticians marshals clerks stenographers bookkeepers messengers and other assitants and employes as may be required for the proper conduct of the work of the department for the purchase of supplies and equipment for the purchase maintenance and repair of automobiles and for traveling incidental and other expenses including postage telegrams and telephone toll charges of the Superintendent of Public Instruction and the other officers and employes of the department for the expenses of the State Council of Education and for supplying the Pennsylvania School Journal to each board of school directors two years the sum of eight hundred and forty-nine thousand five hundred and eighty-four dollars ($849,584)

For the payment of the salaries wages and other compention of such officers and employes of the department as may be necessary for the maintenance and operation of the State Library and Museum for supplies and equipment for traveling contingent incidental and other expenses and for the purchase of books maps charts manuscripts records exchanges Pamphlets illustrations lantern slides periodicals parlimentary papers legal books and periodicals subscriptions to newspapers binding of books pamphlets and periodicals and any other expenses including postage expressage telegrams and telephone toll charges necessary for the proper conduct of the work of the State Library and Museum two years the sum of two hundred thousand dollars ($200,000)

For the support of State Normal Schools including instruction operation maintenance expenses of boards of trustees and the cost of such necessary additions extensions alternations equipments and repairs as may be authorized and approved by the Superintendent of Public Instruction two years the sum of four mililon five hundred thousand dollars ($4,500,000)

For buildings and construction of State Normal Schools as authorized and approved by the Superintendent of Public Instruction two years the sum of one million five hundred thousand dollars ($1,500,000)

For the payment of the salaries wages and other compensation of the members officers and employes of the State School Employes Retirement Board for equipment supplies contingent expenses traveling expenses incidental and other expenses including telegrams and telephone toll charges necessary for the proper conduct of the work of the State School Employes' Retirement Board two years the sum of ninety-seven thousand six hundred and ten dollars ($97,610)

For the payment into the contingent reserve fund of the Pennsylvania School Employes' Retirement Board two years the sum of one million three hundred and fifty thousand dollars ($1,350,000)

For the payment into the State annuity reserve fund number two of the Pennsylvania School Employes' Retirement Board two years the sum of four million one hundred and forty-thousand dollars ($4,140,000)

For the payment of the salaries wages and other compensation of the members officers and employes of the Pennsylvania State Board of Censors for equipment and supplies contingent expenses traveling expenses incidental and other expenses including telegrams and telephone toll charges necessary for the proper conduct of the work of the Pennsylvania State Board of Censors and for the necessary cost and expense incurred in the prosecution of offenders or violators of the act creating the Pennsylvania State Board of Censors its amendments and supplements two years the sum of one hundred thirty-four thousand four hundred dollars ($134,400)

For the payment of the salaries wages and other compensation of the members officers and employes of the Pennsylvania Historical Commission and for supplies and equipment contingent expenses traveling expenses incidental and other expenses including telegrams and telephone toll charges necessary for the proper conduct of the work of the said Commission as authorized and approved by the Superintendent of Public Instruction two years the sum of twenty-five thousand dollars ($25,000)

For the payment of the salaries wages and other compensation of the members officers and employes of the professional examining boards within the Department of Public Instruction for supplies and equipment contingent expenses traveling expenses incidental and other expenses necessary for the proper conduct of the work of the said Examining Boards and for the necessary costs and expenses incurred in the prosecution of offenders or violators of the acts creating any of the said Examining Boards their amendments and supplements as authorized and approved by the Superintendent of Public Instruction two years the sum of two hundred eighty-two thousand four hundred and forty dollars ($282,-440)

For the support of the Home for Training in Speech of Deaf Children Before They are of School Age including instruction operation and maintenance and such necessary additions extensions alterations equipment and repairs as may be authorized and approved by the Superintendent of Public Instruction and the expenses of the Board of Trustees of said school two years the sum of ninety-seven thousand dollars ($97,000)

For the support of the Pennsylvania State Oral School for the Deaf Scranton including instruction operation and maintenance and such necessary additions extensions alterations equipment and repairs as may be authorized and approved by the Superintendent of Public Instruction and the expenses of the Board of Trustees of said school and for buildings and construction for the Pennsylvania State Oral School for the Deaf as authorized and approved by the Superintendent of Public Instruction two years the sum of one hundred seventeen thousand dollars ($117,000)

For the support of the Pennsylvania Soldiers' Orphans' School at Scotland including instruction operation and maintenance and such necessary additions extensions alterations equipment and repairs as may be authorized and approved by the Superintendent of Public Instruction and the expenses of the Board of Trustees of said school and for buildings and construction for the Pennsylvania Soldiers' Orphans' School as authorized and approved by the Superintendent of Public Instruction two years the sum of three hundred thousand dollars ($300,000)

For the support of the Thaddeus Stevens Industral School including instruction operation and maintenance and such necessary additions extensions alterations equipment and repairs as may be authorized and approved by the Superintendent of Public Instruction and the expenses of the Board of Trustees of said School two years the sum of eighty-five thousand dollars ($85,000)

For the payment of the salaries and expenses of the county and assistant county superintendent of public schools as required by law for expenses incidental to the notice of the election of the county superintendents as required by law for the training of vocational teachers in such institutions as the State Council of Education may designate and under such regulations as the State Council of Education may prescribe for the transportation of school children as required by law for reimbursement to school districts for special education as acquired by law for aid to districts which now maintain or shall cause to be established and maintained as a part of the public school system vocational schools or departments schools for agricultural education manual training domestic science and other vocational and practical education for the investigation transportation and necessary expense involved in the education of blind children as required by law for the award of scholarships to graduates of secondary schools to aid them in obtaining higher education as required by law for Cornplanter Indians as required by law for the necessary expense of blind students in attendance at institutions of higher learning as required by law for payments to school districts the taxes of which are reduced by the acquisition of lands for the conservation of water as required by law and for the maintenance of children placed in homes by the courts or other agencies as required by law two years the sum of four million and thirty thousand dollars ($4,030,000)

For special education including the payment of the Commonwealth's share in the case of children between the ages of six (6) and twenty-one (21) and the payment of all in the case of pupils under the age of six (6) or over the age of twenty-one (21) of the cost of tuition and maintenance of Pennsylvania pupils enrolled with the approval of the Department in schools or institutions for the blind or for the deaf under the supervision of and approved by the Department two years the sum of nine hundred and eighty-six thousand dollars ($986,000)

For reimbursing school districts upon the salaries of school teachers as required by law and for closed schools as required by law for the two fiscal years beginning the first Monday of July one thousand nine hundred and twenty-five the sum of forty-one million nine hundred and ten thousand dollars
($41,910,000)

Department of Military Affairs

For the payment of the salary of the Adjutant General two years the sum of sixteen thousand dollars ($16,000)

For the payment of the salary of the division commander two years the sum of sixteen thousand dollars ($16,000)

For the payment of the salaries wages or other compensation of such deputies directors superintendents bureau or division chiefs assistant directors assistant superintendents assistant chiefs experts scientists engineers surveyors draftsmen accountants secretaries auditors inspectors examiners statisticians marshals clerks stenographers bookkeepers messengers and other assistants and employes as may be required for the proper conduct of the work of the Department of Military Affairs including Division Headquarters Office the United States Property and Disbursing Office State Arsenal and State Military Reservation two years the sum of two hundred sixty-eight thousand six hundred dollars ($268,600)

For all necessary expenses including annual allowance armory rent individual pay officers' annual allowance passenger and freight transportation telegrams telephone toll charges the purchase maintenance and repairs of motor vehicles necessary for the maintenance organization government and discipline of the Pennsylvania National Guard two years the sum of nine hundred and fifty thousand dollars ($950,000)

For the purchase of military stores to replace those sold or exchanged by the Adjutant General or for such other military purposes as the department may direct two years the sum of ten thousand dollars ($10,000) Provided That the Auditor General shall not at any time authorize the payment of any amounts hereunder in excess of the amount paid into the State Treasury by the Adjutant General as the proceeds of such sales or exchanges

For the purpose of making improvements additions or repairs to buildings and roads on the State Military Reservation at Mt. Gretna construction of new buildings and other necessary permanent improvements two years the sum of thirteen thousand six hundred dollars ($13,600)

For the purpose of placing at the disposal of the Governor and making same available for replacing or repairing armory buildings owned by the Commonwealth and occupied by an organization of the Pennsylvania National Guard for all necessary expenses in connection therewith should such armory buildings be destroyed or damaged in whole or in part by fire flood storm or other unavoidable cause and to replace or repair military stores or supplies stored or used in such armory building and destroyed or damaged in whole or in part in like manner and to pay for transportation pay of officers and enlisted men horse hire subsistence and quartermaster stores and other proper and necessary expenses incident to actual service rendered by the Pennsylvania National Guard under orders of the Governor in repelling invasions subduing insurrections riot tumult or disorder or imminent danger thereof and when such Pennsylvania National Guard may be placed on duty under orders of the Governor under extraordinary circumstances for the protection of property or human life and in the event of all or any portion of said Pennsylvania National Guard being called into active service of the United States by the President of the United States or in furnishing the quota of volunteers from the Commonwealth of Pennsylvania under a call made by the President of the United States or for the payment of mileage and lawful expenses of commissioners to take the vote of Pennsylvania soldiers in Federal or State Service when in the field of active duty two years the sum of two hundred thousand dollars ($200,000)

For the payment of postage telegrams traveling and other expenses including telephone toll charges and other incidental and unforseen items two years the sum of ten thousand dollars ($10,000)

For the preparation and compiling of the records of the soldiers of Pennsylvania who participated in the World War including the payment of clerical services and for the investigation of the condition of any former solders salors marnes or nurses who were wounded or disabled in the World War and the furnishing of assistance to any such soldiers sailors marines or nurses in prosecuting any claims which they may have for assistance under the laws of the United States two years the sum of twenty-five thousand dollars ($25,000)

For the purchase of additional land to be added to the State Military Reservation at Mt. Gretna Lebanon County Pennsylvania the sum of twenty-one thousand four hundred dollars ($21,400)

For the payment of salaries of members of the State Armory Board two years the sum of twelve thousand dollars ($12,000) Provided That the Governor and the Adjutant General as members ex officio shall receive no compensation for acting upon the said Board

For the maintenance of armories by the State Armory Board including necessary repairs the leasing of armory and stable quarters for National Guard Units where State Armory buildings have not been erected compensation insurance of caretakers janitors and other employes actual traveling expenses of members of the State Armory Board clerical general and contingent expenses of the Board expenses of inspection of armories two years the sum of three hundred twenty-four thousand one hundred and twenty-five dollars ($324,125)

Department of Agriculture

For the payment of the salary of the Secretary of Agriculture two years the sum of sixteen thousand dollars ($16,000)

For the payment of the salaries wages or other compensation of such deputies directors superintendents bureau or division chiefs assistant directors assistant superintendents assistant chiefs experts scientists engineers surveyors draftsmen accountants secretaries auditors inspectors examiners statisticians marshals clerks stenographers bookkeepers messengers and other assistants and employes as may be required for the proper conduct of the work of the Department for traveling contingent and incidental expenses including postage telephone toll charges telegrams equipment scientific apparatus and supplies chemicals books and other materials for the purchase maintenance and repair of motor equipment for all expenses incident to and general maintenance of field offices and laboratories for the cost of maintaining an agricultural library for premiums and other expenses incident to the State Farm Products Show and agricultural meetings held in connection therewith including the compensation and expense of lecturers for the payment of the expense of collecting compiling and publishing facts and statistics relating to the agricultural industries and interests of the State for the payment of compensation and expense of experts engineers counselors and investigators for the payment of indemnity for animals afflicted with dangerous contagious or infectious diseases but not in excess of seven hundred and fifty thousand dollars ($750,000) and for the general maintenance of the Department of Agriculture including such other items of expense as are not specifically provided for necessary in the enforcement of any and all Acts of Assembly which it is the duty of the Secretary of Agriculture or the Department of Agriculure to enforce including the Acts of Assembly formerly chargeable for enforcement to the several bureaus of the Department two years the sum of one million four hundred thousand dollars ($1,400,000)

For the payment to incorporated agricultural associations as provided by law for exhibits of live stock live stock products horticultural products handiwork cereals bees and bee products subject to the filing of such reports by said associations as may be required by the Secretary of Agriculture and on condition that the Secretary of Agriculture shall certify as to every such agricultural association for payment to which out of this appropriation the Secretary of Agriculture shall draw a requisition that after inspection or other investigation he is satisfied that neither gambling nor other illegal or immoral practices ware permitted at or in conjunction with the fair of such agricultural association two years the sum of one hundred and twenty thousand dollars ($120,000)

For the purpose of control and quarantine work in carrying out the provisions of the Act approved the second day of July Anno Domini one thousand nine hundred and twenty-three entitled "An act providing for the quanantine and control of the Japanese Beetle imposing certain powers and duties on the Department of Agriculture providing penalties and making an appropriation" including the payment of salaries the purchase of supplies and the payment of traveling and other expenses of every kind and description incident to such control and quarantine work two years the sum of one hundred and fifty thousand dollars ($150,000)

For salaries the purchase of supplies and traveling and other expenses of every kind and description necessary for protecting the agricultural and horticultural crops of the Commonwealth from ravages of the European Corn Borer including investigations of the prevalence of this insect and means whereby it may be controlled and its dissemination and the establishment of quarantines and quarantine restrictions in affected areas and areas adjacent thereto two years the sum of fifteen thousand dollars ($15,000)

Department of Forests and Waters

For the payment of the salary of the Secretary of Forests and Waters two years the sum of Sixteen thousand Dollars ($16,000)

For the payment of salaries wages or other compensation of such deputies directors superintendents bureau or division chiefs assistant directors assistant superintendents assistant chiefs experts scientists eigineers surveyors draftsmen accountants secretaries auditors inspectors examiners statisticians marshals clerks stenographers bookkeepers messengers and other asistants and employes as may be required for the proper conduct of the work of the Department with respect to Forests and Parks the Geographic Board the State Forest Commission and the Fort Washington Park Commission and for the payment of traveling contingent and other necessary expenses including telephone toll charges and the cost of telegrams of the Secretary of Forests and Waters the officers and employes of the Department engaged in the forest and park work of the Department and of the Geographic Board the State Forest Commission and the Fort Washington Park Commission for the purchase maintenance and repair of automobiles necessary in carrying on the forest and park activities of the Department and said board and commission for the purchase of telephone equipment and the cost of telephone and rentals at towers district offices ranger stations and other necessary locations for expenses incurred in the erection and repair of buildings the purchase or lease of suitable agricultural areas for the production of forest trees the maintenance planting improvement and use of State Forests and the encouragement and promotion of proper forest practices for the payment of the cost of surveying mapping and marking boundaries of State Forest land for the maintenance and development of the Pennsylvania State Forest School at Mont Alto for the payment of the cost of supplies and equipment for forest potection expenses including the prevention and discovery of forest fires and for any other expenses necessary to the conduct of the forest and park work of the Department or of the said board and commissions two years the sum of one million three hundred and seventy-five thousand and thirty dollars ($1,375,030)

For the payment of expenses incurred for the extinction and control of forest fires two years the sum of two hundred thousand dollars ($200,000)

For the payment of annual fixed charges for road school and county purposes on lands owned by the Commonwealth of Pennsylvania and held and administered by it as State Forests and for the payment of the annual fixed charges for road and school purposes on lands classified as auxiliary forest reserves two years the sum of one hundred and fifteen thousand nine hundred and seventy dollars ($115,970)

For the payment of the compensation of the engineer appointed as a member of the Water and Power Resources Board two years the sum of six thousand dollars ($6,000)

For the payment of salaries wages or other compensation of such deputies directors superintendents bureau or division chiefs assistant directors assistant superintendents assistant chiefs experts scientists engineers surveyors draftsmen accountants secretaries auditors inspectors examiners statisticians marshals clerks stenographers bookkeepers messengers and other assistnants and employes as may be required for the proper conduct of the work of the Department with respect to Waters and of the Water Power Resources Board and for the payment of traveling contingent and other necessary expenses including telephone toll charges and the cost of telegrams of the officers and employes of the Department engaged in its work with respect to waters and of the members officers and employes of the Water and Power Resources Board for the purchase maintenance and repair of automobiles necesary to the work of the Department with respect to Waters and of the said board for telephone rentals at field stations for the payment of the cost of supplies and equipment for all expenses incurred in making examinations and reports upon applications for water and water power company charters mergers consolidations and new or additional sources of supply from water and water power companies investigations and reports upon the status of water and water power company charters investigations inspections and reports in connection with the construction and maintenance of power projects built under limited power permits and examinations investigations and reports upon protests lodged with the department or the Water and Power Resources Board for the cost of establishing maintaining and operating stream gauging and flood warning stations for examinations and reports upon dams and other encroachments now existing or hereafter to be placed in or along any of the streams of the Commonwealth for establishing channel lines and for performing any other duties imposed upon the Department with respect to waters or upon the Water and Power Resources Board two years the sum of one hundred and twenty-five thousand dollars ($125,000)

For the payment of salaries wages and other compensation and expenses for services and facilities necessary for the Department to exercise properly and efficiently the powers and perform the duties defined in the Delaware River Treaty under the direction of the Tri-State Delaware River Commission two years the sum of fifteen thousand dollars ($15,000)

For the payment of county township and road taxes imposed upon the Commonwealth by the provisions of the Act of May thirty-first one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and eighty-seven) two years the sum of five thousand two hundred and seventy-four dollars ($5,274)

For the payment of salaries wages or other compensation of such geologists mineralogists directors superintendents bureau or division chiefs assistant directors assistants superintendents assistant chiefs expert scientists engineers surveyors draftsmen accountants secretaries auditors inspectors examiners statisticians marshals clerks stenographers bookkeepers messengers and other assistants and employes as may be required for the proper conduct of the work of the Department in connection with the Topographic and Geological Survey and for the payment of traveling contingent and other necessary expenses including telephone toll charges and the cost of telegrams of the officers and employes of the Department engaged in the work of the Topographic and Geological Survey for the purchase maintenance and repair of automobiles necessary to the work of the Department in connection with said Survey for the cost of supplies and equipment and for any other expenses necessary to enable the Department to carry on the work of said Topographic and Geologic Survey two years the sum of one hundred and thirty-five thousand dollars ($135,000)

For the use of the Valley Forge Park Commission in the payment of salaries wages and other compensation of such superintendents guards wardens and workmen as may be needed for the repair and construction of roads removal or improvement of buildings grading seeding mowing planting and other work necessary in the care preservation and maintenance of Valley Forge Park for the expenses of the members of the Commission its officers and employes including office rent freight postage telegrams telephone charges and other incidental expenses for the purchase of fertilizers seeds weed killers flags markers trucks mowers fuel and other materials equipment and supplies necessary in the development and improvement of the park and for interest charges and title examinations incident to the condemnation of park areas under the act of July eleventh one thousand nine hundred and twenty-three (Pamphlet Laws seventy-six) two years the sum of two hundred and fifty thousand dollars ($250,000)

For the use of the Washington Crossing Park Commission in acquiring additional lands and property in the manner provided by the act approved the twenty-fifth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand two hundred and nine) entitled "An act to authorize the acquisition by purchase or condemnation of lands for a park and erection of a monument commenmorative of Washington crossing the River Delaware and for the appointment of a Commission to acquire said lands and erect such monument and making an appropriation for the purpose of this act" two years the sum of eighty-five thousand dollars ($85,000)

For the use of the Washington Crossing Park Commission in the payment of salaries wages or other compensation of necessary employes in maintaining and improving Washington Crossing Park and the buildings thereon for the purchase of materials tools and other supplies for office rent and for the expenses of the members of the Commission and its employes including postage freight telephone toll charges telegrams and other incidental expenses two years the sum of thirty-five thousand dollars ($35,000)

For the use of the Pennsylvania State Park and Harbor Commission of Erie for the payment of salaries wages and other compensation of employes office rents planting trees clearing trails constructing roads bath houses camp sites park gates and docks the purchase of necessary supplies materials and equipment and for the expense of the members of the Commission and its employes including postage freight telegrams telephone toll charges and for other incidental expenses two years the sum of seventy-five thousand dollars ($75,000)

For the use of the Lake Erie and Ohio River Canal Board for the payment of expenses incurred in printing distributing or in otherwise making available for public use reports maps documents and records issued by or in the possession of the Board for the payment of expenses incurred in doing such things as the Board may deem expedient to secure the cooperation and aid of the government of the United States and other public authorities in the construction of the canal or waterway to be constructed by the act of June twenty-seventh one thousand nine hundred and thirteen (Pamphlet Laws six hundred and fifty-two) and for the payment of traveling and other expenses of the Board its officers and employes and the payment of the salaries wages or other compensation of such engineers draftsmen and other employes as may be necessary for the work of the Board two years the sum of five thousand dollars ($5,000)

For the payment of interest on mortgages on property belonging to the Commonwealth within the boundaries of Fort Washington Park two years the sum of five thousand and ten dollars ($5,010)

Department of Labor and Industry

For the payment of the salary of the Secretary of Labor and Industry the sum of twenty thousand dollars ($20,000)

For the payment of the salaries wages or other compensation of the members of the Workmen's Compensation Board Workmen's Compensation Referees the members of the Industrial Board and such deputies directors superintendents bureau or division chiefs assistant directors assistant superintendents assistant chiefs experts scientists engineers surveyors draftsmen accountants secretaries auditors inspectors examiners statisticians marshals clerks stenographers bookkeepers messengers and other assistants and employes as may be required for the proper conduct of the work of the Department the Workmen's Compensation Board and the Industrial Board for the payment of the traveling and other expenses including telephone toll calls and telegrams of the Secretary of Labor and Industry and all other officers and employes of the department the Workmen's Compensation Board the Workmen's Compensation Referees and the Industrial Board and of all contingent and incidental expenses necessary for carrying out the provisions of the various acts of Assembly relating to the department for the payment of the cleaning and care of branch offices outside of Harrisburg for the Department the Workmen's Compensation Board and the Workmen's Compensation Referees for the purchase maintenance and repair of automobiles necessary for the proper conduct of the work of the department for the purchase of supplies and for the payment of artificial appliances and of maintenance costs for physically handicapped persons in training and all other expenses incidental to carrying out the provisions of the Rehabilitation Acts two years the sum of one million five hundred and seventy-five thousand dollars ($1,575,000)

For the payment of the statutory amounts of Workmen's Compensation and of medical hospital surgical and burial expenses which may become due and payable during the period beginning June first one thousand nine hundred and twenty-five and ending May thirty-first one thousand nine hundred and twenty-seven to injured employes and dependants of deceased employes of the various departments of the government of this Commonwealth upon claims arising under the provisions of the Workmen's Compensation Act of one thousand nine hundred and fifteen its amendments and supplements and for the payment of expenses incurred by the Bureau of Workmen's Compensation in the investigation and adjustment of claims of such employes and dependants or at the option of the Secretary of Labor and Industry with the approval of the Governor for the payment of claims arising out of injuries sustained by State employes including fatal accidents which occurred prior to June first one thousand nine hundred and twenty-five and for the payment of the premium or premiums upon an insurance policy or policies insuring the Commonwealth against Workmen's compensation liability for injuries to or the death of State employes occurring during the period beginning June first one thousand nine hundred and twenty-five and ending May thirty-first one thousand nine hundred twenty-seven or any part or parts thereof two years the sum of one hundred and fifty thousand dollars ($150,000) All payments to State employes or their dependents out of this appropriation shall be made by the State Treasurer upon warrant of the Auditor General upon certificates furnished by the Secretary of Labor and Industry

Department of Health

For the payment of the salary of the Secretary of Health two years the sum of twenty thousand dollars ($20,000)

For the payment of salaries wages or other compensation of such deputies directors superintendents bureau or division chiefs assistant directors assistant superintendents assistant chiefs experts scientists engineers surveyors draftsmen accountants secretaries auditors inspectors examiners statisticians marshals clerks stenographers bookkeepers messengers and other assistants and employes as may be required for the proper conduct of the work of the department including county medical directors and rural health officers of the traveling incidental and contingent expenses of the Secretary of Health and his assistants and the other employes of the Department and of the Advisory Health Board of the cost of diphtheria antitoxin and other biological products for free distribution of collecting compiling and publishing vital and morbidity statistics of maintaining laboratories and experimental stations of educational work of improving and conserving child health of maintaining genito-urinary dispensaries of investigating and regulating housing conditions of the department's work in dental health of narcotic drug control of supervising epidemics of diseases for the purpose of maintaining the departments sanatoria and dispensaries for the free treatment of indigent persons affected with tuberculosis including the purchase of food supplies and other necessities additions and the salaries and wages of employes for the medical inspection of the public schools in accordance with the provisions of the school Code and incidental expenses in connection therewith for equipment and supplies for the purchase maintenance and repair of automobiles for incidental expenses including postage telegrams telephone toll charges and for the payment of all other necessary expenses of the Department in the performance of duties imposed upon it by the acts of Assembly two years the sum of four million seven hundred and fifty thousand dollars ($4,750,000)

For the payment of the salaries wages or other compensation of such engineers chemists stenographers clerks and other employes as may be required for the proper conduct of the Sanitary Water Board of the traveling incidental and contingent expenses of the Sanitary Water Board its assistants and employes of the equipment and maintenance of laboratories field offices and drafting rooms for the work of the Sanitary Water Board of the cost of studios and investigations toward determining reasonable and practicable ways and means for the disposal of industrial wastes to be conducted either by the Sanitary Water Board its employees and assistants or by the co-operation of the Sanitary Water Board pursuant to the provisions of duly executed agreements with persons firms corporations municipalities or any groups thereof for the purpose of abatement of stream pollutions two years the sum of one hundred thousand dollars ($100,000)

Department of Highways

For the payment of the salary of the Secretary of Highways two years the sum of twenty-four thousand dollars ($24,000)

For the purpose of completing the rebuilding of any county bridge or bridges the construction of which has been undertaken by the department under the provisions of the Act approved the eleventh day of July one thousand nine hundred and twenty-three (Pamphlet Laws one thousand seventy) entitled "An act empowering the State Highway Department to rebuild certain inter-county bridges located on the routes of State Highways which bridges cross rivers and have been heretofore destroyed by fire and making an appropriation" the sum of sixty thousand dollars ($60,000)

For the maintenance of inter-state bridges over the Delaware River other than those the maintenance of which may be paid for out of the State Motor License Fund two years the sum of nineteen thousand three hundred and twenty-three dollars ($19,323)

Department of Welfare

For the payment of the salary of the Secretary of Welfare two years the sum of twenty thousand dollars ($20,000)

For the payment of the salaries wages or other compensation of such deputies directors superintendents bureau or division chiefs assistant superintendents assistant chiefs experts scientists engineers surveyors draftsmen accountants secretaries auditors inspectors examiners statisticans marshals clerks stenographers bookkeepers messengers and other assistants and employes as may be required for the proper conduct of the work of the department and for the purchase of materials supplies apparatus and equipment for the purchase maintenance and repair of automobiles for postage telephone toll charges and express charges for traveling and other expenses of the Secretary of Welfare and the officers and employes of the Department and of the State Welfare Commission and for any other expenses which may be necessary for the proper conduct of the work of the Department two years the sum of three hundred and fifty-five thousand dollars ($355,000)

For the use of the Board of Trustees of the Eastern State Penitentiary for salaries insurance repairs to buildings and equipment transfer of prisoners supplies parole expenses gratuities clothing for discharged convicts and any other expenses necessary for the proper conduct of the work of the Board two years the sum of six hundred thousand dollars ($600,000)

For the use of the Board of Trustees of the Eastern State Penitentiary for general repairs for the purchase of fuel saving equipment and instruments on boilers for improvement of electrical system and for correction of conditions constituting serious hazards to property and life two years the sum of twenty thousand dollars ($20,000)

For the use of the Board of Trustees of the Western State Penitentiary for salaries insurance repairs to buildings and equipment medical and surgical instruments transportation gratuities clothing for discharged prisoners supplies the return of escaped prisoners and any other expenses necessary for the proper conduct of the work of the Board two years the sum of eight hundred and fifteen thousand dollars ($815,000)

For the use of the Board of Trustees of the Western State Penitentiary for general repairs the purchase of fuel saving equipment and instruments on boilers improvement of the electrical system and correction of conditions constituting serious hazards to property and life two years the sum of thirty-five thousand dollars ($35,000)

For the use of the Board of Trustees of the Western State Penitentiary for continuation of the erection construction and equipment of the said Western State Pententiary in Centre County authorized by the act entitled "An act providing for the selection and purchase or the appropriation from the State forest reserves of a tract of land and the erection thereon of buildings for the Western Penitentiary making an appropriation therefore authorizing the removal thereto of the inmates of the said penitentiary and directing the sale of the site now occupied by the said penitentiary and the buildings and materials thereon" approved the thirtieth day of March one thousand nine hundred and eleven its amendments and supplements two years the sum of two hundred and five thousand dollars ($205,000)

For the use of the Board of Trustees of the Pennsylvania Industrial Reformatory for salaries boiler insurance library books tools materials and supplies for instructional purposes in vocational departments lectures and entertainments gratuities parole department and any other expenses necessary for the proper conduct of the work of the Board two years the sum of four hundred and fifty thousand dollars ($450,000)

For the use of the Board of Trustees of the Pennsylvania Industrial Reformatory for general repairs purchase of machinery and equipment essential additional structures purchase of additional lands for drinking water supply construction of drainage sewers surface drains for pipe line to carry water from Price's Spring to engine room improvement of water system correction of conditions constituting serious hazards to property and life fuel saving equipment and instruments on boilers and for improvement to the electrical system two years the sum of one hundred and thirty thousand dollars ($130,000)

For the use of the Board of Trustees of the State Industrial Home for Women for maintenance including salaries wages or other compensation of a superintendent and assistants and employes the cost of supplies and equipment postage expressage telephone rentals and toll charges and such other expenses of every kind and description as may be necessary for the proper conduct of the work of the Board and the operation of the insttution two years the sum of one hundred thousand dollars ($100,000)

For the use of the Board of Trustees of the State Industrial Home for Women for completion of barn the erection of a machinery shed and corn-crib for the correction of conditions constituting serious hazards to property and life improvement of the water system a new single meter and alteration of electrical system construction and equipment of green-house and for the improvement of the sewage disposal plant two years the sum of thirty thousand dollars ($30.000)

For the use of the Board of Trustees of the Pennsylvania Training School for maintenance including salaries wages or other compensation of a superintendent and assistants and employes the cost of supplies and equipment postage expressage telephone rentals and toll charges and such other expenses of every kind and description as may be necessary for the proper conduct of the work of the Board and the operation of the institution for repairs for painting and glazing and for the purchase of library books two years the sum of two hundred thousand dollars ($200,000)

For the use of the Board of Trustees of the Pennsylvania Training School for improvement and necessary enlargement of power plant and its equipment to improve fire protection a root cellar electric extensions and repairs improvements and repairs to water dam pumping station and filteration plant equipment and repairs in the main kitchen new equipment for bake shop equipment and tools for the various shops and industrial buildings repairs to farm houses and barns sanitary plumbing paving repairs to chapel organ refrigeration equipment for new laundry building purchase of land to protect water shed purchase of fuel saving equipment and instruments on boilers and the correction of conditions constituting serious hazards to property and life two years the sum of one hundred ninety thousand dollars ($190,000)

For the use of the Board of Trustees of the Pennsylvania Soldiers' and Sailors' Home for maintenance including slaries wages or other compensation of a superintendent and assistants and employes the cost of supplies and equipment postage expressage telephone rentals and toll charges and such other expenses of every kind and description as may be necessary for the proper conduct of the work of the Board and the operation of the institution two years the sum of two hundred thousand dollars ($200,000)

For the use of the Board of Trustees of the Pennsylvania Soldiers' and Sailors' Home for alterations repairs and equipment of buildings and grounds including new traps to outside conductor pipes new top coping on boiler house stack cement floors metal work fire escapes two toilet rooms new electric elevator in hospital and in west wing of administration building dumbwaiter in hospital refrigerator system new boilers new chassis for auto but new kitchen ranges and equipment new harrow for farm new laundry equipment steam garment press and miscellaneous repairs necessary to put the institution in good condition of repair safety and service two years the sum of eighty thousand dollars ($80,000)

For the use of the Board of Trustees of the Allentown State Hospital for the purchase and installation of equipment to increase heating capacity rental of necessary rooms outside of the institution replacement of obsolete switch board in power house fire alarm system motor driven fire truck erection of two fire proof stairways and necessary alterations to nurses' home for men construction of two story porches out-door day space and alteration of connecting day halls of men's and women's wards canning equipment purchase and installation of material for replacement of lighting system in tunnels purchase and installation of safety equipment for elevators in L & M building replacement of gates and control on elevator in D building replacement of hoisting machine and its control in I building laboratory equipment laundry equipment farm implements purchase and installation of a garden irrigating system repairs to grounds and roadways purchase of motor driven sewing machine equipment purchase and installation of material for lighting of grounds and extensions and alterations to electric lighting and power system refrigerating machine water softening plant the correction of conditions constituting serious hazards to property and life fuel saving equipment and instruments on boilers improvements to electrical system for extensions and improvement of bakery two years the sum of one hundred ten thousand dollars ($110,000)

For the use of the Board of Trustees of the Danville ville State Hospital for completing the construction and equipment of the new power plant extension and equipment to provide for a modern central kitchen reflooring and repainting of wards relocation of operating room in female infirmary relocation of the hydro in female acute ward porch extensions on male and female acute wards remodeling of old power house to provide store-rooms improvement of water and sewage system correction of conditions constituting serious hazards to property and life and for improvement to electrical system two years the sum of three hundred twenty thousand dollars ($320,000)

For the use of the Board of Trustees of the Farview State Hospital for completing the corridor connecting Ward H to patients dining room the purchase of two plots of land consisting of a hundred twenty-four acres the improvement of the water system for the correction of conditions constituting serious hazards to property and life and fuel saving equipment and instruments on boilers two years the sum of sixty-five thousand dollars ($65,000)

For the use of the Board of Trustees of the Farview State Hospital for extra maintenance care and treatment due to the character of patients kept at such institution and the small number of patients two years the sum of twenty-five thousand dollars ($25,000)

For the use of the Board of Trustees of the Harrisburg State Hospital for remodeling the North Dorothy Dix cottage making improvements to water supply system and the refrigerating system the purchase of fuel saving equipment and instruments on boilers, improvement of electrical system and the correction of conditions constituting serious hazards to property and life two years the sum of fifteen thousand dollars ($15,000)

For the use of the Board of Trustees of the Norristown State Hospital for concrete porches to replace present ward porches which are unsanitary and cannot be kept clean new mangle for laundry to replace one worn out motor driven hair picker canning equipment hot water circulating equipment to force constant circulation of hot water through system at a saving in fuel reslating and re-roofing three sections on two refectories re-roofing piggery cow barn and storage barn new four hundred gallon rendering tank gas ranges new sinks in large central kitchen electric trucks with heating units to convey food to ward dining rooms storm sewers to replace outlets now insufficient for drainage sanitary sewers for the cow barn Getty Farm House and repairs and improvement of driveways metal ceilings in Ward Buildings Nos 13 and 14 fuel saving equipment and instruments on boilers improvement to electrical system and the correction of conditions constituting serious hazards of property and life two years the sum of one hundred fifty thousand dollars ($150,000)

For the use of the Board of Trustees of the Torrance State Hospital for the purchase of several of tracts of land for water shed control on Shirley Run and three other small tracts of land of great importance to the institution completing and furnishing Ward Building Number one laundry equipment improving of water system correction of conditions constituting serious hazards to property and life fuel saving equipment and instruments on boilers and improvement to electrical system two years the sum of eighty-five thousand dollars ($85,000)

For the use of the Board of Trustees of the Torrance State Hospital for construction and equipment of a new ward building two years the sum of two hundred and twenty-five thousand dollars ($225,000)

For the use of the Board of Trustees of the Warren State Hospital for a new carpenter shop remodeling odd power house to provide for store room and bakery new bake ovens laundry machinery and equipment improvements to power plant replacement of hospital equipment and furnishings night watchman's clock system repairing root cellar repairing roof correction of conditions constituting serious hazards to property and life fuel saving equipment and instruments on boilers and improvement to electrical system two years the sum of one hundred forty thousand dollars ($140,000)

For the use of the Board of Trustees of the Wernersville State Hospital for repairs to clock tower purchase of poultry and swine to replace diseased stock bridge replacements improvement of water and sewage system the correction of conditions constituting serious hazards to property and life fuel saving equipment and instruments on boilers and the improvement of electrical system two years the sum of ninety thousand dollars ($90,000)

For the use of the Board of Trustees of the Ashland State Hospital for maintenance including salaries wages or other compensation of a superintendent and assistants and employes the cost of supplies and equipment postage expressage telephone rentals and toll charges and such other expenses of every kind and description as may be necessary for the proper conduct of the work of the Board and the operation of the institution two years the sum of two hundred forty-five thousand dollars ($245,000)

For the use of the Board of Trustees of the Ashland State Hospital for correction of conditions constituting serious hazards to property and life improvement to electrical system and general repairs two years the sum of five thousand dollars ($5,000)

For the use of the Board of Trustees of the Blossburg State Hospital for maintenance including salaries wages or other compensation of a superintendent and assistants and employes the cost of supplies and equipment postage expressage telephone rentals and toll charges and such other expenses of every kind and description as may be necessary for the proper conduct of the work of the Board and the operation of the institution two years the sum of forty thousand dollars ($40,000)

For the use of the Board of Trustees of the Blossburg State Hospital for alterations to present building refrigerator system fire escapes and the correction of conditions constituting serious hazards to property and life rewiring present hospital building and the improvement to electrical system two years the sum of forty thousand dollars ($40,000)

For the use of the Board of Trustees of the Coaldale State Hospital for maintenance including salaries wages or other compensation of a superintendent and assistants and employes the cost of supplies and equipment postage expressage telephone rentals and toll charges and such other expenses of every kind and description as may be necessary for the proper conduct of the work of the Board and the operation of the institution two years the sum of one hundred thirty thousand dollars ($130,000)

For the use of the Board of Trustees of the Coaldale State Hospital for equipment of the new hospital annex the alteration and repair of the main hospital building the purchase of a one-ton truck the erection of a fire-proof garage grading and paving storm sewer system from buildings to complete fencing the improvement of the electrical system and the correction of conditions constituting serious hazards to life and property two years the sum of one hundred thirteen thousand dollars ($113,000)

For the use of the Board of Trustees of the Connellsville State Hospital for maintenance including salaries wages or other compensation of a superintendent and assistants and employes the cost of supplies and equipment postage expressage telephone rentals and toll charges and such other expenses of every kind and description as may be necessary for the proper conduct of the work of the Board and the operation of the institution two years the sum of twenty-five thousand dollars ($25,000)

For the use of the Board of Trustees of the Connellsville State Hospital for general repairs to buildings and grounds interior painting remodeling of sun porch and installing bath room remodeling middle semi-private room construction of garage for ambulance purchase of a new mangle construction of a root cellar the improvement of the electrical system and the purchase of an adding machine two years the sum of five thousand dollars ($5,000)

For the use of the Board of Trustees of the Hazleton State Hospital for maintenance including salaries wages or other compensation of a superintendent and assistants and employes the cost of supplies and equipment postage expressage telephone rentals and toll charges and such other expenses of every kind and description as may be necessary for the proper conduct of the work of the Board and the operation of the institution two years the sum of one hundred five thousand dollars ($105,000)

For the use of the Board of Trustees of the Locust Mountain State Hospital for maintenance including salaries wages or other compensation of a superintendent and assistants and employes the cost of supplies and equipment rental of buildings or rooms outside of the Institution postage expressage telephone rentals and toll charges and such other expenses of every kind and description as may be necessary for the proper conduct of the work of the board and the operation of the institution two years the sum of fifty-five thousand dollars ($55,000)

For the use of the Board of Trustees of the Locust Mountain State Hospital for the purchase of equipment for the new hospital two years the sum of ten thousand dollars ($10,000)

For the use of the Board of Trustees of the Nanticoke State Hospital for maintenance including salaries wages or other compensation of a superintendent and assistants and employes the cost of supplies and equipment postage expressage telephone rentals and toll charges and such other expenses of every kind and description as may be necessary for the proper conduct of the work of the Board and the operation of the institution two years the sum of seventy-five thousand dollars ($75,000)

For the use of the Board of Trustees of the Philipsburg State Hospital for maintenance including salaries wages or other compensation of a superintendent and assistants and employes the cost of supplies and equipment rental of buildings or rooms outside of the Institution postage expressage telephone rentals and toll charges and such other expenses of every kind and description as may be necessary for the proper conduct of the work of the board and the operation of the institution two years the sum of fifty-five thousand dollars ($55,000)

For the use of the Board of Trustees of the Philipsburg State Hospital for equipment of the new hospital building two years the sum of fifty thousand dollars ($50,000)

For the use of the Board of Trustees of the Scranton State Hospital for maintenance including salaries wages or other compensation of a superintendent and assistant and employes the cost of supplies and equipment rental of buildings or rooms outside of the institution postage expressage telephone rentals and toll charges and such other expenses of every kind and description as may be necessary for the proper conduct of the work of the Board and the operation of the institution two years the sum of one hundred ninety thousand dollars ($190,000)

For the use of the Board of Trustees of the Scranton State Hospital for new elevators remodeling of one old building to take care of the laundry fire escapes and the correction of conditions constituting serious hazards to property and life and general repairs two years the sum of forty-five thousand dollars ($45,000)

For the use of the Board of Trustees of the Shamokin State Hospital for maintenance including salaries wages or other compensation of a superintendent and assistants and employes the cost of supplies and equipment postage expressage telephone rentals and toll charges and such other expenses of every kind and description as may be necessary for the proper conduct of the work of the Board and the operation of the institution two years the sum of eighty-five thousand dollars ($85,000)

For the use of the Board of Trustees of the Shamokin State Hospital for the purchase of an ambulance plumbing beds and bedding laundry machinery improvement of fire system and correction of conditions constituting serious hazards to property and life and general repairs two years the sum of seventeen thousand dollars ($17,000)

For the use of the Board of Trustees of the Laurelton State Village for maintenance including salaries wages other compensation of a superintendent and assistants and employes the cost of supplies and equipment postage expressage telephone rentals and toll charges and such other expenses of every kind and description as may be necessary for the proper conduct of the work of the Board and the operation of the institution two years the sum of one hundred sixty thousand dollars ($160,000)

For the use of the Board of Trustees of the Laurelton State Village for correction of conditions constituting serious hazards to property and life two years the sum of ten thousand dollars ($10,000)

For the use of the Board of Trustees of the Laurelton State Village for the erection and equipment of additional units to increase the capacity of the institution with the auxiliary power plant laundry water and sewage systems wo years the sum of five hundred thousand dollars ($500,000)

For the use of the Board of Trustees of the Pennhurst State School for the maintenance and training of inmates at the annual rate of two hundred and seventy-five dollars ($275) per annum for each inmate maintenance to include salaries wages or other compensation of a superintendent and assistants and employes the cost of supplies and equipment the rental of farm lands for institutional use postage expressage telephone rentals and toll charges and such other expenses of every kind and description as may be necessary for the proper conduct of the work of the Board and the operation of the institution two years the sum of six hundred sixty thousand dollars (660,000)

For the use of the Board of Trustees of the Pennhurst State School for general repairs the improvement of water and sewage system the correction of conditions constituting serious hazards to property and life fuel saving equipment and instruments on boilers improvement to electrical system and the purchase of a water softening plant two years the sum of eighty thousand dollars ($80,000)

For the use of the Board of Trustees of the Polk State School for the maintenance and training of inmates at the annual rate of two hundred and fifty dollars ($250) per annum for each inmate for maintenance including salaries wages or other compensation of a superintendent and assistants and employes the cost of supplies and equipment postage expressage telephone rentals and toll charges and such other expenses of every kind and description as may be necessary for the proper conduct of the work of the Board and the operation of the institution two years the sum of one million twenty-five thousand dollars ($1,025,000)

For the use of the Board of Trustees of the Polk State School for improvements to power plant including addition to building new boiler exterior coal pocket coal crusher feed pumps and accessories reconstruction of stairways in hospital and boys' cottage group finishing and furnishing dormitories of the third story of the girls' cottage group farm improvements including new buildings repairs and alterations to old buildings clearing draining and fencing farm machinery and two horses covering pipes and tanks with heat insulating material refrigerator lines improvement of sewage system correction of conditions constituting serious hazards to property and life fuel saving equipment and instruments on boilers two years the sum of one hundred sixty-five thousand dollars ($165,000)

Department of Banking

For the payment of the salaries of employes and other expenses incident to the supervision and examination of building and loan association two years the sum of twenty thousand dollars ($20,000)

Insurance Department

For the payment of the salary of the Insurance Commission two years the sum of fifteen thousand dollars ($15,000)

For the payment of the salaries wages or other compensation of such deputies directors superintendents bureau or division chiefs assistant directors assistant superintendents assistant chiefs experts scientists engineers surveyors draftsmen accountants secretaries auditors inspectors examiners statisticians marshals clerks stenographers bookkeepers messengers and other assistants and employes as may be required for the proper conduct of the work of the depart-

ment and for the payment of contingent traveling and incidental expenses including telephone toll charges telegrams postage and expressage of the Insurance Commissioner and the employes of the department two years the sum of one hundred seventy-nine thousand dollars ($179,000)

Department of Mines

For the payment of the salary of the Secretary of Mines two years the sum of twelve thousand dollars ($12,000)

For the payment of the salaries wages or other compensation of such deputies directors superintendents bureau or division chiefs assistant directors assistant superintendents assistant chiefs experts scientists engineers surveyors draftsmen accountants secretaries auditors inspectors examiners statisticians marshals clerks stenographers bookkeepers messengers and other assistants and employes as may be required for the proper conduct of the work of the department of the traveling incidental and contingent expenses of the Secretary of the department and officials and employes thereof of the cost of books instruments electrical equipment chemicals telephone charges plans freight expressage postage the acquisition and maintenance of and repairs to automobiles and of other expenses of the department two years the sum of fifty-four thousand eight hundred dollars ($54,800)

For the payment of the salaries of the inspectors of coal mines as provided by law and for the payment of the actual traveling expenses of the inspectors and for their postage telegrams express charges and other actual necessary expenses two years the sum of five hundred forty-one thousand dollars ($541,000)

For the payment of the compensation and expenses attending the examination of candidates for mine foremen assistant mine foremen and fire bosses as provided for by the acts of Assembly relating thereto two years the sum of ten thousand dollars ($10,000)

Department of Property and Supplies

For the payment of the salary of the Secretary of Property and Supplies two years the sum of sixteen thousand dollars ($16,000)

For the payment of salaries wages and other compensation of such deputies directors superintendents bureaus or division chiefs assistant directors assistant superintendents assistant chiefs expert scientists engineers surveyors draftsman accountants secretaries auditors inspectors examiners statisticians marshals clerks stenographers bookkeepers messengers and other assistants and employes as may be required for the proper conduct of the work of the department and of the Board of Commissioners of Public Grounds and Buildings the State Art Commission the Capital Police and the several monument commissioss within the department and for the payment of the traveling and other expenses of the Secretary of Property and Supplies the several boards and commissions attached to the department and the officers and employes of the department and such boards and commissions two years the sum of eight hundred thousand dollars ($800,000) Provided however that the Department shall not use any part of this appropriation for the payment of salaries wages or other compensation of employes necessary for the cleaning and care of offices or other quarters either in the Capitol buildings or elsewhere and by the Legislature and by the Judicial Department the Department of the Auditor General the Treasury Department the Department of Internal Affairs the Department of Banking the Department of Highways the Board of Game Commissioners the Board of Fish Commissioners or the State Workmen's Insurance Board for the cleaning and care of offices or other quarters outside of the city of Harrisburg used by any other department board or commission or for the cleaning and care of the State Arsenal or any barracks used by the Pennsylvania State Police

For the purchase of fuel repairs alterations and improvements for the State Capitol Buildings and the public grounds and buildings connected with the State Capitol including the State Arsenal and the Executive Mansion for the purchase of supplies as set forth in the general schedule of supplies for the State government including furniture furnishings stationery supplies and other matter required by the Legislature the Executive Mansion and the several departments boards and commissions of the State government for the purchase of any article of furniture furnishings stationery supplies fuel or any other matter or things the want of which was not anticipated at the time of the making of the annual schedule and for which requisition is made for the payment of any emergency or other unforeseen repairs alterations or improvements and for the payment of any bills for plans designs and specifications two years the sum of seven hundred seventy thousand dollars ($770,000) Provided however that no part of this appropriation shall be expended in making purchases for the Department of Highways the Board of Game Commissioners the Board of Fish Commissioners the Boards of Trustees of State Institutions the State Workmen's Insurance Board or any temporary boards and commissions created by Act of Assembly or purchases for the Department of Welfare for use in the conduct of industries within the several State penal institutions or purchases of military stores and equipment for the use of the Pennsylvania National Guard and the several State armories or purchases of medicines medical and surgical supplies required by the Department of Health or furniture materials and supplies for the tuberculosis sanatoria maintained by said Department of Health And provided further that any department board or commission which has the right to requisition for supplies purchased under this paragraph and also the right to purchase supplies out of its own appropriation shall not be required to postpone purchases of supplies out of its own appropriation until the appropriation made by this paragraph shall have been exhausted and Provided further that nothing in this act contained shall be construed to alter or modify the provisions of law requiring certain department boards and commissions to purchase supplies through the Department of Property and Supplies as purchasing agency

For the purchase of any emergency supplies or equipment the want of which may not have been anticipated at the time of the making of the annual schedule for which requisitions shall be made or for the payment of the cost of emergencies repairs and of temporary help for the care maintenance and preservation of the public grounds and buildings including the Executive Mansion or for any other aforeseen expenses of the Department two years the sum of seventeen thousand dollars ($17,000) which appropriation shall be known as the contingent fund

For the payment of printing binding ruling lithographing color printing engraving paper envelopes cloth and other substances on which printing is done plates cuts electrotypes dies stamps and other printing and binding supplies such printing binding and other items to be furnished as provided by law to the Legislature the Governor the Judicial Department and the several administrative departments boards and commissions of the State government except the Department of Highways the Board of Game Commissioners the Board of Fish Commissioners the Boards of Trustees of State institutions the State Workmen's Insurance Board any temporary boards or commissions created by Act of Assembly the Department of Welfare insofar as concerns printing supplies for use in printing plants in penal institutions and the Department of Labor and Industry insofar as tags and labels required to enforce the act of June fourteenth one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred and two) are concerned two years the sum of seven hundred eighty-nine thousand dollars ($789,000)

For the cost of advertising schedules of supplies the sale of unservisable property proposals for extending the State printing and binding readvertising any schedules or proposals when necessary and all other advertising necessary for the proper conduct of the work of the department two years the sum of sixteen thousand dollars ($16,000)

For the payment of the cost of water furnished by the City of Harrisburg and for electric current gas and steam for public grounds and buildings when not supplied from the Capitol power plant two years the sum of fifty-eight thousand dollars ($58,000)

For the cost of freight express drayage storage postage and incidental expenses of the Department and the several boards and commissions attached thereto two years the sum of forty-five thousand dollars ($45,000)

For the payment of the rent of offices and rooms outside of the Capitol building when necessary for the accomodation of any department board or commission of the State government except the Pennsylvania State Police the Department of Highways the Department of Banking the Board of Game Commissioners the Board of Fish Commis-

sioners the Boards of Trustees of State Institutions the State Workmen's Insurance Board and any temporary boards or commissions created by act of Assembly two years the sum of two hundred ninety thousand dollars ($290,000)

For the payment of telephone toll charges and telegrams for the Legislature and Judicial Department and the Department of Property and Supplies and the boards and commissions connected with said department and for the payment of rental charges for telephone service and patented leased office devices for the Legislature the Governor the Executive Mansion the judicial department and the several administrative departments boards and commissions of the State goverment except the Department of Highways the Department of Banking the Board of Game Commissioners the Board of Fish Commissioners and the Boards of Trustees of State Institutions the State Workmen's Insurance Board any temporary boards or commissions created by act of Assembly and excluding royalties and rentals paid by the Department of Welfare for the operation of machinery in industries in penal institutions two years the sum of one hundred fifty thousand dollars ($150,000)

For the purpose of carrying on the work of completing an office building in Capitol Park in accordance with plans outlining the proposed improvements to Capitol Park and Capitol Park Extension was made by Arnold W. Brunner architect which plans are now on file in the office of the department and as authorized by an act approved the eighteenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand and fifty-three) entitled "An act authorizing the Board of Commissioners of Public Grounds and Buildings to erect construct and complete an office building in the Capitol Park and to grade and terrace the grounds in connection therewith providing for the letting of contracts therefore authorizing the appointment of a superintendent of construction and making an appropriation for the payment thereof" two years the sum of three hundred fifty thousand dollars ($350,000)

For the purpose of making alterations and extensions to the Capitol Power Plant the sum of eighty thousand dollars ($80,000) or so much thereof as may be necessary

For the payment of the cost of procuring bonds required to be given to the Commonwealth by department heads and other State officers and employes two years the sum of twenty-three thousand dollars ($23,000)

For the payments due to A. W. Bruner architcet and engineer for services rendered in connection with alterations to the Capitol power plant and the plans for the improvement of the Capitol grounds the sum of five thousand dollars ($5,000)

For cost of completing the George Gordon Meade Statue at Washington D C in accordance with such plans as may be adopted by the Department of Property and Supplies with the approval of the General George Gordon Meade Statue Commission and for the reasonable expenses necessary in connection with the dedication of the said Statue the sum of two hundred thirty-two thousand dollars ($232,000)

For the payment of amounts due or to become due by the Commonwealth to the sculptor and others on account of the erection of the Robert Morris Monument at Philadelphia and for the expenses of dedicating the said monument the sum of six thousand dollars ($6,000)

For the completion and dedication of the General Galusha Pennypacker Monument at Philadelphia the sum of five thousand dollars ($5,000)

For the payment of amounts due or to become due to Violet Oakley for mural paintings in the Supreme Court room of the Capitol as provided in contracts heretofore made for the Commonwealth by the Board of Commissioners of Public Grounds and Buildings the sum of thirty-five thousand six hundred and twelve dollars ($35,612)

For changing motors and other equipment on Capitol elevators from hydraulic to electric and changing the voltage of the Capitol electric plant from two hundred and twenty to one hundred and ten the sum of eighty-six thousand dollars ($86,000)

For the improvement of the west capitol terrace and approaches and for grading and other improvements to grounds adjacent to the South Office Building the sum of one hundred and fifty thousand dollars ($150,000)

For necessary advertising in connection with the issuance of State bonds for the purpose of improving and rebuilding the highways of the Commonwealth two years the sum of seven thousand five hundred dollars ($7,500)

For payment to the several fire companies of the city of Harrisburg said payments to be distributed among said companies in equal amounts two years the sum of five thousand dollars ($5,000)

For procuring automobile liability insurance covering the operation of vehicles owned by the Commonwealth or such part of them as may be deemed advisable such insurance in all cases to protect both the Commonwealth and the employe thereof operating the same against claims for damages for injury to person or property within such amount as the Department of Property and Supplies shall deem appropriate two years the sum of ten thousand dollars ($10,000) Provided however that no part of this appropriation shall be expended in procuring such insurance for vehicles operated by the Deparment of Highways the Board of Game Commissioners or the Board of Fish Commissioners

To enable the Department to refund to Mr L B Smith Wellsville Pennsylvania for an erroneous overpayment made by said L B Smith for unserviceable property purchased from the Department at public sale the sum of forty dollars ($40.00)

The Public Service Commission of the Commonwealth of Pennsylvania

For the payment of the salary of the chairman two years the sum of twenty-one thousand dollars ($21,000)

For the payment of the salaries of the commissioners other than chairman of the secretary counsel assistant counsel marsnal and investigator of accidents and the salaries wages or other compensation of such deputies directors superintendents bureau or division chiefs assistant directors assistant superintendents assistant chiefs experts scientists engineers surveyors draftsmen accountants secretaries auditors reporters inspectors investigators examiners statisticians testers clerks stenographers bookkeepers messengers and other assistants and employes as may be required for the proper conduct of the work of the commission fees and expenses of witnesses the purchase of laboratory apparatus laboratory supplies and of postage books stationery and other materials for express service for advertising and publication of legal notices in the making of special field examinations valuations and appraisals of plants facilities and properties of public service companies inspection and regulation of grade crossings and other facilities inspection and testing of meters lamps and standards inspection and regulation of safety devices safeguards and other facilities necessary for prevention of accidents investigation of accidents examination analysis and investigation of rates and tariffs special field examination and analysis of accounts and records development and administration of systems of accounts to be prescribed development and administration of reports to be prescribed examination and analysis of reports and compilation of data information and statistics respecting public service company development and also the activities of the commission the formulation supervision and analysis of applications complaints petitions and other proceedings reporting and recording of testimony economics engineering accounting and judicial research by the commission and its agents and their cooperation with other bodies engaged in such research classification indexing and filing of documents reports tariffs records correspondence et cetera conduct of hearings and investigations before the commission and for meeting all other responsibilities and performing all other duties prescribed by the Public Service Company Law and the amendments thereto and for the traveling and other expenses including telephone toll charges and telegrams of commissioners counsel experts engineers inspectors examiners accountants investigators and other employes two years the sum of seven hundred ninety thousand dollars ($790,000)

State Reporter

For the payment of the salary of the State Reporter two years the sum of ten thousand dollars ($10,000)

For the payment of the salary of the assistant state reporter two years the sum of six thousand dollars ($6,000)

For the payment of stationery clerk hire and assistants two years the sum of six thousand dollars ($6,000)

Legislative Department

Section 3 For the payment of the expenses of the Legislative Department for two years ending May thirty-one one

thousand nine hundred and twenty-seven and also for the expenses of the session and recess of one thousand nine hundred and twenty-five not previously provided for the following sums or so much thereof as may be necessary to be paid in the manner prescribed by law

Provided That the salaries stationery and mileage of the members of the Senate and House of Representatives and all the salaries and mileage of the session officers and employes of the legislative session of one thousand nine hundred and twenty-seven shall only be paid after statement of the amounts due the several Senators Members officers and employes shall have been certified to the Auditor General by the President pro tempore of the Senate and the Speaker of the House of Representatives respectively and that the Senators and Members also the officers receiving fixed salaries for said session shall each be paid one-fifth of his total salary each month of the first four months of the session if the Legislature shall be in session that long and the balance due each Senator and Member on the day fixed for the final adjournment of the Legislature or during the two days previous thereto and that the session officers and employes receiving per diem salaries shall be paid amount due them at the end of the month during the session except the last month when payment shall be made on the day fixed for final adjournment of the Legislature or during the two days previous thereto

Senate

For the payment of the salary of the clerk and stenagrapher to the President of the Senate and for postage in the amount of one hundred and fifty dollars to the President of the Senate and for the payment of the salaries of the Senators and extra compensation allowed by law to the President pro tempore of the Senate for the payment of the mileage of the Senators for postage allowed by law to each Senator (one hundred and fifty dollars) for the payment of the postage for the chief clerk and assistant one hundred and fifty dollars to the chief clerk the sum of four thousand five hundred dollars for the payment of the postage on the Legislatice Journal bills and calendars

For the payment of the salaries of the officers and employes of the Senate during the session and recess salaries of all officers and employes whose positions are now or may hereafter be created and for the payment of which provision is not otherwise made for the payment of the mileage of the officers and employes of the Senate and for the salaries and mileage of the returning officers of the Senate at the beginning of the session of one thousand nine hundred and twenty-seven

For the payment of the salaries of the secretary chief clerk assistant clerk librarian assistant librarian assistant to secretary stenographers to the librarian two watchmen superintendent of the storeroom custodians assistant custodian and messenger

For the payment of the expenses of the Committee on Appropriations session of one thousand nine hundred and twenty-seven in investigating schools reformatories prisons asylums hospitals and other institutions supported in whole or part from the Treasury of the Commonwealth and for necessary clerical assistance the sum of twelve thousand dollars ($12,000) to be paid on warrant of the Auditor General drawn in favor of the chairman of the committee on the presentation of his requisition for the same said chairman shall file an account of the committee's expenses with the Auditor General within thirty days after the adjournment of the Legislature

For payment of expenses incident to issuing certificates of election of Senators for the session of one thousand nine hundred and twenty-seven the sum of seventy-one dollars and fifty cents (act of June fourteenth one thousand nine hundred and eleven)

For the contingent expenses including clerical and stenographic charges of the President pro tempore of the Senate during the recess ending January fourth one thousand nine hundred and twenty-seven the sum of two thousand dollars ($2,000) or so much thereof as may be necessary and for like expenses for the session of one thousand nine hundred and twenty-seven the sum of two thousand dollars ($2,000) and for the payment of the necessary expenses including extra labor in the office of the chief clerk for the year ending May thirty-first one thousand nine hundred and twenty-six the sum of four thousand dollars ($4,000) and for six months ending November thirty one thousand nine hundred and twenty-six the sum of two thousand dollars ($2,000) and for the payment of the incidental expenses of the Senate for six months commencing December first one thousand nine hundred and twenty-six and for the entire period of the session of one thousand nine hundred and twenty-seven should same extend beyond May thirty-first such sum as may be necessary to be expended by the chief clerk of the Senate who shall render to the Auditor General accounts from time to time with proper specifically itemized vouchers to be settled in the same manner as other accounts but said chief clerk shall at no time have in his hands more than two thousand dollars ($2,000) for which accounts have not been rendered and settled and the whole amount expended by said chief clerk shall not exceed the sum of eight thousand dollars ($8,000) out of which amount such necessary extra labor in the Senate shall be paid as shall be certified by the President pro tempore and the chief clerk and for the payment of the postage labor and incidental expenses in the offices of the Secretary of the Senate for the year ending May thirty-one one thousand nine hundred and twenty-six the sum of one thousand eight hundred dollars ($1,800) and a like amount for the year ending May thirty-one one thousand nine hundred and twenty-seven and for the payment of postage labor express charges and other expenses in the office of the librarian of the Senate for the year ending May thirty-one one thousand nine hundred and twenty-six the sum of two thousand eight hundred dollars (2,800) and for the year ending May thirty-one one thousand nine hundred and twenty-seven the sum of two thousand eight hundred dollars ($2,800) and to the chief clerk of the Senate for the payment of the expenses of the Senate or committees of the Senate in attending funerals or expenses incident thereto of Senators officers of the Senate or State officials during the two years ending May thirty-first one thousand nine hundred and twenty-seven the sum of three thousand dollars ($3,000) to the chief clerk of the Senate for the payment of extra services in connection with the compilation of the history of the legislation in the Senate session of one thousand nine hundred and twenty-five the sum of two thousand five hundred dollars ($2,500) making a total for two years the sum of three hundred seventy-one thousand one hundred ninety-six dollars and fifty cents ($371,196.50) or so much thereof as may be necessary to be paid in the manner as prescribed by law

House of Representatives

For the payment of the salaries of the Members of the House of Representatives and extra compensation allowed by law to the Speaker of the House for the payment of mileage of the Members for the payment of the postage allowed by law one hundred and fifty dollars each for the payment of postage for the chief clerk and assistants one hundred and fifty dollars and to the chief clerk the sum of seven thousand five hundred dollars ($7,500) payment of postage for mailing Legislative Journal bills and calendar

For the payment of salaries of the officers and employes of the House of Representatives during the session and recess salaries of all officers and employes whose positions are now or may hereafter be created and for the payment of which provision is not otherwise made also for the payment of the mileage of the officers and employes of the House of Representatives and for the salaries and mileage of the returning officers of the House of Representatives at the beginning of the session of one thousand nine hundred and twenty-seven

For the payment of the salaries of the chief clerk assistant resident clerk stenographer to the resident clerk superintendent of storeroom assistant resident clerk day and night watchman custodian and assistant custodians and messenger

For the payment of contingent expenses including clerical and stenographic traveling and discretionary charges of the Speaker during the recess ending January fourth one thousand nine hundred and twenty-seven the sum of two thousand dollars ($2,000) or so much thereof as may be necessary and for like expenses for the session of one thousand nine hundred and twenty-seven the sum of two thousand dollars ($2,000)

For the payment of necessary expenses including extra labor in the office of the chief clerk for the year ending May thirty-first one thousand nine hundred and twenty-six the sum of four thousand seven hundred dolalrs ($4,700)

and for the six months ending November thirtieth one thousand nine hundred and twenty-six the sum of two thousand three hundred and fifty dollars ($2,350)

For the payment of the incidental expenses of the House of Representatives for the six months commencing December first one thousand nine hundred and twenty-six and for the entire period of the session of one thousand nine hundred and twenty-seven should the same extend beyond May thirty-first these accounts are to be expended by the chief clerk who shall render to the Auditor General accounts from time to time with proper specifically itemized vouchers to be settled in the same manner as other accounts but said chief clerk shall have at no time in his hands more than two thousand dollars for which accounts have not been rendered and settled the whole amount thus expended by the chief clerk shall not exceed the sum of twelve thou- dollars ($12,000)

For the payment of the expenses of the Committee on Appropriations of the House of Representatives session of one thousand nine hundred and twenty-seven in investigating schools reformatories prisons asylums hospitals and other institutions supported in whole or in part from the Treasury of the Commonwealth and for necessary clerical assistance of this committee the sum of twelve thousand dollars ($12,000) to be paid on warrant of the Auditor General drawn in favor of the chairman of the committee on the presentation of his requisition for the same said chairman shall file an account of the Committee's expenses with the Auditor General within thirty days after the adjournment of the Legislature

For the payment of the expenses incident to issuing certificates of election to Members of the House of Representatives for the session of one thousand nine hundred and twenty-seven the sum of five hundred sixty nine dollars and twenty-five cents (act of June fourteenth one thousand nine hundred and eleven) and for the payment of postage labor express and other items of expense incurred in the office of the resident clerk for the year ending May thirty first one thousand nine hundred and twenty-six the sum of three thousand five hundred dollars ($3,500) and for the year ending May thirty-one one thousand nine hundred and twenty-seven the sum of three thousand five hundred dollars ($3,500)—making a total for two years the sum of eight hundred twenty-nine thousand eight hundred fifty two dollars and twenty-five cents ($829,852.25) or so much thereof as may be necessary to be paid in the manner as prescribed by law

Legislative Journal

For the payment of the chief clerk of the Senate and the chief clerk of the House of Representatives for making indices for the Journals of each house for the session of one thousand nine hundred and twenty-five one thousand five hundred dollars ($1,500)

For the work of the Legislative Journal officials after the close of the session of nineteen hundred and twenty-five on the Legislative Journal also the proof reading of the appendix and index thereto as provided by law the sum of four thousand five hundred dollars ($4,500)

For the payment of the person or persons appointed to index the Legislative Journal session of one thousand nine hundred and twenty-seven in accordance with the act establishing said Journal the sum of one thousand five hundred dollars ($1,500)

Legislative Reference Bureau

For the payment of the salaries of the officers and employes and incidental expenses of the Legislative Reference Bureau for the two fiscal years beginning June first one thousand nine hundred and twenty-five and session employes for the session of one thousand nine hundred and twenty-seven the following amounts

For the payment of the salary of the Director of the Legislative Reference Bureau two years the sum of twelve thousand dollars ($12,000)

For the payment of the salary of an Assistant Director of the Legislative Reference Bureau two years the sum of twelve thousand dollars ($12,000)

For the payment of the salaries of Chief Compiler Compiler and Bill Drafter Compiler and Bill-reading clerk Search Clerk Messenger and File Clerk Chief Clerk Reference Librarian Stenographers Char-women regularly employed and bill book clerks and stenographers for the session of the General Assembly of one thousand nine hundred and twenty-seven the sum of forty-nine thousand dollars ($49,000)

For the payment to the Director of the Legislative Reference Bureau for maintenance incidental expenses traveling expenses and emergency clerical help if needed or so much thereof as may be necessary two years the sum of two thousand dollars ($2,000)

Judiciary Department

Section 4 For the payment of the salaries of the judges of the Supreme and Superior Courts the salaries and mileage of the president and other law judges of the several courts of common pleas in the Commonwealth and the judges of the several orphans' courts and for the compensation of common pleas judges holding court in other districts and for the payment of salaries and mileage of associate judges the following sums or so much thereof as may be necessary for the two fiscal years beginning June first one thousand nine hundred and twenty-five payments to be made monthly by warrant drawn by the Auditor General on the State Treasurer except in the case of associate judges who shall be paid quarterly on August thirty-first November thirtieth February twenty-eighth and May thirty-first of each year but when by reason of death or resignation salary for a fraction of a quarter is due any judge it shall be computed according to the ratio it bears to the whole quarter so as not however to increase or diminish the salary he is entitled to receive under the several acts of Assembly fixing the compensation of judges Provided That as the beginning of the term the interval from the first Monday of January to the first Monday of March shall be reckoned as two thirds of a quarter and at the close of the term the interval from the first day of December to the first Monday of January shall be reckoned as one-third of a quarter

Supreme Court Judges

For the payment of the salaries of the Supreme Court judges two years the sum of two hundred forty-six thousand dollars ($246,000)

For the payment of the salaries or compensation of the briefers investigators stenographers typewriters and clerks and to reimburse the judges of said court for expenses incurred in the discharge of their duties or attendant upon execution of the duties of the office two years the sum of fifty-six thousand dollars ($56,000)

For the payment of the salary of the deputy prothonotary eastern district two years the sum of seven thousand two hundred dollars ($7,200)

For the payment of the salary of the deputy prothonotary and clerk middle district two years the sum of three thousand six hundred dollars ($3,600)

For the payment of the salary of a chief clerk in the office of the prothonotary of the Supreme Court for the eastern district two years the sum of four thousand eight hundred dollars ($4,800)

For the payment of the salary of an assistant chief clerk in the office of the prothonotary of the Supreme Court for the eastern district two years the sum of three thousand six hundred dollars ($3,600)

For the payment of the salary of a clerk in the office of the prothonotary of the Supreme Court western district two years the sum of four thousand eight hundred dollars ($4,800)

For the payment of the salary of a clerk as assistant to the chief clerk of the prothonotary's office of the Supreme Court in the eastern district two years the sum of three thousand six hundred dollars ($3,600)

For the payment of the salary of a record clerk in the office of the prothonotary of the eastern district two years the sum of four thousand eight hundred dollars ($4,800)

For the payment of the salary and expenses of the crier tipstaves official stenographers court officers and special clerk to the Chief Justice of the eastern middle and western districts two years the sum of fifty-nine thousand nine hundred and ninety-five dollars and ninety-two cents ($59,995.92) Provided That the crier for the middle district shall receive no other compensation from the State

For the payment of the expenses of the Supreme Court in the middle district and the Superior Court of Harrisburg two years the sum of eight hundred dollars ($800)

For the payment of the salaries and expenses of the librarian assistant librarian and for the purchase of books for the library of the Supreme Court at Philadelphia two years the sum of fifteen thousand seven hundred dollars ($15,700)

For the payment of an attendant of the Supreme Court room and office and show rooms adjacent thereto middle district two years the sum of twelve hundred dollars ($1,200) payeble monthly

For the purchase of stationery supplies and the payment of the necessary expenses of the said Supreme Court for the eastern district thereof two years the sum of ten thousand dollars ($10,000) to be paid on the warrant of the Auditor General upon presentation of specifically itemized vouchers approved by the prothonotary of the said Supreme Court for the eastern district thereof

For the purchase of stationery supplies books for the library and other necessary expenses of the Supreme Court western district for two years the sum of four thousand five hundred dollars ($4,500) to be paid on the warrant of the Auditor General upon presentation of specifically itemized vouchers approved by the prothonotary of the said court for the said western district thereof

For the payment of the fees of the prothonotaries of the Supreme Court of the eastern middle and western districts on assignment of judges to counties other than their own under an order of the Supreme Court dated February nineteen one thousand nine hundred and nineteen the sum of six thousand dollars ($6,000) payments to be made monthly by the State Treasurer on warrants drawn by the Auditor General

Superior Court Judges

For the payment of the salaries of the judges of the Superior Court two years the sum of two hundred and twenty-five thousand dollars ($225,000)

For the payment of the salaries or compensation of the clerks briefers investigators stenographers and typewriters of the Seperior Court and to reimburse the judges of said Court for expenses incurred in the discharge of their duties two years the sum of forty-nine thousand dollars ($49,000)

For the payment of the salaries and expenses of the crier and necessary tipstaves of the Superior Court two years the sum of forty-two thousand two hundred and fifty dollars ($42,250)

For the purchase of dockets stationery supplies books for the library and other necessary expenses of the said Superior Court and its officers two years the sum of ten thousand dollars ($10,000) to be paid on the warrant of the Auditor General upon presentation of specifically itemized vouchers approved by the prothonotary of the said Superior Court Philadelphia Harrisburg and Pittsburgh

Common Pleas Judges

For the payment of the salary of the judges of the Courts of common pleas learned in the law in the several judicial districts of the Commonwealth two years the sum of two million one hundred sixty thousand dollars ($2,160,000)

For the payment of the judges of the courts of the common pleas of Dauphin County for clerk hire in accordance with the provisions of the act of one thousand nine hundred and twenty-one (Pamphlet Laws page twenty-eight) the sum of fourteen thousand four hundred dollars ($14,000)

For the payment of the mileage allowed common pleas judges in judicial districts containing more than one county as per act number forty-eight session of nineteen hundred and nineteen approved April eighteen one thousand nine hundred and nineteen the sum of five thousand dollars ($5,000)

Orphans' Court Judges

For the payment of the salaries of the orphans' court judges in the several judicial districts in which separate orphans' courts have been established by law two years the sum of four hundred thirty-two thousand dollars ($432,000)

For the payment of the compensation carfare and expenses of the judges for holding court outside of their own judicial districts in accordance with the provisions of the act of Assembly approved April twentyseventh Anno Domini one thousand nine hundred and eleven the sum of sixty thousand dollars ($60,000)

For the payment of the salaries of the judges of the municipal court of Philadelphia in accordance with the provisions of the act of Assembly approved July twenty-first Anno Domini one thousand nine hundred and nineteen the sum of one hundred and sixty-one thousand dollars ($161,000)

For the payment of the salary of the present president judge of the county court for the county of Alegheny two years the sum of seventeen thousand dollars ($17,000)

For the payment of the salaries of the other judges of the county court for the county of Allegheny two years the sub of eighty thousand dollars ($80,000)

For the payment of the salaries of the judges of the Supreme Superior common pleas and orphans' courts who may resign or retire in accordance with the provision of the act of Assembly approved June twelfth Anno Domini one thousand nine hundred and nineteen (Pamphlet Laws four hundred and sixty-one) two years the sum of one hundred thousand dollars ($100,000)

Associate Judges

For the payment of the salaries of the associate judges two years the sum of fifty thousand dollars ($50,000)

For the payment to the associate judges of mileage for the two fiscal years beginning June first one thousand nine hundre dand twenty-five the sum of five thousand dolars ($5,000)

Interest on the Funded Debt and Miscellaneous Appropriation

Section 5 For the payment of the interest on the funded debt of the Commonwealth which falls due on the first day of August one thousand nine hundred and twenty-five the first day of February one thousand nine hundred and twenty-six the first day of August one thousand nine hundred and twenty-six and the first day of February one thousand nine hundred and twenty-seven the sum of nine thousand six hundred and thirty-eight dollars ($9,638)

For the payment to the Philadelphia National Bank Philadelphia Pennsylvania the State's fiscal agent for the custody and safe-keeping of the books and records pertaining to loans of the Commonwealth as per act of April fourth one thousand nine hundred and nineteen two years the sum of one thousand dollars ($1,000)

For the payment of such expenses as may be incurred by such Committee shall be appointed by the Resolution of the Senate and House of Representatives of the Commonwealth to arrange for the inauguration of the next Governor of this Commonwealth the sum of five thousand dollars ($5,000) or so much thereof as may be necessary

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL INTRODUCED.

Mr. McCAIG. Mr. Speaker, I move that House Bill No. 392, file folio, 1401, be recommitted to the Committee on Appropriations for the purpose of amendment.

Mr. LUDLOW. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILL ON SECOND READING.

The SPEAKER. The Chair calls the attention of the House to the fact that the bill on page 16 of today's calendar, bills on First Reading, is inadvertently on the First Reading Calendar, it should be on Second Reading. If there are no objection, therefore, the Chair will take up this bill on Second Reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 573, (Senate Bill No. 52), entitled:

An Act making an appropriation to the Department of Highways to carry into effect the provisions of the act approved the eleventh day of July one thousand nine hundred twenty-three (Pamphlet Laws one thousand and seventy) entitled "An act empowering the State Highway Department to rebuild certain intercounty bridges located on the routes of State Highways which bridges cross rivers and have been heretofore destroyed by fire and making an appropriation"

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## SENATE MESSAGE.

### TIME OF NEXT MEETING.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 25, 1925.

Resolved (if the House of Representatives concur), That when the Legislature adjourns to-day it reconvene on Monday evening, March second, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## BILL ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 629, entitled:

An Act to amend paragraph five of section thirteen and section fifteen of article nineteen of an act approved the twenty-fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred eighty-one) entitled "An act for the better government of cities of the first class of this Commonwealth" by providing that appointments in the classified service of such cities shall be made from the three persons standing highest on the appropriate list

## BILL POSTPONED.

On the question,

Will the House agree to the bill on third reading?

Mr. STERLING. Mr. Speaker, I move that this bill be placed on the postponed calendar.

Mr. GREENSTEIN. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILL ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 621, entitled:

An Act making an appropriation to the Board of Finance and Revenue out of the Motor License Fund for paying the interest on and redeeming at maturity the bonds of this Commonwealth heretofore or hereafter issued for the purpose of improving and rebuilding highways and for the payment of compensation to the Commonwealth's loan and transfer agent

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—177.

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | Ludlow, | Reader, |
| Anderson, | Flinchbaugh, | Lukehart, | Rhodes, |
| Armstrong, | Fockler, | Lynch, | Rieder, |
| Bagshaw, | Fratt, | MacMillan, | Royle, |
| Baldi, | Frye, | Malie, | Sautter, |
| Bartley, | Fuller, | Marcus, | Schilling, |
| Behney, | Gelnett, | Marshall, | Schoener, |
| Bell, W. T. | Gilchrist, | Martz, | Schwartz, |
| Bentley. | Goehring, | Mathay, | Shaffer, |
| Berkheiser, | Goodnough, | McBride, | Shambach, |
| Bickett, | Goss, | McCaig, | Smith, G. A., |
| Bidelspacher, | Greeby, | McCann, | Smith, H. J., |
| Blair, | Griffith, | McClure, J. F., | Sowers, |
| Blumberg, | Grimes, | McCormick, | Speer, |
| Bray, | Guerin, | McDermott, | Stadtlander, |
| Brewster, | Haas, | McGowan, | Stark, |
| Bromley, | Haines, | McKim, | Staudenmeier, |
| Brown, R., | Hall, | McLaughlin, | Stavitski, |
| Brown, E. P., | Hantz, | Metzger, | Sterling, |
| Brown, T. J., | Harding, | Metzinger, | Stock, |
| Burke, | Harer, | Millar, | Storb, |
| Bush, | Haws, | Miller, C., | Storer, |
| Calhoun, | Heffernan, | Miller, H. A., | Strayer, |
| Colville, | Heffran, | Moffatt, | Talbot, |
| Conner, | Henderson, | Moore, | Thomas, L. D., |
| Craig, | Hess, | Morrison, | Thomas, M. G., |
| Critchfield, | Himes, | Muldowney, | Towner, |
| Cross, | Holmes, | Munley, | Trescher, |
| Davis, | Holtzman, | Myers, | Turner, |
| DeFrehn, | Hoover, | Neely, | Voltz, |
| Deibler, | Horn, | Nicholson, | Watson, |
| Dengler, | Howe, | Nolte, | Weamer, |
| Diehm, | Huber, | North, | Wells, |
| Dietz, | Irvin, | Orr, | Welty, |
| Dilsheimer, | Jones, | Parkinson, | Wettach, |
| Donnell, | Kelly, | Patterson, F.W., | Wheeler, |
| Drinkhouse, | Labar, | Peelor, | Whitehouse, |
| Drumbor, | Lafferty, | Pennock, | Witherspoon, |
| Duddy, | Lauver, | Perry, | Witkin, |
| Eaches, | Leidich, | Phillips, | Wood, N., |
| Earley, | Little, H. A., | Pitts, | Wood, W. P., |
| Ede, | Little, J. T., | Posey, | Wright, |
| Edmonds, | Long, | Powell, | Bluett, |
| Emhardt, | Lotz, | Pryor, | Speaker. |
| Evans, B. P., | Lucas, | Raymond, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 555, entitled:

An Act for the protection of the public health prescribing sanitary regulations and standards for tenement lodging and boarding houses in cities of the second and third class boroughs towns and townships vesting jurisdiction for the enforcement of the same in the Department of Health of Pennsylvania and in Boards of Health of municipalities providing penal and injunction proceedings for the enforcement of this act and repealing acts inconsistent herewith

On the question,

Will the House agree to the bill on third reading?

## BILL RECOMMITTED.

Mr. CRITCHFIELD. Mr. Speaker, I move that this bill be recommitted to the Committee on Public Health and Sanitation for the purpose of amendment.

Mr. WELTY. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILL ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 696, as follows:

An Act providing for the protection of public health by regulating the occupation of hairdressers cosmeticians cosmetologists and dermatrichologists creating a State Board of Examiners for the licensing of persons to carry on and to teach such practices providing rules regulating the proper conduct and sanitation of hairdressing cosmetician cosmetologist and dermatrichologist establishments and schools wherein the practice is conducted prohibiting the use dangerous hair dyes hair tonics and cosmetics and providing penalties for violation thereof

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth in General Assembly met and it is hereby enacted by the authority of the same That it shall be unlawful for any person to engage in the occupation of a hairdresser cosmetician cosmetologist or dermatrichologist working on the complexion the scalp and the hair of the feminine sex or to conduct an establishment or school or college for teaching the practice in any of its branches unless he or she shall have first obtained a certificate of registration and licensure as provided by this act

Section 2 Classification For The Purpose of This Act The following classifications of practices shall be adopted and understood to define practitioners within the meaning of this act

Class A Any person who engages for compensation in any one or any combination of the following practices to wit Arranging dressing waving cleansing cutting singeing bleaching coloring or similar work upon the hair of any female person by any means shall be construed to be practicing the occupation of a Hair Dresser

Class B Any person who for compensation with hands or mechanical or electrical apparatus or appliances or by use of any cosmetics preparations antiseptics chemicals chemical compounds drugs lotions tonics astringents creams clays steam water heat or light in any one or any combination of the following practices to wit Massaging cleansing stimulating manipulating exercising beautifying or similar work the scalp hair face neck arms bust or upper part of the human body or manicuring the nails or removing of superfluous hair warts moles or other blemishes upon the human body by the use of electricity mechanical appliances depilatories or otherwise about the body of any female person shall be construed to be practicing the occupation or profession of a cosmetician cosmetologist or dermatrichologist

Section 3 For the purpose of this act the following definitions shall be adopted and understood to be included within the meaning of this act

(a) A Student is a person who is engaged in a course of study in a hairdressing cosmetician cosmetologist or dermatrichologist school or college and while so studying assists in any of the practices of the classified branches or occupations within this act under the immediate direction and supervision of a registered operator or instructor

(b) An operator or instructor is a person (not a student as described in paragraph (a) of Section 3) who for compensation engages in and follows any of the practices of the classified occupations or branches named within this act

(c) A school or college of hairdressers cosmeticians cosmetology or dermatrichology is any building or part thereof not used for sleeping purposes or residential purposes wherein any of the classified branches or occupations are taught and practiced

(d) A Hair dressing Cosmetician Cosmetologist or Dermatrichologist Shop is any building or part thereof (not used for sleeping or residential purposes) wherein any of the classified occupations are practiced

Section 4 Creation of State Board There is hereby created a State Board of Hairdressers Cosmeticians Cosmetologists and Dermatrichologists consisting of three (3) members one of whom shall be a duly registered and licensed physician and a member of the State Board of Health and the other two members of the Board shall be a Hairdresser and a Cosmetician Cosmetologist or Dermatrichologist The Governor shall appoint the members of such Board by and with the advice and consent of the Senate The two members appointed from the Hairdressers Cosmeticians Cosmetologists and Dermatrichologists must have at least three (3) years' practical experience in their respective occupations shall be citizens of this State and shall not be members of nor affiliated with any school or college teaching any of the classified occupations nor shall they teach any of the classified occupations named in this act while in office nor shall any two members of said Board be graduates of the same school of hairdressers cosmeticians cosmetologists or dermatrichologists nor practitioners of the same system or method Each member of said Board shall serve a term of two (2) years and until his successor is appointed and qualified except in the case of the first Board whose members shall serve one (1) two (2) and three (3) years respectively and shall take the oath provided for public officers Vacancies shall be filled by the Governor for the unexpired portion of a term

Section 5 Organization of Board The said Board shall have a President Secretary and Treasurer who shall be elected annually from among its members The office of secretary and treasurer may be filled by the same member as said Board may determine The president and the secretary shall have the power to administer the oath

Section 6 Compensation of Members of Board Each member of said Board shall receive ten ($10.00) dollars for each day employed in the actual discharge of his or her official duties and his or her necessary expenses so incurred Compensation and other expenses of the Board shall be paid out of the funds of the treasury of such Board

Section 7 The secretary of the Board shall receive an annual salary not to exceed three thousand dollars ($3,000.-00) to be fixed by the Board and his or her necessary expenses actually incurred in the performance of official duties

Section 8 Bond of Treasurer The treasurer of said Board shall give a corporate surety bond payable to the Board in the sum of ten thousand dollars ($10,000) approved by the said Board conditioned for the faithful performance of the duties of his office Such bond shall have the approval of the Board and have the oath of office endorsed thereon shall be deposited with the President of the Board and kept in his office

Section 9 Meetings of Board The said Board shall meet in the Capital of the State on the second Tuesday in January and July of each year and at such other times and places as the Board may direct The majority members of the Board shall constitute a quorum for the transaction of business The Board shall prescribe rules for its government and have a seal with which to authenticate its acts

Section 10 Records of Board The said Board shall keep a record of its proceedings which shall be open to inspection by the public It shall keep a register of applicants for certificates showing the name of the applicant the name and location of his or her occupation and whether the applicant was granted or refused a certificate The books and records of the Board shall be prima facie evidence of matters therein contained and shall constitute public records

Section 11 Registered Schools

(a) It shall be competent for any citizen of the United States firm or corporation of citizens of the United States to apply to the said Board of Examiners for a certificate of registration as a school or college of any of the practices of the classified occupations within this act upon the payment of a reasonable annual registration fee as determined annually by the said Board for each of the classified occupations or any of the practices thereof

(b) No school for hairdressers cosmeticians cosmetologists or dermatrichologists within this act shall be granted a certificate of registration unless it shall attach to its staff a regularly licensed physician and employ and maintain a sufficient number of competent instructors registered as such who shall hold an operators' license as uniformly prescribed by the said Board and shall require a course of training not less than two hundred and fifty (250) hours for each of the two classified occupations as defined within this act to include both practical demonstrations written and oral tests and include practical instructions in sanitation sterilization and the use of antiseptics a course of studies in elementary anatomy (pertaining to head neck arms and hands) elementary physiology hygiene bacteriology chemistry and physics consistent with the practical and theoretical requirements as applicable to the classified occupations as provided by this act

(c) No school or college as provided in this act shall operate within this State unless a proper Certificate of Registration under this act has first been obtained

Section 12 Application for Examination Each person who desires to practice any of the occupations designated within the meaning of this act shall file with the Secretary of the said Board a written application under oath on a form prescribed and supplied by said Board and shall submit satisfactory proof of the required age educational

qualifications and of good moral character and shall deposit with the Secretary the required fee

Section 13 Requisites For Admission To Examination And Registration The Secretary of the Board shall determine the sufficiency of the preliminary qualifications of applicants for admission to examinations and registration The following preliminary qualifications shall be sufficient

(a) Students shall while learning or acquiring any of the practices of the classified occupations be at least sixteen (16) years of age of good moral character and have an education equivalant to the completion of the eighth grade of the grammar school and one year of high school

(b) Operators may be registered in any of the practices of the classifications under this act upon the payment of the examination fee of ten dollars ($10.00) for each of the classifications or any one or any combination of the practices of the classifications as application is therefor made providing they are of good moral character and have an education equivalent to the completion of the eighth grade of grammar school and shall have served the required time as determined by the Board for any one or combination of the practices but not less than six (6) months for each of the classifications under the supervision of a registered operator or instructor or shall have had the required training in a registered school but not less than two hundred and fifty (250) hours for each of the two classifications as defined in this act and shall have passed an examination to the satisfaction of the Board as provided in this act provided however that on and after two years after the passage of this act the additional educational qualifications required of applicants as herein provided shall be equivalent to the completion of the first year of high school and it is further provided that the applicants for the examination to practice for the removal of superflous hair warts and moles by the use of electricity commonly known and defined as the practice of electrolysis shall have additional training under the supervision of a registered instructor of at least two hundred and fifty (250) hours including other reasonable studies as the said Board may prescribe

(c) Instructors in a school or college of hairdressers cosmeticians cosmetologists or dermatrichologist may be registered as such upon payment of a fee of ten dollars ($10.00) and upon complying with all other requirments applicable to them as provided for in this act and referring to operators Instructors duly registered under any limited medical practice act need not be holders of operators' certificates as provided for under this act

Section 14 Admission to Examinations If the said Board finds that the applicant has obtained the credentials necessary for admission to the examination the Board shall admit such applicant to examination and registration

Section 15 Examination The examination of applicants for certificates to practice under this act shall be conducted under rules prescribed by the said Board and shall include both practical demonstrations and written or oral tests and shall not be confined to any specific system or method and such examinations shall be consistent with the practical and theoretical requirements of the classified occupation or occupations as provided by this act

Section 16 Certificates If an applicant for a certificate to practice as an operator passes such examination in any one or any combination of the practices of either or all of the classifications within this act to the satisfaction of said Board and has paid the fee required or if an instructor pays the required fee and complies with the requirements pertaining to him or her as provided in this act the Board shall issue a certificate to that effect signed by the President and Secretary and attested by its seal Such certificate shall be conspicuously displayed in his or her principal office place of business or employment

Section 17 The Board may call to its aid any person or persons of established reputation and known ability in the practices as provided for in this act for the purpose of examinations inspections and investigations of any or all persons firms or corporations affected by this act Such aid shall not be connected with any school or college teaching any of the occupations under this act Any person called upon by the Board to aid it as provided herein shall receive for his or here services not more than ten dollars ($10.00) for each day employed in the actual discharge of his or her official duties and his or her actual and necessary expenses incurred

Section 18 When Board May Dispense With Examinations The Board may dispense with examinations of applicants as provided in this act provided that such applicant has compliled with the requirements of another State territory the District of Columbia or foreign county state or province wherein the requirements of the State of egistration are substantially equivalent to the requirements then in force in this State

Section 19 Exemptions All persons who have been engaged for a period of one year in the continuous practice of any of the practices of the classified occupations named in this act prior to the passage of this act or have been engaged for a period of one year in teaching any of the branches of study of the classified occupations enumerated herein prior to the passage of this act shall be entitled to a certificate to practice or to teach in a duly registered school or college without an examination or any person who prior to the passage of this act was studying any of the classified occupations shall be credited with the time of hours spent in the study of the classified occupations provided that application for such certificate or credit is filed within sixty (60) days after this act becomes effective and upon payment of the fees as provided herein

Section 20 Powers and Duties of the Board

1 The said Board created by this Act shall have power to revoke and suspend certificates provided for in this Act upon proof of violation of the rules and regulations established by the said Board governing the classified practices under this act

2 The Board may refuse to grant a certificate to a person guilty of fraud in passing the examination or at any time guilty of felony or gross immortality grossly unprofessional or dishonest conduct or to one addicted to liquor or the drug habit to such a degree as to render him or her unfit to practice in any of theoccupations classified under this act or to one who advertises by means of false or deceptive statements knowing the same to be false or deceptive or for the failure to display the certificates as provided in this act

3 The said Board shall have the power to require the attendance of witnesses and the production of such books records and papers as it may desire at any hearing of any matter which the Board has authority to investigate and for that purpose it may require the Secretary of the Board to issue a subpoena for any witness or a subpoena duces tecum to compel the production of any books records or papers directed to the sheriff of the county where such witness resides or is found which shall be served and returned in the same manner as a subpoena in a criminal case is served and returned The fees and mileage of the sheriff and witnesses shall be the same as that allowed in the Common Pleas Court in criminal cases Fees and mileage shall be paid from the fund in the State Treasury for the use of the Board in the same manner as other expenses of the said Board are paid

Section 21 The said Board shall with the approval of the State Board of Health prescribe such sanitary rules as it may deem necessary with particular reference to the precautions necessary to prevent the creating and spreading of of infectious and contagious diseases

Section 22 A Hearing May Be Held By Any Two Members Any investigation inquiry or hearing which the said Board is empowered by law to hold or undertake may be held or undertaken by or before any two members of the said Board and the finding or order of such members of said Board shall be deemed to be the finding or order of the Board when approved and confirmed by it

Section 23 Appeal From Actions of the Board An appeal may be taken from the actions of the said Board refusing to grant or suspending or revoking a certificate for the causes mentioned in the preceding section to the Common Pleas Court of the County in which the person who has been refused a certificate or whose certificate has been suspended or revoked resides The judgment of the Common Pleas Court may be reviewed by a Court of Appeals upon proceedings in error

Section 24 The fees for examination and certificate as provided in this act shall be paid in advance to the Treasurer of the Board and by him paid into the State Treasury to the credit of a fund for the use of the said Board On failure to pass an examination the fees shall not be returned to the applicant but within one year after such failure he or she may present himself or herself and be again examined without the payment of an additional fee

Section 25 To Whom Provisions of This Act Shall not Apply Nothing in this act shall prohibit service in case of emergency or domestic administration without compensations nor services by persons authorized under the laws of this State to practice medicine surgery dentistry or chiropody nor services by barbers lawfully carrying on their particular profession or business under any valid existing act of this State regulatory thereof

Section 26 Display of Certificates Every holder of a certificate granted by the said Board as provided in this act shall display it in a conspicuous place in his or her principal office place of business or employment

Section 27 Renewal of Certificates Every holder of a certificate issued by the Board as provided in this act who continues in active practice of occupations or teaching of branches shall annually on or before the first day of December renew his or her certificate and pay the renewal fee A certificate which has not been renewed during the month of November in any year shall expire on the thirty-first day of December in that year The holder of the expired certificate may have the certificate renewed upon the payment of the required renewal fee and satisfactory proof of his or her qualifications to resume practice occupation or teaching

Section 28 Duration of Certificates Renewal Fees No certificate shall be issued for a period longer than one year All certificates shall expire on the thirty-first day of December next succeeding unless renewed for the next year as herein provided and upon the payment of the following fees for renewals For renewal of certificate for operator five dollars ($5.00) renewal of certificate for instructor five dollars ($5.00)

Section 29 Penalties Any Person who shall practice any of the occupations teach maintain a school or act in any capacity wherein a certificate is required without a certificate as provided for in this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceding one hundred dollars ($100.00) or to undergo an imprisonment for a period not exceeding ninety (90) days or both All fines and penalties shall be paid into the Treasury of the Board within ten (10) days after payment thereof and shall inure to the benefit of said Board

Section 30 The term "said Board" as used in this act shall mean the Board of Hairdressers Cosmeticians Cosmetologists and Dermatrichologists as created by this act

Section 31 This act shall take effect the first day of January one thousand nine hundred and seventy-six

Section 32 All acts or parts of acts inconsistent herewith are hereby repealed

On the question,

Will the House agree to the bill on third reading?

## BILL RECOMMITTED.

Mlss GRIMES. Mr. Speaker, I move that House Bill No. 696, file folio 1347, be recommitted to the Committee on Public Health and Sanitation for the purpose of amendment.

Mr. BURKE. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILL ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 504, (Senate Bill No. 17), entitled:

An Act to amend paragraph one of section eight of an act approved the twenty-fourth day of June one thousand eight hundred and ninety-five (Pamphlet Laws two hundred and twelve) entitled "An act to establish an intermediate court of appeal regulating its constitution officers jurisdiction powers practice and its relation to the Supreme Court and other courts providing for the reports of its decisions the compensation of the judges and other officers and the practice and costs on appeals from its judgments" eliminating the exception prohibiting said court from enforcing any short or hour list

On the question,

Will the House agree to the bill on third reading?

## BILL POSTPONED.

Mr. EDMONDS. Mr. Speaker, at the request of my colleague from Delaware, Mr. Alexander, I move that this bill be placed on the postponed calendar, so that there may be a day or two for examination.

Mr. ALEXANDER. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILL ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 618, (Senate Bill No. 1), entitled:

An Act authorizing the issue and sale of bonds to the amount of fifty millions of dollars by the Commonwealth of Pennsylvania defining the powers and duties of the Governor the Auditor General and the State Treasurer in relation thereto making an appropriation of the proceeds of such bonds for the purpose of improving and rebuilding the highways of the Commonwealth providing for the payment of the interest on and the redemption of such bonds by the Board of Finance and Revenue and for the sale registration of said bonds and making an appropriation to carry out the provisions of this act

On the question,

Will the House agree to the bill on third reading?

Mr. HESS. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk then read the amendments as follows:

Amend page 3, line 29 by striking out the word [said] and inserting in lieu thereof the words, "entire amount of."

Amend page 3, line 29 by inserting after the word "bonds" the words, "authorized by this act."

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there any objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 725, (Senate Bill No. 230), entitled

An Act to ratify and adopt a compact negotiated by Commissioners designated by the Governor under a law of the Commonwealth of Pennsylvania with Commissioners duly authorized thereto by the States of New York and New Jersey for the regularization of the flow of the Delaware River the conservation of the water resources of the Delaware Basin the apportionment thereof among the said States for domestic and municipal supply and the utilization thereof for power and other beneficial uses

On the question,

Will the House agree to the bill on third reading?

Mr. STERLING. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk then read the amendments as follows:

Amend the title by inserting after the word "adopt" in line 1 thereof the words, "subject to certain exceptions."

Amend Page 34, Line 4 by adding at the end thereof the following:

except that, (a) any state may by appropriate legislation change the designation and appointment and or the manner of designation and appointment of its members on the Commission provided for in Article XX of the compact, and, except that (b) nothing contained in Article XVII of the compact shall be construed as enlarging any existing vested right or as creating any new vested right or as reviving any claim of right which may have lapsed by forfeiture or by non-user and, except that (c) nothing contained in Article XVII of the compact shall be construed as in any manner limiting the exercise of the right of condemnation not in conflict with the order of preference set forth in Article III as such right now exists or may hereafter be granted in any state, and except that (d) paragraph (c) of Article VIII of the compact shall read in its entirety as follows: Approval of the Commission shall be secured for every project which involves the removal or diversion of more than two million gallons of water per day from the channel of the Delaware River.

Section 2. This act shall take effect immediately.

Amend Page 5, line 10 by striking out the brackets around the word "develop"

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there any objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the Hoeuse.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 292, entitled:

A Supplement to an act, approved the twenty-third day of June, one thousand nine hundred eleven, (P. L. 1123), entitled, "An act establishing in each county a board of viewers; prescribing their duties; providing for their appointment as viewers, road juries, juries of view, and commissioners to view land; and providing for the charges upon the respective counties in the matter of salaries, costs, and expenses, thereof," as the same was amended and supplemented by subsequent acts, by providing for the compensation to be paid to the members of the board of viewers in counties of the third, fourth, fifth, sixth, seventh and eighth class.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—90.

| | | | |
|---|---|---|---|
| Adam, | Ede, | Jones, | Raymond, |
| Alexander, | Emhardt, | Leidich, | Reader, |
| Allman, | Evans, B. P., | Ludlow, | Rhodes, |
| Armstrong, | Evans, F. D., | Lukehart, | Rieder, |
| Aston, | Flynn, | Marshall, | Royle, |
| Bell, F. A. | Fratt, | Martz, | Sautter, |
| Bell, W. T. | Frye, | Mathay, | Schilling, |
| Berkheiser, | Gilchrist, | McBride, | Schwartz, |
| Bickett, | Goehring, | McCaig, | Shaffer, |
| Blumberg, | Goodnough, | Metzinger, | Smith, H. J., |
| Bray, | Goss, | Miller, H. A., | Stadtlander, |
| Brown, E., | Griffith, | Moffatt, | Sterling, |
| Brown, E. P., | Haas, | Morrison, | Storb, |
| Brown, T. J., | Haines, | Neely, | Strayer, |
| Burke, | Hall, | Nicholson, | Thomas, M. G., |
| Bush, | Hart, | Nolte, | Trescher, |
| Canon, | Heffran, | North, | Weamer, |
| Colville, | Henderson, | Orr, | Welty, |
| Craig, | Hess, | Patterson, B.H., | Wettach, |
| Critchfield, | Holcombe, | Peelor, | Wheeler, |
| Cross, | Holtzman, | Phillips, | Wood, W. P., |
| Dengler, | Horn, | Pitts, | Bluett, |
| Dilsheimer, | Irvin, | Powell, | Speaker. |

NAYS—38.

| | | | |
|---|---|---|---|
| Bagshaw, | Flinchbaugh, | MacMillan, | Shambach, |
| Bartley, | Gelnett, | McClure, J. F., | Sheffer, |
| Behney, | Hantz, | McDermott, | Stock, |
| Bidelspacher, | Harer, | Memolo, | Talbot, |
| Brewster, | Holmes, | Metzger, | Turner, |
| DeFrehn, | Hoover, | Moore, | Wells, |
| Diehm, | Huber, | Posey, | Wright, |
| Donnell, | Lauver, | Pryor, | |
| Earley, | Little, J. T., | Sarig, | |
| Edmonds, | Lotz, | Schoener, | |

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 453, entitled:

An Act authorizing the Department of Property and Supplies under certain conditions to exchange unserviceable personal property of this Commonwealth for or on account of the purchase price of new personal property required by the Commonwealth

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED.

Mr. ALEXANDER. Mr. Speaker, I move that this bill be placed on the postponed calender, so that we may have a chance to make an investigation.

Mr. TALBOT. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 443, entitled

An Act providing that the cost of moving the household effects and families of certain State employes from one place of residence to another place of residence shall under certain circumstances be deemed expenses actually incurred in the performance of the public duties of such employes

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ALEXANDER. Mr. Speaker, I desire to interrogate the sponsor of this bill.

The SPEAKER. Will the gentleman from Cameron, Mr. Goodnough, permit himself to be interrogated?

Mr. GOODNOUGH. With pleasure, Mr. Speaker.

Mr. ALEXANDER. Mr. Speaker, I desire to ask the gentleman from Cameron what the purpose of this bill is.

Mr. GOODNOUGH. Mr. Speaker and members of the House, the bill is very short and must be self explanatory. If an employee of the State has been in the service of the State for one year or longer, as I recall it,—I do not have the file before me now.

Mr. ALEXANDER. File 1257.

Mr. GOODNOUGH. If the employee has been with the State for more than one year and is ordered by the head of

his department to remove from one county to another and at a distance of twenty-five miles, the usual expenses of such moving shall be borne by his department, or in other words, paid by the State.

Mr. ALEXANDER. In other words, if an employee of the highway department was working for some time, we will say, in Delaware County, and they changed him from there up into Erie County, the State would pay his moving expenses.

Mr. GOODNOUGH. In the event he had been employed by the State for one year or longer.

Mr. ALEXANDER. One year is not very long for an employment. On the other hand if a state police were moved from one part of the State to another having been in the employ for a year, they might be moved every month under this act of Assembly they could pay the expenses of moving the State Police.

Mr. GOODNOUGH. My understanding would be that this would apply only in the event that the domicile of the employee was changed, and would not apply to a State policeman.

Mr. ALEXANDER. Mr. Speaker and members of the House, this may be in line with strict economy. The word, "economy" as practiced in some lines, and my understanding of "economy" has been very twisted in the last few years and I have come to the conclusion "economy" means spend all you can get. If you don't spend more than you can get why you are economical. That seems to be the term. I don't know of any other place where an employee is changed from one county to another that they pay that employee's moving expenses. From my experience, and I dare say that the members of this House have had the same experience, on your list at home you have a roll of maybe anywhere from ten to fifty. I think I have about fifty, very excellent men, men who will do just as good service as some of the men who are at present employed, at least some I have seen working on the highways in our county every day, and are very anxious to be employed. There is no doubt in my mind that they would not put in their contract or proposition that they must be moved if they happen to be changed from one place to another. I don't think that this meets with my specifications of economy, and therefore, not meeting with those specifications, I certainly will have to vote against it, and I think this House, which is endeavoring to raise all the money it possibly can at the present time should do likewise. It seems to me that this bill is not a proper bill.

Mr. NORTH. Mr. Speaker, I am happy this morning to be able to agree with my friend from Delaware County, Mr. Alexander. I am ready to state to you, sir, and to this House, that I believe if the job is not worth the fellow's paying his own expenses he should jack the job and let the department employ somebody else.

Mr. MILLAR. Mr. Speaker, will the gentleman from Cameron, Mr. Goodnough, permit himself to be interrogated?

The SPEAKER. Will the gentleman from Cameron, Mr. Goodnough, permit himself to be interrogated?

Mr. GOODNOUGH. With pleasure, Mr. Speaker.

Mr. MILLAR. Mr. Goodnough, if the distance that an employee moved from one county to another was, we will say, one mile, would he be paid for that moving?

Mr. GOODNOUGH. Not less than twenty-five miles, as is provided by the bill.

Mr. MILLAR. Is not that qualification confined only within a county?

Mr. GOODNOUGH. I think so, yes. It must be from one county to another and a distance of not less than twenty-five miles.

Mr. MILLAR. Would this qualification on the distance apply to moving from one county to another or only to a moving within a county.

Mr. GOODNOUGH. My understanding, Mr. Speaker, is that it applies to both, that the change must be from one county to another and also a distance of twenty-five miles or more. If, however, there is any ambiguity in this part of the bill I should be glad to have the bill re-referred to committee for amendment, or placed upon the postponed calendar.

Mr. MILLAR. Then, Mr. Goodnough, would it not be better, and would the whole purpose not be better expressed if you said that the State would pay for moving a man anywhere within the State provided he would move more than twenty-five miles?

## RECONSIDERATION OF VOTE.

Mr. GOODNOUGH. The proposition of the gentleman from Philadelphia seems to me to be a reasonable one. I think perhaps that would be in order, and for that purpose I move that the vote by which this bill passed third reading be reconsidered.

Mr. GOEHRING. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILL RECOMMITTED.

Mr. GOODNOUGH. Mr. Speaker, I move that House Bill No. 443, file folio 1257, be recommitted to the Committee on Accounts, for the purpose of amendment.

Mr. GOEHRING. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 456, entitled:

An Act to amend section two of the act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred forty-four) entitled "An act relating to salaries compensation bonds offices and supplies of certain county officers their deputies and clerks in counties of the sixth class"

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—167.

| | | | |
|---|---|---|---|
| Adam, | Goehring, | Marcus, | Royle, |
| Alexander, | Goodnough, | Marshall, | Sarig, |
| Behney, | Goss, | Mathay, | Sautter, |
| Bell, W. T. | Greeby, | McBride, | Schilling, |
| Bickett, | Greenstein, | McCaig, | Schoener, |
| Bidelspacher, | Griffith, | McCann, | Schwartz, |
| Blumberg, | Grimes, | McClure J. F., | Shaffer, |
| Bray, | Guerin, | McClure, J. H., | Shambach, |
| Brewster, | Haines, | McDaniel, | Smith, G. A., |
| Bromley, | Hall, | McDermott, | Smith, H. J., |
| Brown, T. J., | Hantz, | McGowan, | Sowers, |
| Burchinal, | Harding, | McKim, | Speer, |
| Bush, | Harer, | McLaughlin, | Spencer, |
| Canon, | Haws, | Memolo, | Stadtlander, |
| Colville, | Heffernan, | Metzger, | Stark, |
| Craig, | Heffran, | Metzinger, | Staudenmeier, |
| Critchfield, | Henderson, | Millar, | Stavitski, |

| | | | |
|---|---|---|---|
| Cross, | Hess, | Miller, C., | Sterling, |
| Davies, | Himes, | Miller, H. A., | Stock, |
| Davis, | Holcombe, | Moffatt, | Storb, |
| DeFrehn, | Holtzman, | Moore, | Storer, |
| Deibler, | Hoover, | Morrison, | Strayer, |
| Derby, | Horn, | Munley, | Talbot, |
| Diehm, | Howe, | Myers, | Thomas, M. G., |
| Dilsheimer, | Huber, | Neely, | Toepfer, |
| Donnell, | Irvin, | Nicholson, | Towner, |
| Drinkhouse, | Jones, | Nolte, | Trescher, |
| Drumbor, | Kelly, | North, | Turner, |
| Duddy, | Labar, | Parkinson, | Voltz, |
| Eaches, | Lafferty, | Patterson, B.H., | Watson, |
| Earley, | Lauver, | Patterson, F.W., | Weamer, |
| Ede, | Leidich, | Patterson, M., | Wells, |
| Edmonds, | Little, H. A., | Perry, | Welty, |
| Emhardt, | Lockhart, | Phillips, | Wettach, |
| Evans, B. P., | Long, | Pitts, | Wheeler, |
| Evans, F. D., | Lotz, | Posey, | Witherspoon, |
| Fockler, | Lucas, | Powell, | Witkin, |
| Fratt, | Ludlow, | Prosser, | Wood, N., |
| Frye, | Lukehart, | Pryor, | Wood, W. P., |
| Fuller, | Lynch, | Raymond, | Wright, |
| Gelnett, | Malie, | Reader. | Bluett, |
| Gilchrist, | Mangan, | Rhodes, | Speaker. |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 690, entitled:

An Act fixing the salaries of the county commissioners county controller recorder of deeds and clerk of courts in counties of the third class

On the question,

Will the House agree to the bill on third reading?

## BILL POSTPONED.

Mr. DAVIS. Mr. Speaker, I move that further consideration of this bill be postponed for the present.

Mr. CHRISTIAN MILLER. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 369, entitled:

An Act to amend section two of the act approved the ninth day of March one thousand eight hundred and forty-seven (Pamphlet Laws two hundred and seventy-eight) entitled "An act in relation to the sales of unseated lands in the several counties of this Commonwealth"

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows, viz:

YEAS—159.

| | | | |
|---|---|---|---|
| Adam, | Fiynn, | Mangan, | Schilling, |
| Alexander, | Fockler, | Marcus, | Schoener, |
| Anderson, | Fratt, | Martz, | Schwartz, |
| Armstrong, | Frye, | McBride, | Scott, |
| Aston, | Gelnett, | McCann, | Shaffer, |
| Bagshaw, | Goehring, | McClure, J. H., | Shambach, |
| Bartley, | Goodnough, | McDaniel, | Sheffer, |
| Bell, F. A. | Goss, | McDermott, | Smith, H. J., |
| Bentley. | Greeby, | McKim, | Sowers, |
| Bickett, | Greenstein, | Memolo, | Speer, |
| Blair, | Griffith, | Metzinger, | Spencer, |
| Bray, | Grimes, | Millar, | Stadtlander, |
| Brewster, | Guerin, | Miller, C., | Stark, |
| Bromley, | Haas, | Miller, H. A., | Staudenmeier, |
| Brown, E., | Haines, | Moffatt, | Stavitski, |
| Brown, T. J., | Hall, | Moore, | Stock, |
| Burke, | Hantz, | Morrison, | Storer, |
| Bush, | Harding, | Munley, | Strayer, |
| Calhoun, | Harer, | Myers, | Talbot, |
| Canon, | Haws, | Neely, | Thomas, M. G., |
| Colville, | Heffran, | Nicholson, | Toepfer, |
| Craig, | Henderson, | Nolte, | Towner, |
| Cross, | Himes, | North, | Trescher, |
| Davies, | Holcombe, | Parkinson, | Turner, |
| Davis, | Holtzman, | Patterson, B.H., | Voltz, |
| Deibler, | Hoover, | Patterson, F.W., | Washington, |
| Dengler, | Howe, | Patterson, M., | Watson, |
| Derby, | Huber, | Peelor, | Weamer, |
| Diehm, | Irvin, | Perry, | Wells, |
| Dilsheimer, | Jones, | Phillips, | Welty, |
| Donnell, | Kelly, | Pitts, | Wettach, |
| Drinkhouse, | Lafferty, | Posey, | Wheeler, |
| Drumbor, | Lauver, | Powell, | Whitehouse, |
| Duddy, | Leidich, | Pryor, | Witkin, |
| Earley, | Little, J. T., | Raymond, | Wood, N., |
| Ede, | Long, | Reader, | Wood, W. P., |
| Edmonds, | Lucas, | Rhodes, | Wright, |
| Evans, B. P., | Ludlow, | Rieder, | Bluett, |
| Evans, F. D., | Lynch, | Royle, | Speaker. |
| Flinchbaugh, | MacMillan, | Sautter, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 680, (Senate Bill No. 32), entitled:

An Act to amend section six hundred and three of an act, approved the seventeenth day of May, nineteen hundred and twenty-one (Pamphlet Laws, six hundred and eighty-two), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," as amended, providing for the investment of the surplus of domestic stock casualty insurance companies.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. PEELOR. Mr. Speaker, in the examination of this bill I notice on page 143 this language "the current market value of such security at the time of any loan thereon shall be at least fifteen percentum or more than the sum loaned thereon." In making a loan investment of that kind, I was wondering whether or not fifteen percent, a minimum of fifteen percent, was not too low? I would not think of loaning money of any client on a security that was only fifteen percent better than the amount loaned. An organization or corporation for the purpose of taking care of the property, as the fire insurance company does, has a surplus there, but it looks to me as though the amount secured at the time of the investment should be greater than fifteen percent. I only rise to make that suggestion at this particular time to those whose duty it is to vote on it, so they can see whether or not they would care to loan their own money at a security of only fifteen percent better

than the investment. I myself would not care to do it, nor would I allow any one of my clients to make an investment such as that without first explaining it to him.

Mr. EDMONDS. Mr. Speaker, as I read this bill, the fifteen percent that Mr. Peelor refers to is the existing law, and the proposed amendment in the bill does not relate to that portion of it. I may be wrong in my reading of the bill, and if I am I would be very glad to have someone better informed than myself tell me.

Mr. ALEXANDER. Mr. Speaker, I desire to interrogate the gentleman from Indiana.

The SPEAKER. Will the gentleman from Indiana, Mr. Peelor, permit himself to be interrogated?

Mr. PEELOR. I will, Mr. Speaker.

Mr. ALEXANDER. Isn't the only change that is proposed in this bill found in lines 16 and 17 on page 4?

Mr. PEELOR. Mr. Speaker, I had not gone any further than where I raised the question. I see and understand the situation, but I have not gone that far. I do think that the act should never have been passed in the beginning, that is the trouble; that was done some time ago without our aid.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—162

| | | | |
|---|---|---|---|
| Adam, | Edmonds, | Lukehart, | Raymond, |
| Alexander, | Emhardt, | Lynch, | Reader, |
| Armstrong, | Evans, F. D., | MacMillan, | Rhodes, |
| Aston, | Finchbaugh, | Mangan, | Rieder, |
| Bagshaw, | Flynn, | Marcus, | Sarig, |
| Baldi, | Fockler, | Marshall, | Sautter, |
| Behney, | Fratt, | Mathay, | Schilling, |
| Bell, F. A. | Frye, | McBride, | Schoener, |
| Bell, W. T. | Gilchrist, | McCaig, | Schwartz, |
| Bentley. | Goehring, | McCann, | Shaffer, |
| Berkheiser, | Goodnough, | McClure, J. F., | Shambach, |
| Bickett, | Goss, | McClure, J. H., | Smith, G. A., |
| Blumberg, | Greeby, | McDaniel, | Smith, H. J., |
| Bray, | Greenstein, | McDermott, | Sowers, |
| Brewster, | Grimes, | McKim, | Speer, |
| Bromley, | Guerin, | McLaughlin, | Stadtlander, |
| Brown, E., | Haas, | Memolo, | Stark, |
| Brown, E. P., | Hall, | Metzger, | Staudenmeier, |
| Brown, T. J., | Hantz, | Metzinger, | Sterling, |
| Burchinal, | Harer, | Millar, | Stock, |
| Bush, | Hart, | Miller, C., | Storb, |
| Calhoun, | Heffernan, | Miller, H. A., | Strayer, |
| Canon, | Heffran, | Moffatt, | Talbot, |
| Conner, | Hess, | Moore, | Thomas, M. G., |
| Craig, | Himes, | Morrison, | Trescher, |
| Critchfield, | Holmes, | Munley, | Turner, |
| Cross, | Holtzman, | Myers, | Voltz, |
| Davies, | Horn, | Nicholson, | Watson, |
| Davis, | Howe, | Nolte, | Weamer, |
| DeFrehn, | Huber, | North, | Wells, |
| Deibler, | Irvin, | Orr, | Welty, |
| Derby, | Jones, | Parkinson, | Wheeler, |
| Diehm, | Kelly, | Patterson, B.H., | Whitehouse, |
| Dietz, | Labar, | Patterson, F.W., | Williams, |
| Dilsheimer, | Lafferty, | Patterson, M., | Witkin, |
| Donnell, | Lauver, | Pennock, | Wood, N., |
| Drinkhouse, | Little, H. A., | Perry, | Wood, W. P., |
| Drumbor, | Little, J. T., | Phillips, | Wright, |
| Duddy, | Lockhart, | Pitts, | Bluett, |
| Eaches, | Long, | Powell, | Speaker. |
| Earley, | Lucas, | Prosser, | |
| Ede, | Ludlow, | Pryor, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 684, (Senate Bill No. 189), entitled

A Joint Resolution proposing an amendment to section twelve of article three of the Constitution of Pennsylvania.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—151

| | | | |
|---|---|---|---|
| Adam, | Fuller, | McCann, | Schoener, |
| Allman, | Gelnett, | McClure, J. F., | Schwartz, |
| Anderson, | Gilchrist, | McClure, J. H., | Scott, |
| Aston, | Griffith, | McDermott, | Shambach, |
| Bagshaw, | Grimes, | McKim, | Sheffer, |
| Baldi, | Guerin, | McLaughlin, | Smith, G. A., |
| Behney, | Haas, | Memolo, | Smith, H. J., |
| Bell, F. A. | Hall, | Metzger, | Sowers, |
| Bell, W. T. | Hantz, | Metzinger, | Spencer, |
| Bentley. | Harding, | Millar, | Stadtlander, |
| Berkheiser, | Harer, | Miller, C., | Stark, |
| Blumberg, | Haws, | Miller, H. A., | Staudenmeier, |
| Bray, | Heffernan, | Moffatt, | Stavitski, |
| Brewster, | Heffran, | Morrison, | Sterling, |
| Brown, E., | Henderson, | Muldowney, | Stock, |
| Brown, E. P., | Hess, | Munley, | Storb, |
| Brown, T. J., | Himes, | Myers, | Storer, |
| Bush, | Holmes, | Neely, | Talbot, |
| Calhoun, | Holtzman, | Nicholson, | Thomas, M. G., |
| Colville, | Hoover, | Nolte, | Toepfer, |
| Conner, | Horn, | North, | Trescher, |
| Davis, | Huber, | Parkinson, | Turner, |
| DeFrehn, | Irvin, | Patterson, B.H., | Voltz, |
| Derby, | Kelly, | Patterson, F.W., | Washington, |
| Diehm, | Leidich, | Patterson, M., | Weamer, |
| Dilsheimer, | Little, H. A., | Perry, | Wells, |
| Donnell, | Little, J. T., | Phillips, | Welty, |
| Drinkhouse, | Lockhart, | Pitts, | Wheeler, |
| Drumbor, | Lotz, | Posey, | Whitehouse, |
| Eaches, | Lucas, | Prosser, | Witherspoon, |
| Earley, | Ludlow, | Pryor, | Witkin, |
| Ede, | Lukehart, | Raymond, | Wood, N., |
| Edmonds, | Lynch, | Reader, | Wood, W. P., |
| Emhardt, | MacMillan, | Rhodes, | Wright, |
| Evans, B. P., | Mangan, | Rieder, | Bluett, |
| Flynn, | Martz, | Royle, | Speaker. |
| Fockler, | McBride, | Sautter, | |
| Frye, | McCaig, | Schilling, | |

NAYS—3

| | | |
|---|---|---|
| Bickett, | Critchfield, | Davies, |

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 685, (Senate Bill No. 196), entitled

An Act ratifying and confirming the action of the Department of Welfare in classifying the Wernersville State Hospital as a hospital for the care and treatment of the indigent insane

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—157.

| | | | |
|---|---|---|---|
| Adam, | Evans, B. P., | Lucas, | Sarig, |
| Allman, | Evans, F. D., | Ludlow, | Schilling, |
| Anderson, | Flinchbaugh, | Lukehart, | Schoener, |
| Armstrong. | Flynn, | Lynch, | Schwartz, |
| Aston, | Fockler, | Malie, | Scott, |
| Bagshaw, | Frye, | Marcus, | Shaffer, |
| Baldi, | Fuller, | Marshall, | Sheffer, |
| Behney, | Gelnett, | Mathay, | Smith, G. A., |
| Bell, F. A. | Gilchrist, | McCaig, | Smith, H. J., |
| Bell, W. T., | Goehring, | McClure, J. F., | Soffel, |
| Bentley. | Goss, | McClure, J. H., | Sowers, |
| Berkheiser, | Greeby, | McDaniel, | Spencer, |
| Bickett, | Greenstein, | McGowan, | Stadtlander, |
| Bray, | Griffith, | McKim, | Stark, |
| Brewster, | Grimes, | McLaughlin, | Staudenmeier, |
| Bromley, | Guerin, | Memolo, | Sterling, |
| Brown, E., | Haas, | Metzinger, | Stock, |
| Brown, E. P., | Haines, | Millar, | Storb, |
| Brown, T. J., | Hall, | Miller, C., | Strayer, |
| Burke, | Hantz, | Miller, H. A., | Talbot, |
| Bush, | Harding, | Moore, | Thomas, L. D., |
| Calhoun, | Harer, | Morrison, | Thomas, M. G., |
| Colville, | Haws, | Muldowney, | Towner, |
| Conner, | Heffran, | Munley, | Trescher, |
| Craig, | Henderson, | Myers, | Voltz, |
| Critchfield, | Hess, | Neely, | Washington, |
| Davies, | Holcombe, | Nicholson, | Watson, |
| Davis, | Holmes, | Nolte, | Weamer, |
| Deibler, | Hoover, | North, | Wells, |
| Dengler, | Horn, | Parkinson, | Welty, |
| Derby, | Huber, | Patterson, F.W., | Wettach, |
| Diehm, | Irvin, | Peelor, | Wheeler, |
| Dietz, | Jones, | Phillips, | Whitehouse, |
| Donnell, | Kelly, | Posey, | Witkin, |
| Drumbor, | Lafferty, | Prosser, | Wood, W. P., |
| Duddy, | Lauver, | Pryor, | Wright, |
| Eaches, | Little, H. A., | Raymond, | Bluett, |
| Ede, | Little, J. T., | Reader, | Speaker. |
| Edmonds, | Lockhart, | Rieder, | |
| Emhardt, | Long, | Royle, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk return the same to the Senate with information that the House has passed it without amendment.

## BILLS ON FIRST READING.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 731, entitled:

An Act to amend section seven hundred and sixteen of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto"

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 459, entitled:

An Act to repeal the act approved the eleventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred seventy-nine) entitled an act "Imposing a State tax on anthracite coal providing for the assessment and collection thereof and providing penalties for the violation of this act"

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

## BILL RECOMMITTED.

Mr. STERLING. Mr. Speaker, I move that House Bill No. 459, file folio 1603, the bill just read, be recommitted to the Committee on Ways and Means.

Mr. ARMSTRONG. Mr. Speaker, I second the motion.

On the question,

Will the House agree to the motion?

Mr. STERLING. Mr. Speaker and members of the House, this bill is better known as the Anthracite Coal Repealer. The bill is a very important bill to the House and to the State of Pennsylvania, because it represents approximately twelve to fourteen millions of dollars of revenue. Those men who have sat in this House in previous sessions need not be told of the functions of the Ways and Means Committee, but for the benefit of those men who are here for the first time this session, I want to point out that it is the function of the Ways and Means Committee of this House to pass on all bills which have to do with the revenues of the State of Pennsylvania. This measure, ladies and gentlemen of the House, has never been in the Ways and Means Committee. It was referred originally to the Committee on Mines and Mining, and it needs no further observation to show that the work of the Ways and Means Committee, in the progress of this House, cannot go on in an orderly manner unless the Ways and Means Committee be given an opportunity to pass on all revenue measures and more especially revenue measures that represent figures as large as this bill would represent to the State of Pennsylvania. I take it that every member of this House desires every piece of legislation to have fair consideration. I take it that every member of this House is in accord with the House organization, that is to say, that legislation of a given subject should be considered by the committee officially constituted to consider that kind of legislation. At the present time the appropriation committee is at work diligently to develop a program of appropriations. The Ways and Means Committee has been working diligently but quietly on the perspective revenues of this State for the present biennium. Certainly we all know that if the business of the House is to go on in an orderly way, the revenues must hook into and dovetail into the appropriations, and it is obvious, it seems to me to all of you that before this bill should be presented to the House for its consideration, the Ways and Means Committee, whose duty it is to consider the effect of the measure, should be given an opportunity to be heard.

Gentlemen, I ask you for these reasons, all of which seem to me to be sound and logical, that you consider this motion and vote favorably for the re-reference of the measure to the Committee on Ways and Means so that it may have an opportunity to place it in the picture of the revenues of this State for the present biennium and to give the House the benefit of the judgment of that committee.

Mr. CHRISTIAN MILLER. Mr. Speaker and members of the House, I feel that I would be betraying the trust of my costitutents if I did not arise in opposition to referring this bill back to the Committee on Ways and Means. As the member from Philadelphia said, it never was referred to this Committee before. In both instances it was referred to the Committee on Mines and Mining which was satisfactory in 1921 and which was satisfactory in 1923. Today, apparently, it is not satisfactory. There is an object in view. Now, then, in 1921, when this tax was imposed on the anthracite it was merely an emergency tax. All right, the anthracite people were satisfied to bear the burden for two years. In 1923 we came back here again ex-

pecting, understand, to have this bill repealed and did have it repealed as far as the House was concerned, but through the Governor telling us, understand, that he would not have sufficient revenue for the next biennium and if we would leave it go for the next two years, he would consider this bill favorably. Now, we are here today expecting action on it. It is to be railroaded, is it? I seriously object and maybe before this session will be over there might be some people glad if they had left it go on.

Mr. ARMSTRONG. Mr. Speaker and members of the House, my action in seconding this motion was for the very reason that that gentleman from Philadelphia, Mr. Sterling, has so ably explained. It is a revenue measure, and I think properly belongs in the Ways and Means Committee. Therefore, I hope the action of the House on this motion will be favorable

Mr. McCAIG. Mr. Speaker, if my memory serves me right, this bill was referred to the Ways and Means Committee and considered there during the last session, and it was reported from that committee to the House. I am willing to stand corrected if that is not true. I would also admonish you and advise that this bill be re-referred to the Ways and Means Committee, because the Appropriation Committee has been searching everywhere and aiding the Ways and Means Committee to secure enough money for these needed appropriations which each and every one of you are interested in. I therefore, Mr. Speaker and members of the House, feel that this is the proper procedure and that the bill should be voted back into the Ways and Means Committee.

On the question recurring,

Will the House agree to the motion?

It was agreed to.

## BILLS ON FIRST READING.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 339, entitled:

An Act to amend part of section six of an act approved the thirty-first day of May one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and eighty-one) entitled "An act providing for the appointment of boards of examiners to examine applicants for certificates of qualification as mine foreman assistant mine foreman and fire bosses in the bituminous coal mines of this Commonwealth prescribing the qualifications defining the powers and duties and fixing the compensation of such examiners authorizing the Chief of the Department of Mines to determine the district in which boards of examiners shall hold examinations and to designate the boards before whom applicants in the various inspection districts shall appear providing for the issuance of certificates of qualification to successful applicants fixing the fees to be paid by applicants and providing for their disposition forbidding the employment of unqualified persons as mine foremen assistant mine foremen and fire bosses providing a penalty for forging or making false statements regarding certificates" by providing for a change in the qualifications of applicants for mine foremen's assistant mine foremen's and fire bosses' certificates.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 570, entitled:

An Act to further amend part of section two of the act aprpoved the seventeenth day of June one thousand nine hundred and fifteen (Pamphlet Laws one thousand twelve) entitled "An act regulating the business of loaning money in sums of three hundred ($300) dollars or less either with or without security to individuals pressed by lack of funds to meet immediate necessities fixing the rates of interest and charges therefor requiring the licensing of lenders and and prescribing penalties for the violation of this act" by changing the rate of interest chargeable

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 98, entitled:

An Act to amend section thirty-six of an act approved the thirtieth day of June one thousand nine hundred and nineteen (Pamphlet Laws six hundred seventy-eight) entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by or trailing after motor vehicles requiring the registration of the same and the licensing of all operators thereof providing the fees therefor and the disposition of such fees prohibiting the unauthorized use of and tampering with motor vehicles limiting and defining the powers of cities boroughs incorporated towns townships and counties as to the regulation of the use and equipment of motor vehicles and the taxing registration or licensing thereof imposing certain duties on the State Highway Commissioner and on proprietors of public garages providing procedure and penalties for violations thereof and the disposition of fines collected and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle" as amended by extending the jurisdiction of magistrates in civil actions

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 383, entitled:

An Act fixing the salaries of the fire marshals and the deputies and assistant fire marshals providing for their office office supplies and clerical assistance and providing for the appointment and compensation of a solicitor in counties wherein the office of fire marshal has been established under existing laws

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 715, entitled:

An Act to amend section two of the act approved the eighth day of May one thousand nine hundred and one (Pamphlet Laws one hundred forty-two) entitled "An act relative to verdicts and judgments in actions of ejectment and to regulate procedure in such actions" as amended by requiring defendants to file an answer within fifteen days after the declaration is served upon him and authorizing the prothonotary to enter judgment for failure thereof.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 783, entitled:

A Supplement to an act approved the third dav of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred thirty-one) entitled "An act creating regulating and defining the powers of a County Planning Commission and authorizing the creation of a county plan in counties of the second class requiring the county commissioners to furnish to the commission before passage resolutions relating to county improvements to roads lands buildings or means of

communications authorizing the commission to report suggestions to the county commissioners concerning improvements and to appear in court with reference thereto authorizing the making of a county map and plan including territory extending three miles beyond the county limits showing proposed improvements in roads lands buildings and means of communication" requiring certain plans of streets and highways and plans plots and replots of land to be submitted to and approved by the County Planning Commission before recording determining the effect of the approval and disapproval thereof and creating a presumption of law.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 826, entitled:

An Act providing for the enumeration of registered persons in the Commonwealth and the publication of a tabulation thereof by the Secretary of the Commonwealth and imposing certain duties upon registrars assessors registry assessors and county commissioners

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 50, entitled:

An Act to amend section one of the act approved the twenty-eighth day of May one thousand nine hundred and seven (Pamphlet Laws two hundred and ninety-two) entitled "An act to provide for the protection of insane persons feeble-minded persons and epileptics and the appointment of a guardian for the said insane persons feeble-minded persons and epileptics unable to care for their own property authorizing the guardian to support the wife and children of the said insane persons feeble-minded persons and epileptics defining the powers of the guardian and authorizing the sale of real estate of the ward"

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 676, entitled:

An Act to fix the salaries of the deputy register clerks and employes in the office of the register of wills of counties of the first class

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 428, entitled:

An Act providing that all county and township bridges on State highway routes shall be taken over by the Commonwealth of Pennsylvania providing for the assumption of contracts by the Commonwealth

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 35, entitled:

An Act relating to search warrants regulating their issuance execution and return prescribing the powers and duties of justices of the peace aldermen and magistrates issuing them and of officers executing them inflicting penalties for unlawfully procuring unlawfully executing and unlawfully resisting the execution of a search warrant

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 126, entitled:

An Act to amend an act approved the thirty-first day of May one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and eighty-six) entitled "An act to amend section one of an act approved the twenty-seventh day of April one thousand nine hundred and eleven (Pamphlet Laws eighty-six) entitled 'An act regulating the compensation of court criers and tipstaves in counties containing more than ninety thousand and less than one hundred and fifty thousand inhabitants providing for the payment of the same by the particular county limiting the number of tipstaves to be appointed and repealing an act of Assembly entitled 'An act to regulate the fees of court criers and tipstaves of the courts in judicial districts containing more than ninety thousand and less than one hundred and fifty thousand inhabitants' approved the twenty-ninth day of April Anno Domini one thousand nine hundred and nine' as amended"

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 12, entitled:

An Act making an appropriation providing for a deficiency in the maintenance of the Glen Mills Schools Glen Mills Delaware County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 294, entitled:

An Act making an appropriation to the Board of Trustees of Coaldale State Hospital

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 482, entitled:

An Act making a deficiency appropriation to the Board of Trustees of Coaldale State Hospital

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 401, entitled:

An Act making a deficiency appropriation to the Board of Trustees of Blossburg State Hospital located at Blossburg Tioga County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 243, entitled:

An Act making an appropriation to the Board of Trustees of Philipsburg State Hospital

And said bill having been read at length the first time Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 495, entitled:

An Act to amend the supplement to an act approved the twenty-first day of May one thousand eight hundred and eighty-nine (Pamphlet Laws two hundred fifty-eight) entitled "A supplement to an act 'to provide for the care and treatment of the indigent insane of the several counties of the Commonwealth in State hospitals for the insane' approved the thirteenth day of June Anno Domini one thousand eight hundred and eighty-three" as amended by fixing the maximum amount for maintenance weekly per capita

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 751, entitled:

An Act authorizing the Governor to appoint a Commission to complete the printing of the report prepared by the Old Age Assistance Commission and making an appropriation

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 388, entitled:

An Act making an appropriation to pay for the deficiency in the care treatment removal and maintenance of the indigent insane for the two years ending May thirty-first one thousand nine hundred and twenty-five

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 406, entitled:

An Act making a deficiency appropriation to the Board of Trustees of Western State Penitentiary

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 17, entitled:

An Act to amend section one of the act approved the twenty-seventh day of March one thousand nine hundred and three (Pamphlet Laws eighty-three) entitled "An act to provide for the payment of the expenses of the maintenance and instruction of children committed to Houses of Refuge which are not exclusively under control jointly by the State and by the counties from which they may be sent and providing a method for determining the amount due and collecting the same from said counties by changing the time of payment by counties"

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 549, entitled:

An Act making a deficiency appropriation to carry into effect the provisions of an act approved the twenty-fifth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand one hundred and ninety-five) entitled "An act for the encouragement of agriculture and the holding of agricultural exhibitions providing State aid for certain agricultural associations and regulating the payment thereof"

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 364, entitled:

An Act to amend section one and section two as amended of an act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred and ninety-eight) entitled "An act to establish a county court for the County of Allegheny and in prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" by fixing the number of judges of said court

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House Proceeded to the first reading and consideration of House Bill No. 660, entitled:

An Act to amend section ten of an act approved the eighth day of June one thousand nine hundred and seven (Pamphlet Laws four hundred eighty-eight) entitled "A supplement to an act entitled 'An act to provide for the better government of cities of the first class in this Commonwealth' approved the first day of June one thousand eight hundred and eighty-five creating a Department of Wharves Docks and Ferries for the improvement regulation and Supervision of the construction extension alteration maintenance and use of wharves piers bulkheads docks slips basins ferries harbors and harbor structures in cities of the first class and providing for the making and enforcement of rules and regulations and fixing certain penalties for violation thereof and providing for the acquisition of property by said cities by purchase and by condemnation for certain purposes" as amended by providing the requirement for a permit for the construction extension or alteration of any bridge wholly within the limits of said cities

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 738, entitled:

An Act to amend section one of the act approved the twentieth day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred and fifty) entitled "An act to amend the first section of an act entitled 'An act to amend the first section of an act entitled "An act increasing the salaries of tipstaves in the courts of any county in this Commonwealth having a population of not less than five hundred thousand" approved the thirtieth day of May Anno Domini one thousand eight hundred and ninety-five by changing the limit of population of such counties and increasing the minimum and maximum limits of said salaries' approved the first day of June one thousand nine hundred and eleven by limiting the provisions of said act to counties of the first class and providing for the salaries of such tipstaves" increasing the salary of said tipstaves

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

## ADJOURNMENT.

Mr. HARRY J. SMITH. Mr. Speaker, I move that the House do now adjourn until Monday, March 2, 1925, at 9:00 o'clock P. M.

The motion was agreed to, and (at 12:43 o'clock P. M.) the House adjourned until Monday, March 2, 1925, at 9:00 o'clock P. M.

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal.

Session 1925 — 126th of the General Assembly

Vol. 8. HARRISBURG, PA., MONDAY, MARCH 2, 1925. No. 18.

## SENATE

MONDAY, March 2nd, 1925.

The Senate met at 9:00 o'clock P. M.

The PRESIDENT PRO TEMPORE (Mr. John G. Homsher) in the Chair.

### PRAYER.

The Chaplain, Rev. Edward S. Ninde, offered the followiug prayer:

Almighty God, at this season of the year the thoughts of men are turning toward Thee in peculiar humility and reverence. It is fitting that it should be so. How easy it is in this busy world of toil and traffic to become utterly absorbed in the things that are round about us, in money-making and pleasure-seeking, in the purely material side of life. We are so apt to forget the spiritual, to forget God, to forget that there is another world and another life far more important than the present. May we give Thee the supreme place in our thoughts, especially during these Lenten days, and may we earnestly strive to bring our lives into conformity with Thy will.

Bless the Senators as they are met here tonight, and guide them in their work. For Christ's sake. Amen.

### JOURNAL APPROVED.

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. SCHANTZ, the further reading was dispensed with, and the Journal was approved.

### PETITIONS.

#### PROTESTING AGAINST MAKING APPROPRIATIONS TO SECTARIAN INSTITUTIONS.

The Chair laid before the Senate petitions from Wego Lodge No. 599, I. O. O. F., Nuremberg Independent Order of Odd Fellows, Washington Camps Nos. 731 and 99, Patriotic Order Sons of America, protesting against making appropriations to sectarian institutions.

Which were referred to the Committee on Appropriations.

### LEAVES OF ABSENCE.

Mr. LESLIE asked and obtained leave of absence for the Senator from Allegheny, Mr. Einstein, on account of illness.

Mr. MANSFIELD asked and obtained leave of absence for the Senator from Allegheny, Mr. Harris.

Mr. KRAUSE asked and obtained leave of absence for the Senator from Philadelphia, Mr. McNichol.

### QUESTION OF PERSONAL PRIVILEGE.

Mr. SCHANTZ. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Lehigh, Mr. Schantz, will state his question of personal privilege.

Mr. SCHANTZ. Mr. President, speaking on behalf of the Committee of the Senate that was appointed in regard to the trip to the Inauguration on Wednesday, it is very important that we know at once how many Senators intend to go on Wednesday morning with the crowd that will leave here. We have arranged for special cars on the train leaving here at 7:00 o'clock on Wednesday morning, which will bring us to Washington at 10:20 in the forenoon. Returning the train will leave Washington at 5:30 in the afternoon, getting us back to Harrisburg at about 9:00 o'clcok. The expense for the round trip, including the Pullman car will be eight dollars and sixty-two cents. There will be provided private cars, including a dining car. We are trying to get as many grandstand seats as possible. We will probably not be able to get grandstand seats for everybody but we ought to know immediately how many Senators intend joining the party.

The PRESIDENT. The Chair is requested to State that the Governor and Mrs. Pinchot invite all members of the enate who are going to Washington to eat luncheon at their residence on Rhode Island Avenue immediately after the parade.

### REPORTS FROM COMMITTEES.

Mr. PHIPPS, from the Committee on Military Affairs, reported as committed, Senate Bill No. 474, (House Bill No. 266), entitled:

An Act to amend section one of an act approved the seventeenth day of July, one thousand nine hundred and nineteen, (P. L. 1021), entitled "An act to exempt from taxation public property used for public purposes, actual places of religious worship, places of burial not used or held for private or corporate profit, and institutions of purely public charity, and repealing prior acts relating thereto," as amended; by extending the provisions thereof to property owned, occupied and used by any branch, post or camp of honorably discharged soldiers, sailors and marines, and discharging certain taxes.

Mr. DAIX, from the Committee on Judiciary Special, reported as committed, Senate Bill No. 338, entitled:

An Act to amend section one as amended of an act approved the first day of May, one thousand nine hundred and nine, (P. L. 346), entitled "An act regulating, requiring and defining certain general specifications for the use and construction of permanent booths or enclosures for operating therein moving-picture machines; regulating, requiring, and defining certain general specifications for the use and construction of portable booths or enclosures for operating therein moving-picture machines; and providing for the supervision and inspection of the same by the Department of Factory In-

spection of the Commonwealth of Pennsylvania; and providing penalties for the violation of the provisions thereof; and providing that the provisions thereof shall not apply to cities of the first and second classes;" providing for the promulgation of rulings by the Industrial Board of the Department of Labor and Industry; and providing for appeal to the said Industrial Board; and providing for the supervision and inspection of the said booths or enclosures by the Department of Labor and Industry of the Commonwealth of Pennsylvania; and providing penalties for the violation of the provisions thereof; and providing that the provisions thereof shall not apply to cities of the first and second classes.

Also, from the Committee on Judiciary Special, reported as amended, Senate Bill No. 339, entitled:

An Act providing for the licensing of motion picture projectionists and apprentice projectionists, imposing certain duties upon the Department of Labor and Industry and fixing penalties.

Also, from the Committee on Public Health and Sanitation, reported as committed, Senate Bill No. 278, entitled:

An Act to regulate the practice of Chiropractic and to provide for the appointment and maintenance of a Board of Chiropractic Examiners; to define the powers and duties of said Board of Chiropractic Examiners; to provide for the examining and licensing of Chiropractors in this State and provide for penalties for the violation of this act.

Mr. BUCKMAN, from the Committee on Corporations, reported as committed, Senate Bill No. 451, entitled:

An Act to further amend clause five of section twenty-nine of the act approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, (P. L. 73), entitled "An Act to provide for the incorporation and regulation of certain corporations."

Mr. MANSFIELD, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 427, (House Bill No. 319), entitled:

An Act authorizing cities of the second class to regulate by ordinance sales of merchandise at public auction and to fix penalties for the violation of the provisions thereof.

Mr. BALDWIN, from the Committee on Public Roads and Highways, reported as committed, Senate Bill No. 462, entitled:

An Act to further amend section thirty-five of the act, approved the thirteenth day of June, one thousand eight hundred and thirty-six, (P. L. 561), entitled "An Act relating to roads, highways and bridges," by authorizing, in proceedings pending or hereafter begun, such bridges to be located wherever necessary.

Mr. CULBERTSON, from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 475, entitled:

An Act to amend section one of an act approved the fifteenth day of June, one thousand nine hundred and eleven, (P. L. 986), entitled "An Act to fix and regulate the compensation of directors of the poor, of poor districts composed of several townships, boroughs and cities, situate wholly within counties of this Commonwealth, not exceeding five hundred thousand population," as amended.

Mr. SCHANTZ, from the Committee on Appropriations, reported as committed, Senate Bill No. 6, entitled:

An Act making a deficiency appropriation to the Home for Training in Speech of Deaf Children before they are of school age, at Philadelphia, Pennsylvania.

Also, from the Committee on Appropriations, reported as committed, Senate Bill No. 95, entitled:

An Act making an appropriation to Liberty Fire Company, No. 1, of Spring City, Pennsylvania, for loss sustained while in attendance at fire on property of State Institution.

Also, from the Committee on Appropriations, reported as committed, Senate Bill No. 170, entitled:

An Act making an appropriation to carry into effect the provisions of an act, approved the ninth day of July, one thousand nine hundred and nineteen (Pamphlet Laws eight hundred and fourteen), entitled "An Act providing for the erection and construction by the Commonwealth of Pennsylvania and the State of New Jersey of a bridge over the Delaware River, connecting the City of Philadelphia and the City of Camden, and the approaches thereto; providing for a joint commission for that purpose, and defining its powers and duties, providing for an independent commission in this Commonwealth in relation thereto, and defining its powers and duties; providing for the payment of a part of the cost thereof by the City of Philadelphia; and providing for the acquiring, taking, and condemnation of the real estate for the site and approaches thereof; providing for the turning over of said bridge upon its completion; and making an appropriation for the purposes of this act," and its amendments.

Also, from the Committee on Appropriations, reported as committed, Senate Bill No. 186, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania.

Also, from the Committee on Appropriations, reported as committed, Senate Bill No. 192, entitled:

An Act making an appropriation to the Children's Aid Society of Pennsylvania.

Also, from the Committee on Appropriations, reported as committed, Senate Bill No. 228, entitled:

An Act making an appropriation to the Beulah Anchorage, of Reading, Pennsylvania.

Also, from the Committee on Appropriations, reported as committed, Senate Bill No. 258, entitled:

An Act making an appropriation to the Home for Widows and Single Women of Reading, Pennsylvania.

Also, from the Committee on Appropriations, reported as committed, Senate Bill No. 281, entitled:

An Act making an appropriation to the Western Temporary Home of Philadelphia.

Also, from the Committee on Appropriations, reported as committed, Senate Bill No. 353, entitled:

An Act making an appropriation to the commission for the acquisition of the various toll-bridges over the Delaware River between the Commonwealth of Pennsylvania and the State of New Jersey for the acquisition and maintenance of toll-bridges.

Also, from the Committee on Appropriations, reported as committed Senate Bill No. 357, entitled:

An Act authorizing the Board of Trustees of Farview State Hospital to utilize for maintenance certain moneys now in its possession.

Also, from the Committee on Appropriations, reported as committed, Senate Bill No. 450, entitled:

An Act making an appropriation to the Department of Property and Supplies to reimburse David Creamer for moneys erroneously paid into the State Treasury.

Also, from the Committee on Appropriations, reported as committed, Senate Bill No. 458, entitled:

An Act making a deficiency appropriation to the Pennsylvania Industrial Reformatory, at Huntingdon, Pennsylvania.

Also, from the Committee on Appropriations, reported as committed, Senate Bill No. 513, (House Bill No. 621), entitled:

An Act making an appropriation to the Board of Finance and Revenue out of the Motor License Fund for paying the interest on and redeeming at maturity the bonds of this Commonwealth heretofore or hereafter issued for the purpose of improving and rebuilding highways and for the payment of compensation to the Commonwealth's loan and transfer agent.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 3, entitled:

An Act making an appropriation to the West Philadelphia Hospital for Women, in the City of Philadelphia.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 7, entitled:

An Act making an appropriation to the Home for the Training in Speech of Deaf Children before they are of school age, at Belmont Avenue and Monument Road, Philadelphia.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 43, entitled:

An Act making an appropriation to the Allentown Hospital, Allentown, Lehigh County, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 44, entitled:

An Act making an appropriation to the Saint Luke's Hospital, located at Bethlehem, Lehigh County, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 45, entitled:

An Act making an appropriation to the Children's Home of Bethlehem, Salisbury Township, Lehigh County, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 57, entitled:

An Act making an appropriation to the Carlisle Hospital, Carlisle, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 59, entitled:

An Act making an appropriation to the Lewistown Hospital, of Lewistown, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 62, entitled:

An Act making an appropriation to the North Pennsylvania General Hospital and Sanatorium, at Austin, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 64, entitled:

An Act making an appropriation to the Home for Friendless Women and Children, of the city of Scranton.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 67, entitled:

An Act making an appropriation to the Clearfield Hospital, Clearfield, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 73, entitled:

An Act making an appropriation to the Punxsutawney Hospital Association, of Punxsutawney, Jefferson County, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 75, entitled:

An Act making an appropriation to the Brookville Hospital, Brookville, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 76, entitled:

An Act making an appropriation to the Pennsylvania Memorial Home, of Brookville, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 77, entitled:

An act making an appropriation to the trustees of the Philadelphia School of Design for Women, at Philadelphia, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 90, entitled:

An Act making an appropriation to the Industrial Home for Crippled Children, at Pittsburgh, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 100, entitled:

An Act making an appropriation to the Allegheny General Hospital.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 104, entitled:

An Act making an appropriation to the Tabor Home for Children, Doylestown, Bucks County, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 105, entitled:

An Act making an appropriation to the Woods Run Settlement Association, Petosky Street, North Side, Pittsburgh, Allegheny County, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 114, entitled:

An Act making an appropriation to the Hospital of the University of Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 119, entitled:

An Act making an appropriation to the Mary M. Packer Hospital, Sunbury, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 140, entitled:

An Act making an appropriation to the Eagleville Sanatorium for Consumptives, located at Eagleville, Montgomery County, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 129, entitled:

An Act making an appropriation to the Home for Friendless Children, in the city of Reading, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 142, entitled:

An Act making an appropriation to the South Side Hospital, of Pittsburgh, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 180, entitled:

An Act making an appropriation to the Christian Home for Women, at Fourteen Hundred and Twenty-three Liverpool Street, North Side, City of Pittsburgh, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 181, entitled:

An Act making an appropriation to the Home for the Aged and Infirm Colored Women, at Pittsburgh, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 184, entitled:

An Act making an appropriation to the Chester Day Nursery and Children's Home, at Chester, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 193, entitled:

An Act making an appropriation to the Wills Eye Hospital, of Philadelphia, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 194, entitled:

An Act making an appropriation to the Hospital of the Hahnemann Medical College and Hospital of Philadelphia.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 195, entitled:

An Act making an appropriation to the Philadelphia Orthopaedic Hospital and Infirmary for Nervous Diseases, of Philadelphia.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 214, entitled:

An Act making an appropriation to the Grand View Hospital, located near Sellersville, Bucks County, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 231, entitled:

An Act making an appropriation to the American Hospital, for Diseases of the Stomach, of Philadelphia, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 301, entitled:

An Act making an appropriation to the Mercy Hospital, at Wilkes-Barre, Pennsylvania.

Also, from the Commiottee on Appropriations, reported as amended, Senate Bill No. 302, entitled:

An Act making an appropriation to the Pennsylvania Seamen's Friend Society, of Philadelphia, Pennsylvania.

Also, from the Committeee on Appropriations, reported as amended, Senate Bill No. 327, entitled:

An Act making an appropriation to the McKeesport Hospital, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 344, entitled:

An Act making an appropriation to The Friends' Home for Children of the City of Philadelphia and State of Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 345, entitled:

An Act making an appropriation to The House of Industry for Discharged Prisoners of the City of Philadelphia and State of Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 362, entitled:

An Act making an appropriation to the National Farm School at Doylestown, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 364, entitled:

An Act making an appropriation to the Children's Homeopathic Hospital, of Philadelphia, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 369, entitled:

An Act making an appropriation to the Midnight Mission of Philadelphia, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 370, entitled:

An Act making an appropriation to the Florence Crittenton Home located at one hundred and thirty-nine Queen Street, Germantown, Philadelphia, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 371, entitled:

An Act making an appropriation to the Germantown Dispensary and Hospital, Germantown, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 383, entitled:

An Act making an appropriation to the Wyoming Valley Homeopathic Hospital, at Wilkes-Barre, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 448, entitled:

An Act making an appropriation to the Robert Wood Home, of Philadelphia, Pennsylvania.

## BILLS INTRODUCED.

Mr. EARNEST read in his place and presented to the Chair Senate Bill No. 514, entitled:

An Act making an appropriation to the Board of Trustees of the Harrisburg State Hospital.

Which was committed to the Committee on Appropriations.

Mr. BUCKMAN read in his place and presented to the Chair, Senate Bill No. 515, entitled:

An Act making an appropriation to the Washington Crossing Park Commission for the purpose of the acquisition of land and property, and the making of improvements, in accordance with the provisions of the Act of July twenty-fifth 1917, (P. L. 1,209) entitled "An act to authorize the acquisition, by purchase or condemnation, of land for a park, and the erection of a monument commemorative of Washington crossing the River Delaware, and for the appointment of a commission to acquire said lands and erect such monument; and making an appropriation for the purpose of this act."

Which was committed to the Committee on Appropriations.

Mr. MILLER read in his place and presented to the Chair Senate Bill No. 516, entitled:

An Act making an appropriation to the Department of Welfare for the organization and maintenance of an orthopedic unit including the payment of salaries, compensation and expenses in connection therewith.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 517, entitled:

An Act validating ordinances and proceedings by councils in boroughs for the paving and curbing of public highways, and validating municipal liens therefor.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 518, entitled:

An Act providing for the improvement of certain streets, alleys, and highways on the boundary lines of cities, boroughs and townships, and the assessment of properties

abutting thereupon but lying outside the limits of such cities, boroughs or townships.

Which was committed to the Committee on New Counties and County Seats.

Mr. PHIPPS read in his place anl presented to the Chair Senate Bill No. 519, entitled:

An Act making an appropriation to the Board of Trustees of the Warren State Hospital.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 520, entitled:

An Act authorizing county commissioners of counties of the sixth class to provide an office at the cost of the county for the district attorney in the town, borough or city where he resides, if he does not have an office at the county seat, and to furnish also at the cost of the county, furniture, telephone, books, blanks, dockets, supplies, postage and stationery required by the district attorney.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 521, entitled:

An Act to amend section eight of Article sixteen of the act approved the 27th day of June, 1913, (P. L. 568), entitled "An act providing for the incorporation, regulation, and government of cities of the third class; regulating nomination and election of municipal officers therein; and repealing, consolidating, and extending existing laws in relation thereto"; providing for the registering of wills, and imposing certain duties and liabilities on registers of wills.

Which was committed to the Committee on Judiciary General.

Mr. DeWITT read in his place and presented to the Chair Senate Bill No. 522, entitled:

An Act making an appropriation to the Board of Trustees of the Hazleton State Hospital.

Which was committed to the Committee on Appropriations.

Mr. GRISWOLD read in his place and presented to the Chair Senate Bill No. 523, entitled:

An Act to amend chapter three of the act approved the fourteenth day of July, one thousand nine hundred and seventeen, (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto," by providing for the creation of townships of the first class in certain cases.

Which was committed to the Committee on New Counties and County Seats.

Also read in his place and presented to the Chair Senate Bill No. 524, entitled:

An Act to further amend sections two thousand six hundred and three, and two thousand six hundred and twenty-three of the act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof that are or may be inconsistent therewith," authorizing school districts of the second class to employ certified public accountants in certain cases, and providing for their compensation.

Which was committed to the Committee on Education.

Also read in his place and presented to the Chair Senate Bill No. 525, entitled:

An Act to further amend paragraph nineteen of section one thousand two hundred and ten of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith."

Which was committed to the Committee on Education.

Mr. WEINGARTNER read in his place and presented to the Chair Senate Bill No. 526, entitled:

An Act to further amend section four of an act approved the eighth day of July, one thousand nine hundred and nineteen, (P. L. 770), entitled "An Act creating a Division of Township Highways in the State Highway Department; conferring powers and imposing duties upon officers of the State Highway Department; requiring certain duties of clerks of the courts of quarter sessions; and providing penalties;" as amended in part; depriving the Department of Highways of the right to supervise township highways and bridges, or to approve or disprove agreements and contracts made by township supervisors relative thereto.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 527, entitled:

An Act to amend section one thousand nine hundred and six of an act approved the seventh day of June one thousand nine hundred and twenty-three, (P. L. 498), entitled "An Act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and certain existing and certain new administrative departments, boards, commissions, and officers; abolishing, combining, changing the names of, reorganizing, or authorizing the reorganization of certain administrative departments, boards, commissions, bureaus, divisions, offices, and agencies; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, and commissions; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for theappointment of certain administrative officers and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined;" by eliminating subsections (a) and (b); depriving the Highway Department of the right to supervise township highways and bridges, or to approve or disapprove agreements, contracts, plans and specifications relative thereto.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 528, entitled:

An Act to further amend section one of the act approved the twelfth day of June, one thousand nine hundred and nineteen (P. L. 450) entitled "An act permitting counties of the Commonwealth of Pennsylvania to appropriate and expend moneys, and to incur indebtedness and issue bonds and other obligations, for the improvement and maintenance of State Highways and State-aid highways or any public highway in any county of the Commonwealth, and providing the method for applying for said moneys, and for the approval thereof by the State Highway Department in certain cases," as amended; eliminating the necessity of approval by the Highway Department in all such cases.

Which was committed to the Committee on Public Roads and Highways.

Mr. JOYCE read in his place and presented to the Chair Senate Bill No. 529, entitled:

An Act providing for the assignment of deputy and assistant district attorneys to appear before the grand jury third class counties.

Which was committed to the Committee on New Counties and County Seats.

Also read in his place and presented to the Chair Senate Bill No. 530, entitled:

An Act to further amend section two of the act approved the thirteenth day of March, one thousand eight hundred and fifteen, (P. L. 150), entitled "An Act concerning divorces," making it mandatory in certain cases for the court to appoint a master in divorce proceedings.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 531, entitled:

An Act making an appropriation to the Department of Mines for the payment of salaries and expenses due anthracite and bituminous mine inspectors.

Which was committed to the Committee on Appropriations.

Mr. KUNKLE read in his place and presented to the Chair Senate Bill No. 532, entitled:

An Act making an appropriation to the Board of Trustees of the Torrance State Hospital.

Which was committed to the Committee on Appropriations.

Mr. EARNEST read in his place and presented to the Chair Senate Bill No. 533, entitled:

An Act to amend section three hundred eighty-one of the act approved the fourteenth day of July, one thousand nine hundred and seventeen, (P. L. 840), entitled "An Act concerning townships; and revising, amending, and consolidating the law relating thereto," by providing for the establishment of lights along village streets in townships of the first class, and authorizing the levy of a special tax therefor.

Which was committed to the Committee on New Counties and County Seats.

Mr. SCHANTZ read in his place and presented to the Chair Senate Bill No. 534, entitled:

An Act authorizing county commissioners to make, execute and deliver agreements and contracts for the improvement or maintenance of certain highways involving the expenditure of county money alone or in conjunction with that of any township, borough or incorporated town; authorizing the Secretary of Highways to make surveys and plans and to advertise for, receive and open bids therefor in the manner now provided in the case of the improvement of State highways; and validating all agreements or contracts heretofore entered into in accordance with the provisions hereof.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 535, entitled:

An Act making an appropriation to the Board of Trustees of the Farview State Hospital.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 536, entitled:

An Act making an appropriation to the Board of Trustees of the Coaldale State Hospital.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 537, entitled:

An Act making an appropriation to the Board of Trustees of the Ashland State Hospital.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 538, entitled:

An Act making an appropriation to the Board of Trustees of the Allentown State Hospital.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 539, entitled:

An Act to amend sec. 12 of the act approved July 18, 1917 (P. L. 1043), entitled "An Act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties."

Which was committed to the Committee on Appropriations.

Mr. SALUS read in his place and presented to the Chair Senate Bill No. 540, entitled:

An Act relating to and regulating the signing, endorsing and issuing of negotiable instruments by corporations, and actions thereon against, and defenses by, corporations to such instruments.

Which was committed to the Committee on Judiciary General.

Mr. BROWN read in his place and presented to the Chair Senate Bill No. 541, entitled:

An Act making an appropriation to the Connellsville State Hospital.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 542, entitled:

An Act making an appropriation to the Board of Trustees of the Connellsville State Hospital.

Which was committed to the Committee on Appropriations.

Mr. NORTON read in his place and presented to the Chair Senate Bill No. 543, entitled:

An Act making an appropriation to the Board of Trustees of the Wernersville State Hospital.

Which was committed to the Committee on Appropriations.

Mr. STITES read in his place and presented to the Chair Senate Bill No. 544, entitled:

An Act making an appropriation to the Valley Forge Park Commission.

Which was committed to the Committee on Appropriations.

Mr. BARR read in his place and presented to the Chair Senate Bill No. 545, entitled:

An Act relating to deposits by minors of money in banks, savings institutions and trust companies and the withdrawing of the same.

Which was committed to the Committee on Banks and Building and Loan Associations.

Mr. WOODWARD read in his place and presented to the Chair Senate Bill No. 546, entitled:

An Act to amend sections 601 and 602 of the act approved June 7, 1923, (P. L. 498), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and certain existing and certain new administrative departments, boards, commissions and officers; abolishing, combining changing the names of, reorganizing, or authorizing the reorganization of certain administrative departments boards, commissions, bureaus, divisions, offices, and agencies; denning the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, and commissions; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers and of all deputies and other assistants and employs in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined," requiring additional budget information relative to special funds of the Commonwealth.

Which was committed to the Committee on Finance.

Also read in his place and presented to the Chair Senate Bill No. 547, entitled:

An Act to amend section one of an act approved the seventh day of June, 1923, (P. L. 681), entitled "An act to enable an incorporated hospital association to acquire by lease or purchase any state owned hospital, specially devoted to the reception, care and treatment of injured persons, or of any state owned general medical and surgical hospital; and to provide for the regulation and management thereof"; authorizing the closing of State owned medical and surgical hospitals in certain cases.

Which was committed to the Committee on Public Health and Sanitation.

Also read in his place and presented to the Chair Senate Bill No. 548, entitled:

An Act to regulate and improve the civil service of the Commonwealth of Pennsylvania, to make any violation of its provisions a misdemeanor, and to provide penalties for the violation thereof.

Which was committed to the Committee on Judiciary General.

Mr. KUNKLE read in his place and presented to the Chair Senate Bill No. 549, entitled:

An Act relating to private roads awarded by a county board of viewers; prescribing the time within which approved private roads must be physically opened, invalidating proceedings for opening of such roads unopened within the prescribed time and providing for the reversion of any land proposed to be taken therefor.

Which was committed to the Committee on Public Roads and Highways.

## RESOLUTION CONGRATULATING SENATOR SNYDER ON HIS 74TH BIRTHDAY.

Mr. DAVIS, offered the following resolution which was twice read, considered and agreed to:

### RESOLUTION.

Whereas: Our splendid fellow-Senator, the Honorable Plymouth W. Snyder, from Blair County, did on Sunday, March First, reach his seventy-fourth birthday and, with his friends, has been celebrating today said event.

Therefore, Be it resolved, That the Senate extends, by a rising vote, most hearty congratulations to Senator Snyder on the attainment of such a goodly number of life's natal days, and sincerely trusts that the Great Ruler may permit Senator Snyder to serve with us, with full health, on many more of these annual prided dates.

## QUESTION OF PERSONAL PRIVILEGE.

Mr. SNYDER. Mr. President and fellow Senators, I am overwhelmed with this mark of your kindness and respect. I trust that it is merited. I have done my best here to meet with you, act with you, assist in the work of the Senate, only striving to do that which I thought was for the best interest, not only of my own district, but for the entire state. I thank you heartily for this kind resolution.

## HOUSE MESSAGE.

## HOUSE ACCEPTS CHALLENGE OF SENATE TO PLAY GOLF.

The Chair cleared his table and laid before the Senate communication from the House of Representatives, as follows:

Office of the Speaker, House of Representatives,
Harrisburg Pa., February 24, 1925.

Hon. John G. Homsher, President Pro Tempore, Senate of Pennsylvania, Harrisburg, Penna.

Dear Sir: On behalf of the House of Representatives, of the Commonwealth of Pennsylvania, I desire to inform you that the House has accepted your challenge to the Members to play a Foursome of Golf on the first open date that can be available.

I have chosen as the representatives of the House, Hon. Herman A. Earley of Dauphin County, and Hon. Philip Sterling of Philadelphia County.

Very truly yours,
THOMAS BLUETT,
Speaker.

## RESOLUTION OF NEVADA STATE CONVENTION RELATIVE TO PROPOSED AMENDMENT TO THE 18TH AMENDMENT.

He also laid before the Senate resolution of the Nevada State Convention relative to proposed amendment to the 18th Amendment, as follows; which was referred to the Committee on Law and Order:

## SENATE JOINT RESOLUTION INTRODUCED BY SENATOR SCOTT.

February 4, 1925.

Rules suspended, reading so far had considered first reading, rules further suspended, read second time by title, and referred to the Committee on Judiciary.

## SENATE JOINT RESOLUTION.

Making application to the Congress of the United States to call a convention for proposing an amendment to article XVIII of the amendments to the constitution of the United States.

Whereas, Both by popular vote and legislative action, the people of the State of Nevada are on record as favoring prohibition; and

Whereas, Experience has demonstrated that the attempt to abolish recognized abuses of the liquor traffic by the radical means of constitutional prohibition has generally failed of its purpose; and

Whereas, The Congress is now powerless to enact a law upon the subject, except under such constitutional limitations as to make its remedial value extremely doubtful; and

Whereas, The Constitution of the United States requires the Congress to call a constitutional convention upon application of the legislatures of two-thirds of the states; now therefore be it

Resolved by the Senate and Assembly of the State of Nevada, That the legistlature of the State of Nevada make, and that said legislature hereby does make, application to the Congress of the United States to call a convention for proposing an amendment to article XVIII of the amendments to, the constitution of the United States, and that the Congress propose the method of ratification thereof; be it further

Resolved, That copies of this resolution, duly authenticated, be transmitted without delay by the secretary of the state of Nevada to the Congress of the United States, and also to the legislatures of the several states.

A. S. HENDERSON,
Speaker of the Assembly.

MAURICE J. SULLIVAN,
President of the Senate.

H. WISE,
Chief Clerk of the Assembly.

R. W. BEMAN,
Secretary of the Senate.

## REPORT AND RECOMMENDATIONS OF THE COMMISSION TO CODIFY AND REVISE LAWS RELATING TO POOR DISTRICTS AND THE CARE OF THE POOR.

The Chair cleared his table and laid before the Senate communication from the Commission to Codify and Revise Laws relating to Poor Districts and the Care of the Poor, as follows:

### COMMISSION TO CODIFY THE POOR LAWS OF PENNSYLVANIA.

Appointed under act of No. 84 of April 13, 1921 P. L. 136
Continued under Act No. 434 of July 11, 1923 P. L. 1068.

Harrisburg, Pa., March 2, 1925.

To the General Assembly of the Commonwealth of Pennsylvania:

The Commissioners appointed under the provisions of the Act of the General Assembly "providing for the appointment and expenses of a Commission of three persons to codify and revise laws relating to poor districts and the care of the poor and making an appropriation" No. 84, approved April 13, 1921, P. L. 136, and continued for the further period of two years by act No. 434 of July 11, 1923 P. L. 1068, herewith have the honr to transmit their report together with their recommendations.

Respectfully submitted,

W. J. TREMBATH,
HARRY A. JONES.
EDWIN D. SOLENBERGER.

(For report see appendix.)

## COMMUNICATIONS FROM THE GOVERNOR.

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Comonwealth, which were read as follows:

### APPROVAL OF SENATE BILL No. 133.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 2, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

I have the honor to inform you that I have this day approved and signed Senate Bill No. 133, entitled "An act to amend section one thousand and six of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any any parts thereof that are or may be inconsistent therewith' requiring the Superintendent of Public Instruction to send to every school director a copy of each new edition of the School Code."

GIFFORD PINCHOT.

### APPROVAL OF SENATE BILL NO. 198.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 26, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

I have the honor to inform you that I have this day approved and signed Senate Bill No. 198, entitled, "An act to amend section two of the act approved the eighth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred and forty-eight) entitled 'An act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll bridges over the Delaware River' as amended."

GIFFORD PINCHOT.

## NOMINATIONS BY THE GOVERNOR.

### MEMBER BOARD TRUSTEES POLK STATE SCHOOL.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 25, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, John W. Chalfant, of Pittsburgh, to be a Member of the Board of Trustees of the Polk State School.

GIFFORD PINCHOT.

### JUSTICE OF THE PEACE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 2, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor to nominate for the advice and consent of the Senate, Duncan C. McCallum, of Leechburg, to be Justice of the Peace, in and for the Borough of Leechburg, Armstrong County.

GIFFORD PINCHOT.

### ALDERMAN.

Commonwealth of Pennsylvania,
Harrisburg, March 2, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Alfred J. Roberts, of Scranton, to be Alderman in and for the Ffth Ward of the City of Scranton, Lackawanna County.

GIFFORD PINCHOT.

### NOTARIES PUBLIC.

Commonwealth of Pennsylvania
Governor's Office, Harrisburg, March 2, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation:

#### ALLEGHENY COUNTY.

Miss Ruth E. Braddock, Wilkinsburg, Pittsburgh.
George H. Clark, 5437 Second Ave., Pittsburgh.
John M. Harding, 3959 Forbes St., Pittsburgh.
Eugene W. Herron, 153 LaBelle St., Pittsburgh.
C. F. Lilliquist, 435 Sixth Ave., Pittsburgh.
Charles Mance, Library.
Miss M. Gertrude Patton, 314 McKee Place, Pittsburgh.
E. C. Weger, 413 Fourth Ave., Pittsburgh.

#### ERIE COUNTY.

Emmott C. Wilson, Erie.

HUNTINGDON COUNTY.

Miss Huldah M. Wharton, Mt. Union.

LEHIGH COUNTY.

Miss Blanche Johnson, Allentown.
Josiah A. Werner, Allentown.
Miss Blanche I. Bowman, Allentown.

LUZERNE COUNTY.

Harry R. Bittenbender, Plymouth.
Morris Budnitzky, Wilkes-Barre.

LYCOMING COUNTY.

W. S. Mallalieu, Williamsport.
Miss Florence Scarem, Williamsport.
Norman E. Watson, Williamsport.

MONTGOMERY COUNTY.

Chas. G. Detweiler, Swedeland.
Miss Myrtle H. Hand, Ambler.

NORTHAMPTON COUNTY.

Miss Fannie M. Gernet, Easton.

NORTHUMBERLAND COUNTY.

H. W. Chamberlin, Milton.

PHILADELPHIA COUNTY.

Frank J. Clarke, 7103 Torresdale Ave., Philadelphia.
Miss Mary DeVincentis, 1313 S. Broad St., Philadelphia.
Miss Edna M. Devlin, 832 Bankers Trust Bldg., Philadelphia.
Mrs. Elizabeth J. Edwards, 5925 Baynton St., Philadelphia.
J. Warren Frantz, 1523 N. 26th St., Philadelphia.
Miss Margaret M. Hanratty, 610 N. 23rd St., Philadelphia.
Leonard A. Held, 5715 Woodstock St., Philadelphia.
P. S. Hinkle, 21st & Catharine Sts., Philadelphia.
Newton Huberman, 805 Snyder Ave., Philadelphia.
Morris B. Levitt, 640 Ritner St., Philadelphia.
Joseph F. Marcer, 2240 N. 18th St., Philadelphia.
Nathan Miller, 5th & Fairmount Ave., Philadelphia.
C. H. Miltenberger, 2214 Bainbridge St., Philadelphia.
John D. Montgomery, 3034 N. 4th St., Philadelphia.
Miss Agnella E. Natter, 527 W. Westmoreland St., Philadelphia.
Mrs. Julia A. O'Brien, 1617-19 Pine St., Philadelphia.
Henry G. Pickard, 7325 Lawndale Ave., Philadelphia.
Joseph J. Schmitz, 1926 N. Croskey St., Philadelphia.
Abraham Sharf, 5738 Walton Ave., Philadelphia.

VENANGO COUNTY.

P. F. Thurston, Oil City.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governors Office, Harrisburg, March 2, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

ADAMS COUNTY.

Miss Nina G. Storrick, Gettysburg, March 8, 1925.

ALLEGHENY COUNTY.

Clifford Ball, McKeesport, March 12, 1925.
John W. Barry, 1315 Seitz St., Pittsburgh, March 9, 1925.
Miss Augusta A. Bean, 996 Lilac St., Pittsburgh, March 10, 1925.
William J. Blum, 102 Glen Calada St., Pittsburgh March 7, 1925.
Mrs. Loretta G. Brueskner, 1610 Lowrie St., Pittsburgh, March 7, 1925.
A. M. Clements, Wilmerding, March 10, 1925.
Miss M. E. Conner, 1530 Irwin Ave., N. S. Pittsburgh 11, 1925.
G. W. Dindinger, 328 Dunlap Ave., Pittsburgh, March 11, 1925.
Miss Elizabeth M. Dwyer, 1008 Sutherland St., Pittsburgh, March 11, 1925.
George Edwards, 5037 Second Ave., Pittsburgh, March 11, 1925.
Walter K. Elder, Wilkinsburg, March 10, 1925.
Wiliam A. Golden, 412 Diamond St., Pittsburgh, March 9, 1925.
Charles E. Gibson, 1410 Chateau St., Pittsburgh, March 7, 1925.
A. R. Haney, 437 Graham St., N. Pittsburgh, March 14, 1925.
Earnest C. Harper, Coraopolis, March 10, 1925.
Miss Pearl Hollis, 727 Anaheim St., Pittsburgh, March 12, 1925.
Harry E. Holman, 211 City-County Bldg., Pittsburgh, March 10, 1925.
R. D. Jenkinson, Bellevue, March 10, 1925.
H. M. Keefer, 68 Southern Ave., Pittsburgh, March 11, 1925.
John H. Mahoney, 1141 Jancey St., Pittsburgh, March 10, 1925.
John P. McAndress, 2674 California Ave., Pittsburgh, March 12, 1925.
Edward J. Ohl, 410 Liberty Ave., Pittsburgh, March 12, 1925.
C. W. Parker, Bellevue, March 11, 1925.
N. O. Patterson, 45 Schley Ave., Ingram, Pittsburgh, March 12, 1925.
John Porreca, 422 Park Bldg., Pittsburgh, March 7, 1925.
Miss B. H. Rhea, 1131 N. Highland Ave., Pittsburgh, March 11, 1925.
William Rossi, 4028 Penn Ave., Pittsburgh, March 11, 1925.
H. E. Rutherford, Tarentum, March 10, 1925.
Mrs. Josephine Schramm 712 Ivy St., Pittsburgh, March 7, 1925.
H. H. W. Schuchman, 3233 Brownsville Road, Mt. Oliver Sta., Pittsburgh, March 7, 1925.
Edw. S. Sheinberg, 5535 Avondale Place, Pittsburgh, March 13, 1925.
John T. Small, East McKeesport, March 10, 1925.
George Vetter, 5141 Butler St., March 10, 1925.
James W. Watson, 458 Melwood St., Pittsburgh, March 9, 1925.
Mrs. E. D. Whitman, 812-21 Berger Bldg., Pittsburgh, March 11, 1925.
Miss M. C. Young, Duquesne, March 12, 1925.
Andrew Zreliak, 2907 Ralph St., Mt. Oliver Sta., Pittsburgh, March 7, 1925.

ARMSTRONG COUNTY.

S. F. Clark, Freeport, March 11, 1925.
Miss Mary Josephine Rhodes, Kittanning March 10, 1925.

BEAVER COUNTY.

K. R. Wagner, Ambridge, March 11, 1925.

BERKS COUNTY.

Wm. H. Beaver, Reading, March 10, 1925.
Miss Eleanor C. Cupp, Reading, March 12, 1925.
Miss Clara E. Young, Reading, March 13, 1925.

BLAIR COUNTY.

Mrs. Margaret G. McCormick, Altoona, March 14, 1925.

BUCKS COUNTY.

W. Aubrey Merrick, Newtown, March 12, 1925.
Hugh F. Purdy, Riegelsville, March 15, 1925.
Franklin H. Strohm, Telford, March 10, 1925.
William T. Wright, Newtown, March 13, 1925.

CAMBRIA COUNTY.

Ralph A. Byron, Johnstown, March 12, 1925.
Miss Jose Hetzlein, Johnstown, March 9, 1925.
Rembrandt P. Rickard, Johnstown, Feb. 19, 1925.
Albert W. Stenger, Johnstown, March 10, 1925.
Miss Minnie J. Stewart, Ebensburg, March 14, 1925.
J. Wilbur Werry, Johnstown, March 7, 1925.

CENTRE COUNTY.

Miss Celia V. Brungart, Rebersburg, March 1, 1925.

CHESTER COUNTY.

Fred J. Greenfield, Coatesville, March 7, 1925.
Miss Edith H. Russell, West Chester, March 10, 1925.

CLEARFIELD COUNTY.

W. D. Dukeman, Winburne, March 12, 1925.
A. Frank MacKennon, Osceola Mills, March 9, 1925.

CUMBERLAND COUNTY.

E. M. Helm, New Cumberland, March 10, 1925.
C. M. Liggett, Carlisle, March 10, 1925.

DELAWARE COUNTY.

Andrew A. Clark, Chester, March 10, 1925.
A. Alfred Johnson, Drexel Hill, March 7, 1925.

ERIE COUNTY.

Frank Kurczewski, Erie, March 14, 1925.
Francis F. McClintock, Union City, March 10, 1925.
J. M. Sherwin, Erie, March 12, 1925.
Miss Romana Veit, Erie, March 7, 1925.

FAYETTE COUNTY.

Alfonso Basilone, Connellsville, March 12, 1925.
Charles H. Cox, Masontown, March 10, 1925.
Miss Bertha Cunningham, Connellsville, March 12, 1925.
Albert VanHorn, Dawson, March 9, 1925.

INDIANA COUNTY.

Miss Ida G. Murray, Glen Campbell, March 12, 1925.

JEFFERSON COUNTY.

J. B. Stewart, Brookville, March 10, 1925.

JUNIATA COUNTY.

David Bruce Beale, Mifflin, February 19, 1925.

LACKAWANNA COUNTY.

Preston Badger, Jermyn, March 12, 1925.
G. Frank Couch, Carbondale, March 11, 1925.
Max F. Henkelman, Scranton, March 10, 1925.

LANCASTER COUNTY.

John N. Hetrick, Lancaster, March 12, 1925.
Mrs. Mary S. Reisinger, Columbia, March 12, 1925.
John F. Ruth, Lititz, March 10, 1925.
S. L. Carpenter Shirk, Lancaster, March 9, 1925.
H. B. Slack, Intercourse, March 9, 1925.

LAWRENCE COUNTY.

S. Y. Douds, Ellwood City, March 13, 1925.
H. W. Phelps, Ellwood City, March 10, 1925.

LEHIGH COUNTY.

Harold A. Butz, Allentown, March 14, 1925.
William A. Gotthardt, Allentown, March 12, 1925.
Raymond W. Lentz, Allentown, March 10, 1925.
Mrs. Ella A. Trumbauer, Coopersburg, March 10, 1925.

LUZERNE COUNTY.

R. B. Alexander, Wilkes-Barre, March 3, 1925.
Edward L. Lewith, Wilkes-Barre, March 14, 1925.
G. W. Reynolds, Wilkes-Barre, March 12, 1925.
Miss Ida M. Thomas, Wilkes-Barre, March 10, 1925.

LYCOMING COUNTY.

Miss Helen B. Crist, Williamsport, March 10, 1925.
Dan D. Kline, Williamsport, March 10, 1925.

McKEAN COUNTY.

Chauncey W. Sharpe, Bradford, March 10, 1925.

MERCER COUNTY.

John Kelly, Stoneboro, March 12, 1925.
H. G. McKay, Sharon, March 13, 1925.
Thomas G. Petrini, Sharon, March 10, 1925.

MONTGOMERY COUNTY.

John Durante, Norristown, March 12, 1925.
A. Clarence Emery, Norristown, March 10, 1925.
Jesse R. Evans, Pottstown, March 10, 1925.
John Lauro, Norristown, March 12, 1925.

MONTGOMERY COUNTY.

Casper Puche, Norristown, March 12, 1925.

MONTOUR COUNTY

Charles V. Amerman, Danville, March 12, 1925.
Miss Pauline F. Farnsworth, Danville, March 10, 1925.

NORTHAMPTON COUNTY.

Wilson E. Beck, Nazareth, March 11, 1925.
Maurice Clemens, Easton, March 10, 1925.
C. Daniel Freibely, Bethlehem, March 13, 1925.
Stanley D. Howell, Easton, February 20, 1925.
Henry McKeen, Jr., Easton March 10, 1925.
Arthur W. Rosen, Easton, March 7, 1925.
James K. Workman, Bath, March 10, 1925.

NORTHUMBERLAND COUNTY.

Ralph L. Belford Milton, March 10, 1925.
Maurice B. Kramlich, Shamokin, March 13, 1925.
A. G. Shoener, Trevorton, March 10, 1925.
William J. Wiest, Shamokin, March 10, 1925.

PERRY COUNTY.

John W. Mader, Duncannon, March 11, 1925.

PHILADELPHIA COUNTY.

Geo. B. Anderson, 4145 Parrish St., Phila., March 14, 1925.
Harvey J. Aungst, 126 S. 52nd St., Phila., March 10, 1925.
H. E. Blackman, Phila. Inquirer, Phila., March 10, 1925.
Robert Brodie, 3156 No. 8th St., Phila., March 2, 1925.
J. Frederick Burkart, 202 E. Fisher Ave., Phila., March 10, 1925.
Fred W. Cassidy, Jr., 1633 Orthodox St., Phila., March 12, 1925.
L. Northrop Castor, 8028 Frankford Ave., Phila., March 7, 1925.
John N. Costello, 7000 Tulip St., Phila., March 10, 1925.
William T. Dickson, 261 S. 52nd St., Phila., March 10, 1925.
George A. Ford, 428 Sansom St., Phila., March 12, 1925.
Louis Freyling, 6100 Ridge Avt., Roxboro, Phila., March 10, 1925.
Louis M. Fridenberg, 908 Chestnut St., Phila., March 10, 1925.
Waclaw Frysztacki, 214 Fairmount Avt., Phila., March 7, 1925.
Jouis J. Gandolfo, 502 S. 8th St., Phila., March 12, 1925.
Thomas J. Gavaghan, 2615 Lehigh Ave., Phila., March 11, 1925.
Walter Gilbert, 1927 N. 25th St., Phila., March 10, 1925.
Linwood Hallman, 1505 Race St., Phila., March 10, 1925.
William L. Hascher, 3300 Kensington Ave., Phila., March 11, 1925.
Israel Hecht, 1218 Chestnut St., Phila., March 11, 1925.
Wm. F. Henshaw, 7040 Bywood Ave., Upper Darby, March 12, 1925.
Frederick Herman, 1318 Locust St., Phila., March 10, 1925.
G. A. Hilderbrand, 3513 N. 22nd St., Phila., March 10, 1925.
James E. Hoffman, Jr., 3036 W. York St., Phila., March 11, 1925.
Miss Mae Hofmann, 1011 Chestnut St., Phila., March 11, 1925.
Chas. R. Innis, Chester, March 14, 1925.
Miss M. E. Kelley, Drexel Hill, March 14, 1925.
Ray W. Kottka, 2026 E. Willard St., Phila., March 10. 1925.
Samuel Lermer, 1104 N. 40th St., Phila., March 12, 1925.

Jos. Lieberman, 4544 N. 13th St., Phila., March 10, 1925.
Michael A. Maloney, 1021 S. 60th St., Phila., March 12, 1925.
William J. Martin, 1218 Chestnut St., Phila., March 10, 1925.
Andrew B. McGinnis, 321 Chestnut St., March 10, 1925.
O. Rodger Melling, 4510 Frankford Ave., March 14, 1925.
Elmer Miller, 228 W. Mt. Pleasant Ave., Phila., March 11, 1925.
Geo. A. Nahn, 2736 Girard Ave., Phila., March 10, 1925.
Miss Jean C. O'Neill, 2101 Chestnut St., March 10, 1925.
Thomas J. O'Rourke, 1903 N. Broad St., Phila., March 12, 1925.
Alfonso Papa, 19th & Miffiin St., Phila., March 7, 1925.
Anthony D. Pashuck, 322 N. 8th St., Phila., March 12, 1925.
N. Evan Pedrick, 1310 Harrison St., Frankford, March 10, 1925.
Walter H. Phillips, 2109 S. 18th St., Phila., March 10, 1925.
Benjamin Pedol, 250 S. Broad St., March 10, 1925.
Benjamin Rathner, 711 Walnut St., Phila., March 10, 1925.
Joseph J. Rosenbluth, 1146 N. 2nd St., March 10, 1925.
Boleslaus F. Rudzinski, 631 Fairmount Ave., Phila., March 13, 1925.
Miss Margaret M. Sher, 1807 Pine St., Phila., March 8, 1925.

PHILADELPHIA COUNTY.

Peter E. Smith, 20th & Master Sts., Phila., March 7, 1925.
William E. Stokes, 242 S. 44th St. Phila., March 12, 1925.
Louis Strousse, 133 S. 12th St., Phila., March 10, 1925.
Harry E. Thomson, 2521 Frankford Ave., Phila., March 10, 1925.
W. Wallace Todd, 5813 Webster St., Phila., March 11, 1925.
Joseph M. Wooley, 2129 N. 17th St., Phila., March 12, 1925.
Milton Wolf, 225 S. 6th St., Phila., March 10, 1925.
Eugene Ziegler, Jr., 2541 E. Indiana Ave., March 9, 1925.

POTTER COUNTY.

Chas. C. VanDeBoe, Shinglehouse, March 11, 1925.

SCHULYKILL COUNTY.

Gmitro Kapitula, McAdoo, March 12, 1925.

SOMERSET COUNTY.

Mrs. Bessie E. Korns, Sipesville, March 14, 1925.

SULLIVAN COUNTY.

R. D. Kehrer, Eagles Mere, March 10, 1925.

UNION COUNTY.

Miss Kathryn M. Crowl, Lewisburg, March 12, 1925.

VENANGO COUNTY.

Miss Agnes Whalen, Franklin, March 11, 1925.

WASHINGTON COUNTY.

J. R. Curry, Gastonville, March 10, 1925.
Hugh A. Rogers, Washington, March 10, 1925.
Morrison J. West, California, Feb. 19, 1925.
H. H. Williams, Monongahela, March 10, 1925.

WESTMORELAND COUNTY.

Tobias Berkowitz, Irwin, March 11, 1925.
Chauncey S. Duvall, Monessen, March 10, 1925.
F. B. Folk, Scottdale, March 10, 1925.
William T. Osborne, Latrobe, March 10, 1925.

YORK COUNTY.

William J. Bingley, Hanover, March 7, 1925.
Henry P. Kocher, Wrightsville, March 10, 1925.
C. P. Stabley, Red Lion, March 7, 1925.
Mrs. Emily H. Swartz, Hanover, March 14, 1925.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 2, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

ALLEGHENY COUNTY.

George P. Fulton, 501 Penn Ave., Pittsburgh, March 10, 1925.
Joseph A. Guthrie, 184 Greenfield Ave., Pittsburg, March 7, 1925.
Miss Nellie P. Hilts, 728 Wills St., Mt. Wash., Pittsburgh, March 7, 1925.
C. G. Lawton, 5472 Penn Ave., Pittsburgh, March 7, 1925.
Miss Caroline Loewenthal, 310 Dennison Ave., Pittsburgh, March 7, 1925.

BEAVER COUNTY.

Walter A. McElhany, Conway, March 7, 1925.

CARBON COUNTY.

Winfred D. Lewis, Lansford, March 10, 1925.

CHESTER COUNTY.

Norman T. Grubb, West Chester, March 7, 1925.

CRAWFORD COUNTY.

Clarence E. Williams, Hartstown, March 7, 1925.

DAUPHIN COUNTY.

Francis H. Hoy, Jr., Harrisburg, March 7, 1925.
E. Bruce Taylor, Harrisburg, March 10, 1925.

ERIE COUNTY.

Miss Clara Coyle, Erie, March 7, 1925.

FAYETTE COUNTY.

Miss May Corristan, Uniontown, March 7, 1925.

LACKAWANNA COUNTY.

Miss T. V. Howley, Scranton, March 7, 1925.
A. S. Magor, Scranton, March 7, 1925.

LNCASTER COUNTY.

Frank J. Blair, Columbia, March 7, 1925.
S. Nissley Gingrich, Florin, March 7, 1925.
William Mundorff, Bainbridge, March 14, 1925.

LAWRENCE COUNTY.

R. R. Braham, New Wilmington, March 7, 1925.

LEBANON COUNTY.

Miss Mary A. Ringland, Lebanon, March 7, 1925.

LEHIGH COUNTY.

Julius Lowy, Allentown, March 7, 1925.
Earl L. Weaver, Allentown, March 7, 1925.

LUZERNE COUNTY.

Max Berk, Wilkes-Barre, March 7, 1925.
Mrs. Elizabeth V. Carpenter, Wilkes-Barre, March 7, 1925.

MONROE COUNTY.

Howard S. Eckert, East Stroudsburg, March 15, 1925.

PHILADELPHIA COUNTY.

S. C. Abernethy, 1328 Chestnut St., Phila., March 3, 1925.
Mrs. Rea Alberga, 214 N. 15th St., Phila., March 7, 1925.
Howard A. Darling, 5519 Pulaski Ave., Phila., Feb. 28, 1925.
Miss Helen P. Fennell, 1328 Chestnut St., Phila., March 7, 1925.

Miss Esther L. Fox, 6210 Delancy St., Phila., March 12, 1925.
Matthew A. Fox, 1264 S. 27th St., Phila., March 7, 1925.
Benj. S. Goldberger, 212 Fairmount Ave., Phila., March 7, 1925.
Jos. G. Hughes, 1100 Jefferson Bldg., Phila., March 7, 1925.
Winfred S. Hurst, 525 E. Willow Grove Ave., Phila., March 7, 1925.
Henry Kellerman, Jr., 7422 Devon St., Mt. Airy, Phila., March 7, 1925.
Wm. Mernoff, 5125 N. 11th St., Phila., March 7, 1925.
Miss M. Rita Morgan, 812 City Center Bldg., Phila., March 7, 1925.
John A. Nagel, Jr., 2715 N. 11th St., Phila., Feb. 19, 1925.
Thomas F. O'Connor, Jr., 5721 N. 12th St., Phila., March 7, 1925.
Peter Penrose, 827 N. 16th St., Phila., March 7, 1925.
Charles A. Seiberlich, 1944 Harlan St., Phila., March 7, 1925.
George Sterner, Wanamakers, Phila., March 10, 1925.
Miss Elizabeth Stewart, 334 W. Duval St., Phila., March 7, 1925.
J. Lybrant Tomlin, 6811 Lincoln Drive, Phila., March 7, 1925.
William Ussler, 5638 Chew St., Phila., March 7, 1925.
Ambrose J. Winder, 4940 Wayne Ave., Gemtn., Phila., March 7, 1925.
Rudolph Weiss, 6226 Catherine St., Phila., March 7, 1925.

SCHUYLKILL COUNTY.

John Goyne, Mahanoy City, March 10, 1925.

WESTMORELAND COUNTY.

D. A. Anderson, New Alexandria, March 7, 1925.
P. E. Lehmann, Manor, March 7, 1925.
Earle A. Miller, Jeanette, March 7, 1925.
Paul M. Robinson, Greensburg, March 7, 1925.
Herbert Wirsing, Greensburg, March 7, 1925.

YORK COUNTY.

Miss Lydia Herman, York, March 7, 1925.
Miss Erma G. Wolf, York, March 7, 1925.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 2, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration.

ALLEGHENY COUNTY.

Edwin Acker, 1113 Carson, Pittsburgh, March 7, 1925.
W. B. Craighead, Swissvale, March 7, 1925.
Samuel E. Donaldson, 1014 Western Ave., Pittsburgh, March 7, 1925.
C. O. Miller, 1201 Oliver Bldg., Pittsburgh, March 19, 1925.
Lee W. Robbins, 5144 Lytle St., Pittsburgh, March 7, 1925.
Miss Mary Torchia, Dermont, March 7, 1925.

BLAIR COUNTY.

Miss Mary G. Godfrey, Altoona, March 7, 1925.

BUTLER COUNTY.

Wm. J. Flowers, Butler, March 7, 1925.

CAMBRIA COUNTY.

Norman M. Shaulius, Johnstown, March 7, 1925.

CHESTER COUNTY.

Mrs. Edna S. Mattrews, Paoli, March 7, 1925.

CLINTON COUNTY.

Walter E. Beach, Jersey Shore, March 7, 1925.

COLUMBIA COUNTY.

J. Harmer Miller, Bloomsburg, March 7, 1925.

DAUPHIN COUNTY.

Daniel F. Coleman, Gratz, March 7, 1925.

ERIE COUNTY.

Miss Hazel A. Breese, Erie, March 7, 1925.
J. E. Reed, Erie, March 12, 1925.

FAYETTE COUNTY.

Alexander Szekely, Brownsville, March 7, 1925.

FRANKLIN COUNTY.

Charles W. High, Waynesboro, March 7, 1925.

LACKAWANNA COUNTY.

Miss Mary F. Evans,, Scranton, March 7, 1925.
Laurence D. Savige, Scranton, March 7, 1925.

LANCASTER COUNTY.

Sylvester Z Moore, Lancaster, March 7, 1925.

LAWRENCE COUNTY.

E. C. Garber, New Castle, March 7, 1295.

LUZERNE COUNTY.

H. E. Fisher, Hazleton, March 12, 1925.
Adrian H. Jones, Hazleton, March 7, 1925.

MONTGOMERY COUNTY.

A. A. Lindsay, Conshohocken, March 7, 1925.

PHILADELPHIA COUNTY.

Charles S. Bernard, 723 Spruce St., Phila., March 7, 1925.
James Borland, 1659 Poulkrod St., Phila., March 14, 1925.
Miss Adelaide S. Coulter, 5000 Balto. Ave., Phila., March 7, 1925.
Jos. A. Donoghue, 3633 N. 17th St., Phila., March 7, 1925.
Nathan Gross, Jr., 730 S. 5th St., Phila., March 7, 1925.
Miss Mary Henze, 1214 E. Susquehanna Ave., March 7, 1925.
Edward H. Meyer, 4618 Frankford Ave., Phila., March 7, 1925.
Haryy A. Schwartz, 5015 Ormes St., Phila., March 7, 1925.
Miss Melissa Smith, 4652 Oakland St., Phila., March 7, 1925.
Mrs. Freda L. Street, 2220 Green St., Phila., March 7, 1925.
Wilfred Vaughan. 4634 Griscom St., Phila., March 7, 1925.
Philip R. Wells, 262 S. 17th St., Phila., March 7, 1925.
Louis W. Williams, 3210 West York St., Phila., March 7, 1925.

SCHUYLKILL COUNTY.

Paul Gavala, Mahanoy City, March 7, 1925.

WARREN COUNTY.

E. H. Bashlin, Warren, March 7, 1925.

WASHINGTON COUNTY.

Mrs. Olive W. Grace, Washington, March 7, 1925.
Mrs. Minnie B. McGrew, Washington, March 7, 1925.
John G. Steinbaugh, Charleroi, March 7, 1925.
John W. Wherry, Washington, March 7, 1925.

WESTMORELAND COUNTY.

John A. Pasa, Monessen, March 7, 1925.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, March 2, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration.

CUMBERLAND COUNTY.

Clyde L. Shaull, Mechanicsburg, March 4, 1925.

PERRY COUNTY.

P. L. Ellenberger, Marysville, March 7, 1925.

GIFFORD PINCHOT.

## EXECUTIVE SESSION.

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38, which requires reports of committees on nominations made by the Governor to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at to-day's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Lanius, | Schantz, |
| Baldwin, | DeWitt, | Leslie, | Snyder, |
| Barr, | Eyre, | Mansfield, | Sones, |
| Baumer, | Freeman, | Miller, | Sprowls, |
| Betts, | Gelder, | North, | Steele, |
| Bonbrake, | Griswold, | Norton, | Stites, |
| Brown, | Heaton, | Painter, | Vare, |
| Buckman, | Joyce, | Patton, | Weingartner, |
| Coyne, | Krause, | Phipps, | Woodward, |
| Culbertson, | Kunkle, | Quigley, | Homsher, |
| Daix, | Kutz, | Salus, | Pres. Pro Tem. |
| Davis, | | | |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

## NOMINATIONS BY THE GOVERNOR.

Commonwealth of Pennsylvania, Governor's Office,
Harrisburg, Mar. 2. 1925.

The Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be NOTARIES PUBLIC for the Commonwealth of Pennsylvania for the term of four years, to compute from the date of their confirmation:

ADAMS COUNTY.

Maurice S. Warren, Gettysburg.

ALLEGHENY COUNTY.

Mrs. Hazel S. Allan, Braddock.
R. Clair Ashbaugh, Tarentum.
Mrs. Hazel C. Brown, Pittsburgh.
Hugh A. Clarke, Pittsburgh.
E. G. Zordan, Pittsburgh.
T. S. Flynn, Pittsburgh.
Thomas E. Kilgallen, Pittsburgh.
Miss Scholastica M. Lamar, Pittsburgh.
Miss M. Inez McCurdy, Pittsburgh.
Miss Maybelle A. Petrie, Pittsburgh.
Edward Beaumont, Oakdale,
Winfield S. Walsh, Pittsburgh.
Crawford B. Cunningham, Pittsburgh.
Kenneth R. Cunningham, Pittsburgh.
Miss Mildred E. Fischer, Snowden Twp.
Miss Ruth McGlahsan, East Pittsburgh.
Mrs. Ida P. Nathans, Pittsburgh.
Andrew Kinach, North Braddock.
W. F. Patterson, Pittsburgh.
Harry J. Thomas, Pittsburgh.
Walton W. Tustin, Pittsburgh.
Miss Mary L. Jones, Pittsburgh.
Miss E. M. Labanz Pittsburgh.
R. Harry Liggett, Pittsburgh.
Edward C. Miller, Pittsburgh.
Charles Albert Nesbit, Pittsburgh.
Miss J. Ioma Plyler, Pittsburgh.
R. E. Blankenbuehler, Elizabeth.
Mrs Edith E. Burry, Pittsburgh.
Howard C. Kifer, Pitcairn.
Mrs Lillian G. Rankin, Dormont.
A. L. Dally, Pittsburgh.
Jos. W. Juhas, North Braddock.
Andrew Kazmierski, Pittsburgh.
Miss R. V. Lindquist, Pittsburgh.
James A. Manupelli, Pittsburgh.
James Boden, Wilkinsburg.
W. H. Flack, Pitcairn.
Robert N. Gibson, Dormont,
D. P. Kennedy, East Deer Twp.
Thomas A. McQuaide, Jr., Pittsburgh.
H. Lee Ratner, Pittsburgh.
Vernon L. Ritchey, Verona.
R. S. Seibert, Moon Twp.
John Shanks, Pittsburgh.
Mrs K. A. Wagner, Pittsburgh.
Harry G. Golden, Pittsburgh.
Harry Powell, Stowe Twp.
Miss Louise Finelli, Pittsburgh.
Miss Ethel I Geltz, Pittsburgh.
Miss Ethel M. Munns, Pittsburgh.
Charles F. Gummo, McKeesport.
Samuel H. Miller, Pittsburgh.
Max Rogal, Pittsburgh.
Geo. J. Bich, Pittsburgh.
W. A. Chrystal, Pittsburgh.
Arthur E. Davis, Pittsburgh.
William Esley Hare, Pittsburgh.
Miss Claire W. Joliffe, Pittsburgh.
Thomas L. Raftery, Pittsburgh.
Mrs. Minnie J. Wilson, Pittsburgh.
Miss Martha W. Wood, Pittsburgh.
J. H. Burress, Pittsburgh.
Miss Stella M. Byrne, Pittsburgh.
Edino Grotth, Pittsburgh.
William B. Linhart, Harrison Twp.
John P. Oncken, Harrison Twp.
Frank K. Simmons, Bethel Twp.
Miss Eulalia Sullivan, Pittsburgh.
Philip Bartoli, Bridgeville.
R. B. Gibson, Pittsburgh.
John W. Girt, Brackenridge.
Miss Lauretta K. Wagener, Pittsburgh.
Miss Rose Williams, Braddock.
Obran S. Zdrale, Clarton.
Harry Heeg, Pittsburgh.
Martin Breyer, McKeesport.
Adolph Goldberg, McKeesport.
R. T. Griffin, Pittsburgh.
Frank X. Miller, Pittsburgh.
David P. Casley, Turtle Creek.
Miss Sarah C. Dougherty, Braddock.
John E. Lynch, Pittsburgh.
J. Harold Ranck, Wilkinsburg.
Miss Mary J. Black, South Fayette Twp.
Geo. L. Kim, Pittsburgh.
Jno. V. Kosky, Pittsburgh.
John D. McIntyre, Etna.
Walter E. Payne, Pittsburgh.
B. T. Tarkanyi, Pittsburgh.
Gerson Tolochko, Pittsburgh.
Miss Pearl Varnell, Pittsburgh.
John R. Carmichael, Pittsburgh.
Miss Grace M. Clutter, Pittsburgh.

H. H. Garver, Pittsburgh.
Miss Jane M. Heckathorn, Pittsburgh.
Howard E. Heinz, Pittsburgh.
Miss Kathryn McKnight, Pittsburgh.
Rudolph J. Pallan, Pittsburgh.
Louis B. Sable, Pittsburgh.
John L. Schafer, Pittsburgh.
Frank L. Stein, Pittsburgh.
John H. Stokes, Pittsburgh.
E. I. Barnard, Brentwood.
Albert E. Beckman, Knoxville.
John M. Beedle, Elizabeth.
G. C. Cobb, McKees Rocks.
Joseph E. Fey, Duquesne.
J. Howard Houston, Pittsburgh.
Miss Consuela Howard, McKeesport.
Mrs. Sadie J. Lash, Pittsburgh.
J. M. Stull, Pittsburgh.
O. A. Tanner Verona.
J. A. Wragg, Verona.
Edward Zimmerman, Wilkinsburg.
Miss Catherine E. Connolly, Pittsburgh.
Miss Pearl V. Douglass, Pittsburgh.
E. K. Frisch, Ingram.
William J. Burns, South Fayette Twp.
Jas. A. Cain, Dormont.
Eugene M. Chaney, Pittsburgh.
H. M. Davidson, West Deer Twp.
John R. Engemann, Pittsburgh.
A. J. Hartman, Pittsburgh.
Chas. C. Miller, Pittsburgh.
James H. Pitts, Glassport.
Clarence E. Stoner, East Pittsburgh.
Miss Lillian C. Euler, Pittsburgh.
O. F. Kuchenbacker, Pittsburgh.
H. C. McGinnis, Pittsburgh.
Mrs. Nelle B. Trumbo, Stowe Twp.
Morris Wechsler, Pittsburgh.
Miss Emma Biller Pittsburgh.
Mrs. Anna A. Brainard, Pittsburgh.
J. A. Eccles, West Deer Twp.
John Kazlauckas, Pittsburgh.
B. Meinz, Tarentum.
J. A. Girt, Tarentum.
J. G. Heidish, Pittsburgh.
R. R. Ponting, Pittsburgh.
Clarence L. Turrell, Pittsburgh.
H. N. Courtwright, Pittsburgh.
Mrs. R. L. Davis, Pittsburgh.
Miss Mary Elizabeth Thorn, Pittsburgh.
Jos. J. Cunningham, Carnegie.
Norman B. Faust, Pittsburgh.
Francis D. Hoyt, Bridgeville.
Robt. A. Martin, Pittsburgh.
J. Howard Nuss, Homestead.
J. J. Schaming, Pittsburgh.
Miss R. R. Telford, Wilkinsburg.
August H. Anger, Pittsburgh.
Frank L. McCall, Pittsburgh.
Mrs. Laura D. Cole, Pittsburgh.
J. Pressley End, Mt. Oliver.
Miss Katherine Butler, Carnegie.
H. W. Jenkins, Bellevue.
John W. King, Pittsburgh.
Louis M. Stroster, Wilkinsburg.
T. Peckes, Pittsburgh.
James F. Smith, Pittsburgh.
Edward G. Stilley, Hays.
H. J. Bruner, Pittsburgh.
Miss Madeline U. Flynn, Pittsburgh.
Philip Kessler, McKeesport.
Eric Moses, Pittsburgh.
Harry J. Reick, Pittsburgh.
Miss Loretta C. Ring, Pittsburgh.
Miss A. M. Tapscott, Pittsburgh.
Miss Mildred Trautwein, Pittsburgh.
Floyd C. Hughes, Sharpsburg.
E. M. Jones, Pittsburgh.
Eardley T. Manby, Carnegie.
Mrs. Fanny S. Manby, Carnegie.
Chas. A. Sedlak, Pittsburgh.
Adam Warashis. Pittsburgh.
L. M. Wilson, Pittsburgh.
Wilford A. Beadling, Pittsburgh.
Michael P. Letzelter, Pittsburgh.
H. J. Smith, Pittsburgh.
Lynn F. Bitler, Pittsburgh.
Roy F. Buchman, Pittsburgh.
Sellers McKee Hall, Pittsburgh.
John C. Newman, Pittsburgh.
S. F. Scarbinski, Pittsburgh.
Harry S. Enee, Pitcairn.
A. C. Teplitz, Pittsburgh.
Miss Ruth E. Beyer, McKees Rocks.
Charles S. Bullions, Carnegie.
Miss Katherine A. Ford, Pittsburgh.
O. A. Gailey, Pittsburgh.
Edward S. Hackett, Pittsburgh.
L. M. Joyce, McKeesport.
Miss Myrtle E. McKown, Carnegie.
Miss M. E. Schreiber, Pittsburgh.
Wm. H. Billhartz, Pittsburgh.
Miss May L. Madden, Pittsburgh.
R. R. McWhinney, Pittsburgh.
J. C. Peterson, McKeesport.
M. Paul Scollins, Pittsburgh.
John S. Shafer, Patton Twp.
Ben. K. Preston, Pittsburgh.
Philip A. Baker, Pittsburgh.
Miss Margaret D. Yaest, McKeesport.
S. O. Cratty, Pitcairn.
Miss Florentine Graf, Pittsburgh.
Miss Catherine C. McMorran, Aspinwall,
W. I. Vickerman, Bellevue.
John F. Allen, Jr., Pittsburgh.
Miss Bernice W. Bastar, Pittsburgh.
Arthur A. Conrad, Pittsburgh.
Mrs. Laura M. Keller, Pittsburgh.
Leonard McLaughlin, Brentwood.
John R. Patterson, Swissvale.
Miss Helen D. Zinsmeister, Pittsburgh.
R. E. Jacober, Pittsburgh.
Miss Rachel Molinari, Pittsburgh.
Noble Rigdon, Pittsburgh.
Anthony J. Barone, Pittsburgh.
Harry H. Clark, Carnegie.
R. C. Clarke, Pittsburgh.
R. M. Daubenspeck, Pittsburgh.
Miss Anna M. Dorin, Pittsburgh.
Charles B. Murphy, Homestead.
Miss Marion Newport, Pittsburgh.
Milton F. Buschek, Pittsburgh.
Arthur W. Massie, Pittsburgh.
Elmer E. McCormick, Pittsburgh.
Edgar A. McMillin, Pittsburgh.
William E. Palmer, Jr., Pittsburgh.
Max Saul, Pittsburgh.
George Smoley, Pittsburgh.
Wm. B. Watson, Pittsburgh.
Leo J. Aaron, Pittsburgh.
George Annis, East Pittsburgh.
J. Howard Devlin, Pittsburgh.
Michael C. Lavonsky, Clairton.
Samuel A. Leppert, Overbrook.
Mrs. Nettie D. Lewis, Pittsburgh.
Mrs. Emily M. Carlson, Dravosburg.
Mrs. Annie L. Conway, Pittsburgh.
John P. Fahey, Stowe Twp.
Miss Dolores B. Gloekler, Pittsburgh.
George C. Hein, Pittsburgh.
S. E. Kraus, Sharpsburg.
Richard McCall, Pittsburgh.
Edward J. McCoy, Swissvale.
C. G. Reed, Bridgeville.
J. M. Shields, Pittsburgh.
Miss Florence M. Sibert, Pittsburgh.
George E. England, Jr., Pittsburgh.
P. B. Gardiner, Pittsburgh.
Charles J. Hader, Pittsburgh.
Gustav Menges, Pittsburgh.
John D. Ragan, Pittsburgh.
Ralph S. Adams, Crafton.
Miss Julia A. Apel, Pittsburgh.
Miss Anna C. Bauma, Braddock.
Frank A. Brinkman, Pittsburgh.
F. J. Carlson, Pittsburgh.
Frank A. DeLallo, Pittsburgh.
Edward B. Hamburg, West View.
Phillip J. Hoebler, Knoxville.
Paul F. McCoy, Pittsburgh.

Maurice M. Beck, McKeesport.
John J. Dezort, Pittsburgh.
Frank T. Ebberts, Pittsburgh.
Joseph S. Florence, Braddock.
Miss Viola L. Herniman, Pittsburgh.
Henry Keil, McKeesport.
William G. Kerr, Pittsburgh.
A. D. Letchworth, Bethel Twp.
Miss Bernardine M. McCaffrey, Bridgeville.
Burton G. Myers, Pittsburgh.
Robison B. Patton, Pittsburgh.
F. P. Sawders, Pittsburgh.
W. W. Waitneight, Pittsburgh.
W. J. Whitaker, Pittsburgh.
Frederic W. Wolff, Homestead.
Miss Thelma Artzberger, Pittsburgh.
William M. Justice, Pittsburgh.
Miss Elizabeth T. McAleese, Pittsburgh.
Charles A. McClintock, Pittsburgh.
D. E. Miller, Swissvale.
Charles A. Rode, Pittsburgh.
Miss Margaret J. Smith, Pittsburgh.
Robert C. Williamson, Pittsburgh.
Miss Margaret C. Black, Wilkinsburg.
Leo A. Donahue, McKees Rocks.
Hubert J. Harze, McKeesport.
H. J. Pelzel, Pittsburgh.
Homer W. Brining, Pittsburgh.
William E. Colt, Pittsburgh.
Miss Jennie L. Haney, Pittsburgh.
E. C. Buerkle, Pittsburgh.
James B. Cameron, Pittsburgh.
Edgar C. Hillman, Pittsburgh.
Harold Lavine, Pittsburgh.
Ceasar D. Chichis, Clairton.
Miss A. M. Egli, Pittsburgh.
Miss Jeanette Herman, Pittsburgh.
John F. Lyons, Pittsburgh.
J. A. Riley, Pittsburgh.
D. A. Tarasi, Pittsburgh.
Thomas L. Andrefs, Oakmont.
E. W. Dickson, Coraopolis.
Charles Downey, Jr., Duquesne.
Roy S. Herron, Pittsburgh.
Miss D. W. Hespenheide, Pittsburgh.
Mrs L. A. Painter, Pittsburgh.
Thomas B. Parshley, Stowe Twp.
David M. Simon, West View.
Henry Welling, Jr., Carrick.
Mrs. Dora W. Conley, Pittsburgh.
Charles J. Rubenstein, Pittsburgh.
James C. Weideli Munhall.
Frank T. Baker, Pittsburgh.
John Berabei, Springdale Twp.
Miss Helen Chalmers, Pittsburgh.
Miss Catherine C. Halloran, Pittsburgh.
Miss Dorothea C. Larimer, Pittsburgh.
D. H. Morris, McKees Rocks.
Julius V. Gorzo, McKeesport.
Armond D. King, Pittsburgh.
Earl L. Suckling, Pittsburgh.
W. L. Geyer, Pittsburgh.
John T. Monahan, Pittsburgh.
Miss Adaline Solomon, Pittsburgh.
H. C. Amment, Springdale.
Carl W. Lundin, Braddock.
J. C. McIlwain, Pittsburgh.
Samuel W. Menzies, Pittsburgh.
Norval H. Milliken, Pittsburgh.
Ernest L. Sawyer, Homestead.
J. Russell Willison, Wilkinsburg.
Miss Gladys B. Sedgwick, Pittsburgh.
Frank V. Cooper, Tarentum.
Mrs. Frances W. Johnston.
Robert J. Klingensmith, Pittsburgh.
S. R. McMorran, Aspinwall.
Maurice E. Miller, North Braddock.
C. F. Stanton, Pittsburgh.
Miss Elva Staniek, Pittsburgh.
George C. Wall, Pittsburgh.
Miss Margaret E. Dermitt, Pittsburgh.
J. G. Haughey, McKeesport.
Miss M. Josephine Henderson, Pittsburgh.
Miss C. Emma Kaylor, Pittsburgh.

John W. Ordway, Pittsburgh.
Wm. J. Stengel, Pittsburgh.
Joseph Altany, Tarentum.
George R. Jackson, Pittsburgh.
Ray F. Lackner, Pittsburgh.
Miss Anna V. McCabe, Homestead.
Miss M. A. Rody, McKees Rocks.
Miss Kathryn A. Delehanty, Pittsburgh.
Wm. Deutsch, Pittsburgh.
Miss Margaret A. Doty, Pittsburgh.
Henry T. Farr, McKeesport.
Andrew H. Foote, Pittsburgh.
Mrs. Clara A. Nicholas, Pittsburgh.
H. R. Oesterling, Pittsburgh.
Edw. G. Roberts, Pittsburgh.
Miss Martha B. Seibert, Coraopolis.
Elmer P. Yost, Pittsburgh.
J. F. Hunichenn, Pittsburgh.
Howard Beech, Pittsburgh.
S. M. Richmond, Sewickley.
Jacob J. Arenth, Pittsburgh.
William H. Jennings, Oakmont.
Miss Mary E. Orr, Pittsburgh.
James A. Rea, Bellevue.
Robert C. Sproul, Jr., Pittsburgh.
Robert E. Werner, Pittsburgh.
Morris M. Freed, Pittsburgh.
Miss Mabel E. Lewis, Pittsburgh.
H. Garrison Walsh, Pittsburgh.
Miss Luella K. Baker, Pittsburgh.
Franklin Blackstone, Pittsburgh.
Mrs. Margaret Eckard, Stowe Twp.
Irving Feldman, Pittsburgh.
Mrs. Jennie M. Kirchner, Dormont.
Miss Catherine Geary, Pittsburgh.
Miss Anna D. Jones, Pittsburgh.
Avon R. McAnulty, Pittsburgh.
R. Mile McAnulty, Jr., Pittsburgh.
Warren R. Sullivan, Pittsburgh.
Chas E. Upperman, Pittsburgh.
Andrew E. Foye, Pittsburgh.
Miss Katherine E. Kumer, Pittsburgh.
Frank F. Menns, Pittsburgh.
Chas E. Yeany, Pittsburgh.
Mrs. A. A. Kiggins, Pittsburgh.
Jos. E. Laurent, Pittsburgh.
Miss Mary Baker, Pittsburgh.
Eugene A. Caputo, Pittsburgh.
Harold L. Cloud, Pittsburgh.
Howard R. Dammond, Dormont.
Mary M. Davies, Pittsburgh.
Miss Mildred M. Davis, McKeesport.
F. E. McGillick, Jr., Pittsburgh.
Miss Rose C. Werle, Pittsburgh.
Thompson McC. Alexander, Verona.
John P. Leonard, Corapolis.
Francis X. Plunkett, Pittsburgh.
Clyde M. Watkins, Pittsburgh.
Harry Bluestone, Pittsburgh.
Miss Grace Leggate, Pittsburgh.
Daniel Beech, Overbrook.
Casper J. Feller, Pittsburgh.
Israel Greenberger, Pittsburgh.
William G. Ramsey, Pitcairn.
Miss Eloise Reed, Pittsburgh.
J. Meryl Silk, Pittsburgh.
A. J. Vandall, Pittsburgh.
Miss Ethyle Bradshaw, Pittsburgh.
M. L. Carren, Pittsburgh.
George Anthony Dorsey, Pittsburgh.
Miss Mary E. Ely, Pittsburgh.
R. H. Fife, Pittsburgh.
Alexander Huminski, Pittsburgh.
C. Elwood Knapp, Pittsburgh.
John H. Perry, Pittsburgh.
Burke F. Read, Pittsburgh.
Geo. N. Schaeffer, Pittsburgh.
Miss Maria E. White, Pittsburgh.
Arthur L. Wyman, Pittsburgh.
Lawrence P. Montgomery, Dormont.
J. Raymond Conners, Pittsburgh.
John R. Dierst, Swissvale.
Milton L. McLain, Wilkinsburg.
Allan T. Plyler, Pittsburgh.
Antonio S. Cosentino, Stowe Twp.

ARMSTRONG COUNTY.

Miss Edna E. Butterfield, Apollo.
Miss Helen T. Karl, Ford City.
Miss Margaret Keesy, Gilpin Twp.
John F. Johnston, Apollo.
O. S. Marshall, Rural Valley.
Bert W. Fleming, Ford City.
Frank J. Atkins, Kittanning.
H. J. Bartley, Apollo.
Miss M. N. Johnston, Freeport.
Vetus R. Lorenzo, Cowanshannock Twp.

BEAVER COUNTY.

R. C. Stout, Beaver.
James A. Darroch, Woodlawn.
Simon J. Herdt, Beaver Falls.
J. W. Nagle, Beaver Falls.
Paul H. Rose, Beaver Falls.
Linas V. Ledebur, New Brighton.
R. E. McCreary, Monaca.
P. G. Miller, Midland.
Miss Charlotte Breitenstein, Ambridge.
Miss Bernice B. Miley, Woodlawn.
J. C. Stuchel, New Brighton.
Mrs. Iva B. Graham, Darlington.
E. M. Hamsher, Midland.
Russell R. McDanel, Beaver Falls.
Charles A. Perelli, Beaver Falls.
George L. Dean, New Brighton.
John A. Johnston, Monaca.
H. B. McCray, Beaver Falls.
Joseph Hornstein, Woodlawn.
L. R. Jewell,, New Brighton.
William W. Douds, Beaver Falls.
Albert S. Solkovy, Aliquippa.
Curtis P. Sims, Woodlawn.
C. C. Martin, Beaver Falls.
Joseph C. Peoples, Woodlawn.
J. Vincent Lewis, Ambridge.
Charles Kristufek, Ambridge.

BEDFORD COUNTY.

Edward E. Terpenning, Everett.
Fred L. Hershberger, Everett.

BERKS COUNTY.

Walter E. Huetsch, Reading.
J. Stanley Hill, Lower Alsace Twp.
J. F. Lillis, Reading.
David L. Caldwell, Boyertown.
Miss Emily I. Schaeffer, Reading.
Clifford V. Smith, Reading.
Miss Anna M. Arnold, Reading.
Miss Helen M. Stanfield, Fleetwood.
Samuel T. Bordner, Wernersville.
David F. Kline, Reading.
Salvatore Ciofalo, Reading.
Wm. H. Ibach, Reading.
Mrs. Mary E. Proescher, Reading.
Warren M. Yerger, Bechtelsville.
Matteo G. Albert, Reading.
Adam C. Fisher, Womelsdorf.
O. J. Loderick, Reading.
Allen K. Seaman, Fleetwood.
Geo. E. Shupp, Shillington.
Miss Mae L. Reber, Reading.
Miss Irene H. Yoder, Reading.
Paul F. Baer, Reading.
Wilbur R. Down. Reading.
J. Arthur Hoke, Reading.
Edward Fisher, Jr., Reading.
Paul C. Christel, Reading.
S. G. DeGeorge, Reading.
Thomas H. Jones, Muhlenberg Twp.
Charles Gibson, Reading.
S. S. MacCallum, Reading.
Clarence R. Rahn, Albany Twp.
Miss Eleanor A. Hammar, Reading.
Philip S. Steinbach, Bethel Twp.
Howard S. Sharadin, Kutztown.
A. C. Rudolph, Reading.
Miss Edith May Forbey, Reading.
Miss Helen R. Beam, Reading.
Miss Agnes J. Brennan, Reading.
Miss Edith E. Kerst, Birdsboro.
Wm. H. Reifesnyder, Jr., Boyertown.
Carl Hans Dill, Reading.
David J. Hill, West Lawn.
Mrs. Marie G. Catlin, Reading.
Arthur F. Machemer, Sinking Spring.
N. R. Field, Reading.
Miss Minnie L. Mimmelreich, Reading.
Walter C. Hoffman, Reading.
James A. Shilling, Reading.
Samuel Cohen, Reading.
Howard H. Klick, Reading.
J. William Moyer, Reading.
Mrs. Elizabeth A. Dodge, Reading.
George J. Zuber, Muhlberg, Twp.
J. Earl Fehl, Reading.
Jos A. Faul, Reading.
Herbert V. Gowans, Reading.
Miss Katherine A. Spatz, Reading.
Clarence L. Ebbert, Wyomissing.
Robert W. Hagg, Reading.
Miss A. Hazel Baum, Reading.

BLAIR COUNTY.

Miss Ethel M. Griffith, Altoona.
Frederick Rupnley Isenberg, Catherine Twp.
Robert B. Smith, Hollidaysburg.
Miss Grace S. Harkness, Altoona.
A. A. Vincent, Tyrone.
C. Campbell Christy, Altoona.
Wm. E. McClurg, Hollidaysburg.
John J. Haberstroh, Altoona.
Louis Leix, Altoona.
Harry O. Martin, Altoona.
Chas. J. Morningred, Tyrone.
Gerald R. Stultz, Altoona.
William T. Canan, Altoona.
John B. Walker, Altoona.
Wm. E. Nevitt, Tyrone.
Mrs. May C. Shields, Altoona.
Harry K. Hardaker, Altoona.
R. P. Miller, Altoona.
Miss Genevieve Beigle, Altoona.
Leslie A. Probst, Altoona.
Mrs. Lula Winters, Altoona.
Mrs. Annie Kreuzpointer, Altoona.
Miss Beatrice M. Coho, Altoona.
Henry A. Lynch, Altoona.
D. F. Carrier, Hollidaysburg.
Miss Carrie G. Emswiler, Altoona.
Miss Laura E. Beaver, Altoona.
Ashton Gardner, Hollidaysburg.
Morgan J. Sheedy, Altoona.
John H. Winters, Altoona.
Victor Bloomfield, Juniata.
Miss Mabel E. Taylor, Tyrone.

BRADFORD COUNTY.

Miss Henrietta Pierce, Troy.
Fred W. Terry, Albany Twp.
Miss Eileen Sheahan, Sayre.
Miss Dorothy E. Wilcox, Canton.
Paul W. Snell, Towanda.
Miss Josephine O'Connell, Sayre.

BUCKS COUNTY.

Otto Grupp, Jr., Bristol Twp.
Miss Mary M. James, Dovlestown.
Miss Reba F. Cutler, Yardley.
Miss Bessie L. Williams, Sellersville.
Miss Gladys Hayman, Doylestown.
Miss Marie Metting, Morrisville.
Clinton Oblinger, New Hope.
Harry L. Ketterer, Haycock Twp.
Henry H. Vanartsdalen, Southampton Twp.
Harace B. Roberts, New Hope.
Miss Mary R. Schurr, Quakertown.
Jenks H. Watson, Doylestown.
Miss Mary V. Conley, Bristol.
Miss F. Pearl Ruth, Quakertown.
Miss Ethel S. Price, Quakertown.
Chas. J. Happ, Doylestown.

BUTLER COUNTY

Carl G. Humphrey, Worth Twp.
W. L. Steele, Slippery Rock Twp.
W. H. Knoch, Saxonburg.
S. G. Patterson, Butler.
James G. Anderson, Butler.
Miss Elizabeth Evans, Butler.
S. L. Cheeseman, Slippery Rock.
G. C. McCullough, Butler.
George W. Murray, Butler.
Miss Elva Snyder, Millerstown.
Mrs Dale Hazlett, Butler.
Mrs Clara Kearns, Mars.
Richard H. Abrams, Butler.
J. N. Monroe, Butler.
Miss Elizabeth R. Marshall, Zelienople.
James H. Lyons, Butler.
Harry Klymowych, Butler.
Miss Ruth Margaret Niggel, Butler.
Harry M. Bowser, Penn Twp.
Joseph C. McLaughlin, Butler.
M. H. Douglas, Evansburg.
Miss Sadie B. McCullough, Butler.
S. Pickett Chunn, Butler.

CAMBRIA COUNTY.

Leo J. Buettner, Johnstown.
Donald W. Bates, Ebensburg.
Miss Mildred H. Kishbaugh, Jonhstown.
M. H. Gardner, Sr. Patton.
M. P. Westrick, Carroltown.
Miss Edith E. Murphy, Johnstown.
Miss Jessie N. Helsel, Johnstown.
Miss H. E. Barosky, Johnstown.
Miss Helen A. Snyder, Johnstown.
Amaniah L. Powell, Johnstown.
Rudolph G. Kirschmann, Johnstown.
Miss Dorothy Hoyt, Ebensburg.
Miss Adelaide Kershenstein, Johnstown.
Mrs. Margaret B. Dumm, Spangler.
Miss Jennie Dale Kinney, Johnstown.
Miss Laura M. Sawyer, Ebensburg.
Miss Marie E. Frank, Johnstown.
Miss Helen E. McClune, Ebensburg.
Clarence M. Ribblet, West Taylor Twp.
Miss D. K. Crouse, Johnstown.
Frank W. Viscount, Johnstown.
Miss Helen M. Roach, Johnstown.
Elmer R. Griffith, Johnstown.
Howard B. Reese, Ebensburg.
T. L. Altemus, Cambria Twp.
Francis H. Buck, Gallitzin.
Llewell E. Lloyd, Johnstown.
Oscar A. Ketrow, Reade Twp.
Joseph Hilvitz, Susquehanna Twp.
Mrs. Elma E. Sipe, Cambria Twp.
Geo. H. Herzberger, Johnstown.
L. L. Blough, Johnstown.
C. H. Moose, South Fork.
F. M. Sawtelle, Johnstown.
Owen L. Heeney, Johnstown.
John L. Burgan, Vintondale.
Mrs. Madelyn Wilson, Johnstown.
Harry F. Decker, Johnstown.
John S. Hamer, Johnstown.
Miss Ethel B. Ryan, Johnstown.
Miss Rose Schultz, Johnstown.
Emil C. Schwing, Johnstown.

CAMERON COUNTY.

Mrs. Verena H. Metz, Emporium.

CARBON COUNTY.

Andrew J. Dobosh, Lansford.
Philip Bernardi, Mauch Chunk Twp.
John C. Lesko, Palmerton.
Daniel B. Mulhearn, Lansford.
Daniel W. Sitler, Mauch Chunk.
Daniel C. Rodgers, Lansford.
Wilbur E. Nothstein, Mauch Chunk.
Miss Lucy L. McMichael, Lansford.
Harold Long, Mauch Chunk.
Miss Frances K. Dierkes, Mauch Chunk.
Mrs. Mary O. Peltz, Summit Hill.

CENTRE COUNTY.

P. L. Guelich, Philipsburg.
Mrs. Hallie G. Kirk, Bellefonte.
Miss Margaret Garey, State College.
Miss Caroline M. McClure, Bellefonte.
Walter Yearick, Howard.
Miss Ella E. Snyder, State College.
G. M. Dunlap, Bellefonte.
Miss Anne Crago, Philipsburg.
Miss Clara T. Bateson, State College.

CHESTER COUNTY.

Miss Carrie E. Brown, Phoenixville.
Miss Myrtle A. Harvey, Coatesville.
R. H. Forrest, Spring City.
William E. Bushong, Phoenixville.
Granville L. Rettew, West Chester.
Ernest M. Darlington, Schuylkill Twp.
Clyde M. Bean, Spring City.
G. B. Wheeler, Easttown Twp.
Miss Hanna Stringer, Coatesville.
Wilson E. Toland, Sadsbury Twp.
Miss Teresa A. McDade, Phoenixville.
Miss Helen R. Johnson, West Chester.
Miss Gertrude C. Martin, West Chester.
William H. Walker, Kennett Square.
Miss Erna E. Schmaltz, Kennett Square.
Chas. Gutkowski, Phoenixville.
Mrs. Genevieve S. Meredith, Coatesville.
Harvey K. Shenk, Malvern.
Walter M. Grace, Kennett Square.
Miss Ruth H. Walker, Avondale.
William B. Passmore, West Bradford Twp.
Miss Catherine Armstrong, Easttown Twp.
Edwin S. Ladley, Kennett Square.
J. Arthur Cooper, Coatesville.
Lorenza D. Morgan, West Chester.

CLARION COUNTY.

F. W. Hutchinson, New Bethlehem.
Samuel Wilson, Clarion.
Miss Emma Claughsey, East Brady.
Frank H. Seigworth, Farmington Twp.

CLEARFIELD COUNTY.

N. F. Womer, DuBois.
Harry E. Butson, DuBois.
M. I. Gardner, Clearfield.
Irvin V. Shaw, DuBois.
Burtis Belford Gearheart, Boggs Twp.
Mrs. Virginia Rees, Lawrence Twp.
Miss Gertrude L. Dougherty, Clearfield.
Merritt I Edner, DuBois.
Ross H. Pentz, DuBois.
Miss E. M. Knuppenburg, Ramey.

CLINTON COUNTY.

Floyd F. Henry, Lock Haven.
Francis R. Windfelder, Renovo.
George F. Boyer, South Renovo.
John P. Anthony Lock Haven.
Howard C. Cassleberry, Lock Haven.
Miss Helen E. Page, Lock Haven.

COLUMBIA COUNTY.

J. Roland Follmer, Berwick.
Robert P. Farrell, Centralia.
Mrs Anita Seiler, Bloomsburg.
Miss Grace E. Cook, Bloomsburg.
J. Paul Laubach, Benton.

CRAWFORD COUNTY.

Wm. R. Lunk, Meadville.
Mrs. Margaret Mason, Cambridge Springs.
Ivan Culbertson, Meadville.
N. Berton Graham, Linesville.

Mrs. Neva Bates, Conneautville.
Miss Louise B. Lewis, Titusville.
W. R. Randall, Meadville.
Miss Mabel D. Walker, Titusville
Miss Anna M. Greenleaf, Meadville.
C. R. Johnson, Meadville.
Miss Margaret E. Himebaugh, Meadville.
W. Edward Greer, Titusville.
Theodore H. Westgate, Titusville.
John B. Chick, Titusville.

CUMBERLAND COUNTY.

Franklin Roatch, Carlisle.
Jacob R. Eichinger, New Cumberland.
Alvin W. Enders, Carlisle.
Mrs. Naomi L. Irvine, Machanicsburg.

DAUPHIN COUNTY.

T. Clayton Smith, Middletown.
Grant Ramey, Harrisburg.
Edwin E. Bolton, Hummelstown.
George E. Sourbeer, Progress.
Miss Mary Reigel, Harrisburg.
Miss Mae C. Hoover, Harrisburg.
Miss Bertha D. Hogentogler, Harrisburg.
Miss Erme M. Ensminger, Harrisburg.
Louis B. Cahan, Harrisburg.
Kenneth R. H. Williams, Harrisburg.
Ralph I. Deihl, Paxtang.
Miss E. Relda Robb, Susquehanna Twp.
Gilbert B. Swan, Harrisburg.
Miss Helen S. Fitzpatrick, Williamstown.
Miss Mildred V. Adams, Harrisburg.
Sam's L. Mumma, Harrisburg.
Simon P. Bacastow, Harrisburg.
Miss Vernie Brinton, Harrisburg.
Lewis H. Lickel, Harrisburg.
Mrs. Helen M. Miller, Harrisburg.
Marko Kofalt, Steelton.
Homer C. Yingst, Harrisburg.
Harold N. Morgan, Harrisburg.
Charles W. Blosser, Harrisburg.
A. Hamilton Shader, Harrisburg.
Malvin S. Finton, Lykens.
Arthur W. Lebo, Harrisburg.
Mrs. Rita J. Suydam, Harrisburg.
Arthur V. Wagner, Harrisburg.
Miss Anna I. Bufflington, Gratz.
Mrs. Zola M. Conrad, Harrisburg.
Mrs. Anna B. Hidley, Harrisburg.
Walter W. Moul, Harrisburg.
Miss Margaret E. Rodenhiser, Harrisburg.
Roy B. Brightbill, Hummelstown.
Mrs. Frieda K. Kline, Harrisburg.
Miss Hyacinth M. Stringer, Harrisburg.
Jesse F. Rees, Harrisburg.
Homer L. Kreider, Harrisburg.
Charles M. Krout, Harrisburg.
Edward R. Donald, Harrisburg.
Mrs. Laura E. Fink, Harrisburg.
Edward E. Brink, Harrisburg.
Miss Anna T. Kedwin, Lykens.

DELAWARE COUNTY.

Harry P. Bell, Glenolden.
A. J. Levington, Upper Darby Twp.
John A. Davidson, Upper Darby Twp.
Miss Nanie D. Lee, Chester.
Ellsworth Dougherty, Jr., Rutledge.
Miss Anna A. Lalley, Chester.
William Charlton, Haverford Twp.
Miss Luella I. Lackmann, Tinicum Twp.
Stewart P. Clarke, Media.
Bruce W. Long, Media.
Harry B. Myers, Norwood.
Wm. M. Hunter, Chester.
Wm. A. Westley, Chester.
Paul L. Clarke, Media.
Carl McM. Crawford, Chester.
J. H. Clark, Glendolden.
Miss Mary M. Ward, Chester.
Mrs. Emma E. Lapeus, Upper Darby Twp.
R. S. McKinley, Jr., Radnor Twp.
Miss May C. Reese, Ridley Twp.
Thos. J. C. Kennard, Prospect Park.
Chas. H. Peacock, Jr., Upper Darby Twp.
John F. Dowling, Upper Darby Twp.
James H. Middleton, Marcus Hook.
Mrs. M. Elizabeth Ives, Chester.
Mrs. Rebekah W. Young, Lansdowne.
Mrs. Mary White Carr, Chester.
Jacob F. Meschter, Swarthmore.
John Lacusch, Chester.
Samuel M. Clark, Chester.
Edward B. Coolbaugh, Marcus Hook.
Ralph W. French, Haverford Twp.
George Schwartz, Upper Darby Twp.
Steele D. Gensemer, Swarthmore.
Frank W. Janney, Ridley Twp.
Edward L. Reigart, Norwood.
George T. Whitley, Chester Twp.
Eliot K. Stone, Radnor Twp.
F. A. Hayden, Jr., Haverford Twp.
Matt C. Fox, Jr., Media.
John H. Spackman, Rutledge.
John Dewees, Upper Darby Twp.
Alphonzo Sproul, Jr., Lansdowne.
Mrs. Ruby W. Snell, Darby.
Mrs. Helen C. Taylor, Lansdowne.
Lynn S. Prutsman, Chester.
Henry E. Hicken, Chester.
George K. Weigand, Chester.
Michael A. DiMedio, Chester.
Richard C. Bergeman, Darby.
Miss Orpha E. Ives, Chester.
Michael J. O'RoRurke, Upper Darby Twp.
Charles A. Elliott, Chester.
Thomas A. Curran, Chester.
Miss Florence . Long, Upper Darby Twp.
Miss Marion L. Reilly, Lansdowne.
Miss Iris Gorsuch, Upper Darby Twp.
Miss Pearl Bell, Chester.
George W. Cooper, Darby.
Mrs. Marie O. Ware, Chester.
James A. Moss, Chester.
Joseph M. Belak, Ridley Twp.
Bernard S. Eisenhuth, Upper Darby Twp.
Vincent A. Maron, Chester.
Frank S. Talarico, Haverford Twp.
Miss Margaret M. Battle, Chester.
William C. Jackson, Upper Darby Twp.
Calvin J. Poorman, Chester.
Hiram D. Pauling, Collingdale.
William S. Bittle, Swarthmore.

ELK COUNTY.

D. Scotti, Johnsonburg.
Miss Ellen V. Wittman, St. Marys.
A. E. Sloan, St. Marys.
Max F. Miller, Ridgway.
Henry A. Neiger, Horton Twp.
Frank G. Dahlquist, St. Marys.
Lyman H. Hammond, St. Marys.

ERIE COUNTY.

Miss R. M. Evans, Erie.
Mrs. Ida Bearle, Erie.
Miss C. L. Hammer, Erie.
Miss Blanche Cochran, Erie.
J. B. Held, Erie.
Frederick W. French, North East.
J. Reed Craig, Erie.
Mrs Mina. L. Harris, Albion.
E. S. Fisher, Erie.
Taylor Tome, Erie.
Mrs Helen A. Watson, Erie.
Mrs Gertrude E. Wilcox, Girard.
M. L. Stancuiff, Erie.
F. A. Lloyd, Girard.
Charles K. Stephany, Erie.
Harold D. Gorman, Erie.
Valentine Murray, Erie.
R. H. Douglas, Erie.
Miss Ruth L. Brebner, Erie.
Miss Besse C. Tunison, Erie.
Mrs Emma E. Sexton, Union City.

Miss Eugenia Mszanowski, Erie.
Edward A. Miles, Erie.
Miss Harriett G. Dalton, Erie.
George Allen Miller, Erie.
John J. Galbo, Erie.
Miss Julia Zaborowski, Erie.
Mrs. Lois C. Bullock, Erie.
Miss Marie A. Miller, Erie.
Joseph C. Osborne, Corry.

FAYETTE COUNTY.

I. N. Cooper, Fayette City.
Harman Warhaftig, Masontown.
J. A. Trimbath, Uniontown.
Harrison C. Price, Uniontown.
G. B. Hopwood, Redstone Twp.
F. W. Gibson, Uniontown.
Clarence H. Hummel, Perry Twp.
Ernest E. Coffman, Menallen Twp.
Mrs. Rose Steinman, Fayette City.
Mrs. Mary M. Devan, Uniontown.
W. J. Hausman, Dunbar.
Elmer E. Hill, Redstone Twp.
William A. Crow, Smithfield.
Mrs. Etta M. Inks, Fairchance.
C. G. Gonder, Saltlick Twp.
Edward Breakwell, Washington Twp.
Miss Bertha L. Darby, Uniontown.
Miss Iola Osborne, Uniontown.
Charles Ualo, Redstone Twp.
Playford Boyle, Uniontown.
Searight R. McCormick, Uniontown.
Clyde B. Miller, Uniontown.
Mrs. Nell D. Miller, Uniontown.
Owen J. Hugh, Georges Twp.
Thomas Poletz, Uniontown.
John T. Byers, Uniontown.
Warren G. Dunaway, Fairchance.
Fred J. Shullerman, Uniontown.
Frank A. Grounds South Brownsville.
Ira W. Crock, Georges Twp.
Milton M. Darby, Fairchance.
Samuel R. Evans, Jr., Brownsville.
James J. Ryland, Connellsville.
Lewis K. Williams, Nicholson Twp.
Miss Alice Gilmore, Uniontown.
Miss Anna Blanche Cottom, Uniontown.
Sidney I. Jobes, Luzerne Twp.
James Neill, Uniontown.
Miss Ellen E. Murray, Uniontown.
Miss Cordelia W. Loughead, Uniontown.
Frank B. Gosnell, Uniontown.
Wray T. Laird, Vanderbilt.
Charles J. Levin, Uniontown.
Earl T. Chamberlain, Uniontown.
Bryan Christapher, Masontown.
W. Robert Crawford, Uniontown.
Walter J. Storey, Uniontown.
Miss T. V. Patterson, Fairchance.

FOREST COUNTY.

Charles R. Daubenspeck, Tionesta.
Mrs. Mabel F. Henderson, Kingsley Twp.

FRANKLIN COUNTY.

Henry R. Black, Greencastle.
Roy E. Friedly, Waynesboro.
David R. Fogelsanger, Chambersburg.
Howard B. McNulty, Chambersburg.
J. Raymond Stover, Waynesboro.
Miss Beulah Lyon, Chambersburg.
Alva W. Kuhn, Waynesboro.
Mrs. Zella G. Hoffman, Waynesboro.
Mrs. Bess E. Henninger, Chambersburg.
Harry A. Miller, Chambersburg.
Fred H. Stahl, Mercersburg.

GREENE COUNTY.

J. L. Rea, Carmichaels.
J. S. Kennedy, Perry Twp.
L. E. Zerbe, Rices Landing.
Miss Lucy Carroll, Waynesburg.
W. H. Faddis, Rices Landing.
Jno. T. Goodwin, Waynesburg.
B. A. Wilson, Waynesburg.
John J. Checkhart, Greensboro.
John R. Conklin, Waynesburg.
John Carl Headlee, Franklin Twp.
Hal B. Church, Waynesburg.
Miss Rhetta South, Waynesburg.
Miss Beatrice C. Dole, Waynesburg.
D. Herman Roberts, Waynesburg.

HUNTINGDON COUNTY.

D. S. Drake, Huntingdon.
Walter C. Kirman, Mount Union.
Carl S. Hagerty, Alexandria.
Allen S. Snyder, Hopewell Twp.

INDIANA COUNTY.

Robert A. Clawson, Blairsville.
Joseph P. Dalessio, South Mahoning Twp.
John F. Johnston, Saltsburg.
Paul Pezzuti, Jacksonville.
Vinton D. Amond, Young Twp.
W. H. McQuilkin, Kent.
W. G. Thomas, Green Twp.
M. A. Federinko, Indiana.
H. D. Creps, Indiana.
J. Albert Flickinger, Homer City.
C. W. Barr, Marion Center.
John A. Fatora, Blairsville.
Miss Annabelle McGinity, Blairsville.
Chas. L. Bence, Green Twp.
Arch Catalano, Canoe Twp.
Michael J. Gresco, Green Twp.
W. Ralph Cummings, Blairsville.

JEFFERSON COUNTY.

H. Russel Martin, Punxsutawney.
Leland D. Mowrey, Punxsutawney.
Peter P. Jurchak, Punxsutawney.
Miss Nellie B. Butler, Brookville.
Ray Lockwood, Punxsutawney.
Burt S. Burns, Reynoldsville.
Frank R. Murray, Reynoldsville.
Miss Nan C. Wilson, Punxsutawney.
Q. A. Stumpf, Brookville.
Arthur F. Youngdahl, Brockwayville.

JUNIATA COUNTY.

F. W. Cupp, Mifflintown.

LACKAWANNA COUNTY.

Miss Edith McIntyre, Scranton.
Mrs. Dolly O'Dea Barett, Scranton.
Thomas P. Hevers, Carbondale.
Miss Sarah C. Vesey, Scranton.
Mrs. Harret B. Stevens, Scranton.
Miss Mary A. Rendle, Scranton.
Charles W. Buck, Scranton.
Francis B. Heyden, Scranton.
Gerald A. Kelleher, Scranton.
Matthew D. Mackie, Scranton.
J. A. Frantz, Scranton.
Miss Kathryn Healey, Scranton.
Edison Dippel, Archbald.
Zigmunt Strznewsky, Throop.
Geo. P. Masters, Fell Twp.
Howard S. Townsend, Clerk's Summit.
Nicholas J. Schmucker, Scranton.
Daniel Young, Scranton.
John J. Butler, Dunmore.
Thomas A. Garvey, Carbondale.
Miss Ida H. Nape, Scranton.
Martin Gramigna, Scranton.
Robert B. Lewis, Scranton.
Miss Loretta C. Murray, Scranton.
James Beardell, Dunmore.
Miss Catherine E. Gustaitis, Scranton.
Ralph J. Histed, Carbondale.
Karl P. Conrad, Scranton.
Milton J. Kolansky, Carbondale.
Bruce E. Stanton, Scranton.
Louis J. Sofka, Scranton.

Herbert S. Jones, Scranton.
Cromwell W. Oliver, Scranton.
Floyd C. Waltz, Scranton.
Miss Mary Davies, Scranton.
Russel M. Shepread, Carbondale.
W. C. Sutcliffe, Scranton.
Robert E. Dolphin, Scranton.
Michael F. Spellman, Scranton.
Joseph L. Donnelly, Scranton.
Edward A. Muldowney, Scranton.
James F. McCabe, Carbondale.
Miss Madalin A. Tate, Carbondale.

LANCASTER COUNTY.

B. E. Oliver, Lancaster.
Ira R. Herr, Elizabethtown.
Samuel W. Gramm, Lancaster.
Geo. L. Butts, Lancaster.
G. B. Hetrick, Lancaster.
J. A. Forrest, Lancaster.
C. Earl Todd, Fulton Twp.
T. C. Evans, Drumore Twp.
Robert Ruppin, Lancaster.
John F. Ripple, Lancaster.
Harry W. Hilton, Lancaster.
Andrew S. Leibfried, Lancaster.
Norman R. White, East Donegal Twp.
Andrew E. Shimp, East Cocalico Twp.
Wm. E. Morton, Lancaster.
Phares B. Stehman, West Hempfield Twp.
Clyde S. Eshleman, Martic Twp.
Miss M. Ada Schnerer, Lititz.
Frank A. Myhre, Lancaster.
C. W. Passmore, Lancaster.
Frank B. Kreider, Lancaster.
Raymond D. Shearer, Lancaster.
Charles Dewey Troop, Lancaster.
Miss Mabel L. Lefevre, Lancaster.
Miss Jeanette M. Montgomery, Lancaster.
Noah S. Myers, Lititz.
Frank H. Gable, Lititz.
M. M. Garman, Lititz.
Levi B. Smith, Lancaster.
Chas. R. Cooper, Upper Leacock Twp.
Mrs. Ida W. Daum, Lancaster.
Paul E. Mohler, Ephrata.
Miss M. C. Dinkelberg, Lancaster.
Mrs. Anna E. Davis Mumma, Lancaster.
Simon P. Engle, Elizabethtown.
Ralph B. Fleisher, Columbia.
Charles A. Reinhart, Columbia.
William Tobin Kline, Lancaster.
I. E. Shoop, Elizabethtown.
Warren M. Witmer, Lancaster.
Miss Esther L. Groff, Lancaster.
David W. Herr, Lancaster.

LAWRENCE COUNTY.

E. A. Burr, Ellwood City.
Miss Lena Green, New Castle.
V. I. Mandich, Bessemer.
Robert W. Gettings, New Castle.
Miss Anna M. Burns, New Castle.
R. B. Proctor, New Castle.
Charles C. Rawlins, New Castle.
R. R. Throop, Bessemer.
Orville Brown, New Castle.
A. C. McCoy, New Castle.
J. H. Throop, New Castle.
S. E. Whieldom, New Castle.
Lee R. Gordon, New Castle.
G. F. Moser, Neshannock Twp.
Mrs. M. P. Strhecker, Enon Valley.
S. F. Ziolkowski, New Castle.
Mrs. Sarah J. Thompson, New Wilmington.
Julius Blaha, New Castle.
James L. Fink, New Castle.
Charles V. Patton, Ellwood City.
C. Ed Brown, New Castle.
Van C. Carr, Elwood City.
Chas. A. Hillier, New Castle.
Richard S. Kissinger, New Castle.
Wilbur J. Baer, New Castle.
Clyde M. Whittaker, New Castle.
Angelo J. Casacchia, New Castle.
Tarquin Marziano, Ellwood City.

LEBANON COUNTY.

Miss Hilda I. Wenrich, Lebanon.
Clarence J. Speicher, North Cornwall Twp.
Miss Anna F. Bowman, Lebanon.
Simon W. Bowman, Palmyra.
Mrs. Earla M. Kurtz, Lebanon.
Miss Ruth S. Maguire, Lebanon.
Reuben F. King, Lebanon.
Harry R. Wolfersberger, South Londonderry Twp.
Miss Gertrude Brandt, Lebanon.

LEHIGH COUNTY.

Miss Katherine Kramlich, Allentown.
Miss Anne H. Allebach, Allentown.
Miss Mildred R. Kleppinger, Allentown.
Bryan W. Laros, Allentown.
Ernest K. Ziegler, Allentown.
Mrs. Estella V. Bennighoff, Allentown.
Lloyd Wilman Wieder, Allentown.
H. M. Walbert, Emaus.
Earl T. Cyphers, Allentown.
Miss Violet E. DeRoner, Allentown.
Wilson J. Keiser, Allentown.
William J. Heilman, Allentown.
Mrs. Beulah Huff, Coplay.
Elmer F. Miller, North Whitehall Twp.
Frank K. Haring, Coopersburg.
Frank G. Vargo, Allentown.
H. Clay Heintzleman, Allentown.
Elmer F. Hoffman, North Whitehall Twp.
Oliver J. Gross, North Whitehall Twp.
Charles L. Poust, Allentown.
Charles Y. Haring, Allentown.
Ralph G. Hartzell, Allentown.
Miss Elise E. Witthuhn, Allentown.
Alex Poloskey, Allentown.
Harry Pypiuk, Allentown.
Mrs. Blanche M. Smith, Allentown.
Miss Cora I. Pry, Allentown.
August S. Hohl, Catasauqua.
Harry S. Landis, Allentown.
Harvey N. Oplinger, Allentown.
William R. Shaffer, Allentown.
Myron, John Fetzer, Allentown.
Mrs. Bess M. Quier, Allentown.
Fred W. Schlegal, Allentown.
Miss Sadie L. Guth, Allentown.
Miss Ruth N. Kleppinger, Allentown.
Miss Lelia A. Weiss, Allentown.
Miss Emile J. Diefenderfer, Whitehall Twp.
Walter C. Ruthhart, Bethlehem.
P. Francis McFadden, Allentown.
Miss Margaret E. Hauser, Allentown.
Harvey G. Helfrich, Whitehall Twp.
Miss Margie I. Wagner, Allentown.
Leslie Arvay, Allentown.
Miss Viola M. Christian, Allentown.

LUZERNE COUNTY.

Floyd A. Dymond, Wyoming.
John L. Phillips, Plymouth.
Miss Emile M. Thomas, Wilkes-Bare.
Harry Olewine, Hazleton.
Merritt A. Smith, Hazleton.
Neil B. McCroarty, Wilkes-Barre.
Floyd J. Anderson, Lake Twp.
Miss Anna L. McLaughlin, Wilkes-Barre.
Miss Irene D. Kemmerer, Wilkes-Barre.
Lawrence J. Casey, Kingston.
C. Miner Aylesworth, Nanticoke.
Bert H. Jones, Wilkes-Barre.
Charles V. Mains, Plymouth.
Miss Margaret C. Garrity, Wilkes-Barre.
John L. Estock, Nanticoke.
Stanley B. Jones, Nanticoke.
Stephen M. Koval, Kingston.
G. John Burger, Freeland.
Miss Armede Burozzi, Newport Twp.

G. B. Edgar, Ashley.
O. H. Phillips, West Pittston.
Robert L. Gilchrist, Wyoming.
Benjamin F. Williams, Hanover Twp.
Joseph F. Katkowski, Pittston.
Arthur L. Dymond, Wilkes-Barre.
John H. Bonin, Hazleton.
Jesse R. Williams, Wilkes-Barre.
Philip P. Kane, Wilkes-Barre.
James C. Dougherty, Hanover Twp.
F. M. Garrahan, Dallas.
Miss Frances Onolee Krisher, Wilkes-Barre.
James Mogavero, Pittston.
Joseph D. O'Donnell, West Hazleton.
J. W. Owens, Plains Twp.
Miss Marguerite Whitman, Wilkes-Barre.
Vincent F. Lupco, Nanticoke.
Thomas Wm. A. Thompson, Wilkes-Barre.
E. S. Czechowcz, Nanticoke.
Miss Mary A. McAndrew, Wilkes-Barre.
Miss Margaret E. Miller, Pittston.
T. J. Varhely, Wilkes-Barre.
M. Breach Curwood, Shickshinny.
Edward Stein, Wilkes-Barre.
F. H. Chapin, Kingston.
Miss Reba Campbell, Pittston.
Albert E. Redlhammer, Kingston.
Robert P. Shudle, Wyoming.
Miss Blanche Krzywicki. Jenkins Twp.
Miss Mary E. Jacques, Pittston.
Miss Katheryne M. Fluegel, Wilkes-Barre.
Leo. B. Corgan, Luzerne.
John T. Runyan, Nanticoke.
John A. Conway, Wilkes-Barre.
Mark M. Glahn, Kingston.
Miss Katherine C. Harmon, Wilkes-Barre
Robert J. Doran, Wilkes-Barre.
William J. Williams, Kingston.
Paul J. Hagan, Kingston.
A. J. Ellsworth, Kingston.
Thomas H. Richards, Hazleton.
Mrs. Marion S. Bradshaw, Wilkes-Barre.
Olin W. Evans, Wilkes-Barre.
R. E. Bowkley, Pittston.
Arthur T. Norman, Shickshinny.
Miss Anna D. Koons, Wilkes-Barre.
Miss Pauline Ziller, Wilkes-Barre.
C. S. Callahan, Wilkes-Barre.
Geo. P. Teel, Wilkes-Barre.
James Masanotti, Wilkes-Barre.
Miss Nola D. Jezorek, Nanticoke.
Miss Martha J. Zepecki,. Wilkes-Barre.
William E. Llewellyn, Wilkes-Barre.
John K. Walsh, Pittston.
Miss Helen Frank, Hazleton.
Miss Magaret G. Katch, Hazleton.
Miss Rosina Kitchener, Wilkes-Barre.
William R. Anderson, Shickshinny.
Miss Catherine B. Forve, Wilkes-Barre.

LYCOMING COUNTY.

Fred B. Wetzel, Williamsport.
F. E. Whiting, Williamsport.
Elmer L. Messner, Williamsport.
A. Z. Young, Montoursville.
Calvin E. Ziegler, Williamsport.
Rollin C. Bartlow, Muncy.
Miss Catherine M. Evans, Williamsport.
Mrs. Besse L. Bonhoff, Williamsport.
Miss Gladys Edsall Goodman, Williamsport.
Carl W. Herdic, Williamsport.
Miss Lillian M. Hyman, Williamsport.
Walter S. Colt, Williamsport.
Ralph M. Hyle, Williamsport.
George W. Talley, Williamsport.
O. W. Good, Jr., Williamsport.
Miss Edna Melhuish, Picture Rocks.
Philip G. A. deLaBrie, Williamsport.

McKEAN COUNTY.

Miss Mary C. O'Connell, Bradford.
Mrs. Bessie F. Sikler, Bradford.
Miss Helen Cowan, Bradford.
Ralph M. George, Bradford.
Frank C. Whitling, Smethport.
E. Eugene Engstrom, Mt. Jewett.
Miss Naomi M. Comes, Smethport.
J. G. Drehmer, Bradford.
Mrs. Margaret H. Bunce, Kane.
Miss E. Terrell, Bradford.
Ray J. Gerry, Bradford.
Miss Fransue Day, Bradford.
Miss Winifred Coffey, Bradford.

MERCER COUNTY.

J. O. Moses, Sharon.
John J. Buday, Sharon.
Earl B. Minnis, Sandy Lake.
Miss Ruth M. North, Greenville.
Mrs. Gladys Lowry, Grove City.
Gerald C. Dixon, Sharon.
Miss Anna B. Brunton, Grove City.
Earl L. Moon, Grove City.
Miss Nora Mundorf, Farrell.
D. A. Zuschlag, Farrell.
W. J. Daly, Farrell.
Mrs. Anna Green, Sharon.
Mrs. O. C. Luckey, Jr., Farrel.
Sol J. Gully, Farrell.
George F. Reznor, Sharon.
Miss Vera Belle Paxton, Grove City.
Wm. R. Pool, Sharon.
Frank M. Kelly, Sharpsville.
Miss Rebecca A. Bennett, Sharon.

MIFFLIN COUNTY.

Robert B. Grubb, Lewistown.
Boyd S. Kratzer, Armagh Twp.

MONROE COUNTY.

Miss Nora C. Cramer, East Stroudsburg.
Mrs. Violet Hallett Price, Barrett Twp.
Miss Florence E. Shimer, Stroudsburg.
Gilbert E. Barthold, Hamilton Twp.
Allen K. Beers, Strousburg.
Francis J. Smith, Coolbaugh Twp.
F. M. Marvin, Pocono Twp.

MONTGOMERY COUNTY.

Edward Davis, Lower Merion Twp.
Miss Julia A. Droescher, Jenkintown.
Joe Scargill, Lower Merion Twp.
John Paul Hitner, Norristown.
Frank V. Fayant, Lower Merion Twp.
Francis W. McDermott, Conshohocken.
Nelson P. Wilson, Bridgeport.
Russell J. Brownback, Norristown.
Miss Cecelia A. McMenamin, Cheltenham Twp.
John Joseph Cain, Pottstown.
Aloysius M. Carr, Lower Merion Twp.
John Valerio, Norristown.
Morris Werther, Pottstown.
Harry Butera, Norristown.
Austin E. Hartzell, Narbeth.
Mrs. Edna Mae MacNair, Hatboro.
Charles S. Rhoads, Pottstown.
Mrs. Bertha M. Wright, Royersford.
Charles W. McGinnis, Lansdale.
Mrs. Anna E. Guilbert, Norristown.
Allen T. Keely, Norristown.
Miss R. Grace Ridpath. Abington Twp.
Graham J. Fling, Cheltenham Twp.
Edward W. Grun, Cheltenham Twp.
John A. Sabol, Upper Providence Twp.
Everett H. Sieberg. Ambler.
James G. Cornog, Upper Merion Twp.
C. Harper Halfmann. Abington Twp.
Francis J. Mullin, Norristown.
Romanus Fellman, Norristown.
Frank C. Hiltner, Conshohocken.
Miss Sara C. Scheetz, Lansdale.
Elmer A. Thomas. Cheltenham Twp.
J. M. Clark. Noristown.
James E. Maguire, Conshohocken.
Mrs. Mildred H. Zengel, Lower Merion Twp.
John S. Diamond, Narbeth.

Horace R. Freeston, Cheltenham Twp.
Ralph E. Romberger, Norristown.
Richard H. Scheffey, Pottstown.
Henry F. Whittaker, Lower Merion Twp.
Elmer J. Jackson, Pennsburg.
Robert T. Murphy, 3rd Abington Twp.
James Herbert Egan, Norristown.
Mrs. M. H. Woodward, Lower Merion Twp.
J. Baird Caldwell, Narbeth.
Walter E. Bachmann, Abington Twp.
Charles A. Differ, Bridgeport.
Miss Elsie M. Siebert, Upper Moreland Twp.
J. Roscoe Anders, Lansdale.
Mrs. Sara F. Hanes, Ambler.
Oliver H. Jackson, Ardmore Lower Merion Twp.
Miss Bessye A. Nye, Norristown.
Miss Margaret M. Whitacre, Pottstown.
Miss Edna M. Breuninger, Jenkintown.
Patrick J. Hannefy, Pottstown.
Laurence R. Stevenson, Lower Moreland Twp.
Louis G. Bacher, Norristown.
Nicholas R. Borzillo, Norristown.
James J. O'Connell, Cheltenham Twp.
Samuel A. Baron, Rockledge.
Mrs. Amanda Hildenbrand, Norristown.
Frank A. McCrady, Jr., Lower Merion Twp.
Robert C. Ross, Upper Dublin Twp.
Mrs. Martha M. Lau, Pottstown.
David A. Fithian, Pottstown.
George E. Moyer, Hatfield Twp.
Jas. D. Chatterton, Abington Twp.
Ira H. Derck, Lower Merion Twp.
Miss Elizabeth T. Moore, Conshohocken.
Oliver Trill, Lower Merion Twp.

MONTOUR COUNTY.

Rancy Houghton, Anthony Twp.

NORTHAMPTON COUNTY.

Frank Fritsch, Easton.
John R. Barrett, Bethlehem.
Mrs Ethel W. Keiper, Easton.
Harold J. Herster, Easton.
Paul E. Lentz, Northampton.
Robert E. Smith, Pen Argyl.
Albert Caning, Bethlehem.
Floyd R. Kiecer, Easton.
Allen L. Buskirk, Wind Gap.
P. E. Wagner, Easton.
Henry J. Rueter, Bethlehem.
Verne Arnts, Bangor.
Oscar Ewan, Palmer Twp.
Thomas R. L. Jones, Glendon.
F. W. Seibler, Stockertown.
Howard A. Hoch, Sr., Bethlehem.
Thos. H. Jewell, Jr., Pen Argyl.
Miss E. M. Catilla, Bethlehem.
Samuel L. Getter, Bethlehem.
Mrs. Helen G. Hertwig, Bethlehem.
Miss Claire G. LaVelle Easton.
Edward Sylvester, Northampton.
H. T. Updegrove, Easton.
Miss Blanche H. Hufnagel, Easton.
Mrs. Cora A. Roth, Bethlehem.
Clayton R. Smith, Bangor.
Daniel L. McCarthy, Bethlehem.
Claire A. McGuire, Easton.
Louis Odenwelder, Easton.
James B. Reilly, Easton.
John M. Benko, Catasauqua.
John F. Dietz, Easton.
Frank G. Helms, Easton.
Miss Mae Whitehead, Bethlehem.
Miss Mary E. Bernd, Bethlehem.
Mrs. Helen G. Conover, Easton.
Anthony Rumore, Easton.
Miss Edith E. Truchsess, Easton.
Lloyd J. Groner, Bethlehem.

NORTHUMBERLAND COUNTY.

William Field Shay, Watsontown.
Jay H. Wagner, Watsontown.
Patrick F. McMenamin, Shamokin.
W. J. Tracy, Mount Carmel.
Earl M. Roush, Sunbury.
James Avellino, Kulpmont.
Robert M. Fortney, Shamokin.
W. S. Minnier, Sunbury.
Howard J. Engle, Herndon.
M. J. O'Connor, Zerbe Twp.
Joseph Parenzan, Coal Twp.
Miss Ethel M. Zimmerman, Shamokin.
H. Mark Bealor, Shamokin.
Andrew M. Pipa, Marion Heights.
Miss Josephine E. Bobkowski, Shamokin.
W. E. Keiper, Shamokin.
Russell E. Hawk, Milton.
Willard A. Christain, Shamokin.
Walter J. Glowa, Shamokin.
Harris O. Renninger, Shamokin.
Mrs. Ethel M. Gaul, Zerbe Twp.
John P. Clauser, Jr., Kulpmont.

PERRY COUNTY.

Ralph B. Kell, Blain.

PHILADELPHIA COUNTY.

Thomas A Grady.
Edward Kaufman.
Elmer G. Koch.
C. Raycroft Patterson.
Joseph F. Shaw
Lewis Shotz.
Bernard Treegoob.
Stanley A. Walters
Miss Nettie Bussinger.
Miss E. Pauline Duplessis.
Walter H. Fenimore.
James N. Flanagan.
Harvey F. Garrigues.
Francis J. Lambert.
Harry W. Rommel.
Albert Byrom.
Maurice K. Cornblatt.
Joseph A. Decker.
Miss Minnie Hillpot.
H. A. Lang.
Raymond R. Sonneborn.
Harry J. Altman.
Harry K. Clair.
Herbert Elmer.
George Thompson Fritz.
Jacob L. Gillon.
M. F. Gormley.
James T. Keating.
Joseph L. Loftus.
Ralph G. Michener.
Miss Nettie R. Moyerman.
John S. Oberly.
M. R. Paltin.
Wm. F. Valentin.
Geo. H. Hankins.
Louis J. Herbets.
Russell C. Hoffman.
Miss A. V. Holmes.
Miss Elizabeth A. Lewis.
Miss Florence E. Loux.
George F. Lowenchal.
James N. McCarrick.
Frank Burwell.
Joseph P. Gallagher.
George W. Kane.
Edmond A. Sexton.
Mrs. Ida Berry.
John J. Conelogue.
George S. Dannenhauer.
Charles B. Ester.
Horace T. Fries.
Miss Agnes Geraghty.
Basil G. Hepburn.
Miss Marguerite J. Miller.
Maurice M. Peppleman.
William G. Rowe.
Charles W. Baldwin.
Thomas Bruno.
Norman S. Gotwals.

Miss May T. Miller
Delaware C. Patterson.
E. Victor Allen.
Charles Amato.
Russell Blood.
Fedele Corelli.
H. Wilmer Creamer.
Samuel Huberman.
Jacob S. Kuntz.
Albert E. Leonard.
Morris LeVine.
Alexander Phillips.
Miss Marion C. Smullen.
Mrs. Clara Weiman.
Thomas Leighton Donaghy.
John M. Duff, Jr.
Harry A. Guy.
Maurice Haas.
Isaac Halperin.
Thomas Kealey, Jr.
Walter Kostetski.
Harry A. Max
Harry Packman.
John W. Speller.
Samuel Uram.
Maurice Weinberg.
Harry H. Weinberger.
Frank C. Bittner.
Robert E. Frisch.
Clinton H. Gump.
Mrs. Helen B. Hogeland.
Miss Helen S. Jacoby.
Miss Katherine Jones.
Edwin T. Lister.
Joseph Newberg.
Harry M. Orloff.
Harry A. Orner.
Maurice L. VanZandt.
Bernhard M. Bloom.
Harry O. Boreth.
Miss Amelia B. Fink.
Millard K. Goe.
David Lackier.
Albert A. Teitell.
Maurice F. Townsend.
Edward Winters.
George M. Colesworthy.
Joseph J. Menagh.
Walter S. Pytko.
Miss Marie L. Baxter.
James W. Benner.
Mrs. Emmeline J. Duncan.
Herman S. Gansz.
Mrs. Sadie A. Hackett.
John J. Harrington, Jr.
John H. Hibbert.
William A. Klaus.
Joseph Rakosky.
Louis Biederman.
Charles Blumberg.
Julian A. Chimes.
Harry J. Connell.
Thomas J. Downey.
Joseph I. Fliegelman.
Louis R. Gerber.
S. Raymond Harlan.
Walter Jones Harmer.
John J. Maioriello.
Miss A. Frances Mayer.
R. C. Pitts.
Joseph E. Pomerantz.
Eugene D. Salus.
Wm. B. Schwartz.
Henry R. Smith.
John Joseph Stapletor.
John Uhl.
Jacob Auerbach.
Samuel Bayer.
Francis J. Gordon.
Harry L. Hackett.
W. H. Howett, Jr.
R. Lehman Margerum.
Thomas W. Montague.
Louis B. Necowitz.
Miss Mary R. Noe.
Samuel E. Perelman.
Joseph M. Price.
Reynold C. Tropman.
Walter H. Wright.
Arthur Freeston.
Fred A. Funk.
Robert A. Kolb.
Miss Evelyn H. McCracken.
Milton Rabinowitz.
M. C. Werson.
William C. Yerger.
Ben L. Johnson.
Miss Ethel M. Lightner.
Joseph S. Maher.
Harry G. Skerrett.
Joseph C. Welsh.
David Altzman,
Theodore W. Colyer.
Herman M. Gordon.
Joseph Hutchinson.
Lewis J. Jaffee.
Roy D. Mathews.
George S. McGill.
J. George Black.
Henry N. Cocker.
Samuel Floman.
Stephen Haas.
William A. Hammeke.
A. Sidney Jenkins.
Horace A. C. Kopp.
Miss Moselle Maas.
Patrick A. Maguire.
C. Holmes Martin.
William I. Sirkin.
Morris Wolkof.
Carl M. Bickert.
Milton L. Biehm.
John A. Blessing.
H. V. Coulston.
J. Walter Desher.
John M. Knight.
Miss Anna G. Lane.
Harry Rosenblum.
Otto R. Senese.
Angelo Signorelli.
Louis Silverman.
J. V. Yarnall.
Miss Yetta I. Bergman.
Mrs. Florence W. Butler.
Pietro DiPietro.
Oscar M. Gebelein.
Frederick W. Hoffman.
Kevy K. Kaiserman.
Benjamin Klebanoff.
Emil Otto Kraemer.
Robert S. Landergin.
Thos. E. McMenamin.
Miss Myrabel E. Port.
F. Earl Reed.
Miss Louise Staudenmayer.
George Francis Warner.
Herman S. Zahn.
Frederick E. Aronson.
Miss Anastasia M. Barrow.
Charles E. Bell.
George W. Binley, Jr.,
Joseph J. Cox, Jr.
Geo. E. Deuser.
W. M. Duers.
Francis X. Everman.
Frank T. Gormley.
George W. Heisley.
Miss Katheryn H. Kerner.
George V. Mitchell.
Irvin Mitchell.
Morton Newmayer.
Miss Edna E. Price.
J. Frank Quinn.
Harry P. Reed.
Max Rubin.
Benjamin Weckerly, Jr.
Claus J. Anderson.
Elmer F. Burns.

Miss Edna Noble Craven.
John H. Davenport.
Maurice D. Fite.
Miss Hazel Francis.
Miss Margaret E. Geary.
Nicholas A. Guida.
Paul C. Hamlin.
Miss M. A. Hirschfeld.
Michael Incollingo.
Paul E. Krause.
J. Desmond Langan.
C. Brewster Russell.
William G. Betzner.
Jos. H. Biben.
Nelson T. Brown.
Anthony DiPietro.
William Douglass.
Linton C. Fisher.
Miss Mary V. Friel.
Tyson D. Hendricks.
Charles A. Papa.
L. I. Rabinowitz.
David Rosen.
Aaron Rosenblatt.
Dallas H. Bastian.
Miss G. Becker.
Thomas J. Carrigan.
Maxwell Forman.
Louis T. Kuebler.
Miss Clara G. Lafferty.
Miss Lida A. Marren.
Joseph V. Martinelli.
Samuel Park.
Miss W. A. Schrader.
Louis L. Tartus.
Earl Robert Walton.
Peter Curreri.
Miss Marie M. Dettmar.
Charles Spencer Downing.
Leanord B. Friedman.
M. L. Goldish.
Thos. C. Cormley.
Oliver R. Holloway.
James E. McCalmont.
Joseph A. McCann.
Bernard J. McClone.
Louis Pollack.
Nick Charles Prismon.
William C. Scull.
Miss Sarah W. Wilson.
Paul A. Feldman.
Henry C. Forschner.
Miss Celestine C. Lacovara.
John H. Lebick.
Charles R. Sykes.
J. E. Alexandre.
Mrs. Anna C. Barden.
Harry F. Beck.
John L. Choplinski, Jr.
Miss Mary C. Condron.
John F. Connor.
Abraham Edelstein.
Miss Edna B. Guernsey.
Mrs. Elizabeth Hildebrand.
Abraham Kasakow.
Albert W. Kauderer.
Miss E. T. McClellan.
Archibald A. Pirollo.
C. Melven Rose.
I. A. Schwartz.
Mrs. Elizabeth R. Welch.
James Allen.
H. O. J. Childs.
Miss Mabel J. Fishburne.
Samuel L. McGuckin.
Miss Emma F. Rotan.
George T. Sale, Jr.
Allen I. Schwartz.
S. J. Segal.
Rudolph C. Sternelle.
Ernest L. Torrington.
Walter R. Winterbottom.
Mrs. Mae Ackenhausen.
Leon E. Harvey.
Miss Eugenia Haslein.
John F. Maguire.
John P. Stuhltrager.
E. T. Dudley.
Isaac Gold.
Miss Lillyan F. Grob.
Miss Ida E. Harpel.
Miss Elinor S. Lutes.
Robert C. Mackay.
Miss Mabel E. Mattson.
Miss Mary A. Murphy.
Jacob Teitelbaum.
Jacob Tentzer.
Miss Huldah Burger.
William D. Curly.
Frederick L. Horlander.
Anthony T. Mita.
Gustave C. Pace.
Joseph Parks.
Joseph Petaccio.
Maurice Polis.
Donald V. Redding.
Joshua R. Serfass.
William Powell Spohn.
Joseph Campbell.
Moris Koslovsky.
Clarence B. Marriott.
Miss Henrietta Schatz.
Miss Mary E. Atkinson.
Alex S. Berkovitz.
L. W. Hirsch.
Miss Myrtle H. Jolly.
William L. King.
William G. Schick.
Charles F. Sober.
Miles M. Young.
John A. Carney.
Miss Frances Duffy.
Wm. C. Goodwin.
Chas. F. Kiley.
J. Sidney Laner.
Harry A. Palmer.
Miss Minnie Shugar.
Mrs. Josephine C. Soper.
George L. Delker.
Frothingham B. Falkner.
Geo. J. Fliegelman.
C. Harry Heinz.
Isadore Klein.
Williard W. Maar.
H. F. Rhoads.
Mrs. Miriam R. Rush.
N. W. Shellenberger.
Edward V. Barrett.
Joseph Edward Cohen.
Samuel A. Grimshaw.
Francis X. Hartman.
James W. Page.
I. Gordon Peterson.
Herman Aronovitz.
James Francis Collins.
Owen K. Kimbel.
Herbert B. Middleton.
Fuentes Phipps.
Joseph H. Waldman.
Miss Anna M. Ferry.
Joseph Freed.
Rowland Maslin.
Geo. R. Reinsel.
Harry Romm.
Miss Ethel E. Auffinger.
Harry W. Bickerhardt.
V. P. Corcoran.
William Frederick Koch.
John L. Lanahan.
Miss M. J. Logan.
Edward F. Schemm.
Jas. V. Cavileer.
Walter J. Hessdoerfer.
Chas. A. Hild.
James F. McClellan.
Joseph A. Taylor.
Miss Anna E. Baird.
Miss Edith M. Brower.

Albert Elkan.
Frank E. Fitzpatrick.
Wm. C. Hall.
John H. Kelley.
Gerhard A. Markmann, Jr.
E. H. McBride.
Mrs. Helen K. Edwards.
Louis Entin.
Miss Helen A. Moran.
Miss Julia A. Palmer.
Miss Mollie Smolen.
H. Louis Solomon.
Mrs. M. Louise Woodruff.
Linton H. Fish.
Edwin F. McGrilis.
Clement C. O'Rourke.
Miss D. F. Riess.
Miss M. T. Snyder.
George E. Tracy.
William A. Bradley.
John J. Carrol.
Mark T. Diluzio.
Joseph P. Farrelly.
Benjamin Frankel.
James B. McKenna.
John Sherman.
Harry Weisfeld.
Miss Helen V. Wilson.
Walter R. Charles.
Miss Katherine K. Foster.
Carroll Gallagher.
Miss Elsie G. King.
Chas. Kurz.
Hyman Lebovitz.
Mrs. Mary H. Rapp.
Miss E. D. Rudolph.
Morris Weiss.
Meyer M. Weissman.
Miss Mabel L. Wiest.
George G. Boraske.
William F. X. Doyle.
Peter Hornbach.
Harry Lasky.
John J. McLean.
Thomas J. O. Neill.
James J. Byrne.
Jacob Fisher.
Miss Nellie M. Creth.
Samuel L. Hooven.
E. Wilson Kalbach.
Louis Karstaedt.
H. P. LaFountain.
Leo D. McKeone.
Sr. Mary Charlotte Montague.
William C. Simpson.
G. N. Skilton.
Samuel Somerson.
Ralph M. Steinmetz.
Miss Clara P. Teichman.
F. Lee Tunney.
Samuel Alter.
Morris Cahan.
Samuel H. Chestnut.
John F. Corcoran.
Miss F. Koogle.
Miss Elizabeth V. Norris.
Charles A. Pearson.
D. K. Roberts.
Miss Edna F. Schwartz.
Miss Kathryn A. Springer.
Harry P. Steitz.
John V. McDonald.
Christian C. Betsch.
Elmer E. Brady.
Thomas H. Cassidy, Jr.
Alex I. Doyle.
Sr. Mary Cephas Ecker.
Miss Lillian T. Freas.
Hercer E. Gibson.
Miss R. M. Heckroth.
J. H. Kellett.
Geo. H. Lokes.
Kenneth D. Matthews.
Isaac J. Mervish.
Harry Klein Roth.
Joseph Silverman.
Edward J. White.
Frank B. Winchell.
Mrs. Viola W. Beach.
John A. Collins.
George F. Gibson.
Miss Clara Louise Hake.
Leon W. Korr.
John E. Markham.
John Marks.
Miss Jane E. McGlave.
Edward J. Meehan.
Joseph Moore.
Miss Katherine E. Pommer.
Horace Rickert.
William A. Rocap.
Miss Katherine Scheuerle.
J. Raymond Sharp.
Gordon B. Anderson.
Miss Lillian J. Rickert.
Charles L. Edel.
Miss Lulu C. Becker.
Sydney L. Cornell.
Charles J. Cullen.
Leopold Green.
Heronim Lesniowski.
Jean Baptiste Luiz.
John Meloy, Jr.
George W. Phillips.
J. A. Rodrigues.
Miss Laura Wittmer.
Laurence S. Adams.
Jacob Dubin.
David J. Friedman.
Mrs. Donna M. Harford.
Miss Anna McFadden.
Miss Jennie A. Ruch.
Miss K. Isabelle Talbot.
Arthur L. Wilmot.
Leopold S. Berzinski.
Alex J. DiRenza.
Benj. C. Gabler.
James E. Gallagher.
Meyer Gerber.
Jay Kenter.
John J. Kershner, Jr.
Allen Wood Kraft.
Miss Jane L. Shelden.
Martin J. Slattery, Jr.
Harry R. Smith.
Hiram Srenco.
Adolph Burdwise.
John Harper.
Joseph H. Edelman.
Edward J. Goody.
Alfred May.
Jos. C. McGettigan.
Lester Myers.
George L. Weis.
Miss Mabel R. Kiley.
Raymond J. Maginn.
Joseph Meiser.
Benjamin Morton.
Alfred E. Nicholas.
Nathaniel C. Poor.
George M. Sauers.
John A. Dougherty.
Miss Marie M. Endres.
James Fealy.
William Galter.
Miss Frances M. Hill.
Richard J. King.
Charles Liberchuk.
Hyman Fred Mailen.
Domenick Sciarro.
Vincent DiStefano.
Miss Louise S. Epstein.
Ellwood F. Mattner.
Warren R. McConnell.
William J. O'Connor.
J. Edw. Thompson.
Miss Betty Zinman.

Rubin L. Comer.
Zigmund Jankauskas.
William A. McCallion.
L. A. Wirt.
Richard W. Brooks.
Miss Mary M. Doyle.
Benjamin M. Hatch.
Miss Carolyn K. Horn.
Miss Rose Leipheimer.
Miss Marie Mangan.
F. Warren McDowell.
James F. McPhillips, Jr.
Miss Carolyne M. Duras.
G. Harmon Webb.
Joseph J. Burke.
Frank J. Donato.
Wm. L. Falkenstein.
Harry W. Hirsch.
Miss Mary B. O'Brien.
Richard Sheridan Scannell.
Alan D. Struts.
Mrs. Lucy A. Bennett.
Ernest J. Bobbing.
Mrs. Hallie M. Conway.
Miss Pauline Cosentino.
Mrs. Villia W. Henning.
Gustav Toro.
Benjamin W. Weiss.
Francis Richard Bove.
Miss Margaret Mary Donahower.
Walter R. Flaherty.
Charles Glaser.
Daniel Marrits.
Miss Margaret A. McCurdy.
James F. McGinn.
William E. Powell.
Miss Martha A. Richardson.
Walter M. Strauss.
George B. Young.
Howard F. Brook.
Henry L. Engle.
J. F. O'Hanlan.
Frank Saccomandi.
Charles L. Solov.
Miss Jean V. Swenker.
Miss Alberta Thompson.
Edward H. DeBaecke.
Miss Mary J. Denton.
Frank E. Fusco.
Miss Beatrice Howson.
Miss Sue O. Platt.
Nat Rosof.
Joseph Sanicola.
Jacob Sarshik.
George Schmidt.
Morris Cooper.
Miss Gladys E. Hobart.
Charles Isaacs.
Carl Miller.
Albert H. Perks.
Andrew Robinson.
Mrs. Blanche M. Stetler.
Harry G. Surgarman.
Miss Dorothy Budlong.
Damiano Sassi.
James L. Brown.
Bradford S. Byrnes.
Daniel L. Cullen.
Miss Felice E. Darkow.
Thomas G. Gordon.
Myles Higgins.
Herbert S. Howard.
Herbert Jacobs.
John P. McGarvey.
Anthony F. Palumbo.
Joseph C. Reuss.
Thos. F. Bollinger.
Mitchell M. Cohen.
William Halbertstadt.
J. J. Jacob.
Isaac S. H. Jones.
Edward W. Wyatt.
J. I. Bellow.
Charles Clements.
Robert B. Greer.
Miss Edna L. Hill.
Allan C. Kyle.
Miss Theresa Lauria.
Robert Maust.
Albert J. Mayer.
Miss Beatrice V. Morris.
Philip T. Calabrese.
Miss Margaret H. Carroll.
Michael Darmopray.
Joseph L. Fish.
Archie C. Frederick.
Miss Josephine D. Haines.
Charles F. Keller.
Harry S. Mangin.
Harry D. Miller.
Miss Mollye Rodovsky.
Miss Mary E. Rohrer.
Miss Sadie Schechtel.
Mrs. Alva V. Bechstein.
Louis F. Dougherty.
Miss Teresa C. Garramone.
John W. Hanna.
Morris H. Kohen.
Albert J. Kroibich.
Mrs. Viney Mitchell.
Samuel Newmark.
Thomas J. Turner.
Cyrus H. Hecker.
Philip H. Blaetz.
Miss Anna L. Conner.
Miss Florence C. Doyle.
Joseph H. Monaghan.
Charles Seiger.
Miss Sara Seinfield.
Miss Laura K. Sickel.
G. Hyland Smith.
Earl F. Tygert.
Jacob B. Bickovsky.
John F. Devlin.
Miss Anna Fomalant.
Miss Helen Soden.
J. L. Tinney.
S. Louis Winegrad.
Joseph C. Craft.
Michael Dolinny.
David B. Eden.
Jack J. Kauffman.
G. C. Mellon.
Umberto Migliaccio.
John C. Schultzbach.
John Adams Willson.
Miss Anna M. Faulds.
Arthur G. Hiscox.
Alexander Rosenman.
Miss Betty Backall.
Miss Mildred M. Connor.
Mrs. Grace S. Haines.
Miss May E. Heller.
C. Taylor Leland.
R. J. Lowengrund.
Edward L. McConnell.
Frederick A. Meyers.
Timothy S. Callahan.
F. R. Davis.
Miss Eleanor M. Duffy.
Edward H. Margolis.
Miss Mary A. McCrorey.
Hughey McLoon.
W. Norris Saurman.
Frank J. Bradley.
Hyman Carp.
Miss Mae H. Duffy.
Thomas J. Hall.
Charles A. Hill.
J. Jerome Katz.
Miss Edith Leaness.
Miss Elberta W. Luhn.
Miss M. R. McKennie.
Miss Edna McNally.
William N. W. Pass.
Harry Weissman.
George A. Wiggan.
R. H. Woodrow

Joseph M. Bellano, Jr.
Miss Mary E. Getzman.
Miss Dorothea E. Jung.
Herman Posner.
John Sokolowski.
Miss L. R. Thompson.
Paul Welte.
S. Canby Clement.
Mrs. Mary H. Fireng.
Harry P. Girsh.
George A. Hardman.
Miss Elsa Werner.
Lester A. White.
H. J. Woodward.
C. Ralph Yarnall.

PIKE COUNTY.

Andrew Spotts, Jr. Milford.
Henry P. Sawyer, Milford.

POTTER COUNTY.

Miss Eunice V. Weipper, Coudersport.

SCHUYLKILL COUNTY.

Ivan C. Watkins, Tower City.
Thomas J. Charlton, Pottsville.
Miss L. S. Teter, Pottsville.
Michael Sims, Mahanoy City:
Mrs. Laura B. Hart, Shenandoah.
James E. Morris, Pottsville.
John Pierce Jones, Ashland.
Miss A. A. Somer, Pottsville.
Miss Margaret M. Dailey. McAdoo.
Fred W. Fertig, Eldred Twp.
John F. Martz, Porter Twp.
Earl B. Albright, Orwigsburg.
Herbert D. Hendrickson, Pinegrove.
Charles I. Laudenslager, Hegins Twp.
Miss M. Evelyn O'Donnell, Coaldale.
Julian Pilgrim, Pottsville.
Gordon D. Reed, Schuylkill Haven.
Miss Ida M. Reber, Tamaqua.
Miss Grace P. Hendricks, Mahanoy City.
Mrs Ella M. Maginnis, Girardville.
Wm. F. Teichman, Ryan Twp.
Miss Doris M. Tierney, Pottsville.
Miss Sophie A. Ann, Minersville.
Thomas L. McInerney, Mahanoy City.
J. F. Carr, Frackville.
T. J. Dewey, Girardville.
Joseph Peel, North Manheim Twp.
Steve Souchack, Mahanoy City.
Miss Florence M. Surfield, Pottsville.
E. Roberthan Davis, Butler Twp.
James A. Yost, Ringtown.
G. DeStefano, Pottsville.
Miss Elizabeth Unsinn, Mahanoy City.
James M. Conlen, St. Clair
Miss Dorothy E. Stoudt. Pottsville.
Miss Ellen A. Carroll, Pottsville.
Stephen F. Payer, McAdoo.
Bertram E. Berner, Tamaqua.
Anthony F. Adams, Mahanoy City.
John P. Sekerak. McAdoo.
Hugh A. Feeley, New Philadelphia.
Will S. Fox, Pine Grove.
Joseph J. Barrett, Girardville.
Wm. H. Walters. New Philadelphia.
Miss Anna M. Gottschall, Pottsville.
Leonard VanEgmond, Tamaqua.
Guy H. Everly, Pottsville.

SNYDER COUNTY.

R. C. Fiss, Monroe Twp.
Palmer E. Dinus, Middleburg.

SOMERSET COUNTY.

R. M. Gates, Somerset Twp.
Paul J. Brown, Jenner Twp.
Mrs. Helen M. Welch, Somerset Twp.
Miss Anna M. Kuffer, Somerset.
Miss Maude Leslie Dean, Addison.
Mrs. Cora G. Rummel, Conemaugh Twp.
Edward Friedline, Jennerstown.

SUSQUEHANNA COUNTY.

Miss Julia Shanley, Susquehanna.
C. F. Whitney, Thompson Twp.

TIOGA COUNTY.

Harvey B. Leach, Mansfield.
Basil B. Brooks, Wellsboro.

UNION COUNTY.

Lee Francis Lybarger, Mifflinburg.
Miss K. Irene Geiser, Mifflinburg.
Oliver M. Coates, Gregg Twp.

VENANGO COUNTY.

Walter W. Davis, Oil City.
Mrs. Martha Eshelman, Franklin.
Miss Cecelia E. Moffit, Franklin.
Samuel N. Mogilowitz, Oil City.
Miss Mary Elen Reid, Oil City.
Leonard M. Martin, Oil City.
Nicholas Mackin, Emlenton.
Elmer E. Sloan, Emlenton.
J. H. F. Campbell, Emlenton.
J. R. Shoemaker, Oil City.
F. Raymond Porter, Clintonville.
F. G. Zimmerman, Oil City.
Miss Florence M. Thompson, Franklin.
Miss V. V. Brecht, Franklin.
L. H. Kistler, Oil City.
H. Wade Lee, Oil City.
J. Erwin Burns, Oil City.
J. F. Splane, Oil City.
J. G. McGill, Oil City.
Harry T. Quaile, Oil City.
James D. Quinn, Franklin.

WARREN COUNTY.

Raymond Johnson, Warren.
T. W. Sparks, Conewango Twp.
W. E. Cooney, Warren.
R. H. Huber, Warren.
Harry S. Keck, Warren.
David L. Bowen, Youngsville.
Mrs. L. F. Wegnes, Warren.
Miss Lottie R. Smith, Warren.
E. H. Eddy, Warren.
D. Curtis Armstrong, Warren.
Howard F. Trusler, Warren.
C. Paul Arnold, Warren.
Mrs. Zella E. Ault, Warren.
Ray C. Pickett, Warren.

WASHINGTON COUNTY.

B. M. Kelso, Canonsburg.
S. P. Sherbine, Cecil Twp.
Harold A. Pete, Donora.
Mrs. Jennie C. Rankin, Mount Pleasant Twp.
Mrs. Bertha Garrett Crayne, East Bethlehem Twp.
Miss Eva A. Zimmerman, Washington.
J. Blaine Wise, Washington.
H. A. Collins, Charleroi.
Aidan Healy, Cecil Twp.
Mrs. Alma Wagner, Cecil Twp.
Joseph S. Drobiszewski, Donora.
Mrs. Charlotte M. Hughes, Washington.
W. H. Miller, Washington.
Bernard R. McBurney, Washington.
Andrew J. Shofsky, Charleroi.
Eugene C. Sloan. Roscoe.
Samuel Finkel, Washington.
Miss Margaret Fischer, Washington.
J. M. Connors, Washington.
Mrs. Sarah E. Croner, Donora.
Joseph Parry, Union Twp.
Robert W. Mason, Washington.
William Skillcorn, West Brownsville.

Miss Elsie J. Smith, Charleroi.
J. W. Shidler, Marianna.
David Kockendarfer, Washington.
Mrs. Alice C. Martin, West Bethlehem Twp.
Miss Alverta M. Johnson, Washington.
Miss Elizabeth M. Adamson, Washington.
J. B. McAlister, Monongahela.
Joseph F. Taylor, Dorora.
Geo. W. Wood, California.
Miss Chattie W. Darragh, Charleroi.
Miss Alice C. Livingston, Charleroi.
Miss Helen Burhenn, Washington.
Mrs. Sarah F. Noroski, Donora.
Mrs. Mabel E. Trower, Washington.
T. J. Layton, McDonald.
Miss M. Margaret Booth, Washington.
Charles E. Hackney, Amwell Twp.
Mrs. Anna D. Ollman, Canonsburg.
Thomas Edward Werton, Allen Twp.
Geo. E. Wright, Canonsburg.
Geo. Ehrenpreis, West Brownsville.
C. T. Anderson, Monongahela.
Miss Bess Johnson, Bentleyville.
Herbert G. Steed, Canton Twp.
Laurence E. Pursglove, West Brownsville.
Clarence B. Rowley, Washington.
Miss Adalyn E. Meighen, Washington.

WAYNE COUNTY.

Miss Leah P. Jones, Honesdale.
Paul T. Griffith, Damascus Twp.
Fred S. Keene, Honesdale.
Charles S. Houck, Hawley.
Mrs. Edna C. Rowe, Texas Twp.
Oliver M. Hoover, Honesdale.

WESTMORELAND COUNTY.

Maurice J. K. Davis, Greensburg.
Paul Emmert Gaskin, Derry.
R. E. Flickerner, Vandergrift.
B. C. Schaefer, Jeanette.
P. E. Moran, New Kensington.
Mrs. Genevieve H. Bouton, New Kensington.
E. G. Dougherty, Scottdale.
L. J. Smith, New Kensington.
Mrs. Manila S. Greenawalt, East Huntingdon Twp.
A. V. Allen, New Kensington.
F. I. Lyle, New Kensington.
J. C. Bitner, Ligonier.
Paul H. Hugus, Latrobe
Jas. McBride Miller, Allegheny Twp.
George E. Wise, Hempfield, Twp.
Chas D. Morehead, Ligonier.
Miss Emmeraetta M. Keltz, Latrobe.
Mrs. Margaret B. Smith, Latrobe.
F. W. E. Hogue, Greensburg.
W. H. Wooden, Scottdale.
Roy H. Buell, Ligonier.
Joseph M. Keister, Irwin.
Miss Mary C. Davis, Greensburg.
O. W. Laughrey, Scottdale.
Mahlon H. Lenhart, Donegal.
O. H. Courtright, Franklin Twp.
Jacob W. Fisher, New Kensington.
R. R. McIlvaine, Latrobe.
J. S. McLaughlin, Allegheny Twp.
Eugene VanAmerigen, New Kensington.
H. D. Diffenderfer, Export.
Harry S. Miller, Greensburg.
Author W. Holmes, New Kensington.
Clyde Bitner, Mt. Pleasant Twp.
John S. Lightcap, Latrobe.
John J. Weaver, South Greensburg.
Edw. V. Stader, Latrobe.
Peter Cameron Jr., North Bellevernon.
James C. Shields, Irvin.
Miss Minnie M. Miller, Jeanette.
Harry A Stein, New Kensington.
Miss Margaret A. Good, Irvin.
Hayden R. Luther, New Kensington.
Miss Lillian Frye, Greensburg.
M. S. Hochhauser, Salem Twp.
Mrs. K. K. Smith, Greensburg.
Robert Sherwin, Monessen.
M. Zsembik, Jr., Derry.
Robert Z. Bacon, Hempfield Twp.
Miss May V. Marshall, Derry Twp.
S. Merle Waugaman, Scottdale.
Joseph A. Kennedy, Scottdale.
W. A. Saling, Ligonier.
Thos. W. Shields, Greensburg.
Miss Nellie Miner, Scottdale.
Miss Hazel Harris, Latrobe.
Miss Martha J. Fennell, Latrobe.
James C. Henderson, New Kensington.
Fred Lewin, Lower Burrell Twp.
Miss E. R. Muncey, Greensburg.
Jos. F. Rigby, Latrobe.
Miss Ruth T. Miller, Monessen.
Joseph W. Bryan, Greensburg.
A. A. Sweetland, Parnassus.
Mrs. Ida M. Booth, Rostraver Twp.
John S. Hamburg, Irwin.
Miss Henrietta S. Wilmes, Jeannette.
Miss Elizabeth F. McAlpine, Rostraver Twp.
Raymond V. O'Connell, Greensburg.
C. W. Overcash, Ligonier.
Mrs. Katharine W. Williams, Greensburg.
Mrs. O. C. Harold, Greensburg.
Mrs. Olive M. Silvis, Greensburg.

WYOMING COUNTY.

S. M. Gregory, Laceyville.
John N. Christian, Laceyvile.

YORK COUNTY.

Wilbur C. Kraber, York.
H. B. Rudisill, Hanover.
Robt. J. Stambaugh, York.
Chas. C. Meads, Red Lion.
Miss Emily C. Hanigan, York.
D. A. Heindel, Windsor.
Charles Mead, Jr., York.
John S. Hauser, York.
Mrs. Anna S. Hawkins, Spring Grove.
Earl J. Gerber, Wellsville.
Henry C. Schneider, York.
Walter B. Liggitt, York.
H. W. Klinedinst, York.
Miss H. Gene Stock, York.
Norman G. McLaughlin, York.
Alvin H. Hocke, York.
Miss Marie F. Stough, York.
Miss Miriam L. Finkbinder, Red Lion.
William H. Grove, York.
Ottis H. Rechard, West Manchester Twp.
George D. Eyster, West York.

GIFFORD PINCHOT.

COMMISSIONER OF DEEDS.

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, March 2, 1925.

The Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be COMMISSIONERS OF DEEDS, for the term of five years to compute from the dates set opposite their names, respectively:

R. Curtis Robinson, Ocean City, N. J., August 24, 1923.
John J. Dwyer, New York, N. Y., September 19, 1923.
Russel I. Hare, Paris, France, September 27, 1923.
W. Zimmerman, Atlantic City, N. J., October 1, 1923.
Robert Willoughby Hamilton, Dowra, Ireland, October 13, 1923.
Ignatius H. Roth, Hungary, October 25, 1923.
Michael J. Solan, Trenton, N. J., November 1, 1923.
Maxwell Sosin, Carteret, N. J., November 20, 1923.
John J. Tierney, New York, N. Y., November 28, 1923.
M. V. Collins, San Francisco, Calif., January 15, 1924.
Charles G. Guyer, Wilmington, Del., February 4, 1924.
Russell L. Browne, Atlantic City, N. J., February 27, 1924.
Frank H. Taylor, East Orange, N. J., March 14, 1924.

Alexander R. Smith, Jr., Boston, Mass., April 30, 1924.
Richard P. Bloom, Atlantic City, N. J., May 12, 1924.
William A. Bloom, Atlantic City, N. J., May 12, 1924.
David E. Gardiner, Atlantic City, N. J., June 14, 1924.
Henry Tod, Edinburg, Scotland, July 22, 1924.
Joseph T. Harison, Cincinnatti, Ohio, August 6, 1924.
Lucius F. Crane, London, England, August 13, 1924.
Frank W. Herrick, Boston, Mass., August 25, 1924.
William E. Schul, Baltimore, Md., November 6, 1924.

GIFFORD PINCHOT.

## EXECUTIVE SESSION.

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38, which requires reports of committees on nominations made by the Governor to lie on the table one day be dispensed with, for the purpose of acting upon all the nominations reported at today's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

Mr. KUNKLE. Mr. President, I ask that the name of M. S. Hochhauser, Salem Township, Westmoreland County, be excluded from the nominations.

The PRESIDENT. Is there objection? The Chair hears none.

And the question recurring,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Lanius, | Schantz, |
| Baldwin, | DeWitt, | Leslie, | Snyder, |
| Barr, | Eyre, | Mansfield, | Sones, |
| Baumer, | Freeman, | Miller, | Sprowls, |
| Betts, | Gelder, | North, | Steele, |
| Bonbrake, | Griswold, | Norton, | Stites, |
| Brown, | Heaton, | Painter, | Vare, |
| Buckman, | Joyce, | Patton, | Weingartner, |
| Coyne, | Krause, | Phipps, | Woodward, |
| Culbertson, | Kunkle, | Quigley, | Homsher, |
| Daix, | Kutz, | Salus, | Pres. Pro Tem. |
| Davis, | | | |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. KUNKLE. Mr. President, I move that the nomination of M. S. Hochhauser, Salem Township, Westmoreland County be referred to the Committee on Finance.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

Mr. BUCKMAN. Mr. President, I move that the Executive Session do now rise.

Mr. LESLIE. M. PRESIDENT, I second the motion.

The motion was agreed to.

## BILL OVER IN ORDER.

Mr. WOODWARD. Mr. President, so many senators have expressed determination to speak against Senate Bill No. 15 that I am fearful it will not pass to-night, and therefore I would like to have it go over until to-morrow, when there will not be so many Senators present.

Mr. President, I ask that Senate Bill No. 15, on third reading entitled:

An Act for the protection of the public health by regulating the serving of milk for drinking purposes to patrons of hotels restaurants lunch rooms fountains and dining cars and the sale of milk at retail and providing penalties

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

## BILL ON FINAL PASSAGE.

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 261, as follows:

An Act to amend sections one and two of the act approved the fourteenth day of April one thousand nine hundred and five (Pamphlet Laws one hundred and sixty-two) entitled "An act regulating the method and procedure in the erection of line or partition fences" providing for fence views in cities of the third class by the members of council

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the fourteenth day of April one thousand nine hundred and five (Pamphlet Laws one hundred and sixty-two) entitled "An act regulating the method and procedure in the erection of line or partition fences" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act owners of improved and occupied land shall erect and maintain an equal part of all line or division fences between them nor shall any such owner be relieved from liability under the provisions of this act except by the consent of the adjoining owner And if any owner of such improved and occupied land shall fail or neglect to erect or maintain his her or their share of such line or division fence the party aggrieved shall notify the township or borough auditors or in cities of the third class the members of council who shall act as fence viewers and whose duty it shall be to examine such line or division fence so complained of and if they find said fence sufficient the complainant shall pay the costs of their services which shall be two dollars for each day's service but if they find such fence insufficient they shall so report to a justice of the peace or alderman residing in the county where such fence is located designating points and distances of such fence whether a new fence is required or whether the old one can be repaired and the probable costs of a new or the repair of the old fence and said justice or alderman shall notify the delinquent owner of such improved and occupied land of the auditor's or viewers' report and that his part of said fence as found by the auditors or viewers be erected or repaired within forty days from the date of such notice and if such notice be not complied with the aggrieved party may cause said line or division fence to be erected or repaired and the costs thereof collected from the delinquent owner of such improved and occupied land as other debts are collected by law Provided however That no owner of improved land shall be compelled to build or repair fence during the months of December January February and March And provided further That nothing herein contained shall be construed to apply to railroad companies

Section 2 That section two of said act is hereby amended to read as follows

Section 2 Where an owner has improved up to and erected upon the line a division fence and an adjoining owner subsequently improves and occupies up to said line he shall become liable to the former for such part of the cost of said fence as is just and reasonable taking into consideration the quantity of the fence the length of time it had been erected and its condition And in case the parties fail to agree on the amount to be paid the owner who erected said fence may complain to the auditors or in cities of the third class the members of council aforesaid who shall assess the amount which in their opinion the other party should pay which amount with costs may be recovered as provided in section one of this act

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—42.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Lanius, | Snyder, |
| Baldwin, | DeWitt, | Mansfield, | Sones, |
| Barr, | Eyre, | Miller, | Sprowls, |
| Baumer, | Freeman, | North, | Steele, |
| Bonbrake, | Gelder, | Norton, | Stites, |
| Brown, | Griswold, | Painter, | Vare, |
| Buckman, | Heaton, | Patton, | Weingartner, |
| Coyne, | Joyce, | Phipps, | Woodward, |
| Culbertson, | Krause, | Quigley, | Homsher, |
| Daix, | Kunkle, | Salus, | Pres. Pro Tem. |
| Davis, | Kutz, | Schantz, | |

NAYS—2.

| | |
|---|---|
| Betts, | Leslie, |

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 107, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section eighteen

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Lanius, | Schantz, |
| Baldwin, | DeWitt, | Leslie, | Snyder, |
| Barr, | Eyre, | Mansfield, | Sones, |
| Baumer, | Freeman, | Miller, | Sprowls, |
| Betts, | Gelder, | North, | Steele, |
| Bonbrake, | Griswold, | Norton, | Stites, |
| Brown, | Heaton, | Painter, | Vare, |
| Buckman, | Joyce, | Patton, | Weingartner, |
| Coyne, | Krause, | Phipps, | Woodward, |
| Culbertson, | Kunkle, | Quigley, | Homsher, |
| Daix, | Kutz, | Salus, | Pres. Pro Tem. |
| Davis, | | | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 182, as follows:

An Act establishing certain public roads as State highways and providing for their construction and maintenance at the expense of the Commonwealth

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the following various sections of public roads shall respectively be adopted by the Commonwealth as State Highways to be constructed and maintained at the sole expense of the Commonwealth under the provisions of present or future laws governing main State Highways that is to say

Route three hundred and seventy-five beginning at a point in Lehman Township Luzerne County at the East end of the County Bridge over that portion of Harvey's Lake commonly known as the Inlet thence on the line of present State-aid road along the East shore of Harvey's Lake through Lehman Lake and Dallas Townships to Alderson thence along the North shore of Harvey's Lake to a point at the intersection with State highway route number one hundred and seventy-seven at the Lehigh Valley Railroad Picnic Ground

"Route Three Hundred and Seventy-six A certain public road beginning at station one thousand eighty-four plus ninety-two in Westmoreland County on route number one hundred eighteen between Greensburg and Washington being Rankin Cross Roads near J C Rankin and McConnell farms and extending by way of Lebanon School House and Fells Church to Elizabeth in Allegheny County" thence to West Elizabeth thence following an improved county road through the corporate limits of the city of Clairton to the corporate limits of what was formerly Wilson borough thence following the township road through the township of Jefferson to Aber School thence to the intersection of an unimproved portion of what is known as New England in Mifflin township thence to Mifflin School thence to an improved county road known as the Pittsburgh-McKeesport Boulevard and thence by way of an improved county road known as Streets Run Road to the corporate limits of Hays borough

Route three hundred and seventy-seven beginning at a point on State Highway Route number one hundred and twenty near East McKeesport thence by way of an improved county road known as Long Run Road and an improved road known as White Oak Level Road and thence along Jack's Run Road to the Henry Hoffman property leaving Jack's Run Road and passing the lands of William G Land Peter Beech and others to the Greensburg Pike designated as State Highway Route number one hundred and twenty and over said Route number one hundred and twenty to a point on the boundary line of the City of Pittsburgh

Route three hundred and seventy-eight beginning at a point at or near the residence of the late Timothy Gowan in State Highway Route number sixty-nine in South Buffalo township Armstrong County and running thence by way of McVill and Cadogan to the west end of the iron bridge leading over the Allegheny River to Ford City thence over said bridge and connecting with State Highway Route number two hundred and three by said City

Route three hundred and seventy-nine beginning at a point at the Armstrong County end of the wagon bridge over the Kiskiminetas River at Avonmore in Kiskiminetas township thence by the macadam road and extending on through the village of Maysville to a point at the forks of the road near Wilson's School House thence by way of McMunn farm to a point on State Highway Route number one hundred and eighty-eight on the J M Ray Est Farm

Route three hundred and eighty beginning at Osterburg in State Highway Route number forty-seven in the county of Bedford running thence by way of Imbler Weyant and Pavia

Route three hundred and eighty-one beginning at Baumstown in State Highway Route number one hundred and forty-six in Berks County and running thence across the Schuylkill River to the borough of Birdsboro and intersecting with State Highway Route number one hundred and forty-seven

Route three hundred and eighty-two beginning in the borough of Womelsdorf in State Highway Route number one hundred and forty-nine in Berks County and running thence by way of Host and Rehrersburg to Bethel and intersecting with State Highway Route number one hundred and forty-one

Route Three Hundred and Eighty-three beginning at the end of Tuckahoe Street in the Borough of Bellwood Blair County and proceeding in a northwesterly direction to a point on the dividing line between Blair and Cambria Counties and from thence to the end of a concrete county road near Blandburg Cambria County

Route Three Hundred and Eighty-four beginning at Roaring Spring On Route Two Hundred and Eighty-six in Blair County and running southerly to the Blair-Bedford County line at Potetown

Route Three Hundred and Eighty-five beginning at West Franklin in State Highway Route number two hundred and

ninety-five in Bradford County and running thence by way of Creamery Station Baley's Corners Granville Center to the residence of Ely Lewis thence past the residence of R. H. Fleming to a point on State Highway Route number twenty near the residence of Cola Kendall

Route Three Hundred and Eighty-six beginning at Quakertown in Bucks County at an intersection with State Highway Route number one hundred and fifty-three and running thence by way of Richlandtown Pleasant Valley Springtown Durham to Riegelsville and intersecting with State Highway Route number one hundred and fifty-six

Route Three Hundred and Eighty-seven beginning at Greensburg in Westmoreland County and running thence by way of State Highway Route number sixty-nine to Freeport in Armstrong County thence by way of Silvervill-Sarverville Knox Chapel Saxonburg to Jefferson Center in Butler County

Route Three Hundred and Eighty-eight beginning at a point on the Millerstown and Culmerville improved county road in the village of Millerstown Allegheny County and proceeding in an easterly direction to the Millerstown school thence northeasterly following a township road to the intersection of township road running from McGoldbrick School thence northeasterly to township road thence southerly along said township road thence easterly intersecting with present State Highway Route number seventy

Route Three Hundred and Eighty-nine beginning on present State Highway Route number seventy-two in the borough of Etna Allegheny County and extending in a northeastwardly direction to an improved county road at a point on the dividing line between O'Hara and Shaler townships

Route Three Hundred and Ninety beginning at a point on State Highway Route number seventy-two near Talley Cavey Allegheny County thence by way of Cramer School in a general easterly direction through Hampton township to an improved county road known as the three degree and middle road

Route Three Hundred and Ninety-one beginning at a point in Versailles township Allegheny County at the intersection of the McKeesport Boulevard and the Snake Hollow Road thence along the line of the Snake Hollow Road in the direction of the Youghiogheny River to the intersection of the Said Snake Hollow Road and Walnut street

Route Three Hundred and Ninety-two beginning at the line of the City of McKeesport at the northeasterly extremity of Fifth Avenue Allegheny County thence in a general northeasterly direction along the meanders of Crooked Run through Versailles and North Versailles township to a point on the line of the borough of East McKeesport at its intersection with Fifth Avenue and being the most direct connection between Fifth Avenue McKeesport and Fifth Avenue East McKeesport.

Route Three Hundred and Ninety-three beginning at the Round Hill Presbyterian Church on present State Highway Route number two hundred and eighty-eight Allegheny County northeastwardly by way of the Harmony School to present State Highway Route number three hundred and thirty

Route Three Hundred and Ninety-four beginning at the head of Pangburn Run at Forward School Allegheny County thence running in a general southerly direction by way of Sun Fish Run to a point on State Highway Route number one hundred and eighty-one approximately one mile west of Allegheny-Westmoreland County line

Route Three Hundred and Ninety-five beginning at the end of brick road at Linhart Wilkins Township Allegheny County thence in a general northerly direction through Wilkins and Penn townships crossing State Highway Route number one hundred and eighty-seven to Rodi Postoffice on State Highway Route number two hundred and thirty-eight

Route Three Hundred and Ninety-six beginning on State Highway Route number two hundred and fifty-seven at a point one and one-half miles east of the Allegheny-Washington county line thence in a general southeasterly direction by way of Half Crown School and Fink Run to a point on Noblestown improved road in North Fayette township

Route Three Hundred and Ninety-seven beginning at a point on Thens Run Road in South Fayette Township at the village of Preste Allegheny County thence in a general southerly direction to a point on State Highway Route number one hundred and eight

Route Number Three Hundred and Ninety-eight beginning at the borough of Frackville in State Highway Route number one hundred and ninety-one in Schuylkill County and running thence to Fountain Springs a distance of about three miles

Route Three Hundred and Ninety-nine beginning at Heidlesburg in State Highway Route number one hundred and twenty-three in Adams County and running thence by way of Bowlder to East Berlin and intersecting with State Highway Route number one Hundred and Ninety

Route Four Hundred beginning at a point about one and one-half miles west of Chambersburg on the Lincoln Highway running thence to Williamson by way of a road known as the "Warm Spring Road"

Route Four Hundred and One beginning at the borough of Houtzdale thence in a general southwesterly direction to the borough of Ramey in Clearfield County for a distance of two and five-tenths miles more or less

Route Four Hundred and Two beginning at the end of the present cement road east of Sebula thence in a northeasterly direction for two and five-tenths miles or less to the Huston Township line in Clearfield County

Route Four Hundred and Three beginning at the end of the State road which connects with route number five hundred and seventy in Bradford township Clearfield County thence in a northerly direction three miles more or less to the village of Shawville

Route Four Hundred and Four beginning at the borough of State College on State Highway route number fifty-six thence in a northwesterly direction a distance of five miles more or less to the village of Waddles on State Highway Route number three hundred and forty-six in Centre County

Route Four Hundred and Five beginning at a point about two miles southwest of Stromstown on State Highway Route number three hundred and forty-six thence in a northwesterly direction three miles more or less to the village of Port Matilda on State Highway Route number two hundred and forty-five in Centre County

Route Four Hundred and Six beginning at Chest Springs on State Highway Route number two hundred and twenty-one Cambria County and running thence by way of St Augustine to Fallentimber and intersecting with State Highway Route number two hundred and thirty-four

Route Four Hundred and Seven beginning at Center Square in the borough of Middletown in Dauphin County and running thence south on Union Street to the bridge across the Swatara Creek thence to Royalton Falmouth and Collins to a point north of Bainbridge and intersecting with State Highway Route number two hundred and eighty thence over said route number two hundred and eighty to Bainbridge Square thence south through Bainbridge by way of Billmyer and Rowena to Marietta and again intersecting with State Highway Route number two hundred and eighty thence over State Highway Route number two hundred and eighty to Columbia

Route Four Hundred and Eight beginning at White Haven in the county of Carbon and running thence through Kidder township to the county line of Carbon and Monroe Counties and from thence to Blakeslee in Monroe County and intersecting with State Highway Route number one hundred and sixty-nine

Route Four Hundred and Nine beginning at a point on State Highway Route number sixty-five in Paint township Clarion County at what is known as Brenniman's Corners between Shippinville and Clarion and running thence in a general northerly direction through the village of Authurs Lucinda and Snydersburg to Leeper and intersecting with State Highway Route number two hundred and forty-eight

Route Four Hundred and Ten beginning at a point in State Highway Route number one hundred and five at Drury's Run in Clinton County and running thence to Tamarack

Route Four Hundred and Eleven beginning at Sinnamahoning in State Highway Route number one hundred and five in Cameron County and running thence up the Valley of First Fork to the village of First Fork

Route Four Hundred and Twelve beginning at Elverson at the intersection of State Highway Routes numbers three hundred and seventy-two and three hundred and twenty-eight in the County of Chester and running thence by way of the Philadelphia and Lancaster Pike to the intersection of State Highway Routes numbers two hundred ond forty-four and two hundred and seventy-four in Berks County

Route Four Hundred and Thirteen beginning at an intersection with State Highway Route number three hundred and sixty at Unionville Chester County and running thence

through the townships of East Marlboro Newlin Pocopson to Wawasette thence over the State-aid road from Wawasette to the borough line of West Chester

Route Four Hundred and Fourteen beginning at Jerseytown in State Highway Route number two hundred and forty-nine in the county of Columbia and running thence by way of Strawberry Ridge to Washingtonville Montour County and intersecting with State Highway Route number two hundred and forty

Route Four Hundred and Fifteen beginning at South end of the Bloomsburg Bridge thence to Manville thence to Beaver Valley thence to the Schuylkill County line

Route Four Hundred and Sixteen beginning at Hogestown on State Highway Route number thirty-four in Cumberland County and running thence by way of Mechanicsburg and Nantille to Lisburn

Route Four Hundred and Seventeen beginning at Walnut Bottom in State Highway Route number thirty-five in Cumberland County and running thence by way of Stoughstown and Big Spring to Newville and intersecting with State Highway Route number one hundred and ninety-one

Route Four Hundred and Eighteen beginning at Lima on State Highway Route number one hundred and seventy-nine in Delaware County and running thence in a southerly direction to Chester Creek and crossing State Highway Route number one hundred and thirty-one and continuing to Village Green on State Highway Route number one hundred and eighty thence southwardly from Village Green by the Marcus Hook road to a point in Lower Chichester township where the said Marcus Hook Road joins or intersects with State-aid Boothwyn Road

Route Four Hundred and Nineteen beginning at Dilworthtown Chester County in State Highway Route number one hundred and thirty-five and running thence to the end of State-aid road number seven hundred and seventeen at Thorton Delaware County

Route Four Hundred and Twenty beginning at Primos or Oak Avenue at the boundary line of the borough of Clifton Heights in State Highway Route number one hundred and thirty-five in Delaware County and running thence in a southerly direction to the township of Upper Darby by way of Aldan Borough Collingdale Borough Glen Olden Borough Folcroft Borough and Darby township and continuing thence along the Hook Road to an intersection with Eighty-fourth Street in the City of Philadelphia

Route Four Hundred and Twenty-one beginning at a point in Providence Avenue at the dividing line of the City of Chester and the township of Nether-Providence in the County of Delaware and running thence in a northerly direction a distance of about four miles through the said township of Nether-Providence to the Borough of Media and intersecting with State Highway Routes numbers one hundred thirty and one hundred and thirty-one

Route Four Hundred and Twenty-two beginning at the square in the borough of Jonestown in Lebanon County on State Highway Route number one hundred and forty and running thence in a northerly direction to Shirks Corners and again intersecting with State Highway Route number one hundred and forty

Route Four Hundred and Twenty-three beginning at North Railroad Street at the Boundary of the Borough of Myerstown in Lebanon County and running thence in a northeasterly direction to Shenk's Corner to Miller's Corner to Walborn's Corner to a point in the line dividing Lebanon and Berks Counties

Route Four Hundred aond Twenty-four beginning at South Railroad Street at the Boundary of the Borough of Palmyra in Lebanon County and running thence in a southerly direction to an intersection with the Lebanon County road at Harry Gingrich's Corner in Campbelltown in Lebanon County

Route Four Hundred and Twenty-five beginning at a point in the southern boundary of Richland Borough in Lebanon County near the intersection of the Schaefferstown and Sheridan roads and running thence in a southerly direction to the Erb Estate Corner to an intersection with the State Aid road at Millbach in Lebanon County

Route Four Hundred and Twenty-six beginning at Ridgeway Boro and running north to Mount Morenci in Ridgeway Township"

Route Four Hundred and Twenty-seven beginning on the boundary line of the City of Meadville in Crawford County and running thence over State Highway Route number eighty-five to Porkey's Corners in Erie County and from thence by way of Ackerley Corners to a point on the Ohio State line where said line intersects the township road known as the Old State Road

Route Four Hundred and Twenty-eight beginning at the village of Pearl on State highway route number two hundred and thirty in Venango County and running thence by way of Bullion to Clintonville on State highway route number two hundred and eighteen

Route Four Hundred and Twenty-nine beginning in Smithfield in State Highway Route number one hundred and sixteen in Fayette County and running thence by way of Valley School Oldframe and Pleasant Hill School New Geneva to the New Geneva Ferry and from a point near the southeastern boundary of New Geneva by way of McKleerfry Coal Company Stevens Coal Company to Martin

Route Four Hundred and Thirty beginning at Waterfall Fulton county intersecting State Highway Route number one hundred and ninety-two running west to New Granada thence south through Wells township Fulton county viz Enid and Wells Tannery to the Bedford county line near Hopewell

Route Four Hundred and Thirty-one beginning at Rockhill on State Highway Route number one hundred and twenty-one Huntingdon County and running thence to Three Springs and intersecting with State Highway Route number one hundred and ninety-two

Route Four Hundred and Thirty-two beginning at Sigol Ashman's farm house in State Highway Route number one hundred and ninety-two in Huntingdon County and running thence to Saltillo and intersectig with State Highway Route number one hundred and ninety-two

Route Four Hundred and Thirty-three beginning at Cloe in State Highway Route number one hundred and eighty-nine Jefferson County and running from thence to a point on the dividing line between Jefferson and Indiana Counties and from thence to Rossiter

Route Four Hundred and Thirty-four beginning at the bridge crossing the Conemaugh River in the village of Fillmore in the township of Blacklick in Indiana County thence by way of Fillmore School House and School House No. 3 to the Blacklick Township Election House

Route Four Hundred and Thirty-five beginning at Dixonville in State Highway Route number two hundred and sixty-two in Indiana County and running thence towards Marion Center by way of Idamar and LeRayne to Lowman School House

Route Four Hundred and Thirty-six beginning at Cloe on State Highway Route number four hundred and thirty-three in Jefferson County and running thence by way of Hillman to a point on the dividing line between Jefferson and Indiana Counties and from thence to McGees Mills and intersecting with State Highway Route number sixty-two in Clearfield County

Route Four Hundred and Thirty-seven beginning at a point in State Highway Route number one hundred and ninety-three about one fourth of a mile south of Okenson Post-office in Juniata County and running thence by way of Academia to a point on State Highway Route number forty-five about one half of a mile northeast of Spruce Hill Postoffice

Route Four Hundred and Thirty-eight beginning at East Salem on State Highway Route number two hundred and seventy-five in Juniata County and running thence by way of Maze to Dimmsville

Route Four Hundred and Thirty-nine beginning at an intersection of State Highway Route number five at Moosic Borough Lackawanna County and running thence in a south easterly direction along Spring Brook to Round Lake thence in a southeasterly direction to Spring Brook Postoffice thence to Yostville Postoffice thence to an intersection of State Highway Route number one hundred and sixty-eight at Daleville Lackawanna County

Route Four Hundred and Forty beginning at an intersection with State Highway Route number three hundred and sixty-five at a point known as Hillside Home Lackawanna County thence in a southeasterly direction to Newton Center thence southeast to Ransom Postoffice

Route Four Hundred and Forty-one beginning at a point on State Highway Route number one hundred and seventy-four near the Fall Brook Dam of the Consolidated Water Company and running thence in a northerly direction by way of Crystal Lake and connecting with State Highway Route number two hundred and ninety-six

at a point near the county line of Lackawanna and Susquehanna Counties

Route Four Hundred and Forty-two beginning at the limits of the City of Lancaster at Lititz Avenue and running thence to Lititz on the Lancaster Turnpike Road thence along the Lititz and Lexington Turnpike Road to Lexington Hotel thence over township road by way of Zartman's Mill to Brickerville and intersecting with State Highway Route number one hundred and thirty-seven

Route Four Hundred and Forty-three beginning at a point in State Highway Route number two hundred and eighty-five on the dividing line between Berks and Lehigh Counties and running thence through New Smithville Fogelsville Chapmans Kuhnsville and Cetronia to the boundary line of the City of Allentown

Route Four Hundred and Forty-four beginning at a point on State Highway Route number eighty-one in the county of Lawrence and running thence by way of Edenburg and Hillsville to the Ohio State line

Route Four Hundred and Forty-five beginning at the borough of South Heights in the County of Beaver thence by way of the Village of Hopewell on State Highway Route number seventy-six the Village of Gringo the new gasoline plant the Village of Bocktown over the Bocktown Bridge by the farm of Mrs. Thomas Butler by Gorsuch School House the residence of I N McElheny the Mt Olivet Church by Pittsburgh Grade Road to the village of Mechanicsburg and intersecting with State Highway Route number one hundred and fifteen

Route Four Hundred and Forty-six beginning at the east end of the concrete of State Aid Application Number two thousand ten in Perry Township and extending to a point on Route Two Hundred and Ninety-four in Sandy Lake Borough thence via Route Two Hundred and Ninety-four to a point at the intersection of Routes Two Hundred and Ninety-four and Two Hundred and Eight in Sandy Lake Borough a distance of approximately seven miles

Route Four Hundred and Forty-seven beginning at State Highway Route number eighty-three west of Conneaut Lake Borough in Crawford County and thence running northerly by Conneaut Lake Park and connecting with State Highway Route number two hundred and ninety-five at a point south from the village of Harmonsburg a distance of approximately three and one-half miles

Route Four Hundred and Forty-eight beginning at State Highway Route number two hundred at Delamaters Corners in Richmond township in the County of Crawford thence easterly on Townville Road through Lyona for a distance of approximately four and one-half miles

Route Four Hundred and Forty-nine beginning at a point on State Highway Route number two hundred and fifty near the village of Newberrytown in Newberry township in the County of York and running thence northeastwardly to the Borough of Goldsboro in the County of York

Route Four Hundred and Fifty beginning at East Ararat in Susquehanna County on State Highway Route number two hundred and ninety-six thence through Orson Poyntelle Lake Wood and Preston Park Wayne County intersecting with State Highway Route number three hundred and sixty-five

Route Four Hundred and Fifty-one beginning at Claysville in State Highway Route number one hundred and fourteen in Washington County and running thence by way of West Finley to a point on the dividing line between Washington and Greene Counties thence to Graysville in Greene County and intersecting with State Highway Route number two hundred and fifty-six

Route Four Hundred and Fifty-two beginning at a point on State Highway Route number ninety-three in the Borough of Tidioute in Warren County and running thence through Triumph and Deerfield Townships to a point on State Highway Route number eighty-nine above the Town of Newton

Route Four Hundred and Fifty-three beginning on State Highway Route number three hundred and three north of bridge spanning Laurel Run east of Opp's Store on State Highway Route number three hundred and three thence east by the Ellis farms and Glenn School House connecting with State Highway Route number two hundred and forty-nine near Exchange Montour County three miles in Lycoming County two miles in Montour County direct route leading from Opp's Store to Exchange

Route Four Hundred and Fifty-four beginning at a point on State Highway Route number twenty-seven at or near the Laurelton State Village Hartley Township Union County and extending in a general southerly direction through the Village of Laurelton to Glen Iron Station on the Lewisburg and Tyrone Railroad in said township

Route Four Hundred and Fifty-five beginning at Broad Street in Selinsgrove in State Highway Route number twenty-five in Snyder County and running thence through Kratzerville to New Berlin in Union County a distance of about ten miles and intersecting with State Highway Route number twenty-seven

Route Four Hundred and Fifty-six beginning at the Borough of Central City in the County of Somerset and from thence in a southerly direction to the Borough of Shanksville in Stony Creek Township in said County a distance of approximately eight miles

Route Four Hundred and Fifty-seven beginning at Drumgold on State Highway Route number forty in the County of Perry and running thence in a westerly direction through the township of Carroll and Tyrone to the Borough of Landisburg and intersecting with State Highway Routes numbers one hundred and ninety-one and three hundred and five

Route Four Hundred and Fifty-eight beginning at Newfoundland in Wayne County on State Highway Route number one hundred and seventy-one thence through Panther Greene Township Pike County through German Valley to Canadensis intersecting with State Highway Route number three hundred and twenty-four

Route Four Hundred and Fifty-nine beginning at the south end of Market Street in the Borough of Shamokin Northumberland County and running thence by way of Burnside and Gowen City to Line Mountain

Route Four Hundred and Sixty beginning at a point in State Highway Route number two hundred and forty near Dewart in the County of Northumberland and running thence to Allenwood in Union County and intersecting with State Highway Route number one hundred and seventy-six

Route Four Hundred and Sixty-one beginning on State Highway Route number one hundred and sixty-seven at Marshalls Creek Monroe County thence southerly along said Creek by way of Yetters John Yeisley place the Peter Piper place intersecting with the county road at north Water Gap then starting at said County road at Shawnee thence by the William Herman place to intersection of State Highway Route number one hundred and sixty-seven

Route Four Hundred and Sixty-two beginning at a point at the intersection of the Royersford-Trappe Road in the County of Montgomery with State Highway Route number one hundred and forty-six known as the William Penn Highway thence along said Royersford-Trappe Road in a southeasterly direction to Edwin Smith's Corner thence in a northwesterly direction to David Funk's corner thence in a southwesterly direction to Hartzel's corner thence in a northwesterly direction to the boundary line of Limerick Township thence in a northwesterly direction to the public road known as Walnut Street thence in a northerly direction along the road known as Lewis's Road thence in a northerly direction to Hallman's corner and there intersecting the State road leading to the Village of Linfield thence over said State road in a westerly direction through the village of Linfield to the easterly end of the Schuylkill Bridge across the river thence across said bridge to the township of East Coventry in the county of Chester in a southerly direction along the public road leading to the Village of Parkersford and there intersecting with State Highway Route number two hundred and one

Route Four Hundred and sixty-three beginning at a point on route one hundred and ninety-eight about one-quarter of a mile west of the Borough of Lansdale on the boundary line between Towamencin and Upper Gwynedd townships in the County of Montgomery running thence southwesterly and crossing the Sumneytown turnpike road and Morris Road to route number one hundred and ninety-seven at Center Point

Route Four Hundred and Sixty-four beginning at St Nicholas in State Highway Route number two hundred and ninety in Schuylkill County and running thence to Maizeville a distance of about two and three-tenths miles and from thence to Shenandoah and there intersecting with State Highway Route number two hundred and ninety

Route Four Hundred and Sixty-five beginning at the Borough of Pine Grove in Schuylkill County in State Highway Route number one hundred and forty and running thence to the Borough of Tremont a distance of three and one-half

miles and intersecting with State Highway Route number one hundred and ninety-nine

Route Four Hundred and Sixty-six beginning in the Borough of Auburn Schuylkill County and running thence to a point near Pinedale a distance of about two and two-tenths miles and intersecting with State Highway Route number one hundred and forty-one

Route Four Hundred and Sixty-seven beginning at a point on State Highway Route number two hundred and ninety-one near the Village of Loyalsockville and at the east side of the bridge crossing the Loyalsock Creek in Lycoming County and running thence across Loyalsock Creek and by the public highway on the west side of Loyalsock Creek through Gamble Township by way of Wallis Run Beach Valley and Culvert and connecting with State Highway Route number twenty at a point known as Field Station in Lewis Township Lycoming County

Route Number Four Hundred and Sixty-eight beginning at LeRaysville Bradford County on route number three hundred and forty-three and running thence by way of Middletown Centre Susquehanna County to the New York State line at Little Meadows Susquehanna County

Route Four Hundred Sixty-nine beginning at Degolia in McKean County and running thence to Ormsby

Route Four Hundred and Seventy beginning at a point in Granville Township Mifflin County at the corner of Helen Street and the road leading from Lewistown to Granville thence along the back mountain road to Granville railroad station at Granville Mifflin County

Route Four Hundred and Seventy-one beginning in the Borough of Bath in State Highway Route number one hundred and seventy-five in Northampton County and running thence by way of Dannersville Beersville Petersville Pennsville Cherryville Indianland and Berlinsville to a point on the dividing line between the counties of Northampton and Carbon connecting with an improved road

Route Four Hundred and Seventy-two beginning at the borough line of Dushore Borough in Sullivan County thence over the township highway through Cherry and Forks Townships following the little Loyalsock Creek to Forksville connecting State Highway Route number two hundred and seventeen at Dushore with Route number two hundred and ninety-one at Forksville

Route Four Hundred and Seventy-three Beginning at a point on State Highway Route number two hundred and forty at Turbotville Northumberland County and running thence along the present township road northwestwardly to a point intersecting with State Highway Route number eighteen

Route Four Hundred and Seventy-four beginning in New Milford in State Highway Route number ten in Susquehanna County and running thence to Jackson and intersecting with State Highway Route number two hundred and twenty-seven

Route Four Hundred and Seventy-five beginning at West Milton in State Highway Route number seventy-six in Union County and running thence to Kelly crossroads

Route Four Hundred and Seventy-eight beginning at the intersection of Church Street in Westfield Borough Tioga County with State Highway Route number one hundred and three thence by the highway through Westfield Clymer and Gaines Townships to an intersection with State Highway route one hundred two in the village of Gaines

Route Number Four Hundred and Seventy-nine beginning at Tunkhannock in State Highway Route number twelve in Wyoming County and running thence by way of Dixon Eastlemon and Starkville to Nicholson and intersecting with State Highway Routes numbers nine and three hundred and sixty-five

Route Four Hundred and Eighty beginning at the Borough of Latrobe in Westmoreland County near the Latrobe Hospital and running thence by way of Old Crabtree to a point connecting with the improved road leading to New Alexandria

Route Four Hundred and Eighty-one beginning in State Highway Route number seventy-six in the Borough of Monaca Beaver County and running thence by way of Aliquippa to Woodlawn

Route Number Four Hundred and Eighty-two beginning at a point on State Highway Number seventy-seven at the Borough of Wampum Lawrence County thence through the township of Wayne to the Borough line of Ellwood City

Route Four Hundred and Eighty-three beginning at the Village of Industry on State Highway Route number two hundred and forty-three in the county of Beaver thence by the Borough of Shippingport and Minesinger's Hill and connecting with State Highway Route number two hundred and seventy-eight in the Borough of Hookstown

Route Four Hundred and Eighty-four beginning in route number one hundred and fifty near Andalusia Bucks County thence by the Milford Road to Hulmeville thence to South Langhorne and ending in Route number two hundred and eighty-one

Route Four Hundred and Eighty-five commencing at Atglen on State Highway Route two hundred and fifteen in the county of Chester and running thence by the Valley Route to Christiana in Lancaster County and again intersecting with State Highway Route number two hundred and fifteen

Route Four Hundred and Eighty-six beginning in State Highway Route number one hundred and fifty-seven at Trexlertown in the County of Lehigh and running thence southwardly through the Borough of Macungie to Shimersville and intersecting with State Highway Route number one hundred and fifty-eight

Route Four Hundred and Eighty-seven beginning in Broadway at the western limits of the Borough of Fountain Hill in the County of Lehigh and running thence westwardly through Stahlnecker's Crossing through the township of Salisburg to Susquehanna Street at the eastern limits of the Sixteenth Ward of the City of Allentown

Route Number Four Hundred and Eighty-eight beginning at a point on State Highway Route number one hundred and four in Austin Borough in Potter County and running thence through Portage and Sylvania Townships to Wharton in Wharton Township Potter County

Route Four Hundred and Eighty-nine beginning at a point in State Highway Route number one hundred and seventy-seven at Ruggles in Luzerne County thence to a point on the dividing line between the Counties of Luzerne and Wyoming thence to Noxen in Wyoming County

Route Four Hundred and Ninety beginning at a point in State Highway Route number eighty-seven in Harborcreek Township Erie County at the point where said Route eighty-seven turns southwardly to pass beneath the subway thence running westwardly over the highway formerly part of route eighty-seven heretofore called Buffalo Road now called Iroquois Avenue thence by said Iroquois Avenue continuously and northwestwardly to the junction of Iroquois Avenue with East Lake Road at Four Mile Creek

Route number Four Hundred Ninety-one beginning at Millport Sharon Township Potter County on State Highway Route number two hundred and thirty-six and running thence along eleven mile creek through Sharon and Oswayo Townships by way of Chrystal to the New York State line

Route Four Hundred and Ninety-two beginning at a point in York County at the "Wire Farm House" about one-half mile east of the Inn known as the "Five Mile House" situated on State Highway Route number one hundred and twenty-six thence from said point passing Graybill's Station by Blair's Mill through New Salem Borough by Isaac Hoke's farm house through Seven Valleys Borough passing a point three hundred yards south of Hanover Junction also a point four hundred yards west of LaRue Town ending at the solid road five hundred yards north of Glen Rock Borough a distance of approximately ten miles

Route Four Hundred and Ninety-Three Beginning at the present end of concrete road at Greenwood in Blair County northerly to Pleasant Valley Avenue to Walton Avenue east one Walton Avenue to Altoona City Line a distance of about forty-six hundred feet

Route Four Hundred and Ninety-four Beginning at Williamsburg in Blair County extending in a southerly direction in the direction of Martinsburg a distance of

Route Four Hundred and Ninety-five Beginning at a point in Harborcreek Township Erie County Pennsylvania at the intersection of the Lake Road with the Troupe Road and at the end of the present concrete pavement thence eastwardly in the Lake Road to a point in North East Township where the Lake Road is intersected by the New York State Line

Route Four Hundred and Ninety-six in Millcreek Township Erie County Pennsylvania Beginning at the end of the present section of pavement leading from the City of Erie thence westwardly along Route number eighty-six to the intersection of Route number eighty-six with the As-

bury Chapel Road thence south by the Asbury Chapel Road to Route number two hundred and seventy-two

Route Four Hundred and Ninety-seven Beginning at a point on Route number one hundred and sixty-seven about one mile above East Stroudsburg thence by Beakleyville Church and James Fisher's place in the overhead bridge intersecting Route number one hundred and sixty-nine

Route Four Hundred and Ninety-eight beginning at Stroudsburg thence by South Seventh Street and Park Avenue to Foxtown Hill through Stroud Township and Smithfield Township to Delaware Water Gap intersecting Route number one hundred and sixty-six

Route Four Hundred and Ninety-nine beginning at Reedsville in State Highway Route number twenty-nine in Mifflin County and running thence by way of Honey Creek to Siglerville

Route Five Hundred a certain public road beginning at a point on State Highway Route number three hundred and twenty-six in Newtown Township Bucks County near Newtown Borough thence in a northeasterwardly direction to a point on State Highway Route number one hundred and fifty-two thence over said Route one hundred and fifty-two to a public road thence over said public road by way of Dolington and Taylorsville and over the General Washington Boulevard through the Washington Crossing Park of the Commonwealth of Pennsylvania to a point on State Highway Route number three hundred and twenty-six at Washington Crossing Post Office

Route Five Hundred and One Beginning at a point on State Highway Route one hundred and thirty-nine in the Borough of Hummelstown Dauphin County thence by way of Hockersville to a point on the dividing line between the counties of Dauphin and Lebanon thence to Campbelltown Lebanon County thence to a point on State Highway Route number one hundred and thirty-eight at Quentin Lebanon County

Route Five Hundred and Two Beginning at an intersection of State Highway Route number three hundred and seventy-two at Cedar Grave Yard Chester County and running northward to an intersection with State Highway Route number three hundred and twenty-eight at Little Jackson

Route Five Hundred and Three Beginning at Big Rock in Clinton County thence north to a point on the Lycoming County line and from thence to a point on Route number one hundred and seventy-six

Route Five Hundred and Four commencing on Route Number sixteen where said road crosses Coles Creek in the Township of Sugar Loaf Columbia County Pennsylvania and extending from thence to a point in Route number one hundred and seventy-seven (which Route leads from Wilkes-Barre to Towanda) near the Club House at Red Rock in Fairmount Township Luzerne County Pennsylvania

Route Five Hundred and Five Beginning at a point in road leading from Danville to Mausdale known as Route number two hundred and forty at a distance of about one and one-fourth miles from Danville said point being corner of the Danville-Mausdale Road and the road leading to Frosty Valley then up the said Frosty Valley Road to Lewis's Corner thence running northeastwardly and northwardly passing Sidler's School House up through Benfield's Hollow past Sheep's Church to County line in the public road at Jerseytown said public road being known as Route number two hundred and forty-nine

Route Five Hundred and Six Beginning at a point on State Highway Route number one hundred and sixty in the town of Leesport Berks County at station number four hundred sixty-five thence through Ontelaunee and Maiden Creek Township to a point on State Highway Route number one hundred and fifty-seven at the Half-way House at station three hundred and twenty-four

Route Five Hundred and Seven Beginning at (Cloe) Punxsutawney in State Highway Route number one hundred and eighty-nine Jefferson County and running from thence by way of Cloe to a point on the dividing line between Jefferson and Indiana Counties and from thence to Rossiter Junction connecting with State Highway Route number sixty-three at Hamill

Route Five Hundred and Eighty Beginning at State Highway Route number two hundred and sixty-two in Indiana County and running through Dixonville connecting with State Highway Route number sixty-three at Marion Center

Route Five Hundred and Nine Beginning at the end of Harrisburg Street in the Borough of Steelton and running from thence to the end of Nineteenth Street in the City of Harrisburg

Route Five Hundred and Ten Beginning at a point on State Highway Route number one hundred and sixty-two at the intersection with East Birch Street in the Borough of Lansford Carbon County proceeding thence by way of Summit Hill Borough and Bloomingdale to Beltz' Hotel in Mahoning Township

Route Five Hundred and Eleven Beginning at Pleasantville Borough in the County of Venango and Extending to a point on the dividing line between Venango and Forest Counties thence by way of Neilltown to Tionesta in the County of Forest

Route Five Hundred and Twelve Beginning at the intersection of Route one hundred and thirty-eight and the Fruitville turnpike continuing over the Fruitville turnpike to the State Aid Road at Groff's Corner The Summer or clay road parallelling the Fruitville turnpike is not included in said extension

Route Five Hundred and Thirteen Beginning in Camp Hill and running by way of present State Aid Highway to Mechanicsburg thence by way of Roxbury and Churchtown to Boiling Springs thence over improved concrete highway from Boiling Springs into Carlisle Cumberland County

Route Five Hundred and Fourteen Beginning at the intersection of Wyoming Avenue and Tunkannock Road in Exeter Borough Luzerne County along said road to the intersection of Tunkhannock Road and Exeter Street road connecting with Sullivan Trail State Highway

Route Five Hundred and Fifteen Beginning at intersection of William Street and Avoca and Dupont State Road in Pittston Township Luzerne County thence along Tedrick Road to Market Street in the City of Pittston thence along Market Street to Main Street through Jenkins Township and Plains Township to Wilkes-Barre City line

Route Five Hundred and Sixteen Beginning at a point at the intersection of Lancaster Pike and Haverford Road in the town of Rosemont Delaware County thence along Haverford Road in a generally southerly direction to a point south of Wynnwood Road where the said Haverford Road intersects with a public road known as Cobbs Creek Drive thence still southerly by said Cobbs Creek Drive to Manoa Road and thence still southerly by an extension of said Cobbs Creek Drive to a point in the City Line Avenue the boundary between Haverford Township and the City of Philadelphia

Route Five Hundred and Seventeen Beginning at a point on State Highway Route number one hundred and sixty-five in Portland Borough in Northampton County and proceeding thence to a point on the county line at the Delaware River opposite Delaware New Jersey

Section 2 The cost and expense of the maintenance construction and improvement of the highways herein described shall be paid out of moneys appropriated to the State Highway Department for the maintenance reconstruction of improvement of State Highways

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Lanius, | Schantz, |
| Baldwin, | DeWitt, | Leslie, | Snyder, |
| Barr, | Eyre, | Mansfield, | Sones, |
| Baumer, | Freeman, | Miller, | Sprowls, |
| Betts, | Gelder, | North, | Steele, |
| Bonbrake, | Griswold, | Norton, | Stites, |
| Brown, | Heaton, | Painter, | Vare, |
| Buckman, | Joyce, | Patton, | Weingartner, |
| Coyne, | Krause, | Phipps, | Woodward, |
| Culbertson, | Kunkle, | Quigley, | Homsher, |
| Daix, | Kutz, | Salus, | Pres. Pro Tem. |
| Davis, | | | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## MOTION TO RECOMMIT BILL.

Mr. SCHANTZ. Mr. President, I move that Senate Bill No. 300 on third reading, entitled:

A Supplement to the act approved the twenty-seventh day of March one thousand nine hundred and twenty-three (Pamphlet Laws thirty-four) entitled "An Act concerning alcoholic liquors; prohibiting the manufacture, advertising, furnishing, traffic in and possession of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws," regulating under permit through an Alcohol Permit Board created in the Department of Agriculture, the manufacture, development, use in manufacture, sale at wholesale, storage by bailees for hire and transportation for hire of any alcohol, or any alcoholic liquid by certain persons; providing for fees and the disposition thereof; authorizing the inspection of the records of permittees and purchasers of said liquids; declaring certain places nuisances and providing for their abatement; and providing penalties.

be recommitted to the Committee on Appropriations.

Mr. DAIX. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. SCHANTZ. Mr. President, Senate Bill No. 300 involves the finances of the Commonwealth. There is no measure before us that is so interwoven with the appropriations of the finances of this session. Section 11 on page 9 of the bill, in the first place, asks for revenue. In the second place, it establishes another special fund. And in third place it makes an appropriation.

The bill establishes a revenue in that it provides a fee of $25.00 for every permit. The Constitution of the State provides that all bills for raising revenue shall originate in the House of Representatives.

The second provision of the second clause of this bill says that this shall constitute a special fund for the purposes of this board, and shall be paid into the Treasury of the Commonwealth, and then makes an appropriation. "The moneys from time to time in the said fund are hereby specifically appropriated to the Board for the purpose of any and all expenses of every kind and description which may be necessary for the proper administration and enforcement of this Act."

Hitherto it has been an inflexible rule that all measures carrying any appropriations, or even remotely involving an expenditure, be committed to the Committee on Appropriations.

Mr. President, it is of the utmost importance that the Committee on Appropriations be afforded an opportunity to make an estimate of what this revenue will approximately mean and how much the money hereby appropriated will amount to in each biennium. In addition to that there are a number of items of appropriation in the budget. There is one specific item of five hundred thousand dollars and there are other items connected with the Department of Justice, and other items, so that it may be reasonably be estimated that the total sum of the appropriations in the budget, outside of this sum here specifically appropriated, amount to a million and a half dollars.

Mr. President, in addition to that there are numerous requests for a hearing and in order that the Senate may not deviate from its established rule, inflexibly adhered to, that all bills of this kind be committed to the Committee on Appropriations, and also for the purpose of affording a hearing to the citizens who have demanded a hearing, I have made this motion to recommit Senate Bill No. 300 to the Committee on Appropriations, for the purpose of affording the Committee to perform its functions, and also for the purpose of a hearing.

Mr. SNYDER. Mr. President and fellow Senators, the motion under consideration affects bill No. 300 of the Senate, known as the Dry Bill. This bill was introduced on February 10th. It has been in the Committee on Law and Order twice, and twice reported out.

Requests for a hearing should certainly have come to the chairman of that Committee. I have received not one request for a hearing; and up to this moment I have not received a request for a hearing.

Mr. President, it is strange indeed that this bill should now be asked for by the Committee on Appropriations. I am informed reliably that only last Wednesday it was conceived by some who are violently opposed to this bill, that it should go to the Committee on Appropriations. There is nothing for that Committee to consider. There is nothing for them to tally up. The fees will not be paid in for 60 days after the passage of the bill. This Legislature probably will have passed into history before there is a nickel paid into the Treasury. Now, Mr. President, I do believe, I honestly believe, that it is for delay. It is to kill the bill.

This bill will go to the House. There it may be referred to the Committee on Appropriations, if they see fit; and if it should,—if all such bills should originate in the House, they will have their opportunity.

I earnestly request the members of this Senate to vote "No" on the question of referring this bill to the Committee on Appropriations.

I do not like to say it, but I believe that this bill is wanted in the Committee on Appropriations to afford some the privilege to evade. The people of this State, I believe, will resent this action to-night. The entire State is watching Bill 300. The State loves fearless, open, honest, action. Let us vote on this bill on its merits to-night. Let us not hide it away in the Committee on Appropriations.

I earnestly appeal to you, fellow Senators, to vote "No" on this motion.

Mr. BARR. Mr. President, I should like to interrogate the Senator from Lehigh, Mr. Schantz.

The PRESIDENT. Will the Senator from Lehigh, Mr. Schantz, permit himself to be interrogated?

Mr. SCHANTZ. Mr. President, I will.

Mr. BARR. Mr. President, the Senator from Lehigh, Mr. Schantz, a little while ago spoke something about an inflexible rule, and I did not quite understand whether it was on a hearing of the bill or on whether or not the inflexible rule was it should go to the Appropriations Committee. I would like him to explain to me which he meant.

Mr. SCHANTZ. Mr. President, I meant to say it was an inflexible rule that any bill that carried any appropriation or even remotely meant an expenditure of money by the State, went to the Committee on Appropriations. If the Senator from Allegheny, Mr. Barr, will recollect, on the threshold of the Session of 1923 I made a similar request, for the commission of a bill to the Committee on Appropriations. He violently opposed it and said it was not necessary, and said, "We might just as well, here and now, decide this issue; and it is time that we go to the mat." If he remembers his words, that is what he said. And we did go to the mat right then and there. And this body, by a large

majority, a large preponderance then and there, sustained the proposition which had been in existence for many, many sessions, that any bill which carried an appropriation, or remotely involved an expenditure on the part of the State, should be committed at one time or other into the hands of the Committee on Appropriations. That is what I meant to say, Mr. President.

Mr. BARR. Mr. President, I was under the impression that that is what the Senator from Lehigh, Mr. Schantz meant because I knew that he could not mean that there was an inflexible rule as to hearings,—I have a distinct recollection only two weeks ago the Child Labor Amendment having gone down; and I hardly thought that he was asking that the booze amendment be given that which the children were denied. I did not expect him to come in with any such ridiculous proposition as that.

In my opinion, and in the opinion of the lawyers who drew the bill, it does not even remotely touch the finances of the State. It does not even remotely touch them. Mr President, I do not see any reason why this bill should be committed to the Committee on Appropriations. It is in my opinion purely and simply a subterfuge to kill the bill, and I again use the term, "might as well go to the mat".

Mr. SCHANTZ. Mr. President, I just want to say this is no subterfuge to kill the bill. This cannot kill the bill. There is a similar bill in the house, and I tried by every nice way to talk to my collegues to-day and convince them of this regular procedure; and I made them this pledge as the Chairman of the Committee on Appropriations, that when the bill came over from the House, after I had the Senate bill, we would not repeat the request for the House bill. So there is no effort to kill the bill, because when the bill, passed by the House, comes over here, now openly to the Senate,— as I made to the Senate Law and Order Committee to-day,—I state that we will not repeat the request to have it in the Committee on Appropriations the second time.

Mr. SNYDER. Mr. President, I wish to say that ample opportunity will be given in the House for a hearing, and there will be given an opportunity there for amendments; and I repeat that this is considered by those who sponsored this bill, by the great mass of the people of the State of Pennsylvania, as a subterfuge. It is intended to delay it.

I wish to say that the greatest force and influence is stirring against this bill that has stirred against any bill that has been introduced into the Legislature for many sessions. This bill, the nature of which calls for drastic action, is aimed at the bootlegger; and the people of this State do not want bootleggers. We want to deprive them of their source of alcohol supplies. The importance of the bill demands speedy action. Let us pass this bill. "Let us go to the mat," fight it out.

And I am sure my fellow Senators, that if we vote to put this bill in the Appropriations Committee the people of this State will consider that we are helping to delay this important bill.

Oh, what depends upon its passage no one can tell! Two years from now the bootleggers will be so entrenched, with their millions of dollars,—they are making millions every year,—that I tremble for the state of affairs.

Fellow Senators, you will get an opportunity to have a public hearing in the House, and I say solemnly here that I have not had a request for a public hearing until now on this bill, and it has been in my Committee,— the Committee of which I have the honor to be the Chairman,— since February 10th. I appeal to you to vote "No."

Mr. SCHANTZ. Mr. President, I would like interrogate the Senator from Blair, Mr. Snyder.

The PRESIDENT. Will the Senator from Blair Mr. Snyder permit himself to be interrogated?

Mr. SNYDER. Mr. President, I will.

Mr. SCHANTZ. Mr. President, I would like to ask the Senator from Blair, Mr. Snyder, whether it is not a fact that before the Law and Order Committee, in my presence there, was a request made to him for a hearing before the Committee and that the Committee postponed action,—for those individuals to confer and see what they were going to do about it.

Mr. SNYDER. Mr. President, there was a request for a conference. The conference took place. It was not a request for a public hearing.

And the question recurring,

Will the Senate agree to the motion?

The yeas and nays were required by Mr. Barr and Mr. Snyder and were as follows, viz:

YEAS—20.

| | | | |
|---|---|---|---|
| Aron, | Daix, | Joyce, | Quigley, |
| Baldwin, | Davis, | Krause, | Salus, |
| Baumer, | DeWitt, | Kutz, | Schantz, |
| Buckman, | Griswold, | Leslie, | Sones, |
| Coyne, | Heaton, | Patton, | Vare, |

NAYS—24.

| | | | |
|---|---|---|---|
| Barr, | Freeman, | North, | Steele, |
| Betts, | Gelder, | Norton, | Stites, |
| Bonbrake, | Kunkle, | Painter, | Weingartner, |
| Brown, | Lanius, | Phipps, | Woodward, |
| Culbertson, | Mansfield, | Snyder, | Homsher, |
| Derrick, | Miller, | Sprowls, | Pres. Pro Tem. |
| Earnest, | | | |

So the question was determined in the negative.

## BILL ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 300, as follows:

A Supplement to the Act approved the twenty-seventh day of March one thousand nine hundred and twenty-three (Pamphlet Laws thirty-four) entitled "An act concerning alcoholic liquors prohibiting the manufacture advertising furnishing traffic in and possession of intoxicating liquors for beverage purposes and articles and substances designed or intended for use in the manufacture thereof defining intoxicating liquor providing for penalties forfeitures and the abatement of nuisances and repealing existing alcoholic liquor laws and alcoholic liquor license laws" regulating under permit through an Alcohol Permit Board created in the Department of Agriculture the manufacture development use in manufacture sale at wholesale storage by bailees for hire and transportation for hire of any alcohol or any alcoholic liquid by certain persons providing for fees and the disposition thereof authorizing the inspection of the records of permittees and purchasers of said liquids declaring certain places nuisances and providing for their abatement and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonweatlh of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That this entire act is an exercise of the police power of this Commonwealth for the protection of the public welfare health peace safety and morals of the people of this Commonwealth and all of its provisions shall be liberally construed for the accomplishment of these purposes

Section 2 The word "person" whenever used in this act shall mean and include natural persons associations partnerships and corporations for whatever purpose organized

"Alcoholic liquid" whenever used in this Act shall mean any liquid which contains or develops during or after manufacture one-half of one per cent or more of any alcohol by volume including cereal beverages

Section 3 It shall be unlawful for any person without having previously obtained a permit from the Com-

monwealth as hereinafter provided to manufacture develop or use in process of manufacture hold in storage as bailee for hire sell at wholesale or transport for hire within this Commonwealth any alcohol or any alcoholic liquid Provided That for making and selling vinegar and non-intoxicating cider and fruit juices, to be used exclusively in a private dwelling to be used exclusively in a private dwelling a permit hereunder shall not be required And provided further That it shall not be necessary for the owner of a pharmacy which is registered by the State Board of Pharmacy or by the Department of Public Instruction acting for said Board and which is under the management of a registered pharmacist to obtain a permit hereunder for the manufacture or compounding of medicines in such pharmacy And provided further that such common carriers as are subject to regulation by the Public Service Commission of the Commonwealth of Pennsylvania shall not be required to obtain permits hereunder And provided further that for selling at wholesale manufactured alcoholic liquids as are used in the preparation of table foods and are not fit for intoxicating beverage purposes or from which any alcohol therein cannot be recovered for use a permit hereunder shall not be required

Section 4 There is hereby created in the Department of Agriculture a departmental administrative board consisting of the Secretary of Agriculture the Secretary of Health and the Attorney General to be known as the Alcohol Permit Board hereafter in this Act called the Board Provided that if any of the said officers shall have any business or other interests which in the judgment of the Governor renders it unwise for such officer to act as a member of the said Board the Governor may designate a deputy in the department of which such officer is the head to act in the place and stead of such officer as a member of the said Board

Two members of the Board shall constitute a quorum The Board shall select from among its members a chairman and may elect a Secretary who need not be a member of the Board and said Board shall exercise the powers and perform the duties hereafter in this act set forth

Section 5 Every applicant for a permit under this act shall file with the Board a petition in writing duly verified in such form as the Board shall from time to time prescribe setting forth

(1) The legal names of the applicant and of the owner of the place where business under the permit will be carried on with their residence addresses by street and number if a partnership of each separate partner and if a corporation of each individual officer thereof

(2) The exact location of the place of business and of every place to be occupied or used in connection with such business the productive capacity of each plant where any alcohol is to be manufactured used or developed the capacity of every warehouse or other place where such alcohol is to be stored for hire the storage capacity of every place where a wholesale business in any alcohol or any alcoholic liquids is to be conducted or the equipment to be used where a transportation business is to be carried on under the permit

(3) The period of time the applicant has been carrying on the business for which the permit is desired

(4) If the permit is for the manufacture development or storage of any alcohol the maximum quantity per month to be manufactured developed or stored and if the permit is for the use of any alcohol the purpose or purposes for which the same is to be used and the maximum quantity per month to be used and

(5) Such other revelant information as the Board shall from time to time require by rule or regulation

Section 6 Every permit issued under the provisions of this act for the manufacture development or storage of any alcohol shall specify the maximum quantity of such alcohol per month which may lawfully be manufactured developed or stored under such permit Any permit issued for the use of any alcohol in the process of manufacture shall specify the purpose or purposes for which such alcohol is to be used and the maximum quantity per month which may lawfully be used under such permit Every permit shall specify by specific location every place to be occupied or used in connection with the business to be conducted thereunder It shall be unlawful for the holder of any permit to manufacture develop store or use a greater quantity of any alcohol in any month than that specified in his permit or to use any alcohol for any purpose other than that specified in his permit or to occupy or use any place in connection with any business authorized under a permit other than the place or places designated therein

Section 7 Every person holding a permit issued under the provisions of this act shall keep daily permanent records which shall show (a) the quantities of any alcohol manufactured developed stored received or used in process of manufacture by him and of all other materials used in manufacturing or developing any alcoholic liquid (b) the sales or other disposition of such alcohol or alcoholic liquid (c) the quantities thereof if any stored for hire or transported for hire by or for the permittee and (d) the names and addresses of the purchaser or other recipients thereof Provided however that persons holding permits issued under the provisions of this act for the transportation for hire of any alcohol or any alcoholic liquid shall not be required to keep the above records but shall keep daily permanent records showing the names and addresses of the persons from whom such alcohol or alcoholic liquid was received and to whom delivered

Section 8 Every place where any alcohol or any alcoholic liquid is manufactured developed stored at wholesale or sold shall be subject to inspection by members of the Board or by persons duly authorized and designated by the Board at any and all times of the day or night as they may deem necessary (a) for the detection of violations of this act or of the rules and regulations of the Board promulgated under the authority of this act or of the act to which this is a supplement or (b) for the purpose of ascertaining the correctness of the records required by this act to be kept by permittees and the books and records of permittees and the books and records of their customers insofar as they relate to purchases from said permittees shall at all times be open to inspection by the members of the Board or by persons duly authorized and designated by the Board for the purpose of making inspections as authorized by this section Members of the Board and the persons duly authorized and designated by the Board shall have the right without fee or hindrance to enter premises of any person whose place of business or books and records are subject to inspection hereunder

Section 9 Upon learning of any violation of this act or of any rule or regulation promulgated by the Board under the authority of this act or of any provision of the act to which this is a supplement by the holder of a permit issued under the provisions of this act the Board shall cite such permittee to appear before it not less than ten nor more than fifteen days from the date of sending such permittee by registered mail a notice to show cause why the permit should not be revoked And upon such hearing if satisfied that any such violation has occurred the Board shall immediately revoke such permit notifying the permittee thereof by registered letter

Any permittee aggrieved by any decision of the Board may file within thirty days thereafter in the Court of Common Pleas of Dauphin County a petition against the Board as Defendant alleging therein the action and decision complained of and praying for a reversal thereof Upon personal service of a summons on any member of the Board returnable within three days of the date thereof the Board shall within one week from such return date file an answer in which it shall allege by way of defense the grounds for its decision and such other grounds as shall in the meantime accrue or be discovered All allegations of the answer shall be deemed to stand denied without further pleading and upon application of either party the cause shall be advanced and heard without delay Mere technical irregularities in the procedure of the Board shall be disregarded A judgment sustaining the revocation of a permit by the Board shall not bar after one year a new application by the plaintiff for a permit nor shall a judgment in favor of the plaintiff prevent the Board from thereafter revoking or refusing a permit for any proper cause which may thereafter accrue or be discovered The court shall have full power to dispose of all costs From the judgments of the Court of Common Pleas of Dauphin County appeals may be taken as in other actions at law but during the pendency of any such appeal in which a former permittee is appellant such former permittee shall not carry on any business of the kinds regulated by this act

Section 10 All permits shall expire at the close of the calendar year but new permits for the succeeding year shall be issued upon written application therefor duly veri-

fied by affidavit stating that the facts in the original petition are unchanged and upon payment of the fee as hereinafter provided without the filing of further statements or the furnishing of any further information unless specifically requested by the Board Provided however that a permit issued to a corporation under the provisions of this act shall expire thirty days after any change in the officers of such corporation unless the name and address of the new officer or the names and addresses of the new officers of such corporation shall within that period be reported to the Board by certificate duly verified Applications for renewals must be made not less than thirty nor more than sixty days before the first day of January of the ensuing year All applications for renewals received otherwise shall be treated as original applications

Section 11 All persons now carrying on any business requiring a permit under the provisions of this Act must apply for the same within sixty days after its passage and any such business may continue if a permit has been so applied for until it is granted or refused The fee for every permit issued under the provisions of this Act shall be twenty-five dollars ($25.00) All fees shall be paid to the Board which shall deposit the same in the State Treasury where they shall be kept apart from all other funds in the State Treasury in a separate fund to be known as the "Permit Fund" The moneys from time to time in the said fund are hereby specifically appropriated to the Board for the payment of any and all expenses of every kind and description which may be necessary for the proper administration and enforcement of this Act Moneys shall be paid out of the said fund by warrant of the Auditor General upon the State Treasurer after requisition by the Secretary of Agriculture

Section 12 Permits shall be issued by the Board under the official seal of the Department of Agriculture Every permit so issued must at all times be posted in a conspicuous place where the business is carried on under it and said place of business must be kept open during general business hours of every day in the year except Sundays and legal holidays No permit shall be issued hereunder to any person who is not a citizen of the United States or to any person who has been convicted of a violation of this Act or of any law or regulation of the United States of America or of the Commonwealth of Pennsyvania for the control of traffic in any alcoholic liquor

Section 13 The Board shall have the power to make and promulgate appropriate rules and regulations for carrying into effect the provisions of this act Provided That as far as practicable the rules and regulations of the Board shall conform to the rules and regulations promulgated by the appropriate agency of the government of the United States for carrying into effect the provisions of any act or acts of Congress regulating the manufacture development storage sale or transportation of any alcohol or alcoholic liquid

Section 14 Any place within this Commonwealth in which any alcohol or any alcoholic liquid is manufactured developed stored or sold at wholesale by a person without a permit as required by the provisions of this act and any place in which a person holding a permit issued under the provisions of this act shall violate any provision of this act or any rule or regulation of the Board or any provision of the act to which this is a supplement is hereby declared to be a common nuisance and upon such violation the permit if any held by such person shall be automatically suspended Any nuisance as in this section defined may be abated in the same manner in which nuisances may be abated under the provisions of the act to which this is a supplement

Section 15 Any person who shall violate any of the conditions of any permit or who shall falsify any record or report required by this act to be kept or who shall violate any rule or regulation of the Board or who shall interfere with hinder or obstruct any inspection authorized by this act or prevent any member of the Board or any person duly authorized and designated by the Board from entering any place which such member of the Board or such person is authorized by this act to enter for the purpose of making an inspection who shall violate any other provision of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars ($100) or more than five thousand dollars ($5,000) or undergo imprisonment of not more than three (3) years or both at the discretion of the Court

Section 16 No property rights shall exist in any alcohol or alcoholic liquid manufactured developed used in process of manufacture stored sold at wholesale or transported for hire in violation of any of the provisions of this act and the same shall be deemed contraband and forthwith destroyed No such alcohol or alcoholic liquid in the custody of any officer of the law shall be seized or taken from him on any writ of replevin or other like process

Section 17 It shall be unnecessary in any complaint information indictment or other pleadings to negative any provision or exception contained in this act

Section 18 No person shall be excused on the ground that it may tend to incriminate him or subject him to a penalty or forfeiture from attending and testifying or producing books papers documents and other evidence in obedience to a subpoena of any court in any suit or proceeding based upon or growing out of any alleged violation of this act but no natural person shall be prosecuted or subjected to any penalty or forfeiture for or on account of any transaction matter or thing as to which in obedience to a subpoena and under oath he may so testify or produce evidence but no person shall be exempt from prosecution and punishment for perjury committed in so testifying

Section 19 If any section or provision of this Act shall be held by any court to be unconstitutional such judgment shall not affect any other section or provision of the same It is hereby declared as the legislative intent that this Act would have been passed had such unconstitutional provision not been included therein

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. President and Fellow Senators: Senate Bill No. 300 is now on final pasage. It is known as the United Dry Bill. This is not a prohibition bill but a law enforcement measure, and is intended to supplement the Act passed by the last Legislature. It is framed to meet the difficulties encountered in efforts to enforce that Act and also to overcome legal opinions and objections encountered in trial of cases in the courts. Its passage is most important and urgently necessary for proper law enforcement.

This bill will not prohibit the manufacture and sale of alcohol for use in the arts, manufacture, medicine or scientific research. It does not interfere with the honest physician, dentist or druggist who prescribes, uses and disperses legally. It imposes no hardships upon them, and, so far as I know, they are not opposing but, rather, are favoring its passage. But it will, if enforced, stop at the source the illegal release of alcohol and high-power beer.

It will protect the legitimate manufacture and brewer, and suppress the greedy violators of the law, the greatest of whom is the bootlegger.

The bootlegger, for greed of gain, disobeys the law with impunity. Therefore, he is not a good citizen. He is a nullifier of the Federal Constitution, consequently he is disloyal. He works in the dark, hence is a coward. He misbrands, adulterates and falsifies his goods, and therefore is a fraud, a cheat and deceiver. Not infrequently he concocts, mixes and sells poisonous alcoholic liquors that send his victims to the madhouse or to death and this brands him as a criminal. It is estimated that these monsters have, during the last year, made over one hundred millions of dollars in their nefarious operations.

Mr. President, not one of us, I am sure, would aid or abet these enemies of the State. Rather should we not oppose them with every ounce of energy we possess? I take it, then, that you will support this measure. It is the

weapon with which you can strike them down and largely put them out of business. You ask me how? I will explain.

The Governor, in his masterful message on law enforcement, read before the joint session of Senate and House, used figures and terms wihch are indeed startling, but are correct and can be proven. I condense from his message as follows:

"In two years ending June 30, 1923, more than five million gallons of specially denatured alcohol were removed and disposed of in the Philadelphia district. Last year there was a slight decrease in production, but this was more than made up by importation. This enormous production and distribution is at the present time checked by no records which are effective to prevent its flow in huge quantities into the bootleg trade.

"The 'graft is worked' through specially denatured and bonded dealers who can sell only to manufacturers holding Federal permits, who are authorized to make toilet waters, hair tonics and tobacco sprays.

"The dishonest of these manufacturers do not manufacture anything. but dispose of their alcohol through seventy-four so-called cover houses to redistillers and bootleggers. Of one hundred and fifty-one manufacturers, one hundred and twenty-eight were found to be crooked."

Then there is the completely denatured alcohol. This is especially sought by bootleg trade. The producers keep only records of sales, and no records of purchasers; and they are not subject to inspection of completely denatured alcohol in 1924 (last year) increased by nearly seven and one-half million gallons?

These statements are apalling. How long will this deluge of liquor be permitted to flow over this State? I answer, "Just so long as we refuse additional legislation." The United Dry Bill is the remedy. It requires every manufacturer and cover house to secure a State permit, keep daily, permanent records of its business, and open them fully for inspection when required by the proper authorities.

As to the breweries violating the law, the Federal authorities have abandoned their policy of libeling these because of the cost of guarding them. Clearly, then, the State should exercise concurrent authority granted it by the Eighteenth Amendment. By issuing permits to them we can make rules and regulations for inspecting every brewery. This is reasonable and necessary, because last year sixty-two of the one hundred breweries (in round numbers) were caught violating the law; and so difficult was it, under present conditions, to secure evidence that would convict that only six were permanently put out of business. This bill does not put the honest distiller, manufacturer and brewer out of business. On the contrary, it protects them.

Provision to destroy alcoholic liquids forthwith will obviate the need of storage places and the necessity of court procedure before forfeiture. The accused law-breaker is given the right to appeal from the decision of the trial court to the appellate courts of the State.

The penalties of this supplement are in complete accord with, and no more severe than, those of the Snyder-Armstrong Act.

Adoption of this Act unimpaired will bring about a complete State regulation of concurrent authority with the Federal Government, exactly as was intended by the Eighteenth Amendment.

Mr. President, I cannot more fittingly close this appeal than by quoting almost verbatim from my address delivered here two years ago.

In pleading for supplemental law enforcement here today I speak not for myself alone, I speak for the great women's organizations of the State, both social and political, that have endorsed this supplement,—for the Women's Christian Temperance Union, that white-ribboned army that for many years has fought for prohibition, for the Confederated Churches, for the ministeriums, for the bible schools and the Sunday schools, the farmers, whose leaders helped prepare this bill, the Anti-Saloon League and other organizations of like character, for the mothers and fathers who are raising boys and girls for future citizens, for the two million children of the State, and also for that great class silently suffering from the cruelty, neglect and heartbreaking acts of those who should protect and cherish them but who are victims of unlawful traffic in strong drink.

And who stand opposed to this noble array of organizations and people? I answer: They are the bootleggers and their confederates, who, for gain of gold, debauch their victims, violate our laws, dishonor the flag and defy our Constitution. On which side shall we take our stand? Whom shall we protect and defend? Is the Constitution the palladium of our liberties or is it a weak instrument of meaningless words? Is the Constitution a failure? Will it protect the people from selfish money-getters, nullifiers and criminals? Has the blood of our sires who brought forth this nation, and of those who fought to preserve it from internal enemies and foreign foes, been shed in vain?

To you my fellow Senators, I leave these momentous questions. If we pass this bill I hold that we will at least have done our solemn duty for law enforcement, for the upholding of our Federal Constitution, for our cherished institutions, our homes and for God and humanity.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—27.

| | | | |
|---|---|---|---|
| Baldwin, | Earnest, | Miller, | Sprowls, |
| Barr, | Freeman, | North, | Steele, |
| Betts, | Gelder, | Norton, | Stites, |
| Bonbrake, | Griswold, | Painter, | Weingartner, |
| Brown, | Kunkle, | Phipps, | Woodward, |
| Culbertson, | Lanius, | Snyder, | Homsher, |
| Derrick, | Mansfield, | Sones, | Pres. Pro Tem. |

NAYS—17.

| | | | |
|---|---|---|---|
| Aron, | Davis, | Krause, | Quigley, |
| Baumer, | DeWitt, | Kutz, | Salus, |
| Buckman, | Heaton, | Leslie, | Schantz, |
| Coyne, | Joyce, | Patton, | Vare, |
| Daix, | | | |

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 307, entitled:

An Act to amend section six, nine, eleven, twenty-eight, thirty and forty of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled "An Act providing when, how, upon what property and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed,

within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly."

And said bill having been read at length the third time,

On the question,

Shall the bill pass finally?

Will the Senate agree to the bill?

Mr. KRAUSE. Mr. President, I ask unanimous consent to amend section 2, page 4, line 9, by striking out the word "the" which precedes the word "confirmation"; also page 4, line 19, by inserting after the word "upon" the word "or"; also section 3, page 7, line 24, by striking out "conveyes" and inserting in lieu thereof the word "conveys"; also section 5, page 10, line 3, by underscoring lines 3 to 18 inclusive.

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILL OVER IN ORDER.

Mr. JOYCE. Mr. President, I ask that Senate Bill No. 309 on third reading entitled:

An Act imposing a poll tax for county purposes in all counties except counties of the first class on male and female residents over the age of twenty-one years and abolishing the occupation tax

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 315, (House Bill No. 15), entitled:

An Act to amend section four of an act approved the nineteenth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws sixty-seven) entitled "An act regulating the practice bail costs and fees on appeals to the Supreme Court and Superior Court" as amended fixing the time within which appeals may be allowed

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Lanius, | Schantz, |
| Baldwin, | DeWitt, | Leslie, | Snyder, |
| Barr, | Eyre, | Mansfield, | Sones, |
| Baumer, | Freeman, | Miller, | Sprowls, |
| Betts, | Gelder, | North, | Steele, |
| Bonbrake, | Griswold, | Norton, | Stites, |
| Brown, | Heaton, | Painter, | Vare, |
| Buckman, | Joyce, | Patton, | Weingartner, |
| Coyne, | Krause, | Phipps, | Woodward, |
| Culbertson, | Kunkle, | Quigley, | Homsher, |
| Daix, | Kutz, | Salus, | Pres. Pro Tem. |
| Davis, | | | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 378, as follows:

An Act fixing the pay of election officers and clerks in counties of the second class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That at all elections in counties of the second class the pay of judges of election shall be ten dollars per day and the pay of inspectors and clerks shall be seven dollars and fifty cents per day

Section 2 All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Lanius, | Schantz, |
| Baldwin, | DeWitt, | Leslie, | Snyder, |
| Barr, | Eyre, | Mansfield, | Sones, |
| Baumer, | Freeman, | Miller, | Sprowls, |
| Betts, | Gelder, | North, | Steele, |
| Bonbrake, | Griswold, | Norton, | Stites, |
| Brown, | Heaton, | Painter, | Vare, |
| Buckman, | Joyce, | Patton, | Weingartner, |
| Coyne, | Krause, | Phipps, | Woodward, |
| Culbertson, | Kunkle, | Quigley, | Homsher, |
| Daix, | Kutz, | Salus, | Pres. Pro Tem. |
| Davis, | | | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL OVER IN ORDER.

Mr. BETTS. Mr. President, I ask that Senate Bill No. 379, on third reading entitled:

An Act regulating the expenses of county commissioners in counties of the second class.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

## BILL RECOMMITTED.

Mr. BUCKMAN. Mr. President, I move that Senate Bill No. 380 on third reading, entitled:

An Act concerning conditional sales and to make uniform the law relating thereto.

be recommitted to the Committee on Judiciary General.

Mr. SALUS. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 381, entitled:

An Act authorizing the Auditor General State Treasurer and Secretary of Internal Affairs without the approval of the Attorney General to employ attorneys to conduct the legal affairs of their respective departments prescribing their powers and duties and providing for their compensation.

And said bill having been read at length the third time,

On the question,

Shall the bill pass finally?

Mr. SCHANTZ. Mr. President, I ask unanimous consent to amend Sec. 4, page 3, line 22 by inserting before the word "officers" the words "and administrative".

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILL ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 387, (House Bill No. 398), entitled:

An Act to provide for the positions of Principal Deputy Prothonotary and Second Deputy Prothonotary in counties of the first class prescribing their powers and duties and fixing their salaries

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Lanius, | Schantz, |
| Baldwin, | DeWitt, | Leslie, | Snyder, |
| Barr, | Eyre, | Mansfield, | Sones, |
| Baumer, | Freeman, | Miller, | Sprowls, |
| Betts, | Gelder, | North, | Steele, |
| Bonbrake, | Griswold, | Norton, | Stites, |
| Brown, | Heaton, | Painter, | Vare, |
| Buckman, | Joyce, | Patton, | Weingartner, |
| Coyne, | Krause, | Phipps, | Woodward, |
| Culbertson, | Kunkle, | Quigley, | Homsher, |
| Daix, | Kutz, | Salus, | Pres. Pro Tem. |
| Davis, | | | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

## BILLS ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 392, entitled:

An Act to amend article two and article four of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended, by providing for county school boards and prescribing the duties and powers of such boards.

And said bill having been read at length the third time,

On the question,

Shall the bill pass finally?

Will the Senate agree to the bill?

Mr. GRISWOLD. Mr. President, I ask unanimous consent to amend Sec. 1, page 4, line 14 by striking out the word "or" following the word "employee" and inserting in lieu thereof the word "of"; also line 27, by striking out the word "filed" and inserting in lieu thereof the word "filled" also page 10, line 11 by striking out the word "petitions" and inserting in lieu thereof the words "petitioners"; also page 13, line 17 by inserting after the word "proceedings" the word "in".

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 393, entitled:

An Act to further amend sections one thousand seven hundred and one, and one thousand seven hundred and seven, as amended, of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," and to repeal section one thousand seven hundred and two of said act.

And said bill having been read at length the third time,

On the question,

Shall the bill pass finally?

Mr. STEELE. Mr. President, I ask unanimous consent to amend Sec. 1, page 4, line 2 by striking out the word "year" and inserting in lieu thereof the word "years"; also line 14 by striking out the words "Provided That hereafter" also line 27 by striking out the word "estabilshed" and inserting in lieu thereof the word "established"; also sec. 2, page 6, line 5 by underscoring all of line 5; also line 22 by underscoring the word "high".

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILLS RECOMMITTED.

Mr. SNYDER. Mr. President, I move that Senate Bill No. 394, on third reading, entitled:

An Act to amend section 1421 of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled, "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered, and prescribing penalties for the violations thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended.

be recommitted to the Committee on Education.

Mr. PHIPPS. Mr. President, I second the motion.

The motion was agreed to.

Mr. GELDER. Mr. President, I move that Senate Bill No. 396, on third reading, entitled:

An Act to amend section 1419 of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled, "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof that are or may be inconsistent therewith," as amended by requiring reports in regard to the employment of minors.

be recommitted to the Committee on Education.

Mr. MILLER. Mr. President, I second the motion.

The motion was agreed to.

Mr. PAINTER. Mr. President, I move that Senate Bill No. 399, on third reading, entitled:

An Act to further amend section one thousand four hundred and fourteen of an act approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws, three hundred and nine), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by granting full term school privilege to children in fourth class districts up to fourteen years of age.

be recommitted to the Committee on Education.

Mr. BARR. Mr. President, I second the motion.

The motion was agreed to.

## BILL ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 400, entitled:

An act to authorize the Superintendent of Public Instruction to fix and to collect reasonable fees for certain services rendered by that Department.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Lanius, | Schantz, |
| Baldwin, | DeWitt, | Leslie, | Snyder, |
| Barr, | Eyre, | Mansfield, | Sones, |
| Baumer, | Freeman, | Miller, | Sprowls, |
| Betts, | Gelder, | North, | Steele, |
| Bonbrake, | Griswold, | Norton, | Stites, |
| Brown, | Heaton, | Painter, | Vare, |
| Buckman, | Joyce, | Patton, | Weingartner, |
| Coyne, | Krause, | Phipps, | Woodward, |
| Culbertson, | Kunkle, | Quigley, | Homsher, |
| Daix, | Kutz, | Salus, | Pres. Pro Tem. |
| Davis, | | | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL RECOMMITTED.

Mr. BETTS. Mr. President, I move that Senate Bill No. 401 on third reading, entitled:

An Act to amend sections six hundred and twenty-three and six hundred and twenty-four of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by making further provision against fire hazard in school building

be recommitted to the Committee on Education.

Mr. MANSFIELD. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 402, entitled:

An act to prevent fraudulent procedure in obtaining credentials from the Department of Public Instruction or any of the professional examining boards within such Department and providing penalties

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Lanius, | Schantz, |
| Baldwin, | DeWitt, | Leslie, | Snyder, |
| Barr, | Eyre, | Mansfield, | Sones, |
| Baumer, | Freeman, | Miller, | Sprowls, |
| Betts, | Gelder, | North, | Steele, |
| Bonbrake, | Griswold, | Norton, | Stites, |
| Brown, | Heaton, | Painter, | Vare, |
| Buckman, | Joyce, | Patton, | Weingartner, |
| Coyne, | Krause, | Phipps, | Woodward, |
| Culbertson, | Kunkle, | Quigley, | Homsher, |
| Daix, | Kutz, | Salus, | Pres. Pro Tem. |
| Davis, | | | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 406, entitled:

An Act to validate certain municipal assessments municipal claims and municipal liens in the several boroughs of the Commonwealth providing for the filing of claims therefor and the proceedings for the collection of such assessments and claims

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Lanius, | Schantz, |
| Baldwin, | DeWitt, | Leslie, | Snyder, |
| Barr, | Eyre, | Mansfield, | Sones, |
| Baumer, | Freeman, | Miller, | Sprowls, |
| Betts, | Gelder, | North, | Steele, |
| Bonbrake, | Griswold, | Norton, | Stites, |
| Brown, | Heaton, | Painter, | Vare, |
| Buckman, | Joyce, | Patton, | Weingartner, |
| Coyne, | Krause, | Phipps, | Woodward, |
| Culbertson, | Kunkle, | Quigley, | Homsher, |
| Daix, | Kutz, | Salus, | Pres. Pro Tem. |
| Davis, | | | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 429, (House Bill No. 363), entitled:

An Act to amend section one of the act approved the eleventh day of June one thousand nine hundred and fifteen (P. L. 938) entitled "An Act to regulate and establish the fees to be charged and collected by the several clerks of the courts of oyer and terminer general jail delivery and quarter sessions of the peace in counties of this Commonwealth having a population of over eight hundred thousand and less than one million five hundred thousand inhabitants as computed by the last preceding United States census" by fixing fee for certifying certain convictions to Secretary of Highways

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Lanius, | Schantz, |
| Baldwin, | DeWitt, | Leslie, | Snyder, |
| Barr, | Eyre, | Mansfield, | Sones, |
| Baumer, | Freeman, | Miller, | Sprowls, |
| Betts, | Gelder, | North, | Steele, |
| Bonbrake, | Griswold, | Norton, | Stites, |
| Brown, | Heaton, | Painter, | Vare, |
| Buckman, | Joyce, | Patton, | Weingartner, |
| Coyne, | Krause, | Phipps, | Woodward, |
| Culbertson, | Kunkle, | Quigley, | Homsher, |
| Daix, | Kutz, | Salus, | Pres. Pro Tem. |
| Davis, | | | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

## BILL OVER IN ORDER.

Mr. LESLIE. Mr. President, I ask that Senate Bill No. 433 (House Bill No. 493), on third reading, entitled:

An Act providing for the levy of a poll tax in counties of the second third fourth fifth sixth seventh and eighth class and in boroughs towns and townships and abolishing therein taxes on salaries and emoluments of office offices and posts of profit professions trades and occupations

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

## BILL ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 435, (House Bill No. 620), entitled:

An Act relating to the alocation of moneys to the different counties by the Department of Highways for the construction of highways providing a method to compel the county commissioners to apply for such moneys and extending the time for filing applications for money allocated but unexpended prior to the approval of this act

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Lanius, | Schantz, |
| Baldwin, | DeWitt, | Leslie, | Snyder, |
| Barr, | Eyre, | Mansfield, | Sones, |
| Baumer, | Freeman, | Miller, | Sprowls, |
| Betts, | Gelder, | North, | Steele, |
| Bonbrake, | Griswold, | Norton, | Stites, |
| Brown, | Heaton, | Painter, | Vare, |
| Buckman, | Joyce, | Patton, | Weingartner, |
| Coyne, | Krause, | Phipps, | Woodward, |
| Culbertson, | Kunkle, | Quigley, | Homsher, |
| Daix, | Kutz, | Salus, | Pres. Pro Tem. |
| Davis, | | | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

## BILLS ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 442, entitled:

An Act to further amend paragraph nineteen of section one thousand two hundred and ten of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by including payments on account of special classes

And said bill habing been read at length the third time,

On the question,

Shall the bill pass finally?

Will the Senate agree to the bill?

Mr. LANIUS. Mr. President, I ask unanimous consent to amend sec. 1, page 2, line 4 by striking out the word "prescribed" and inserting in lieu thereof the word "prescribing"; also page 6, line 9 by inserting before the word "district"; the word "school"; also page 7, line 16 by striking out the word "thereafter" and inserting in lieu thereof the word "hereafter."

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILL RECOMMITTED.

Mr. WOODWARD. Mr. President, I would like to state to the Senate that whoever wrote the first section of this bill was suffering with a disease called by the doctors "Delusions of Grandeur" and as a practitioner I would say it applies only to this section. This first section would enable the Council of Philadelphia to build steamships to cross the Atlantic, to be owned by the City and operated by the City. I, therefore, would like to offer an amendment and I would like the bill to be recommitted to the Committee on Municipal Affairs for amendment. I am entirely in sympathy with sections two, three and four, but section one of this bill, in my opinion, should not stand.

Mr. PRESIDENT, I move that Senate Bill No. 446, on third reading entitled:

An Act authorizing cities of the first class to promote marine service between said cities and other ports to build or otherwise acquire and operate vessels for that purpose and to enter into contracts or agreements for the establishment maintenance or continuance thereof by others providing among other things for the payment of guarantee of losses or deficiencies incurred therein

be recommitted to the Committee on Municipal Affairs for the purpose of Amendment.

Mr. PATTON. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 453, entitled:

An Act to amend the act approved the twenty-eighth day of May, one thousand nine hundred seven, (Pamphlet Laws two hundred ninety), entitled "An act to provide for the employment of the insane, feeble-minded and epileptic persons confined in institutions, wholly or in part maintained by the State, for the care and treatment of the insane, feeble-minded and epileptic persons; and providing for the distribution of the supplies, manufactured articles, goods, and products made in State institutions for the care of the insane, feeble-minded, and epileptic persons", by making further provision for the disposition of products made in such institutions, to use the proceeds of sales of such products for certain purposes.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Lanius, | Schantz, |
| Baldwin, | DeWitt, | Leslie, | Snyder, |
| Barr, | Eyre, | Mansfield, | Sones, |
| Baumer, | Freeman, | Miller, | Sprowls, |
| Betts, | Gelder, | North, | Steele, |
| Bonbrake, | Griswold, | Norton, | Stites, |
| Brown, | Heaton, | Painter, | Vare, |
| Buckman, | Joyce, | Patton, | Weingartner, |
| Coyne, | Krause, | Phipps, | Woodward, |
| Culbertson, | Kunkle, | Quigley, | Homsher, |
| Daix, | Kutz, | Salus, | Pres. Pro Tem. |
| Davis, | | | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL RECOMMITTED.

Mr. LESLIE. Mr. President, I move that Senate Bill No. 454, on third reading, entitled:

An Act codifying and revising the laws relating to domestic and foreign building and loan associations

be recommitted to the Committee on Banks and Building and Loan Associations.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 136, as follows:

An Act to repeal the act approved the twentieth day of May one thousand nine hundred and thirteen (Pamphlet Laws two hundred and forty-one) entitled "A supplement to an act approved the twenty-third day of April one thousand nine hundred three entitled 'An act to designate a uniform date when the commissioners of the several counties shall issue their precepts to assessors to make the triennial assessments and the reassessment between the periods of the triennial assessment of property and fixing the time for the return thereof' as amended"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the twentieth day of May one thousand nine hundred and thirteen (Pamphlet Laws two hundred and forty-one) entitled "A supplement to an act approved the twenty-third day of April one thousand nine hundred three entitled 'An act to designate a uniform date when the commissioners of the several counties shall issue their precepts to assessors to make the triennial assessments and the reassessment between the periods of the triennial assessment of property and fixing the time for the return thereof' as amended" is hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 246 as follows:

An Act to amend section two of the act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred and twenty-one) entitled

"An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal" as amended

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of the act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred and twenty-one) entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal" which was amended by the act approved the fourth day of May one thousand nine hundred and twenty-one (Pamphlet Laws three hundred and forty-one) entitled "An act to amend section two of an act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred and twenty-one) entitled 'An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporations or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal'" is hereby further amended to read as follows

Section 2 All taxes imposed by this act shall be at the rate of two per centum upon the clear value of the property subject to such tax passing to or for the use of father mother husband wife children lineal descendants born in lawful wedlock legally adopted children children of a former husband or wife or the wife or widow of the son of a person dying seized or possessed thereof and also on the clear value of such property passing from the mother of an illegitimate child or from any person of whom the mother is a lineal descendant to such child his wife or widow and passing from an illegitimate child to his mother and at the rate of (ten) five per centum upon the clear value of the property subject to such tax passing to or for the use of any other person or persons bodies corporate or politic to be paid for the use of the Commonwealth In ascertaining the clear value of such estates the only deductions to be allowed from the gross values of such estates shall be the debts of the decedent (and) the expenses of the administration of such estates and (no deduction whatsoever shall be allowed for or on account of) any taxes paid on such estate to the Government of the United States or to any other State or Territory

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committe of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 407, as follows:

A Joint Resolution providing for the continuation of the Commission appointed in accordance with the provisions of a join resolution approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws seven hundred fifty) entitled "A joint resolution constituting a commission to examine the tax laws of the Commonwealth and of other States and countries and to prepare and submit bills to carry into effect its recommendations prescribing the powers and duties of said commission and making an appropriation" providing for additional members and making an appropriation

Section 1 Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That the Commission appointed in accordance with a joint resolution approved the fourteenth day of June on thousand nine hundred and twenty-three (Pamphlet Laws seven hundred fifty) entitled "A joint resolution constituting a commission to examine the tax laws of the Commonwealth and of other States and countries and to prepare and submit bills to carry into effect its recommendations prescribing the powers and duties of said commission and making an appropriation" is hereby continued for a further period of two years In addition to the present Commission the President Pro Tempore of the Senate shall appoint two members of the Senate of Pennsylvania as additional members to act with said Commission

It shall be the duty of said Commission to continue to examine the laws of this State and of other states and countries relating to taxation to investigate systems and methods of taxation particularly with regard to the best method of equitably and effectually reaching all property which should be subject to taxation and avoiding conflicts and duplication of taxation on the same property and to prepare the needed legislation to carry such methods into effect in this Commonwealth and to make a report of its work to every member of the General Assembly at the session of one thousand nine hundred and twenty-seven

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. SCHANTZ. Mr. President, I move that Senate Bill No. 407, the bill just read, be recommitted to the Committee on Appropriations for the purpose of amendment.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## BILL ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 470, as follows:

An Act authorizing cities boroughs incorporated towns townships and school districts to make contracts of insurance with mutual fire insurance companies

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any county city borough incorporated town township school district or poor district may make contracts of insurance with any mutual fire insurance company on any building or property owned by such county city borough incorporated town township school district or poor district

Section 2 All acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading,

## HOUSE MESSAGES.

### SENATE BILL No. 1 RETURNED WITH AMENDMENTS.

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 1, entitled:

An Act authorizing the issue and sale of bonds to the amount of fifty millions of dollars by the Commonwealth of

Pennsylvania; defining the powers and duties of the Governor, the Auditor General and the State Treasurer in relation thereto; making an appropriation of the proceeds of such bonds for the purpose of improving and rebuilding the highways of the Commonwealth; providing for the payment of the interest on, and the redemption of such bonds by the Board of Finance and Revenue, and for the sale and registration of said bonds; and making an appropriation to carry out the provisions of this act.

with the information that the House has passed the same with amendments, in which the concurrence of the Senate is requested.

Mr. BUCKMAN. Mr. President, I move that Rule 21, which requires amended bills to be noted on the calendar, be in this case dispensed with, and the Senate proceed to the consideration of the amendments made by the House of Representatives to the foregoing bill.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

Said amendments having been printed as required by the Constitution were twice read, as follows:

Amend section 1, page 2, line 6 by inserting after the word "authorized" the words "and directed"; also line 7 by striking out after the word "borrow" the words "from time to time"; also line 9 by inserting after the word "Commonwealth" the word "the"; also by striking out the following "or sums of money not exceeding in the aggregate; also line 11 by striking after the word after the word "dollars, the words "which sum or sums" and inserting in lieu thereof the following: "as follows On the first day of April one thousand nine hundred and twenty-five the sum of twenty million dollars ($20,000,000) on the first day of August one thousand nine hundred and twenty-five the sum of twenty million dollars ($20,000,000) and on the first day of May one thousand nine hundred and twenty-six the sum of ten million dollars ($10,000,000) Provided however that if the Governor the Auditor General and the State Treasurer shall unanimously agree that it is inadvisable to borrow the amounts mentioned on the dates specified or any part thereof they may postpone borrowing the said amounts or any part thereof for a period not exceeding six (6) months from the date or dates herein specified The said sum or fifty million dollars ($50,000,000) to be borrowed under the provisions of this act" section 2, page 2 also line 28 by striking out after the word "issued" the following: "from time to time for such total amounts in such form in such denominations and subject to such terms and conditions of issue redemption and maturity not to exceed thirty years rate of interest not to exceed four and one-half per centum per annum and time of payment of interest as the Governor the Auditor General and the State Treasurer shall direct" and inserting in lieu thereof the following: "for the amounts borrowed from time to time under the provisions of the preceeding section of this act in such form as the Governor with the approval of the Auditor General or of the State Treasurer shall determine Said bonds shall in all cases be issued as serial bonds having maturity dates of not less than five (5) nor more than thirty (30) years after the respective dates of issuance said dates of maturity to be so arranged that as nearly as possible two million dollars ($2,000,000) of the entire amount of bonds authorized by this act shall mature annually beginning five (5) years after the first issuance of bonds under the provisions of this act The rate of interest on the said bonds shall be four per centum (4%) per annum and interest shall be payable semi-annually on such dates as the Governor with the approval of either of the Auditor General or of the State Treasurer shall determine Bonds shall be issued hereunder both in the form of registered and of coupon bonds Coupon bonds shall be issued in one thousand dollar ($1,000) denominations only Registered bonds shall be issued in denominations of one thousand dollars ($1,000) five thousand dollars ($5,000) ten thousand dollars ($10,000) twenty-five thousand dollars ($25,000) fifty thousand dollars ($50,000) and one hundred thousand dollars ($100,000) The holders of either registered or coupon bonds shall have the privilege of interchanging them

Provided That the Governor the Auditor General and the State Treasurer may by unanimous agreement if they deem it advisable for the best interest of the Commonwealth modify any of the terms and conditions for the issuance of said bonds hereinabove specified but under no circumstances shall the rate of interest for any of the said bonds exceed four and one-half per centum (4½%) per annum of the date of maturity exceed thirty (30) years

The Governor with the approval either of the Auditor General or of the State Treasurer may issue appropriate interim certificates for delivery to the purchasers of said bonds pending the preparation and delivery of the definitive bonds" also page 3, line 12, by inserting after "monwealth" the following: All interest coupons attached to bonds shall contain fac-simile signatures of the State Treasurer and the Auditor General"; also line 17 by striking out the following: "Such bonds may be issued with or without interest coupons attached In case interest coupons are attached they shall contain facismile signatures of the State Treasurer and the Auditor General"

Also section 3, page 4, line 7 by inserting after the word "Governor" the words "with the approval of"; also line 8 by striking out the word "and" and inserting in lieu thereof the word "or"; also line 10 by inserting after the word "the" the following "Governor with the approval of the Auditor General or the State Treasurer."

On the question,

Will the Senate concur in the same?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Lanius, | Schantz, |
| Baldwin, | DeWitt, | Leslie, | Snyder, |
| Barr, | Eyre, | Mansfield, | Sones, |
| Baumer, | Freeman, | Miller, | Sprowls, |
| Betts, | Gelder, | North, | Steele, |
| Bonbrake, | Griswold, | Norton, | Stites, |
| Brown, | Heaton, | Painter, | Vare, |
| Buckman, | Joyce, | Patton, | Weingartner, |
| Coyne, | Krause, | Phipps, | Woodward, |
| Culbertson, | Kunkle, | Quigley, | Homsher, |
| Daix, | Kutz, | Salus, | Pres. Pro Tem. |
| Davis, | | | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURS IN SENATE BILL No. 32.

He also returned to the Senate, Senate Bill No. 32, entitled:

An Act to amend section six hundred and three of an act, approved the seventeenth day of May, nineteen hundred and twenty-one (Pamphlet Laws, six hundred and eighty-two), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," as amended, providing for the investment of the surplus of domestic stock casualty insurance companies.

with the information that the House has pased the same without amendment.

HOUSE CONCURS IN SENATE BILL No. 189.

He also returned to the Senate, Senate Bill No. 189, entitled:

A Joint Resolution proposing an amendment to section twelve of article three of the Constitution of Pennsylvania

with the information that the House has pased the same without amendment.

## HOUSE CONCURS IN SENATE BILL No. 196.

He also returned to the Senate, Senate Bill No. 196, entitled:

An Act ratifying and confirming the action of the Department of Welfare in classifying the Wernersville State Hospital as a hospital for the care and treatment of the indigent insane.

with the information that the House has passed the same without amendment.

## HOUSE BILLS FOR CONCURRENCE.

He also presented for concurrence bills of the House of Representatives, as follows:

House Bill No. 369, (Senate Bill No. 550), entitled:

An Act to amend section two of the act approved the ninth day of March one thousand eight hundred and forty-seven (Pamphlet Laws two hundred and seventy-eight) entitled "An Act in relation to the sales of unseated lands in the several counties of this Commonwealth.

Which was committed to the Committee on Judiciary General.

House Bill No. 456, (Senate Bill No. 551), entitled:

An Act to amend section two of the act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred and forty-four) entitled "An Act relating to salaries compensation bonds offices and supplies of certain county officers their deputies and clerks in counties of the sixth class.

Which was committed to the Committee on New Counties and County Seats.

## MOTION TO READ BILLS THE FIRST TIME.

Mr. BUCKMAN. Mr. President, I move that all bills reported from committee at to-day's session be read the first time.

Mrs. VARE. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON FIRST READING.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 3, entitled:

An Act making an appropriation to the West Philadelphia Hospital for Women, in the City of Philadelphia.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 6, entitled:

An Act making a deficiency appropriation to the Home for Training in Speech of Deaf Children before they are of school age, at Philadelphia, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 7, entitled:

An Act making an appropriation to the Home for the Training in speech of Deaf Children before they are of school age, at Belmont Avenue and Monument Road, Philadelphia.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 43, entitled:

An Act making an appropriation to the Allentown Hospital, Allentown, Lehigh County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 44, entitled:

An Act making an appropriation to the Saint Luke's Hospital, located at Bethlehem, Lehigh County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 45, entitled:

An Act making an appropriation to the Children's Home of Bethlehem, Salisbury Township, Lehigh County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 57, entitled:

An Act making an appropriation to the Carlisle Hospital, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 59, entitled:

An Act making an appropriation to the Lewistown Hospital, of Lewistown, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 62, entitled:

An Act making an appropriation to the North Pennsylvania General Hospital and Sanatorium, at Austin, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 64, entitled:

An Act making an appropriation to the Home for Friendless Women and Children, of the city of Scranton.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 67, entitled:

An Act making an appropriation to the Clearfield Hospital, Clearfield, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 73, entitled:

An Act making an appropriation to the Punxsutawney Hospital Association, of Punxsutawney, Jefferson County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 75, entitled:

An Act making an appropriation to the Brookville Hospital, Brookville, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 76, entitled:

An Act making an appropriation to the Pennsylvania Memorial Home, of Brookville, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 77, entitled:

An Act making an appropriation to the trustees of the Philadelphia School of Design for Women, at Philadelphia, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 90, entitled:

An Act making an appropriation to the Industrial Home for Crippled Children, at Pittsburgh, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 95, entitled:

An Act making an appropriation to Liberty Fire Company, No. 1, of Spring City, Pennsylvania, for loss sustained while in attendance at fire on property of State Institution.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 100, entitled:

An Act making an appropriation to the Tabor Home for Children, Doylestown, Bucks County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 104, entitled:

An Act making an appropriation to the Allegheny General Hospital.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 105, entitled:

An Act making an appropriation to the Woods Run Settlement Association, Petosky Street, North Side, Pittsburgh, Allegheny County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 114, entitled:

An Act making an appropriation to the Hospital of the University of Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 119, entitled:

An Act making an appropriation to the Mary M. Packer Hospital, Sunbury, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 129, entitled:

An Act making an appropriation to the Home for Friendless Children, in the city of Reading, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 140, entitled:

An Act making an appropriation to the Eagleville Sanatorium for Consumptives, located at Eagleville, Montgomery County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 142, entitled:

An Act making an appropriation to the South Side Hospital, of Pittsburgh, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 180, entitled:

An Act making an appropriation to the Christian Home for Women, at Fourteen Hundred and Twenty-three Liverpool Street, North Side, City of Pittsburgh, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 181, entitled:

An Act making an appropriation to the Home for the Aged and Infirm Colored Women, at Pittsburgh, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 184, entitled:

An Act making an appropriation to the Chester Day Nursery and Children's Home, at Chester, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 193, entitled:

An Act making an appropriation to the Wills Eye Hospital, of Philadelphia, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 194, entitled:

An Act making an appropriation to the Hospital of the Hahnemann Medical College and Hospital of Philadelphia.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 195, entitled:

An Act making an appropriation to the Philadelphia Orthopaedic Hospital and Infirmary for Nervous Diseases, of Philadelphia.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 214, entitled:

An Act making an appropriation to the Grand View Hospital, located near Sellersville, Bucks County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 231, entitled:

An Act making an appropriation to the American Hospital for Diseases of the Stomach, of Philadelphia, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 301, entitled:

An Act making an appropriation to the Mercy Hospital, at Wilkes-Barre, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 302, entitled:

An Act making an appropriation to the Pennsylvania Seamen's Friend Society, of Philadelphia, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 327, entitled:

An Act making an appropriation to the McKeesport Hospital, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 344, entitled:

An Act making an appropriation to The Friends' Home for Children of the City of Philadelphia and State of Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 345, entitled:

An Act making an appropriation to The House of Industry for Discharged prisoners of the City of Philadelphia and State of Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 362, entitled:

An Act making an appropriation to the National Farm School at Doylestown, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 364, entitled:

An Act making an appropriation to the Children's Homeopathic Hospital, of Philadelphia, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 369, entitled:

An Act making an appropriation to the Midnight Mission of Philadelphia, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 370, entitled:

An Act making an appropriation to the Florence Crittenton Home located at one hundred and thirty-nine Queen Street, Germantown, Philadelphia, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 371, entitled:

An Act making an appropriation to the Germantown Dispensary and Hospital, Germantown, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 383, entitled:

An Act making an appropriation to the Wyoming Valley Homeopathic Hospital, at Wilkes-Barre, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 448, entitled:

An Act making an appropriation to the Robert Wood Home, of Philadelphia, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 170, entitled:

An Act making an appropriation to carry into effect the provisions of an act, approved the ninth day of July, one thousand nine hundred and nineteen, (Pamphlet Laws eight hundred and fourteen), entitled "An Act providing for the erection and construction by the Commonwealth of Pennsylvania and the State of New Jersey of a bridge over the Delaware River, connecting the city of Philadelphia and the City of Camden and the approaches thereto; providing for a joint commission for that purpose, and defining its powers and duties; providing for an independent commission in this Commonwealth in relation thereto and defining its powers and duties; providing for the payment of a part of the cost thereof by the City of Philadelphia; and providing for the acquiring, taking, and condemnation of the real estate for the site and approaches thereof; providing for the turning over of said bridge upon its completion; and making an appropriation for the purposes of this act," and its amendments.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 186, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 192, entitled:

An Act making an appropriation to the Children's Aid Society of Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 228, entitled:

An Act making an appropriation to the Beulah Anchorage, of Reading, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 258, entitled:

An Act making an appropriation to the Home for Widows and Single Women of Reading, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 278, entitled:

An Act to regulate the practice of Chiropractic and to provide for the appointment and maintenance of a Board of Chiropractic Examiners: To define the powers and duties of said Board of Chiropractic Examiners: To provide for the examining and licensing of Chiropractors in this State and provide for penalties for the violation of this act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 281, entitled:

An Act making an appropriation to the Western Temporary Home of Philadelphia.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 338, entitled:

An Act to amend section one as amended of an act approved the first day of May, one thousand nine hundred and nine, (P. L. 346), entitled "An Act regulating, requiring, and defining certain general specifications for the use and construction of permanent booths or enclosures for operating therein moving-picture machines; regulating, requiring, and defining certain general specifications for the use and construction of portable booths or enclosures for operating therein moving-picture machines; and providing for the supervision and inspection of the same by the Department of Factory Inspection of the Commonwealth of Pennsylvania; and providing penalties for the violation of the provisions thereof; and providing that the provisions thereof shall not apply to cities of the first and second classes;" providing for the promulgation of rulings by the Industrial Board of the Department of Labor and Industry; and providing for appeal to the said Industrial Board; and providing for the supervision and inspection of the said booths or enclosures by the Department of Labor and Industry of the Commonwealth of Pennsylvania; and providing penalties for the violation of the provisions thereof; and providing that the provisions thereof shall not apply to cities of the first and second classes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 339, entitled:

An Act providing for the licensing of motion picture projectionists and apprentice projectionists, imposing certain duties upon the Department of Labor and Industry and fixing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 353, entitled:

An Act making an appropriation to the commission for the acquisition of the various toll-bridges over the Delaware River between the Commonwealth of Pennsylvania and the State of New Jersey for the acquisition and maintenance of toll-bridges.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 357, entitled:

An Act authorizing the Board of Trustees of Farview State Hospital to utilize for maintenance certain moneys now in its possesison.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 427, entitled:

An Act authorizing cities of the second class to regulate by ordinance sales of merchandise at public auction and to fix penalties for the violation of the provisions thereof.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 450, entitled:

An Act making an appropriation to the Department of Property and Supplies to reimburse David Creamer for moneys erroneously paid into the State Treasury.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 451, entitled:

An Act to further amend clause five of section twenty-nine of the act approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, (P. L. 73), entitled "An Act to provide for the incorporation and regulation of certain corporations."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 458, entitled:

An Act making a deficiency appropriation to the Pennsylvania Reformatory, at Huntingdon, Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 462, entitled:

An Act to further amend section thirty-five of the act, approved the thirteenth day of June, one thousand eight hundred and thirty-six, (P. L. 551), entitled, "An Act relating to roads, highways and bridges," by authorizing, in proceedings pending or hereafter begun such bridges to be located wherever necessary.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 474, (House Bill No. 256), entitled:

An Act to amend section one of an act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand and twenty-one) entitled "An act to exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto" as amended by extending the provisions thereof to property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors and marines and discharging certain taxes.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 475, entitled:

An Act to amend section one of an act approved the fifteenth day of June, one thousand nine hundred and eleven, (P. L. 986), entitled "An act to fix and regulate the compensation of directors of the poor, of poor districts composed of several townships, boroughs and cities, situate wholly within counties of this Commonwealth, not exceeding five hundred thousand population," as amended.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 513, entitled:

An Act making an appropriation to the Board of Finance and Revenue out of the Motor License Fund for paying the interest on and redeeming at maturity the bonds of this Commonwealth heretofore or hereafter issued for the purpose of improving and rebuilding highways and for the payment of compensation to the Commonwealth's loan and transfer agent.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

## ADJOURNMENT.

Mr. LESLIE. Mr. President, I move that the Senate do now adjourn until 10:30 o'clock tomorrow morning.

Mr. PATTON. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:27 P. M., until Tuesday morning, March 3, 1925, at 10:30 o'clock.

## HOUSE OF REPRESENTATIVES

MONDAY, March 2, 1925.

The House met at 9:00 o'clock P. M.
The SPEAKER (Thomas Bluett) in the Chair.

### PRAYER.

The Chaplain, Rev. George P. Donehoo, offered the following prayer:

Thou everlasting God, our Heavenly Father, we beseech Thee that Thy blessing may be upon all of us this night. Bless the Speaker and the members of this House and the employees and the newspaper men who are here. Be with all those especially who may have sickness or sorrow in their homes. Bless the Clerk who is still away because of illness. Be with him in his home and bless him in his own fellowship with his loved ones. Guide us and bless us this night and help us, as the prophets taught the people of God of old, to deal justly and with mercy, and to walk uprightly before God. We ask it in Christ's name. Amen.

### JOURNAL APPROVED.

The SPEAKER. The Clerk will read the Journal of the proceedings of Wednesday, February 25, 1925.

The Clerk proceeded to read the Journal of the proceedings of Wednesday, February 25, 1925, when, on motion of Mr. Blair, the further reading was dispensed with and the Journal approved.

### BILLS INTRODUCED AND REFERRED.

By Mr. EDMONDS. HOUSE BILL No. 980.

An act to permit the relocation of the lines of street passenger railway companies, wholly or in part, to the surface of nearby streets or above or below the surface of the same or nearby streets, or upon, under or over private property with the consert of the local authorities and of the Public Service Commission and authorizing street passenger railway companies to acquire and enjoy interests and rights in elevated and underground structures in or upon which their lines may be so relocated.

Referred to the Committee on Electric Railways.

By Mr. EDMONDS. HOUSE BILL No. 981.

An act further supplementing and amending an act entitled "An act to provide for the incorporation and regulation of motor power companies for operating passenger railways by electrical or other means" approved March twenty-second Anno Domini one thousand eight hundred and eighty-seven and granting to such corporations heretofore or hereafter incorporated the additional powers and franchises to wit to acquire and operate motor busses; and to operate different lines or routes thereof as a general system.

Referred to the Committee on Electric Railways.

By Mr. EARLEY. HOUSE BILL No. 982.

An act to provide medals for certain soldiers, sailors and marines of the Commonwealth of Pennsylvania who served in the Army and Navy of the United States during the war with Germany and Austria and making an appropriation therefor.

Referred to the Committee on Appropriations.

By Mr. SPEER. HOUSE BILL No. 983.

An act to amend section five hundred and forty-two of the act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local or any parts thereof, that are or may be inconsistent therewith," as amended.

Referred to the Committee on Education.

By Mr. McDERMOTT. HOUSE BILL No. 984.

An act relating to and defining Contempts of Court, the Procedure therein, and Providing for a Trial by Jury in Certain Cases, with the Right of Appeal.

Referred to the Committee on Judiciary Special.

By Mr. HAAS. HOUSE BILL No. 985.

An Act to amend section three hundred and one and three hundred and six and three hundred and seven as amended of an act approved the second day of June, one thousand nine hundred and fifteen (Pamphlet Laws seven hundred and thirty-six) entitled, "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment, establishing an elective schedule of compensation and providing procedure for the determination of liability and compensation thereunder."

Referred to the Committee on Insurance.

By Mr. NEELY. HOUSE BILL No. 986.

An act authorizing municipalities to acquire the plant or system of electric light companies in the Commonwealth of Pennsylvania, located wholly within or partly within and partly without the territorial limits of the municipality.

Referred to the Committee on Municipal Corporations.

By Mr. METZINGER. HOUSE BILL No. 987.

An act making an appropriation to the Kensington Hospital for Women, of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. METZINGER. HOUSE BILL No. 988.

An Act making an appropriation to the Saint Christopher's Hospital for Children, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 993.

An Act making an appropriation to the Children's Hospital of Pittsburgh in the city of Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HAINES. HOUSE BILL No. 994.

An Act making an appropriation to the Department of Agriculture.

Referred to the Committee on Appropriations.

By Mr. HAINES. HOUSE BILL No. 995.

An Act to establish as a State Highway a certain section of public road in the county of Bucks.

Referred to the Committee on Public Roads.

By Mr. HAINES. HOUSE BILL No. 996.

An Act making an appropriation to the Department of Agriculture from the Dog Fund.

Referred to the Committee on Appropriations.

By Mr. EDMONDS. HOUSE BILL No. 997.

An Act to amend section eight of an act approved the nineteenth day of June, one thousand nine hundred and eleven (Pamphlet Laws ten hundred and sixty) entitled,

"An act to provide for licensing and regulating private banking in the Commonwealth of Pennsylvania, and providing penalties for the violation thereof," and providing certain exceptions to which the provisions of the act shall not apply.

Referred to the Committee on Banks and Banking.

By Mr. BENJ. H. PATTERSON. HOUSE BILL No. 998.

An Act making an appropriation to the Ladies of the Grand Army of the Republic Home, Department of Pennsylvania, at Hawkins Station, Allegheny County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BLUETT. HOUSE BILL No. 999.

An Act making an appropriation to Saint Luke's Homeopathic Hospital, of Philadelphia.

Referred to the Committee on Appropriations.

## BILL RE-REFERRED.

Mr. McCAIG returned from the Committee on Appropriations, with recommendation that it be re-referred to the Committee on Public Health and Sanitation, House Bill No. 553, entitled:

An Act authorizing counties to engage in health work and to appropriate monies for such purposes.

The SPEAKER. The bill is now re-referred to the Committee on Public Health and Sanitation.

## SENATE MESSAGE.

### SENATE BILLS FOR CONCURRENCE.

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 279. (HOUSE BILL No. 989.)

An Act to amend section one of an act approved the thirtieth day of May one thousand eight hundred and ninety-five entitled "An act to provide for safety guards upon passenger elevators and providing a penalty for violation thereof."

Referred to the Committee on Judiciary Special.

SENATE BILL No. 342. (HOUSE BILL No. 990.)

An Act to further amend clause five of section three of the act approved the thirteenth day of May, one thousand nine hundred and nine, (P. L. 520), entitled "An act relating to food: defining food; providing for the protection of the public health, and the prevention of fraud and deception, by prohibiting the manufacture or sale, the offering for sale or exposing for sale, or the having in possession with intent to sell, of adulterated, misbranded, or deleterious foods; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof."

Referred to the Committee on Public Health and Sanitation.

SENATE BILL No. 411. (HOUSE BILL No. 991.)

An Act to amend sections one thousand four and one thousand eight of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 682), entitled "An Act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws."

Referred to the Committee on Insurance.

SENATE BILL No. 455. (HOUSE BILL No. 992.)

An Act to amend section three of the act approved the thirteenth day of July, one thousand nine hundred and twenty-three (P. L. 1090) entitled, "A supplement to an act, approved the twenty-seventh day of May, one thousand nine hundred and twenty-one (P. L. 1173), entitled 'An act constituting a commission to make an investigation of the battlefields of France and Belgium, and to select points for erection of monuments and markers of appropriate design to commemorate the achievements of Pennsylvania soldiers during the World War; defining the powers and duties of the commission; and making an appropriation'; continuing said commission; providing for the erection of certain memorials in France and Belgium; and making an appropriation."

Referred to the Committee on Appropriations.

## REPORT FROM COMMITTEE.

Mr. McCAIG, from the Committee on Appropriations, reported as committed, House Bill No. 992, (Senate Bill No. 455), entitled:

An Act to amend Section three of the act approved the thirteenth day of July one thousand nine hundred and twenty-three (P. L. 1090) entitled "A Supplement to an act approved the twenty-seventh day of May one thousand nine hundred and twenty-one (P. L. 1173) entitled 'An act constituting a commission to make an investigation of the battlefields of France and Belgium and to select points for the erection of monuments and markers of appropriate design to commemorate the achievements of Pennsylvania soldiers during the World War defining the powers and duties of the commission and making an appropriation' continuing said commission providing for the erection of certain memorials in France and Belgium and making an appropriation.

## BILL ON FIRST READING.

Mr. McCAIG, asked and obtained unanimous consent to have House Bill No. 992, (Senate Bill No. 455), read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 992, (Senate Bill No. 455), entitled:

An Act to amend Section three of the act approved the thirteenth day of July one thousand nine hundred and twenty-three (Pamphlet Laws one thousand ninety) entitled "A Supplement to an act approved the twenty-seventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand one hundred and seventy-three) entitled 'An act constituting a commission to make an investigation of the battlefields of France and Belgium and to select points for the erection of monuments and markers of appropriate design to commemorate the achievements of Pennsylvania soldiers during the World War defining the powers and duties of the commission and making an appropriation' continuing said commission providing for the erection of certain memorials in France and Belgium and making an appropriation"

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

## REPORT AND RECOMMENDATIONS OF THE COMMISSION TO CODIFY AND REVISE THE LAWS RELATING TO POOR DISTRICTS AND THE CARE OF THE POOR OF THE GENERAL ASSEMBLY OF PENNSYLVANIA.

The SPEAKER laid before the House the report of the Commission to Codify and Revise the Laws Relating to Poor

Districts and the Care of the Poor of the General Assembly of Pennsylvania.

(For report, see Appendix.)

## LEAVES OF ABSENCE.

Mr. HEFFRAN asked and obtained leave of absence for Mr. Towner on account of illness.

Mr. DILSHEIMER asked and obtained leave of absence for Mr. Drinkhouse on account of illness.

Mr. PROSSER asked and obtained leave of absence for Mr. Frank D. Evans on account of illness.

Mr. READER asked and obtained leave of absence for Mrs. Trescher.

Mr. HEFFERNAN asked and obtained leave of absence for Mrs. Pennock on account of illness.

Mr. HEFFERNAN asked and obtained leave of absence for Mr. Greenstein on account of illness.

Mr. STAVITSKI asked and obtained leave of absence for Mr. Christian Miller on account of illness.

Mr. BLAIR asked and obtained leave of absence for Mr. Schilling on account of illness.

Mr. HEFFERNAN asked and obtained leave of absence for Mr. Adam on account of illness.

## RESOLUTION RELATIVE TO MAKING APPLICATION TO THE CONGRESS OF THE UNITED STATES TO CALL A CONVENTION FOR PROPOSING AN AMENDMENT TO ARTICLE XVIII OF THE AMENDMENTS TO THE CONSTITUTION OF THE UNITED STATES.

Mr. SOWERS offered the following resolution, which was twice read, and laid over for printing under the rules.

Making application to the Congress of the United States to call a convention for proposing an amendment to article XVIII of the amendments to the constitution of the United States.

Whereas, the people of the State of Pennsylvania are favoring government control of alcoholic beverages; and

Whereas, Experience has demonstrated that the attempt to abolish recognized abuses of the liquor traffic by the radical means of constitutional prohibition has generally failed of its purpose; and

Whereas, The Congress is now powerless to enact a law upon the subject, except under such constitutional limitations as to make it a remedial value extremely doubtful; and

Whereas, The Constitution of the United States requires the Congress to call a constitutional convention upon application of the legislatures of two-thirds of the states; now, therefore, be it

Resolved (If the Senate concur), That the legislature of the Commonwealth of Pennsylvania make, and that said legislature hereby does make, application to the Congress of the United States to call a convention for proposing an amendment to article XVIII of the amendments to the constitution of the United States, and that the Congress propose the method of ratification thereof; be it further

Resolved, That copies of this resolution, duly authenticated, be transmitted without delay by the secretary of the Commonwealth of Pennsylvania to the Congress of the United States, and also to the legislatures of the several states.

## RESOLUTION RELATIVE TO REFORESTING LAND NOW OWNED BY THE UNITED STATES GOVERNMENT WITHIN THE COMMONWEALTH.

Mr. LUKEHART offered the following resolution, which was twice read and laid over for printing under the rules.

In the House of Representatives, March 2, 1925.

Whereas, The United States has recently purchased in the Commonwealth of Pennsylvania more than twenty-three thousand acres of land in Warren, Forest, Elk and McKean counties, and

Whereas, The ground so purchased constitutes the most desirable timber land in the Commonwealth and it is highly necessary that such land should be reforested, and

Whereas, The United States now owns upward of one hundred and eighty-three thousand acres of good timber land within this Commonwealth and no work has been started to replant the same with suitable trees, therefore be it

Resolved, (if the Senate concur), That it is the opinion of the General Assembly of the Commonwealth of Pennsylvania that the United States Government should construct and develop a nursery in the Commonwealth of Pennsylvania and take immediate steps to reforest the land now owned by the United States within the Commonwealth, and be it further

Resolved, That copies of this Resolution be forwarded by the Secretary of the Commonwealth to the Members in Congress from the Commonwealth of Pennsylvania.

## RESOLUTION RELATIVE TO TOLL BRIDGE ACROSS SUSQUEHANNA RIVER.

Mr. HANTZ offered the following resolution which was twice read and laid over for printing under the rules.

In the House of Representatives, March 2, 1925.

Whereas, A bill is now pending in the Congress of the United States, granting authority to a private corporation to construct a toll bridge across the Susquehanna River between York and Lancaster counties, and

Whereas, The proposed bridge would connect and continue across the said Susquehanna River the Lincoln Highway, which is the greatest artery of public travel in the nation, and

Whereas, The cost of construction of such bridge would be so great that excessive tolls would have to be charged the vast number of users of such Lincoln Highway in order to insure a proper return on the investment, and

Whereas, Private toll bridges are a relic of the past, a hardship and inconvenience to the traveling public and not in accord with the policy of the State, therefore be it

Resolved, (if the Senate concur), That the General Assembly of the Commonwealth, by the passage of this resolution, voices its protest and the protest of the citizens of the Commonwealth whom it represents, against this proposed interference with the free and unimpeded use of the highways of the Commonwealth, and be it further

Resolved, That not only should this attempt to circumvent the policy of the Commonwealth to afford free passage to her citizens and the citizens of other Commonwealths over the highways be defeated, but that measures should be adopted to free from toll all bridges within the Commonwealth, and be it further

Resolved, That copies of this resolution shall be forwarded by the Secretary of the Commonwealth to Members in the Congress of the United States from the Commonwealth of Pennsylvania, and to the Members of the Public Service Commission.

## BILL RECOMMITTED.

Mr. EMHARDT. Mr. Speaker, I move that House Bill No. 740, file folio 1371, on page 12 of today's calendar, bills on third reading, entitled:

An Act supplementing the act and repealing sections seven and nine as amended of an act approved the second day of May one thousand eight hundred and ninety-nine (Pamphlet Laws one hundred eighty-four) entitled "An act to provide revenue by imposing a mercantile license tax on venders of or dealers in goods, wares and merchandise, and providing for the collection of said tax" by providing a method of collecting mercantile license taxes in cities of the first and second classes

be recommitted to the Committee on Judiciary Special.

Mr. CONNER. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. EMHARDT. Mr. Speaker, I move that House Bill No. 741, file folio 1379, on page 12 of today's calendar, bills on third reading, entitled:

A supplement to an act approved the second day of May one thousand eight hundred and ninety-nine (Pamphlet Laws one hundred eighty-four) entitled "An act to provide revenue by imposing a mercantile license tax on vendors of or dealers in goods wares and mechandise and providing for the collection of said tax" providing for the assessment of said tax for parts of a year and for appeals therefrom

be recommitted to the Committee on Judiciary Special.

Mr. CONNER. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. EDMONDS. Mr. Speaker, I move that House Bill No. 812, file folio 1385, on page 13 of today's calendar, bills on third reading, entitled:

An Act to amend sections one and two and to add section five of the act approved the eighth day of June one thousand eight hundred and ninety-three (Pamphlet Laws three hundred forty-four) entitled "An act relating to husband and wife enlarging her capacity to acquire and dispose of property to sue and be sued and to make a last will and enabling them to sue and to testify against each other in certain cases" authorizing a married woman to mortgage her real property without the joinder of her husband and restricting the power of both husband and wife to mortgage homestead property

be recommitted to the Committee on Judiciary Special for the purpose of amendment.

Mr. FRATT. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. SOWERS. Mr. Speaker, I move that House Bill No. 737, file folio 1363, on page 11 of to-day's calendar, bills on third reading, entitled:

An Act providing for appeals from all judgments orders and decrees of the various courts of the Commonwealth

be recommitted to the Committee on Judiciary Special.

Mr. STORER. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON FIRST READING.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 216, entitled:

An Act to define the crime of negligent homicide when committed by the operation of a vehicle and to provide for its punishment

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 585, entitled:

An Act to amend paragraph eleven of Section three of Article five of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" by providing for the construction and maintenance of gutters

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 669, entitled:

An Act validating the title to real estate taken and held by corporations of other States without first having established known places of business and designated authorized agents for the transaction of their business within this Commonwealth

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 727, entitled:

An Act to amend an act approved the third day of May, one thousand nine hundred and nine, (P. L. 424), entitled "An act providing that in all counties having more than five hundred thousand inhabitants, advertisements and notices, required by law or rules of court to be published in newspapers of general circulation, unless dispensed with by special order of court, shall be published in the legal newspaper, issued at least weekly, of the proper county, designated by rules of court for the publication of court or other legal notices," as amended, by extending the provisions thereof to counties of the fifth class.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 809, entitled:

An Act to amend an act approved the twenty-seventh day of March one thousand nine hundred and three (Pamphlet Laws one hundred six) entitled "An act making it a misdemeanor for persons to unlawfully use or wear any insignia or button of any association society or trade's union"

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 798, entitled:

An Act relating to adoption

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 608, entitled:

An Act to further amend section six and to amend section seven of the act approved the seventh day of June, one thousand eight hundred and ninety-five, (Pamphlet Laws one hundred and sixty-seven), entitled "An act to provide for the better protection of life and health by diminishing the danger from infections and contagious diseases through the creation of a State Board of Undertakers in the cities of the first, second, and third classes, with systematic examinations, registration and licenses for all entering the business of burying the dead, and penalties for violation of the provisions thereof," as amended, by requiring undertakers' assistants to register, and licensed undertakers to register annually with the State Board of Undertakers.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 712, entitled:

An Act providing for the compensation of the county solicitor and the solicitor of the county controller in counties of the third class

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 436, entitled:

An Act providing for the compensation of county solicitors

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 736, entitled:

An Act defining and regulating the business of auctioneers providing for State and local licensing thereof imposing duties upon the Secretary of the Commonwealth and providing penalties

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 489, entitled:

An Act for the protection of the public from exorbitant charges for rooms in hotels inns boarding houses and other places conducted for the accommodation of the public

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 799, entitled:

An Act realting to Boarding Houses for Infants providing for the licensing thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare and fixing penalties

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 514, entitled:

An Act to amend an act, approved the twenty-second day of April, one thousand nine hundred and five (P. L. 286), entitled "An act authorizing the courts of this Commonwealth to certify the evidence and enter judgment upon the whole record, whenever a request for binding instructions has been reserved or declined by the trial judge: and authorizing appeals from the judgment so entered, and the entry of the proper judgment in the Supreme or Superior Court"; by authorizing appeals whenever under such circumstances the court shall decline to enter judgment upon the whole record but shall direct a new trial.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 338, entitled:

An Act to amend rule seventy-nine section six of article eleven of an act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws seven fifty-six) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith"

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 811, entitled:

An Act to amend section seven of an act approved the third day of June one thousand nine hundred and eleven (Pamphlet Laws six hundred and thirty-nine) entitled "An act relating to the right to practice medicine and surgery in the Commonwealth of Pennsylvania; and providing a Bureau of Medical Education and Licensure as a bureau of the Department of Public Instruction, and means and methods whereby the right to practice medicine and surgery and any of its minor branches may be obtained, and exemptions therefrom; and providing for an appropriation to carry out the provisions of said act, and providing for revocation or suspension of licenses given by said bureau; and providing penalties for violation thereof, and repealing all acts or parts of acts inconsistent therewith," as amended, commonly known as "The Medical Practice Act," by providing for the annual registration of all persons duly qualified and licensed to conduct the practice of medicine or any of the allied branches thereof in the Commonwealth of Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 686, entitled:

An Act regulating and providing fees of the several clerks of Quarter Sessions of the several counties of this Commonwealth other than in counties of the first and second classes

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 775, entitled:

An Act to amend section one of, and to add sections four, five and six to, an act entitled, "An act authorizing cities of the third class to regulate the location of business, trades, and industries; the location, size and use of buildings, and the areas of yards, courts, and open spaces," approved the third day of April one thousand nine hundred and twenty-three (P. L. 54), extending the provisions thereof to structures other than buildings, providing for a board of appeals to review decisions of the officer charged with the enforcement of any zoning ordinance duly adopted by said cities; establishing appeals from the decision of said board of appeals to the court of common pleas of the respective counties and authorizing said appeals to be advanced: also providing for the enforcement of zoning regulations established by said cities and providing penalties for the violation of the same.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 342, entitled:

An Act to amend section five of article two of an act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws seven fifty-six) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith"

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 709, entitled:

An Act to amend section thirteen of an act approved the nineteenth day of March, one thousand nine hundred and

nine (P. L. 46), entitled "An act to regulate the practice of osteopathy in the State of Pennsylvania; to provide for the establishment of a State Board of Osteopathic Examiners; to define the powers and duties of said Board of Osteopathic Examiners; to provide for the examining and licensing of osteopaths in this State; and to provide penalties for the violation of this act;" by requiring osteopathic physicians to register annually and imposing a fee therefor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 762, entitled:

An Act to amend section two hundred and forty of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" making misfeasance of township supervisors a misdemeanor

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 857, entitled:

An Act to amend section six of the act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred two) entitled "An act relating to mattresses pillows bolsters feather beds comfortables cushions and upholstered furniture regulating the making remaking renovating sterilizing disinfecting sale leasing delivering and consigning thereof and the possession thereof with intent to sell lease deliver or consign"

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 561, entitled:

An Act regulating the recording of certain deeds conveyances and other instruments of writing and fixing the effect thereof as to subsequent purchasers mortgagees and judgment creditors

And said bill having been read at length the first time, Ordered, To be laid aside for second readiug.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 661, entitled:

An Act to amend section two of an act approved the twelfth day of June, one thousand nine hundred and nineteen, (P. L. 461), entitled "An act to provide for the removal or retirement of judges of the Supreme, Superior, common pleas, orphans', municipal, and county court, permanently disqualified by reason of physical or mental disability to perform their regular judicial functions or duties, and providing for the payment of compensation to them during the balance of the term for which they may have been elected, and, in certain cases, for the remainder of their lives after resignation or retirement, and for filling the vacancies caused thereby; providing for judges who have been retired or who may have retired or resigned under provisions of previous acts or otherwise; and repealing certain acts;" requiring that judges shall have reached the age of sixty-five years before being eligible to retirement.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 529, entitled:

An Act providing for the payment by counties and poor districts of the salaries of officers where pending the settlement of a dispute the salary paid to such officer was less than the amount to which he was legally entitled

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 623, entitled:

An Act to amend sections eleven and twelve of an act approved the thirtieth day of June one thousand nine hundred and nineteen (P. L. 678), entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by, or trailing after motor vehicles; requiring the registration of the same, and the licensing of all operators thereof; providing the fees therefor, and the disposition of such fees; prohibiting the unauthorized use of, and tampering with, motor vehicles; limiting and defining the powers of cities, boroughs, incorporated towns, townships, and counties, as to the regulation of the use and equipment of motor vehicles, and the taxing, registration, or licensing thereof; imposing certain duties on the State Highway Commissioner, and on proprietors of public garages; providing procedure and penalties for violations thereof; and the disposition of fines collected, and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle", as amended.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 586, entitled:

An Act to amend section one of article thirteen of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (P. L. 568), entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" by authorizing cities to construct house connections from sewers to curbs and to assess the cost thereof to property owners

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 362, entitled:

An Act to amend section one of an act approved the second day of April one thousand nine hundred and nineteen (P. L. 33), entitled "An act providing for the appointment of assistant district attorneys in the several counties of this Commonwealth having a population of over one million and less than one million five hundred thousand inhabitants prescribing the powers and duties and fixing their salaries" extending the provisions of said act to counties of the second class and increasing the number and salaries of the assistant district attorneys thereof

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 418, entitled:

An Act authorizing and providing for the acquiring by agreement and operating by boroughs of water systems owned by corporations furnishing water within the acquiring borough and in adjacent townships or nearby boroughs authorizing the placing of liens upon and the issuing of obli-

gations secured by the property acquired for the payment thereof and providing that the obligations shall be exempt from taxation for any purpose

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 716, entitled:

An Act to amend an act approved the seventeenth day of March, one thousand nine hundred and twenty-one, (P. L. 32), entitled "An act authorizing the erection and construction by counties of memorial halls in memory of the soldiers, sailors and marines of such counties; providing for an election to determine whether such hall shall be erected; providing for the purchase and condemnation of property for such purposes; regulating the use of such halls; and providing for the maintenance and care of the same, by a board of control, at the expense of the county," by providing that in counties of the first class the expenditures of which are defrayed by any city within such counties, the powers, duties and obligations of the county commissioners with respect to such act shall devolve upon such city.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 788, entitled:

An Act to amend clause fifteen of section three hundred and eighty of the act approved the fourteenth day of July one thousand nine hundred and seventeen (P. L. 840) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" by permitting the establishment of lights along county highways with the approval of the county commissioners in townships of the first class

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 340, entitled:

An Act to amend paragraph two section nine article four paragraph three section fourteen article four and sections one and three of article ten of an act approved the ninth day of June one thousand nine hundred and eleven (P. L. 756) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith"

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 575, (Senate Bill No. 94), entitled:

An Act to validate the obligations of school districts issued prior to January first, one thousand nine hundred and twenty-four, pursuant to section five hundred and eight of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof, providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith," and its amendments, notwithstanding that said obligations were not issued under the seal of the district if any were not properly attested by the president and secretary of the board of directors of such district and that the incurring of said indebtedness and the issuing of obligations therefor were not first authorized by not less than two-thirds of the members of the board of school directors and that no provision for the payment of the same from the current revenue of said district was made.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 576 (Senate Bill No. 98), entitled:

An Act to further amend section one of the act approved the eighth day of June, one thousand nine hundred and fifteen (Pamphlet Laws nine hundred and fifteen) entitled "An act to fix the salaries of the deputies in the offices of the clerk of the courts, county controller, recorder of deeds, county treasurers, chief deputy sheriff and chief clerk to the county commissioners in counties of this Commonwealth having over two hundred and fifty thousand population and less than four hundred thousand population," as amended by providing that the deputy prothonotary in counties of the third class shall receive the same salary paid other deputies in such county.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 818 (Senate Bill No. 85), entitled:

An Act for the promotion of the safety of the traveling public by authorizing counties and townships to purchase or condemn by the right of eminent domain property and lands along highways so as to eliminate dangerous curves and widen narrow highways

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 722 (Senate Bill No. 165), entitled:

An Act authorizing counties to engage in health work and to appropriate monies for such purposes

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 726, (Senate Bill No. 47), entitled:

An Act regulating the sale of oysters at retail

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

## BILL RECOMMITTED.

Mr. McKIM. Mr. Speaker, I move that House Bill No. 561, file folio 1705, Bills on First Reading, page 5 of today's calendar, entitled:

An Act regulating the recording of certain deeds conveyances and other instruments of writing and fixing the effect thereof as to subsequent purchasers mortgages and judgment cerditors.

be recommitted to the Committee on Judiciary General for the purpose of a hearing.

Mr. H. A. LITTLE. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 731, as follows:

An Act to amend section seven hundred and sixteen of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising and consolidating and changing the law relating thereto"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seven hundred and sixteen of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" be amended to read as follows

Section 716 Dogs Pursuing Elk Or Deer Liability Of Owners Any dog pursuing or following upon the track of an elk or deer is hereby declared to be a public nuisance Such dog may be killed by any person when pursuing or following upon the track of an elk or a deer for a distance believed by such person to be one-half mile or more or by any officer whose duty it is to protect the game of the State upon affidavit being made by any person acquainted with the facts that said dog is in the habit of or has been seen or heard running upon the track of or pursuing any elk or deer for a distance of one-half mile or more within a period of two years before the date of such affidavit The owner or person harboring or in control of a dog either killed in conformity with the law or proven to have pursued an elk or deer for the distance of one-half mile or more shall be liable to a penalty of fifty dollars for each elk and twenty-five dollars for each deer pursued and one hundred dollars for each elk and fifty dollars for each deer killed or caused to be killed by such dog running at large without the aid or direction of its master Where the owner or person harboring or in control of a dog shall neglect or refuse to take such action as may be necessary to prevent such dog from running elk or deer after notice in writing from an officer whose duty it is to protect the game to the effect that the dog in question is in the habit of pursuing elk or deer he shall be liable to double the amount as fixed before for the first offense

The provisions of this section shall not be construed to apply to any dog accompanied by the owner or in control of and accompanied by a competent handler being used under permit from the Board which may be issued at the discretion of the Secretary without charge for the purpose of hunting foxes or wild cats with intent to kill such animals as a protection to game between December twentieth and April fifteenth next following providing each dog so used wears a collar having attached thereto a current year license tag and a metallic plate with the name and address of the owner inscribed thereon in plain English If a dog so used is either known to be regularly in the habit of chasing elk or deer or is caught in the act of killing either an elk or a deer or the owner or handler has been notified in writing by the Secretary of the Board that such dog has been known to chase elk or deer or that such permit has been cancelled said dog may be killed in the same manner as if no permit had been issued

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 339, entitled:

An Act to amend part of section six of an act approved the thirty-first day of May one thousand nine hundred and twenty-three (Pamphlet Laws four hundred eighty-one) entitled "An act providing for the appointment of boards of examiners to examine applicants for certificates of qualification as mine foremen assistant mine foremen and fire bosses in the bituminous coal mines of this Commonwealth prescribing the qualifications defining the powers and duties and fixing the compensation of such examiners authorizing the Chief of the Department of Mines to determine the district in which boards of examiners shall hold examinations and to designate the boards before whom applicants in the various inspection districts shall appear providing for the issuance of certificates of qualification to successful applicants fixing the fees to be paid by applicants and providing for their disposition forbidding the employment of unqualified persons as mine foremen assistant mine foremen and fire bosses providing a penalty for forging or making false statements regarding certificates" by providing for a change in the qualifications of applicants for mine foremen's assistant mine foremen's and fire bosses' certificates

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That part of section six of an act approved the thirty-first day of May one thousand nine hundred and twenty-three (Pamphlet Laws four hundred eighty-one) entitled "An act providing for the appointment of boards of examiners to examine applicants for certificates of qualification as mine foremen assistant mine foremen and fire bosses in the bituminous coal mines of this Commonwealth prescribing the qualifications defining the powers and duties and fixing the compensation of such examiners authorizing the Chief of the Department of Mines to determine the districts in which boards of examiners shall hold examinations and to designate the boards before whom applicants in the various inspection districts shall appear providing for the issuance of certificates of qualification to successful applicants fixing the fees to be paid by applicants and providing for their disposition forbidding the employment of unqualified persons as mine foremen assistant mine foremen and fire bosses providing a penalty for forging or making false statements regardting certificates" is hereby amended to read as follows

Section 6 Applicants for certificates of qualification as mine foremen assistant mine foremen and fire bosses shall be citizens of the United States of good moral character and of known temperate habits at least twenty-three years of age and shall have had an aggregate of at least five years' practical experience after sixteen years of age as miners or mining engineers or men of general work inside of the bituminous mines of the United States of which five years there must be not less than two years practical experience inside of the bituminous mines of Pennsylvania Provided That graduates in the coal mining course of a recognized institution of learning may be granted certificates of qualification by the examining board as mine foremen assistant mine foremen and fire bosses if possessed of an aggregate of not less than three years' practical experience as miners or mining engineers or men of general work inside of the bituminous mines of Pennsylvania Applicants for certificates of qualification as fire bosses shall also have had experience in bituminous mines in Pennsylvania that generate explosive gas

On the question,

Will the House agree to the section?

Mr. HEFFRAN. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend sec. 1, page 2, line 22, by striking out the word "certficates" and inserting in lieu thereof "certificates."

Amend sec. 1, page 3, line 11, by striking out the word "recignized" and inserting in lieu thereof "recognized."

On the question,
Will the House agree to the amendments?
They were agreed to.
On the question,
Will the House agree to agree to the section as amended?
It was agreed to.

The title was read and agreed to as follows:

An Act to amend part of section six of an act, approved the thirty-first day of May, one thousand nine hundred and twenty-three, (P. L. 481), entitled "An act providing for the appointment of boards of examiners to examine applicants for certificates of qualification as mine foremen, assistant mine foremen, and fire bosses in the bituminous coal mines of this Commonwealth; prescribing the qualifications; defining the powers and duties, and fixing the compensation of such examiners, authorizing the Chief of the Department of Mines to determine the district in which boards of examiners shall hold examinations and to designate the boards before whom applicants in the various inspection districts shall appear; providing for the issuance of certificates of qualification to successful applicants; fixing the fees to be paid by applicants, and providing for their disposition; forbidding the employment of unqualified persons as mine foremen, assistant mine foremen, and fire bosses; providing a penalty for forging or making false statements regarding certificates," by providing for a change in the qualifications of applicants for mine foremen's assistant mine foremen's and fire bosses' certificates.

And said bill having been read at length the second time, and agreed to as amended,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 98, entitled:

An Act to amend section thirty-six of an act approved the thirtieth day of June one thousand nine hundred and nineteen (Pamphlet Law six hundred and seventy-eight) entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by or trailing after motor vehicles requiring the registration of the same and the licensing of all operators thereof providing the fees therefor and the disposition of such fees prohibiting the unauthorized use of and tampering with motor vehicles limiting and defining the powers of cities boroughs incorporated towns townships and counties as to the regulation of the use and equipment of motor vehicles and the taxing registration or licensing thereof imposing certain duties on the State Highway Commissioner and on proprietors of public garages providing procedure and penalties for violations thereof and the disposition of fines collected and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle" as amended by extending the jurisdiction of magistrates in civil actions

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of epresentatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the auauthority of the same That section thirty-six of an act approved the thirtieth day of June one thousand nine hundred and nineteen (Pamphlet Laws six hundred and seventy-eight) entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by or trailing after motor vehicles requiring the registration of the same and the licensing of all operators thereof providing the fees therefor and the disposition of such fees prohibiting the unauthorized use of and tampering with motor vehicles limiting and defining the powers of cities boroughs incorporated towns townships and counties as to the regulation of the use and equipment of motor vehicles and the taxing registration or licensing thereof imposing certain duties on the State Highway Commissioner and on proprietors of public garages providing procedure and penalties for violations thereof and the disposition of fines collected and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle" which was amended by section thirty of an act aproved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws seven hundred and eighteen) entitled "An act to amend an act approved the thirtieth day of June one thousand nine hundred and nineteen (Pamphlet Laws six hundred and seventy-eight) entitled 'An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by or trailing after motor vehicles requiring the registration of the same and the licensing of all operators thereof providing the fees therefor and the disposition of such fees prohibiting the unauthorized use of and tampering with motor vehicles limiting and defining the powers of cities boroughs incorporated towns townships and counties as to the regulation of the use and equipment of motor vehicles and the taxing registration or licensing thereof imposing certain duties on the State Highway Commissioner and on proprietors of public garages providing procedure and penalties for violations thereof and the disposition of fines collected and regulating the service of process and proceedings in action for damages arising from the use of any motor vehicle' as amended by further regulating the use of registration plates prescribing fees for omnibuses and changing other existing fees changing the date for the licensing year limiting the weights of certain trailers providing for the examination of operators authorizing the State Highway Commissioner to publish and sell lists of registrations authorizing municipalities to enact certain ordinances making an appropriation for refunding moneys and providing penalties and repealing section seventeen of said act" is hereby further amended to read as follows

Section 36 All civil actions for damages arising from the use and operation of any motor vehicle may at the discretion of the plaintiff be brought before any alderman magistrate or justice of the peace in the county wherein the alleged damages were sustained if the plaintiff has had said damages repaired and shall produce a receipted bill for the same properly sworn to by the party making such repairs or his agent or said action may be brought in the court of common pleas of said county and service of process in either case may be made by the sheriff of the county where the suit is brought deputizing the sheriff of the county wherein the defendant or his registered agent resides or where services may be had upon him under the existing laws of this Commonwealth in like manner as process may now be served in the proper county Provided That no action involving more than three hundred ($300) dollars shall be brought before any alderman (magistrate) or justice of the peace or involving more than one hundred ($100) dollars before any magistrate

On the question,
Will the House agree to the section?
Mr. IRVIN. Mr. Speaker, I desire to offer the following amendments.
The SPEAKER. The amendments will be read by the Clerk.
The amendments were read by the Clerk as follows:

Amend sec. 1, page 2, line 6, by striking out the word "Law" and insert in lieu thereof "Laws"
Amend sec. 1, page 2, line 24, by striking out the word "Law" and insert in lieu thereof "Laws"
Amend sec. 1, page 4, line 1, by inserting before the word "wherein" the words "[where the]"
Amend sec. 1, page 4, line 10, by striking out the word "services" and insert in lieu thereof "service"
Amend sec. 1, page 4, line 15, by removing the parenthesis from the wor "(magistrate)" and insert in lieu thereof brackets thus "[magistrate]"

On the question,
Will the House agree to the amendments?
They were agreed to,
On the question,
Will the House agree to the section as amended?
It was agreed to.

The title was read as follows:

An Act to amend section thirty-six of an act approved the thirtieth day of June one thousand nine hundred and nineteen (Pamphlet Laws six hundred and seventy-eight) entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by or trailing after motor vehicles requiring the registration of the same and the licensing of all operators thereof providing the fees therefor and the disposition of such fees prohibiting the unauthorized use of and tampering with motor vehicles limiting and defining the powers of cities boroughs incorporated towns townships and counties as to the regulation of the use and equipment of motor vehicles and the taxing registration or licensing thereof imposing certain duties on the State Highway Commissioner and on proprietors of public garages providing procedure and penalties for violations thereof and the disposition of fines collected and regulating the service of process and proceeding in actions for damages arising from the use of any motor vehicle" as amended by extending the jurisdiction of magistrates in civil actions

On the question,

Will the House agree to the title?

Mr. IRVIN. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend title, page 1, line 2, by inserting before the word "amend" the word "further"

Amend title, page 1, line 4, by striking out the word "Law" and insert in lieu thereof "Laws"

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. MARCUS. Mr. Speaker, I move that House Bill No. 383, file folio 1493, on page 17 of today's calendar, bills on second reading, entitled:

An Act fixing the salaries of the fire marshals and the deputies and assistant fire marshals providing for their office office supplies and clerical assistance and providing for the appointment and compensation of a solicitor in counties wherein the office of fire marshal has been established under existing laws

be recommitted to the Committee on Judiciary Special for the purpose of a hearing.

Miss GRIMES. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 715, as follows:

An Act to amend section two of the act approved the eighth day of May one thousand nine hundred and one (Pamphlet Laws one hundred forty-two) entitled "An act relative to verdicts and judgments in actions of ejectment and to regulate procedure in such actions" as amended by requiring defendants to file an answer within fifteen days after the declaration is served upon him and authorizing the prothonotary to enter judgment for failure thereof

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of the act approved the eighth day of May one thousand nine hundred and one (Pamphlet Laws one hundred forty-two) entitled "An act relative to verdicts and judgments in actions of ejectment and to regulate procedure in such actions" which was last amended by section one of the act approved the twelfth day of June one thousand nine hundred and nineteen (Pamphlet Laws four hundred seventy-eight) entitled "An act to amend section two of an act approved the eighth day of May one thousand nine hundred and one (Pamphlet Laws one hundred forty-two) entitled 'An act relative to verdicts and judgments in actions of ejectment and to regulate procedure in such actions' as amended" is hereby further amended to read as follows

Section 2 In all actions of ejectment hereafter to be brought the plaintiff shall file a declaration which shall consist of a concise statement of his cause of action with an abstract of the title under which he claims the land in dispute and which shall be endorsed as follows

"To the within defendant—

You are required to file an answer to this declaration within fifteen days from the service hereof"

In addition to the plea of "not guilty" now required by law the defendant shall file an answer within fifteen days from the day when the declaration was served up on him in the nature of a special plea in which he shall set forth his grounds of defense with an abstract of the title by which he claims and no action of ejectment shall be considered at issue until the plaintiff's statement and the defendant's plea and answer shall be filed nor shall any evidence be received on the trial of said action of any matter not appearing in the pleadings subject to the power of amendment Provided That the prothonotary may enter judgment for want of an answer or the court may on rule enter such judgment on the pleadings in favor of either party as it may appear to the court the party is entitled to And provided further That in case of any of the defendants not appearing on motion to the court made at any term after such default and on affidavit of the sheriff or other officers serving the said writ stating the manner in which the said services was made—the same being deemed by the court a service agreeably to law—judgment may be entered by a default for such lands as the defendant in default may be possessed of and a writ may isue from such judgment

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 783, as follows:

A Supplement to an act approved the third day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred thirty-one) entitled "An act creating regulating and defining the powers of a County Planning Commision and authorizing the creation of a county plan in counties of the second class requiring the county commissioners to furnish to the commission before passage resolutions relating to county improvements to roads lands buildings or means of communications authorizing the commission to report suggestions to the county commissioners concerning improvements and to appear in court with reference thereto authorizing the making of a county map and plan including territory extending three miles beyond the county limits showing proposed improvements in roads lands buildings and means of communication" requiring certain plans of streets and highways and plans plots and replots of land to be submitted to and approved by the County Planning Commission before recording determining the effect of the approval and disapproval thereof and creating a presumption of law

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General

Assembly met and it is hereby enacted by the authority of the same That all plans of streets or highways for public use and all plans plots and replots of land laid out in building lots and the streets highways alleys or other portions of the same intended to be dedicated to public use or the use of purchasers or owners of lots fronting thereon or adjacent thereto located within the county limits except those located within any city or borough within the said counties shall be submitted to the County Planning Commission and approved by it before they shall be recorded And it shall not be lawful to receive or record any such plan in any public office unless the same shall bear thereon by endorsement or otherwise the approval of the County Planning Commission The disapproval of any such plan by the County Planning Commission shall be deemed a refusal of the proposed dedication shown thereon The approval of the commission shall be deemed an acceptance of the proposed dedication but shall not impose any duty upon the county concerning maintenance or improvement of any such dedicated lots until the proper authorities of the county shall have made actual appropriation of the same by entry use or improvement The owners and purchasers of such lots shall be conclusively presumed to have notice of public plans maps and reports of the commission affecting such property within its jurisdiction

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 826, as follows:

An Act providing for the enumeration of registered persons in the Commonwealth and the publication of a tabulation thereof by the Secretary of the Commonwealth and imposing certain duties upon registrars assessors registry assessors and county commissioners

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the registrars assessors and registry assessors of the various cities boroughs and townships charged with the registration and enrollment of voters shall immediately after the last registration day before the general or municipal election in cities and immediately after the last day fixed for the assessment of voters in boroughs and townships forward to the commissioners of their respective counties on forms to be furnished by the county commissioners a summary of the total number of persons registered or assessed in their respective election districts enumerating them by sex color political affiliation and whether native or foreign born

Section 2 The county commissioners shall immediately upon the receipt of the returns provided for in the foregoing section tabulate the totals thereof and forward a copy to the Secretary of the Commonwealth who may tabulate the reurns so received from the various counties and publish the same for the information of the public

Section 3 The returns of the registration shall be made to the County Commissioners in the following form

County of .....

Statistical Report of registration of voters in .....

.....

(Specify township City or borough with ward and election precinct)

REGISTRATION BY SEX COLOR AND WHETHER NATIVE OR FOREIGN BORN

| | MEN | WOMEN | TOTAL |
|---|---|---|---|
| Native born ..... | ..... | ..... | ..... |
| Foreign born..... | ..... | ..... | ..... |
| Colored ..... | ..... | ..... | ..... |

POLITICAL AFFILIATIONS

| | MEN | WOMEN | TOTAL |
|---|---|---|---|
| Republican ..... | ..... | ..... | ..... |
| Democratic ..... | ..... | ..... | ..... |
| Labor ..... | ..... | ..... | ..... |
| Socialist ..... | ..... | ..... | ..... |
| Prohibition ..... | ..... | ..... | ..... |
| Non-Partisan ..... | ..... | ..... | ..... |
| Miscellaneous ..... | ..... | ..... | ..... |

.....

.....

Assessor Registry Assessor or Registrar

Section 4 All acts and parts of acts inconsistent with this act are hereby repealed

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 50, as follows:

An Act to amend section one of the act approved the twenty-eighth day of May one thousand nine hundred and seven (Pamphlet Laws two hundred and ninety-two) entitled "An act to provide for the protection of insane persons feeble-minded persons and epileptics and the appointment of a guardian for the said insane persons feeble-minded persons and epileptics unable to care for their own property authorizing the guardian to support the wife and children of the said insane persons feeble-minded persons and epiletics defining the powers of the guardian and authorizing the sale of real estate of the ward"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-eighth day of May one thousand nine hundred and seven (Pamphlet Laws two hundred and ninety-two) entitled "An act to provide for the protection of insane persons feeble-minded persons and epileptics and the appointment of a guardian for the said insane persons feeble-minded persons and epileptics unable to care for their own property authorizing the guardian to support the wife and children of the said insane persons feeble-minded persons and epileptics defining the powers of the guardian and authorizing the sale of real estate of the ward" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever hereafter any person being a resident of this State shall become insane or feeble-minded or epileptic or so mentally defective that he or she is unable to take care of his or her property and in consequence thereof is liable to dissipate or lose the same and to become the victim of designing persons it shall be lawful for either the mother father brother sister husband wife child next of kin creditor debtor or in the absence of such person or persons or their inablity any other person to present to the court of common pleas of the county in which said person to be cared for resides his or her petition under oath setting forth the facts praying the court to adjudge such person to be unable to take care of his or her property and to appoint a guardian for the estate of such person

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 676, as follows:

An Act to fix the salaries of the deputy register clerks and employes in the office of the register of wills of counties of the first class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the au-

thority of the same That the salaries or compensation of the deputy register clerks and employes in the office of the register of wills of any county of the first class shall be as follows Deputy register at the rate of four thousand dollars per annum one chief clerk three thousand dollars one casnier and bookkeeper three thousand dollars on chief compare clerk twenty-two hundred dollars five transcribing clerks two thousand dollars each one chief account clerk twenty-two hundred dollars five account clerks two thousand dollars each five recording clerks two thousand dollars each two inventory clerks two thousand dollars each five index clerks two thousand dollars each three compare clerks two thousand dollars each five miscelaneous clerks two thousand dollars each one stenographer two thousand dollars one search clerk two thousand dollars one custodian of records two thousand dollars two messengers and custodians fifteen hundred dollars each two janitors one thousand dollars each per annum Such salaries and compensation shall be paid monthly by the treasurer of the county according to existing laws

This act shall become effective on the day of on thousand nine hundred and twenty-

Section 2 All laws or parts of laws inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 35, as follows:

An Act relating to search warrants regulating their issuance execution and return prescribing the powers and duties of justices of the peace aldermen and magistrates issuing them and of officers executing them inflicting penalties for unlawfully procuring unlawfully executing and unlawfully resisting the execution of a search warrant

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That no search warrant shall be issued in this Commonwealth except upon probable cause supported by affidavit naming or describing the person and particularly describing the property and the place to be searched

Section 2 The justice of the peace alderman or magistrate must before issuing the warrant examine on oath the complainant and any witness he may produce and require their affidavits or take their depositions in writing and cause them to be subscribed by the parties making them The affidavits or depositions must set forth the facts tending to establish the grounds of the application or probable cause for believing that they exist

Section 3 If the justice of the peace alderman or magistrate is thereupon satisfied of the existence of the grounds of the application or that there is probable cause to believe their existence he must issue a search warrant to any officers authorized by the laws of this Commonwealth to execute the same stating the particular grounds or probable cause for its isue and the names of the persons whose affidavits have been taken in support thereof and commanding such officers forthwith to search the person or place named for the property specified and to bring it before the said justice of the peace alderman or magistrate

Section 4 A search warrant may in all cases be served by any of the officers mentioned in its direction but by no other person except in aid of the officer on his requiring it he being present and acting in its execution

Section 5 The officer may break open any outer or inner door or window of a house or any part of a house or anything therein to execute the warrant if after notice of his authority and purposes he is refused admittance He may break open any outer or inner door or window of a house for the purpose of liberating a person who having entered to aid him in the execution of the warrant is detained therein or when necessary for his own liberation

Section 6 The justice of the peace alderman or magistrate must insert a direction in the warrant that it be served in the daytime unless the affidavits are positive that the property is on the person or in the place to be searched in which case he may insert a direction that it be esrved at any time of the day or night

Section 7 A search warrant must be executed and returned to the justice of the peace alderman or magistrate who issued it within five days after its date after the expiration of this time the warrant unles executed is void

Section 8 When the officer takes property under the warrant he must give a copy of the warrant together with a receipt for the property taken (specifying it in detail) to the person from whom it was taken by him or in whose possession it was found or in the absence of any person he must leave it in the place where he found the property

Section 9 The officer must forthwith return the warrant to the justice of the peace alderman or magistrate and deliver to him a written inventory of the property taken made publicly or in the presence of the person from whose possession it was taken and of the applicant for the warrant if they are present verified by the affidavit of the officer at the foot of the inventory and taken before the justice of the peace alderman or magistrate at the time to the following effect "I the officer by whom this warrant was executed do swear that the above inventory contains a true detailed account of all the property taken by me on the warrant"

Section 10 The justice of the peace alderman or magistrate must upon request deliver a copy of the inventory to the person from whose possession the property was taken and to the applicant for the warrant

Section 11 If the grounds on which the warrant was issued be controverted the justice of the peace alderman or magistrate must proceed to take testimony in relation thereto and the testimony of each witness must be reduced to writing and subscribed by each witness

Section 12 If it appears that the property taken is not the same as that described in the warrant or that there is no probable cause for believing the existance of the grounds on which the warrant was issued the justice of the peace alderman or magistrate must cause it to be restored to the person from whom it was taken but if it appears that the property taken is the same as that described in the warrant and that there is probable cause for believing the existence of the grounds on which the warrant was issued then the justice of the peace alderman or magistrate shall order the same retained in the custody of the person seizing it or to be otherwise disposed of according to law

Section 13 The justice of the peace alderman or magistrate must annex the affidavits search warrant return inventory and evidence and if he has not power to inquire into the offense in respect to which the warrant was issued or if for any reason the said matter shall be heard before any court of record he must at once file the same together with a copy of the record of his proceedings with the clerk of the court before whom the said matter is to be heard

Section 14 Whoever shall knowlingly and willfully obstruct resist or oppose any such officer or jerson in serving or attempting to serve or execute a search warrant or shall assault beat or wound any such officer or person knowing him to be an officer or person so authorized shall be guilty of a misdemeanor and on conviction thereof shall be sentenced to pay a fine not exceeding one hundred dollars or be imprisoned for a term not exceeding one year or both

Section 15 Any person who maliciously and without probable cause procures a search warrant to be issued and executed shall be guilty of a misdemeanor and on conviction thereof shall be fined not more than one hundred dollars or be imprisoned not more than one year or both

Section 16 Any officer who in executing a search warrant willfully exceeds his authority or exercises it with unnecessary severity shall be guilty of a misdemeanor and on conviction thereof shall be fined not more than one hundred dollars or be imprisoned not more than one year or both

Section 17 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 12, as follows:

An Act making an appropriation providing for a deficiency in the maintenance of the Glen Mills School Glen Mills Delaware County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of Five Thousand Six hundred and seventy and six one hundredth Dollars or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Glen Mills Schools Glen Mills Delaware County Pennsylvania to cover deficiencies in maintenance

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 294, as follows:

An Act making an appropriation to the Board of Trustees of Coaldale State Hospital

Whereas subsequent to the adjournment of the Session of the General Assembly held in the year one thousand nine hundred and twenty-three an emergency arose which required the Board of Trustees of Coaldale State Hospital to cause certain buildings in course of construction to be completed to enable the work of the said Hospital to continue and

Whereas the citizens of Coaldale and vicinity contributed one hundred and four thousand dollars ($104,000) towards the cost of completing said buildings and

Whereas the total cost of completing said buildings required an expenditure of one hundred and twenty-five thousand dollars ($125,000) in excess of the amount contributed by the citizens of Coaldale and vicinity

Whereas the Board of Trustees of Coaldale State Hospital borrowed the sum of one hundred and twenty-five thousand dollars ($125,000) for the purpose of paying the cost of completing said buildings

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred and twenty-five thousand dollars ($125,000) is hereby appropriated to the said Board of Trustees of Coaldale State Hospital for paying the indebtedness created by the said Board for the purpose hereinbefore set forth said appropriation to be paid on the warrant of the Auditor General drawn upon the State Treasurer upon requisition of the Secretary of Welfare

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 482, as follows:

An Act making a deficiency appropriation to the Board of Trustees of Coaldale State Hospital

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of forty-one thousand one hundred and twenty-four dollars ($41,124) or so much thereof as may be necessary is hereby specifically appropriated to the Board of Trustees of Coaldale State Hospital for the deficiency in the cost of maintenance of said hospital for the two fiscal years ending May thirty-first one thousand nine hundred and twenty-five

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 401, as follows:

An Act making a deficiency appropriation to the Board of Trustees of Blossburg State Hospital located at Blossburg Tioga County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty-nine thousand four hundred twenty-four dollars ($39,424.00) or so much thereof as may be necessary is hereby specifically appropriated to the Board of Trustees of the Blossburg State Hospital located at Blossburg Tioga County Pennsylvania for deficiency in maintenance for the two fiscal years ending May thirty-first one thousand nine hundred and twenty-five

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 243, as follows:

An Act making an apropriation to the Board of Trustees of Philipsburg State Hospital

Whereas subsequent to the adjournment of the Session of the General Assembly held in the year one thousand nine hundred and twenty-three an emergency arose which required the Board of Trustees of Philipsburg State Hospital to cause certain buildings in course of construction to be completed to enable the work of the said Hospital to continue and

Whereas the citizens of Philipsburg and vicinity contributed one hundred thousand dollars ($100,000) towards the cost of completing said buildings and

Whereas the total cost of completing said buildings required an expenditure of one hundred thousand dollars ($100,000) in excess of the amount contributed by the citizens of Philipsburg and vicinity and

Whereas the Board of Trustees of Philipsburg State Hospital borowed the said sum of one hundred thousand dollars ($100,000) for the purpose of paying the cost of completing said buildings

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred thousand dollars ($100,000) is hereby appropriated to the said Board of Trustees of Philipsburg State Hospital for paying the indebtedness created by the said Board for the purpose hereinbefore set forth said appropriation to be paid on the warrant of the Auditor General drawn upon the State Treasurer upon requisition of the Secretary of Welfare

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 495, entitled:

An Act to amend the supplement to an act approved the twenty-first day of May one thousand eight hundred and eighty-nine (Pamphlet Laws two hundred fifty-eight) entitled "A supplement to an act 'to provide for the care

and treatment of the indigent insane of the several counties of the Commonwealth in State hospitals for the insane' approved the thirteenth day of June Anno Domini one thousand eight hundred and eighty-three" as amended by fixing the maximum amount for maintenance weekly per capita

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of a supplement to an act approved the twenty-first day of May one thousand eight hundred eighty-nine (Pamphlet Laws two hundred fifty-eight) entitled "A supplement to an act 'to provide for the care and treatment of the indigent insane of the several counties of the Commonwealth in State hospitals for the insane' approved the thirteenth day of June Anno Domini one thousand eight hundred and eighty-three" as amended by an act approved the twelfth day of April one thousand nine hundred and seventeen (Pamphlet Laws seventy-two) entitled "An act to amend the supplement to an act approved the twenty-first day of May one thousand eight hundred eighty-nine entitled 'A supplement to an act to provide for the care and treatment of the indigent insane of the several counties of the Commonwealth in State hospitals for the insane approved the thirteenth day of June Anno Domini one thousand eight hundred and eighty-three' as amended by fixing the maximum amount for maintenance weekly per capita which was last amended by an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and forty-three) entitled An act to amend the supplement to an act approved the twenty-first day of May one thousand eight hundred eighty-nine (Pamphlet Laws two hundred and fifty-eight) entitled 'A supplement to an act to provide for the care and treatment of the indigent insane of the several counties of the proved the thirteenth day of June Anno Domini one thousand eight hundred and eighty-three' as amended by fixing the maximum amount for the maintenance weekly per capita" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of of the same That the expense of the care and treatment of the indigent iisane whether chronic or otherwise in the State and semi-State hospitals for the insane is hereby fixed at the uniform rate of two dollars and fifty cents per week for each person including clothing chargeable to the respective counties or poor districts from which such insane shall come and the excess over said two dollars and fifty cents shall be paid by the State but in no case shall said excess exceed two dollars and fifty cents per week for each indigent insane person Provided however That during the period beginning June first one thousand nine hundred and twenty-five and ending May thirty-first one thousand nine hundred and twenty-seven the rates aforesaid shall be increased to the sum of three dollars per week as now provided by law

On the question,

Will the House agree to the section?

Miss THOMAS. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 1, page 2, line 19, by striking out the word "and"

Amend section 1, page 2, line 25, by striking out the word "the" which precedes the word "maintenance"

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend the supplement to an act approved the twentty-first day of May one thousand eight hundred and eighty-nine (Pamphlet Laws two hundred fifty-eight) entitled "A supplement to an act 'to provide for the care and treatment of the indigent insane of the several counties of the Commonwealth in State hospitals for the insane' approved the thirteenth day of June Anno Domini one thousand eight hundred and eighty-three" as amended by fixing the maximum amount for maintenance weekly per capita

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 751, as follows:

An Act authorizing the Governor to appoint a Commission to complete the printing of the report prepared by the Old Age Assistance Commission and making an appropriation

Whereas the Old Age Assistance act created by the 1923 Legislature providing for the creation of an Old Age Assistance Commission has been declared unconstitutional by the Supreme Court of Pennsylvania and

Whereas the Commission appointed under the above act has collected and prepared for presentation to this Assembly a great deal of invaluable data bearing upon the entire problem of Old Age Dependency in the State which the Legislature for three consecutive sessions sought to obtain and

Whereas the Supreme Court decision invalidating the law now prevents the Commission from completing this valuable report now in the hands of the State Printer containing its data so that it could be available to the public and also prevents the payment of certain office expenditures incurred in good faith previous to the rendering of the decision and

Whereas of the appropriation of twenty-five thousand dollars ($25,000) made to the Commission of 1923 more than half is still in the State Treasury

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Governor appoint a Commission of three to wind up the affairs of the Old Age Assistance Commission to complete the printing of the report of its findings and to so arrange its data as to make it available for public distribution

Section 2 An appropriation of two thousand dollars ($2,000) or so much thereof as may be necessary is hereby specifically made to the Commission thus appointed by the Governor for the purpose of paying for the printing and clerical and other expenses necessary to do the work provided for in section one of this act

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 388, as follows:

An Act making an apropriation to pay for the deficiency in the care treatment removal and maintenance of the indigent insane for the two years endings May thirty-first one thousand nine hundred and twenty-five

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the slm of thirty-seven thousand five hundred and ten dolars ($37,510) be and the same is hereby specifically appropriated to pay for the deficiency in the care treatment removal and maintenance of the indigent

insane for the two years ending May thirty-first one thousand nine hundred and twenty-five

The said appropriation shall be paid on the warrant of the Auditor General on the basis of settlement by that officer and the State Treasurer but no warrant shall be drawn or settlement made until the directors or managers of the several hospitals and asylums for the insane shall have made on oath or affirmation to the Auditor General a quarterly report setting forth the actual number of indigent persons received and maintained in said hospitals and asylums for the insane respectively during the quarter for which the report is made with the dates of their admission and discharge or death respectively and the actual time during which each of said indigent insane person was treated maintained and cared for during said quarter Provided also That no payment shall be made on account of the care and treatment of the insane until the Secretary of Welfare shall have certified to the Auditor General that the quarterly report of the cost of such care and treatment contains no charge except for "care treatment removal and maintenance" which words as used in this act shall be construed to mean medical and surgical treatment and nursing food and clothing and absolutely necessary repairs to existing buildings of such hospitals and asylums

Section 2 It shall be the duty of the commissioners of the several counties of the Commonwealth or the directors or overseers of the poor of the different counties or poor districts of the State to report under oath to the Auditor General on the first day of September December March and June of each year the number of indigent insane persons transferred from said counties or poor districts respectively to the State hospitals or asylums for the insane in their respective districts Said report shall contain the name of every indigent insane person so transferred or maintained at said hospitals or asylums and shall set forth when he or she was admitted the length of time cared for in said hospitals or asylums and the date of discharge or death

And said bill having been read at lengtht he second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 406, as follows:

An Act making a deficiency appropriation to the Board of Trustees of Western State Penitentiary

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty-one thousand fifty-four dollars ($31.054) or so much thereof as may be necessary is hereby specifically appropriated to the Board of Trustees of Western State Penitentiary to cover the deficiency in salaries repairs and other necessary expenses for the two fiscal years ending May thirty-first one thousand nine hundred and twenty-five

And said bill having been read at length the second time and agreed to,

Ordered To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 17, as follows:

An Act to amend section one of the act approved the twenty-seventh day of March one thousand nine hundred and three (Pamphlet Laws eighty-three) entitled "An act to provide for the payment of the expenses of the maintenance and instruction of children committed to Houses of Refuge which are not exclusively under State control jointly by the State and by the counties from which they may be sent and providing a method for determining the amount due and collecting the same from said counties" by changing the time of payment by counties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-seventh day of March one thousand nine hundred and three (Pamphlet Laws eighty-three) entitled "An act to provide for the payment of the expenses of the maintenance and instruction of children committed to Houses of Refuge which are not exclusively under State control jointly by the State and by the counties from which they may be sent and providing a method for determining the amount due and collecting the same from sair counties" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever a child shall be or heretofore shall have been committed to any House of Refuge which is not exclusively under State control and shall become or shall have become an inmate thereof one-half of the expense of maintaining and instructing such child hereafter shall be borne by the county from which such child shall have been received and the remaining one-half shall be paid out of the appropriations made to such House of Refuge from time to time by the State After the first day of June one thousand nine hundred and twenty-five the method of collecting the amount due by the several counties from which children have been sent shall be by orders drawn by the treasurer of any such House of Refuge on the treasurers of said counties who shall accept and pay the same Provided Tl at the said orders shall be presented quarterly on the first days of April July October and January in each and every year or as soon thereafter as may be convenient And provided also that the treasurer of such House of Refuge on or before the second Monday of the preceding month shall transmit by the public mail to the commissioners of such of the counties as may have become indebted for the maintenance and instruction of inmates in such House of Refuge an account of the expense of maintaining and instructing them during the three previous calendar months which account shall be signed by the treasurer and sworn or affirmed to by him and attested by the superintendent of the department of such House of Refuge in which each of such inmates may be living It shall be the duty of the said commissioners immediately upon the receipt of said accounts to give notice to the treasurers of their respective counties of the amount of said accounts with instructions to collect and retain money for the payment of said orders when presented For the purpose of fixing the amount to be charged for the maintenance and instruction of each inmate the per capita cost of maintaining and conducting such House of Refuge for the three months' period covered by the order shall be taken as the rate to be charged and one-half of such per capita cost so calculated shall be charged to the respective counties for such child from such counties

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 549, entitled:

An Act making a deficiency appropriation to carry into effect the provisions of an act approved the twenty-fifth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand one hundred and ninety-five) entitle "An act for the encouragement of agriculture and the holding of agricultural exhibitions providing State aid for certain agricultural associations and regulating the payment thereof"

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of

the same That the sum of twenty-three thousand two hundred and forty-six dollars and forty cents ($23,246.40) or so much thereof as may be necessary is hereby specifically appropriated to cover a deficiency in payments for State aid by the Commonwealth for the two fiscal years ending May thirty-first one thousand nine hundred and twenty-five to agricultural associations under provisions of the act approved the twenty-fifth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand one hundred and ninety-five) entitled "An act for the encouragement of agriculture and the holding of agricultural exhibitions providing State aid for certain agricultural associations and regulating the payment thereof"

The second section was read as follows:

Section 2 No payment shall be made under this act except for the exhibits of live stock live stock products horticultural products cereals bees and bee products and the Secretary of Agriculture shall supervise all claims therefor

On the question,

Will the House agree to the section?

Mr. STARK. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 2, page 2, line 8, by inserting after the word "cereals" the word "handiwork".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act makin a deficiency appropriation to carry into effect the provisions of an act approved the twenty-fifth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand one hundred and ninety-five) entitled "An act for the encouragement of agriculture and the holding of agricultural exhibitions providing State aid for certain agricultural associations and regulating the payment thereof"

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 364, as follows:

An Act to amend section one and section two as amended of an act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred ninety-eight) entitled "An act to establish a county court for the County of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" by fixing the number of judges of said court

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of of the same That section one of an act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred ninety-eight) entitled "An act to establish a county court for the County of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it hereby enacted by the authority of the same That in the County of Allegheny there shall be and hereby is created a court of record to be known as the County Court to be composed of six judges

Section 2 That section two of said act which was amended by section one of an act approved the fourteenth day of May one thousand nine hundred and fifteen (Pamphlet Laws five hundred and two) entitled "An act to further amend section two of an act entitled 'An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof' approved the fifth day of May one thousand nine hundred and eleven as amended by an act entitled 'An act to amend section two of an act entitled "An act to establish a county court for the County of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" approved the fifth day of May Anno Domini one thousand nine hundred and elven and changing the election of the judges therein mentioned from the general election to the municipal election as now provided by law in accordance with the requirements of the constitution of Pennsylvania' approved the sixth day of June one thousand nine hundred and eleven by increasing the salaries of the judges of said court" is hereby further amended to read as follows

Section 2 The judges of the said court shall be learned in the law shall be elected by the qualified electors of the county of Allegheny shall hold office for a period of ten years if they shall so loug behave themselves well and shall receive a salary of six thousand dollars per annum payable monthly except the presiding judge whose salary shall be six thousand five hundred dollars per annum The term of office of the elected judges of the court shall begin on the first Monday of January following their election The first judge or judges of said court shall be appointed by the Governor by and with the advice and consent of the Senate if then in session and shall hold office until the first Monday of January following the next municipal election at which his or their successor or successors shall be elected The first elected judges of the court shall be chosen at the municipal election next following such appointment Succeeding elections for the said office shall be held at the municipal election preceding the expiration of the term of any judge or at the following election in case of vacancy by death or otherwise where such vacancy occurs not less than two calendar months before such municipal election The vote for said judges shall be cast and counted according to law and return thereof shall be made without delay by the prothonotary of said county to the Secretary of the Commonwealth who shall ascertain and certify the result to the Governor who in turn shall issue a commission to the person or persons so elected Whenever a vacancy occurs by death or otherwise in the office of judge the Governor shall appoint in the manner provided by law At the organization of the court the Governor shall designate one of the persons appointed by him as presiding judge of the court and shall designate the priorities of the expirations of the respective commissions of the other judges and upon other judges being elected to said court for the same term they shall draw lots for priority of expiration of commission the result of which they shall certify to the Governor and the judge holding the original commission first expiring shall at all times thereafter be commissioned as the presiding judge of said court

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 738, as follows:

An Act to amend section one of the act approved the twentieth day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred and fifty) entitled "An act to amend the first section of an act entitled 'An act to amend the first section of an act entitled "An act increasing the salaries of tipstaves in the courts of any county in this Commonwealth having a population of not less than five hundred thousand" approved the thirtieth day of May Anno Domini one thousand eight hun-

dred and ninety-five by changing the limit of population of such counties and increasing the minimum and maximum limits of said salaries' approved the first day of June one thousand nine hundred and eleven by limiting the provisions of said act to counties of the first class and providing for the salaries of such tipstaves" increasing the salary of said tipstaves

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twentieth day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred and fifty) entitled "An act to amend the first section of an act entitled 'An act to amend the first section of an act entitled "An act increasing the salaries of tipstaves in the courts of any county in this Commonwealth having a population of not less than five hundred thousand" approved the thirtieth day of May Anno Domini one thousand eight hundred and ninety-five by changing the limit of population of such counties and increasing the minimum and maximum limits of said salaries' approved the first day of June one thousand nine hundred and eleven by limiting the provisions of said act to counties of the first class and providing for the salaries of such tipstaves" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act each tipstave of any county of the first class of this Commonwealth shall receive out of the county treasurer such annual salary as the appointing court shall fix Provided That the salary paid shall not exceed three thousand dollars ($3.( per annum

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

## BILLS ON FINAL PASSAGE.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 618 (Senate Bill No. 1), as follows:

An Act authorizing the issue and sale of bonds to the amount of fifty millions of dollars by the Commonwealth of Pennsylvania, defining the powers and duties of the Governor, the Auditor General, and the State Treasurer in relation thereto; making an appropriation of the proceeds of such bonds for the purpose of improving and rebuilding the highways of the Commonwealth; providing for the payment of the interest on, and the redemption of such bonds by the Board of Finance and Revenue, and for the sale and registration of said bonds and making an appropriation to carry out the provisions of this act.

### POWER TO BORROW MONEY

Section 1. Be it enacted by the Senate and the House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same; That in accordance with the provisions of Section four, Article nine, of the Constitution of the Commonwealth of Pennsylvania as amended the sixth day of November one thousand nine hundred twenty-three, the Governor the Auditor General the State Treasurer on behalf of the Commonwealth of Pennsylvania are hereby authorized and directed to borrow on the credit of the Commonwealth of Pennsylvania for the purpose of improving and rebuilding the highways of the Commonwealth the sum of fifty millions of dollars as follows On the first day of April one thousand nine hundred and twenty-five the sum of twenty million dollars ($20,000,000) on the first day of August one thousand nine hundred and twenty-five the sum of twenty million dollars ($20,000,000) and on the first day of May one thousand nine hundred and twenty-six the sum of ten million dollars ($10,000,000) Provided however that if the Governor the Auditor General and the State Treasurer shall unanimously agree that it is inadvisable to borrow the amounts mentioned on the dates specified or any part thereof they may postpone borrowing the said amounts or any part thereof for a period not exceeding six (6) months from the date or dates herein specified The said sum of fifty million dollars ($50,000,000) to be borrowed under the provisions of this act shall be in addition to any moneys heretofore borrowed under the provisions of the act of April eighteenth one thousand nine hundred and nineteen (Pamphlet Laws sixty-two), entitled "An act authorizing the issue and sale of bonds to the amount of fifty millions of dollars, by the Commonwealth of Pennsylvania defining the powers and duties of the Governor the Auditor General and the State Treasurer in relation thereto making an appropriation of the proceeds of such bonds for the purpose of improving and rebuilding the highways of the Commonwealth providing for the payment of interest on and the redemption of such bonds by the Sinking Fund Commission and making an appropriation to carry out the provisions of this act."

### BOND ISSUES MATURITY INTEREST ET CETERA

Section 2 (a) As evidence of the indebtedness herein authorized bonds of the Commonwealth of Pennsylvania shall be issued for the amounts borrowed from time to time under the provisions of the preceding section of this act in such form as the Governor with the approval either of the Auditor General or of the State Treasurer shall determine Said bonds shall in all cases be issued as serial bonds having maturity dates of not less than five (5) nor more than thirty (30) years after the respective dates of issuance said dates of maturity to be so arranged that as nearly as possible two million dollars ($2,000,000) of the said bonds shall mature annually beginning five (5) years after the first issuance of bonds under the provisions of this act The rate of interest on the said bonds shall be four per centum (4%) per annum and interest shall be payable semi-annually on such dates as the Governor with the approval of either of the Auditor General or of the State Treasurer shall determine Bonds shall be issued hereunder both in the form of registered and of coupon bonds Coupon bonds shall be issued in one thousand dollar ($1,000) denominations only Registered bonds shall be issued in denominations of one thousand dollars ($1,000) five thousand dollars ($5,000) ten thousand dollars ($10,000) twenty-five thousand dollars ($25,000) fifty thousand dollars ($50,000) and one hundred thousand dollars ($100,000) The holders of either registered or coupon bonds shall have the privilege of interchanging them

Provided that the Governor the Auditor General and the State Treasurer may by unanimous agreement if they deem it advisable for the best interests of the Commonwealth modify any of the terms and conditions for the issuance of said bonds hereinabove specified but under no circumstances shall the rate of interest for any of the said bonds exceed four and one-half per centum (4½%) per annum or the date of maturity exceed thirty (30) years

The Governor with the approval either of the Auditor General or of the State Treasurer may issue appropriate interim certificates for delivery to the purchasers of said bonds pending the preparation and deliverey of the definitive bonds

(b) All bonds issued under the authority of this act shall bear the facsimile signatures of the Governor the Auditor General and the State Treasurer and a facsimile of the great seal of the Commonwealth of Pennsylvania and shall be countersigned by two duly authorized officers of the duly authorized loan and transfer agent of the Commonwealth All interest coupons attached to bonds shall contain fac-simile signatures of the State Treasurer and Auditor General.

(c) The principal and interest of such bonds shall be payable in lawful money of the United States All bonds issued under the provisions of this act shall be exempt from taxation for state and local purposes

The Governor the Auditor General and the State Treasurer shall proceed to have the necessary bonds prepared and printed The bonds as soon as they are prepared and printed shall be forthwith deposited with the duly authorized loan and transfer agent of the Commonwealth there to remain until sold in accordance with the provisions of this act

### SALE OF BONDS

Section 3 Whenever bonds are issued as provided by this act they shall be offered for sale at not less than par and interest and shall be sold by the Governor the Auditor General and the State Treasurer to the highest and best bidder

or bidders after due public advertisement on such terms and conditions and upon such open competitive bidding as the Governor with the approval of the Auditor General or State Treasurer shall direct The manner and character of such advertisement and the times of advertising shall be prescribed by the Governor with the approval of the Auditor General or the State Treasurer

Any portion of any bond issue so offered and not sold or subscribed for may be disposed of by private sale by the Governor the Auditor General and the State Treasurer in such manner and at such prices not less than par and accrued interest as the said officers shall determine. No commission shall be allowed or paid for the sale of any bonds issued under the authority of this act

DISPOSITION AND USE OF PROCEEDS APPROPRIATIONS

Section 4. The proceeds realized from the sale of bonds under the provisions of this act shall be paid into the State Treasury and shall be set apart and be kept in a separate fund which shall be known as "The State Bond Road Fund"

All moneys in the State Bond Road Fund from time to time are hereby specifically appropriated to the Department of Highways for the purpose of improving and rebuilding the Highways of the Commonwealth.

The Auditor General shall upon requisition from time to time of the Secretary of Highways draw his warrant upon the State Treasury for the amounts specified in such requisitions not exceeding however the amount in such fund at the time of making such requisitions

DEPOSITS WITH STATE DEPOSITORIES

Section 5. The State Treasurer with the approval of the Governor and the Auditor General is authorized to deposit any of the moneys in the State Road Bond Fund not requisitioned by the Secretary of Highways in any of the qualified state depositories of the Commonwealth All such deposits shall be secured in such manner and shall be made upon such terms and conditions as are now provided for by existing law relative to state depositories

REGISTRATION OF BONDS

Section 6 The Auditor General shall prepare the necessary registry books to be kept in the office of the duly authorized loan and transfer agent of the Commonwealth for the registration of any bonds at the request of owners thereof All bonds which are issued without interest coupons attached shall be registered in the registry books kept by the duly authorized loan and transfer agent of the Commonwealth

INFORMATION TO GENERAL ASSEMBLY

Section 7 It shall be the duty of the Governor during the biennial sessions of the General Assembly to give to the General Assembly full information in relation to the issuing of bonds for the purpose of improving and rebuilding the highways of the Commonwealth under the provisions of this act to enable the General Assembly to provide by appropriation the moneys necessary for the sinking fund of the Commonwealth for the payment of the interest of said funds and the principal thereof at maturity

The Auditor General shall also give to each General Assembly a statement of the compensation due the duly authorized loan and transfer agent of the Commonwealth for its service payment of which shall be made by appropriation on a basis to be fixed by the Governor the Auditor General and the State Treasurer but not to exceed thirty cents per one thousand dollars for the original certification and registration and after the original issuance and sale of such bonds by the Commonwealth the duly authorized loan and transfer agent of the Commonwealth shall receive as compensation for the transfer and registration thirty cents per one thousand dollars of bonds so transferred and registered in any one year

SINKING FUND INVESTMENTS REDEMPTION OF BONDS

Section 8 All bonds issued under the authority of this act shall be redeemed at maturity and all interest due from time to time on such bonds shall be paid by the Board of Finance and Revenue of the Treasury Department of the Commonwealth For the specific purposes of redeeming said bonds at maturity and paying all interest thereon and in accordance with the information received from the Governor as provided in section seven of this act the General Assembly shall biennially appropriate out of the Motor License Fund the moneys necessary for the payment of the interest on said bonds and the principal thereof at maturity Provided however that if at any time the said Motor License Fund shall be abolished or if at any time the amount in said Motor License Fund shall be in-sufficient to enable the General Assembly to make the appropriation required by this act out of said Motor License Fund the General Assembly shall make such appropriation out of any other available fund or funds in the State Treasury All moneys so appropriated shall be paid into the sinking fund by the State Treasurer and all such moneys not necessary to pay accruing interest shall be invested by the Board of Finance and Revenue in such securities as are provided by law for the investment of the sinking funds of the Commonwealth

The investments and moneys and the accumulations thereon in the sinking fund shall be devoted to and be used exclusively for the payment of the interest accruing on such bonds and their redemption at maturity Provided however That the Board of Finance and Revenue is authorized at any time to use any of such funds for the purchase and retirement at not more than par of all or any part of the bonds issued under the authority of this act In the event that all or any part of said bonds shall be purchased by the Board of Finance and Revenue they shall be cancelled and returned unto the State Treasurer as cancelled and paid bonds and thereafter all payments of interest thereon shall cease and the cancelled bonds and coupons shall be destroyed within two years after cancellation in the presence of the Governor the Auditor General and the State Treasurer and a certificate evidencing the destruction satisfactory to the duly authorized loan and transfer agent of the Commonwealth shall be furnished to it. All cancelled bonds and coupons shall be so marked as to make the cancelled bonds and coupons non-negotiable.

REPORT OF STATE TREASURER

Section 9 The State Treasurer shall in his report furnish to each General Assembly and so long as any bonds of the Commonwealth issued under the provisions of this act are outstanding a detailed statement of the total amount of bonds issued redeemed cancelled and destroyed and the total amount of the proceeds thereof used by the Department of Highways for the purpose of improving and rebuilding the highways of the Commonwealth

APPROPRIATIONS

Section 10 In order to defray all necessary expenses including printing engraving and advertising connected with the issuance of bonds authorized by the provisions of this act the sum of fifty thousand dollars ($50,000) or so much thereof as may be necessary is hereby specifically appropriated out of any moneys in the fund created by section twelve of the act of June thirtieth one thousand nine hundred and nineteen (Pamphlet Laws six hundred seventy-eight) entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by or trailing after motor vehicles requiring the registration of the same and the licensing of all operators thereof providing the fees therefor and the disposition of such fees prohibiting the unauthorized use of and tampering with motor vehicles limiting and defining the powers of cities boroughs incorporated towns townships and counties as to the regulation of the use and equipment of motor vehicles and the taxing registration or licensing thereof imposing certain duties on the State Highway Commissioner and on proprietors of public garages providing procedure and penalties for violations thereof and the disposition of fines collected and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicles" and the amendments thereto Payments from said appropriation shall be made on order of the Governor by warrant of the Auditor General on the State Treasurer

On the question,

Shall the bill pass finally?

Mr. ALEXANDER. Mr. Speaker, I desire to interrogate the Chairman of the Roads Committee.

The SPEAKER. Will the Chairman of the Roads Committee, Mr. Hess, permit himself to be interrogated?

Mr. HESS. I will, Mr. Speaker.

Mr. ALEXANDER. I would like to ask the gentleman if this bill provides that the bonds shall all have been issued by April, 1926.

Mr. HESS. The bonds will all be issued by April, 1926, unless the time is extended six months.

Mr. ALEXANDER. And what provision is made for any extension?

Mr. HESS. The bonds shall be issued as follows under the act: "On the first day of April, one thousand nine hundred and twenty-five, the sum of twenty-million dollars ($20,000,000); on the first day of August, one thousand nine hundred and twenty-five, the sum of twenty million dollars ($20,000,000); and on the first day of May, one thousand nine hundred and twenty-six, the sum of ten million dollars ($10,000,000), provided, however, that if the Governor, the Auditor General and the State Treasurer shall unanimously agree that it is inadvisable to borrow the amounts mentioned on the dates specified or any part thereof, they may postpone borrowing the said amounts or any part thereof for a period not exceeding six (6) months from the date or dates herein specified;" which I have read to the gentleman from Delaware.

Mr. ALEXANDER. In other words, the Auditor General, the Governor and the State Treasurer must be unanimous before that time shall be extended?

Mr. HESS. That is correct.

Mr. ALEXANDER. Can you give us what the approximate amount of revenue to the Highway Department for the next biennium will be, exclusive of the road bond issue of fifty milions?

Mr. HESS. The estimated receipts for the next two years, of biennium of 1925 to 1927, are about $43,500,000.

Mr. ALEXANDER. Then, plus the fifty million, that gives them $93,000,000 to spend in the next biennium?

Mr. HESS. About $16,500,000 of that has already been expended, or been contracted to be expended.

Mr. ALEXANDER. This $16,000,000 has been expended, not withstanding the appropriation has not been made?

Mr. HESS. Expecting that the bonds could be sold prior to this time, and not expecting that the act would be declared unconstitutional, $16,500,000 were expended or contracted to be expended, the expectation being to pay for that amount of work out of the proceedings of the bond issue.

Mr. ALEXANDER. Can you give us now what the amount available to the Highway Department was for the biennium of 1921 and 1922? Have you those figures?

Mr. HESS. I do not have those figures.

Mr. ALEXANDER. It was much less than $43,000,000 anticipated for the next biennium?

Mr. HESS. I think not.

Mr. ALEXANDER. Was there something like $21,000,000 appropriated in 1921, of which $11,000,00 was held up by Governor Sproul with the idea that the Legislature of 1923 would lapse, leaving only $10,000,000 spent at that time of that appropriation?

Mr. HESS. The license fund would have exceeded that amount.

Mr. ALEXANDER. I am referring to the appropriation alone, now.

Mr. HESS. I have none of those figures.

Mr. ALEXANDER. And isn't it a fact that those $11,000,000, which were saved by the Sproul administrattion, were spent in the last biennium by this administration?

Mr. HESS. That is true. I can give you the expenditures.

Mr. ALEXANDER. And that $11,000,000 was part of the $29,000,000 deficit we have heard so much about, is that correct?

Mr. HESS. That is correct.

Mr. ALEXANDER. Can you give us the amounts that the Highway Department spent in the last biennium, exclusive of the $16,000,000 which they anticipated?

Mr. HESS. During the last biennium, the expenditures by the Department totalled $52,393,007.51, made up as follows: "Statement of General Department Maintenance, $23,343,007.51," and on new construction, about $29,050,000, in round figures.

Mr. ALEXANDER. Have you there the amount expended in 1921 and 1922?

Mr. HESS. I do not have.

Mr. ALEXANDER. You do not have?

Mr. HESS. No.

Mr. ALEXANDER. Thank you, Mr. Hess.

Mr. Speaker and members of the House, it is not my purpose at this time to vote against this bill. I am calling attention, however, at this time, to the reason I ask these questions with the thought, perhaps, that some of you did not know that the business administration at Harrisburg was spending the nice little sum of $16,000,000 before they had it. We have heard a great deal about paying as you go, but it seems to me to spend the small sum of $16,000,000 before they had it in hand is not a very good way of doing business. I do not know of any other corporation that would last more than sixty days with that kind of business.

There is another thing: It seems to me that at this time it might be well to call the attention of somebody to the fact that for some reason or other there has been a vast amount of money—whether it is part of this $16,000,000 or not I do not know—being spent in publication. The publicity agent seems to be a strong forte. My experience has been that the business man performs the work and the people see by that work what he is doing, and he does not need to pay publicity agents to tell the people what he has been doing. We are certainly spending a lot of money in the Highway Department, that should be spent on the roads, in this publicity way, by advertising and by sending printed letters throughout the State by mail. That is no small sum, and it does not seem to me that those things are of importance. Now I recognize the fact, and all men recognize the fact, with a vast institution like the Highway Department, with the great corps, that they have necessarily more or less waste; it is reasonable to suppose they do, but it seems to me that this is a waste; it may be small, but I know printing and printers' ink, publicity agents and stamps, and one thing and another, cost money, and it seems to me that the Highway Department can use that to better advantage than by trying to tell the people what they are doing, and the better way should be to show by their work what they are doing and not by the publicity way.

Another thing I would like to call your attention to: Just as Mr. Hess has stated, the Highway Department had $52,000,000 last year. That is more than twice what the Sproul administration spent in 1921 and 1922 and $11,000,000 of the

great deficit of $29,0000,000 that we have heard so much about is included in that $52,000,000 which Governor Sproul, in 1921, when he found the financial condition of the State, stopped payment of, stopped encumbering the balance which amounted to nearly $11,000,000, and yet that is called a deficit. It amounts to nothing more than that they had that much to spend in the last biennium and that is part of the $29,000,000 deficit you have all heard about. It means nothing more than that the last administration had that $11,000,000 to spend and it wasn't a deficit at all, only a paper deficit.

Mr. SOWERS. Mr. Speaker and members of the House, I certainly enjoyed the conversation between the member from Delaware and the member from Lancaster, but I did not hear much of it. I would like to see it in print, and I therefore move that this bill be put on the postponed calendar so that we can read that conversation in the Journal in the meantime.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—184.

| | | | |
|---|---|---|---|
| Alexander, | Emhardt, | Long, | Royle, |
| Allman, | Evans, B. P., | Lotz, | Sarig, |
| Anderson, | Flinchbaugh, | Lucas, | Sautter, |
| Armstrong, | Flynn, | Ludlow, | Schoener, |
| Aston, | Fockler, | Lukehart, | Schwartz, |
| Bagshaw, | Fratt, | MacMillan, | Scott, |
| Bartley, | Frye, | Malie, | Shaffer, |
| Behney, | Fuller, | Marcus, | Shambach, |
| Bell, F. A., | Gelnett, | Marshall, | Sheffer, |
| Bell, W. T., | Gilchrist, | Mathay, | Smith, G. A., |
| Bentley, | Goehring, | McBride, | Smith, H. J., |
| Bickett, | Goodnough, | McCaig, | Sowers, |
| Bidelspacher, | Goss, | McCann, | Speer, |
| Blair, | Greeby, | McClure, J. F., | Spencer, |
| Blumberg, | Griffith, | McClure, J. H., | Stadtlander, |
| Bray, | Grimes, | McCormick, | Stark, |
| Brewster, | Guerin, | McDermott, | Staudenmeier, |
| Bromley, | Haas, | McGowan, | Stavitski, |
| Brown, E., | Hall, | McKim, | Sterling, |
| Brown, E. P., | Hantz, | Memolo, | Stock, |
| Brown, T. J., | Harding, | Metzinger, | Storb, |
| Burchinal, | Hart, | Miller, H. A., | Storer, |
| Burke, | Haws, | Moffatt, | Strayer, |
| Bush, | Heffernan, | Moore, | Talbot, |
| Calhoun, | Heffran, | Morrison, | Thomas, L. D., |
| Canon, | Henderson, | Munley, | Thomas, M. G., |
| Colville, | Hess, | Myers, | Toepfer, |
| Conner, | Himes, | Neely, | Turner, |
| Craig, | Holcombe, | Nicholson, | Voltz, |
| Critchfield, | Holmes, | Nolte, | Washington, |
| Cross, | Holtzman, | North, | Watson, |
| Davies, | Hoover, | Orr, | Weamer, |
| Davis, | Horn, | Parkinson, | Wells, |
| DeFrehn, | Howe, | Patterson, B. H., | Welty, |
| Deibler, | Hricko, | Patterson, F.W., | Wettach, |
| Dengler, | Huber, | Peelor, | Wheeler, |
| Derby, | Irvin, | Perry, | Whitehouse, |
| Diehm, | Jones, | Phillips, | Williams, |
| Dietz, | Kelly, | Pitts, | Wilson, |
| Dilsheimer, | Labar, | Posey, | Witherspoon, |
| Donnell, | Lafferty, | Powell, | Witkin, |
| Drumbor, | Lauver, | Pryor, | Wood, N., |
| Eaches, | Leidich, | Raymond, | Wood, W. P., |
| Earley, | Little, H. A., | Reader, | Wright, |
| Ede, | Little, J. T., | Rhodes, | Bluett, |
| Edmonds, | Lockhardt, | Rieder, | Speaker. |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk return the same to the Senate with information that the House has passed the same with amendments, in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 725, (Senate Bill No. 230), as follows:

An Act to ratify and adopt Subject to certain exceptions a compact negotiated by Commissioners designated by the Governor under a law of the Commonwealth of Pennsylvania with Commissioners duly authorized thereto by the States of New York and New Jersey for the regularization of the flow of the Delaware River the conservation of the water resources of the Delaware Basin the apportionment thereof among the said States for domestic and municipal supply and the utilization thereof for power and other beneficial uses

Whereas Commissioners duly designated on the part of the Commonwealth of Pennsylvania and Commissioners duly appointed on the part of the State of New Jersey and Commissioners duly appointed on the part of the State of New York to negotiate a compact for the regularization of the flow of the Delaware River the conservation of the water resources of the Delaware Basin the apportionment thereof among the said States for domestic and municipal supply and the utilization thereof for power and other beneficial uses have executed in triplicate a compact for the purposes aforesaid one for each State which agreement is contained in the following words

COMPACT

The Commonwealth of Pennsylvania by Legislative Act approved the twenty-fourth of May Anno Domini one thousand nine hundred and twenty-three (Pamphlet Laws four hundred forty-eight) and the State of New Jersey by Chapter ninety-four of the Laws of one thousand nine hundred and twenty-three and the State of New York by Chapter fifty-six of the Laws of one thousand nine hundred and twenty-three having authorized their respective Governors to appoint Commissioners for the purpose of negotiating a form of compact or treaty between the said three states and the said states through their Governors having appointed as their Commissioners

For the Commonwealth of Pennsylvania Charles H Miner Robert Y Stuart Philip P Wells

For the State of New Jersey William A Starrett Frederick C Schneider

For the State of New York George MacDonald Rudolph Reimer Jefferson DeMont Thompson

who after negotiations have agreed upon the following articles

ARTICLE I

This compact between the sovereign states of Pennsylvania New York and New Jersey is entered into for the purpose of conserving by storage and otherwise for all uses the water resources of the said states in the Delaware river its tributaries and drainage area and as a means to that end for making allotments from the said water resources to the said states respectively and determining and adjusting their respective rights therein

ARTICLE II

Where used in this compact singular words shall be construed as including the plural masculine words shall be construed as including the feminine and neuter and the following terms and expressions shall have the meanings as respectively designated for each

The term "waters of the Delaware river" means all of the surface waters which following their natural courses flow into the channel of the Delaware river above that point in the said channel which marks the boundary between the states of Delaware Pennsylvania and New Jersey.

The term "channel of the Delaware river" means the lands and bed of the river on and over which the waters of the Delaware river flow beginning at the point near "Monument Island" which is the northeastern corner of the Commonwealth of Pennsylvania and extending thence continuously as the said channel winds and turns to the point which is the common boundary between the states of Pennsylvania New Jersey and Delaware

The term "drainage area of the Delaware river" means the entire area of both land and water from which the sur-

face waters naturally flow into the channel of the Delaware river

The term "tributary" or "tributary of the Delaware river" means any watercourse the waters of which naturally reach the channel of said river

The term "domestic and municipal" as applied to the use of water means the use of water by or for waterworks serving the public

The term "sanitation" as applied to the use of water means the use of water for the conveyance of sewage and industrial wastes

The term "sewage" means any substance or liquid containing any of the waste products or excrementitious or other discharges from the bodies of human beings or animals

The term "industrial waste" means any liquid or solid substance not sewage resulting from any process employed in manufacturing or industry

The term "water returned" or its equivalent means the return into a tributary or into the channel of the Delaware river of water after the same has been used for any purpose and in this sense the terms "sewage" and "industrial waste" shall be construed as being "water returned"

The term "industry" as applied to the use of water means the use of water for manufacturing and industrial purposes in all cases in which the water used is not taken from a public water supply system

The term "power" as applied to the use of water means the use of water for the development of energy whether that use be direct or indirect

The term "navigation" as applied to the use of water means the use of water for transportation and for the operation of water craft for all purposes

The term "develop" "developed" or "development" when referring to the use of water from the channel of the Delaware river or a tributary shall include any means for making the water available for use by the construction of any intake dam or other works

The term "point of development" means the point nearest the mouth of a tributary at which any dam or intake is built in connection with any development of the waters of such tributary

The term "divert" or "diversion" when referring to water in the channel of the Delaware river means the taking or removal of water from the said channel when the water taken or removed is not returned into the said channel within a distance of twelve miles below the point of diversion measured along the center line of the said channel

The term "divert" or "diversion" when referring to the water of a tributary of the Delaware river means the taking or removal of water from that tributary or from any portion thereof when the water taken or removed is not returned into the channel of the Delaware river either above the point at which the tributary enters the said channel or within a distance of twelve miles below that point measured along the center line of the said channel

The term "point of diversion" means the point or place at which water is taken or removed from a tributary or from the channel of the Delaware river

The term "developed for diversion" means conservation of water by storage or otherwise on or from any one or more tributaries for the purpose of diversion at any point on the tributary or tributaries or at some lower point in the channel of the Delaware river after the water shall have reached said lower point as water in transit

The term "ordinary flow" means a flow of forty-five hundredths (0.45) of a cubic foot per second for each square mile of drainage area above the point at which the "ordinary flow" is to be determined

The term "ordinary low flow" means a flow of fifteen hundredths (0.15) of a cubic foot per second for each square mile of drainage area above the point at which the "ordinary low flow" is to be determined

The term "allotment" means the share of any signatory state in the water flowing in the channel of the Delaware river which is in excess of all water in transit

The term "New York-New Jersey state line means the boundary line between the states of New York and New Jersey which line for the purposes of this compact shall be considered as crossing the channel of the Delaware river due east to the so-called "Tri-State Rock" and continuing thence in a south-easterly direction across the Neversink river to a rock on the west shore of the Hudson river near the village of Nyack

The term "water in transit" means water which has been developed by storage or otherwise and which is flowing in the channel of the Delaware river under the provisions of Article VII

The term "point of storage" means the point or place in the channel of the Delaware river at which a dam is maintained

The term "Commission" means the Tri-State Delaware River Commission

ARTICLE III

In the development use or diversion of the waters of the Delaware river and in all considerations of quantity and preservation of quality the order of importance and public value of water shall be as follows (A) domestic and municipal (B) sanitation (C) industry and power and (D) navigation

ARTICLE IV

Any administrative department political subdivision corporation partnership association or person authorized in that behalf by or under the laws of any signatory state may exercise the rights and privileges herein conferred on such state subject to the duties and obligations herein conferred on such state subject to the duties and obligations herein imposed on such state

ARTICLE V

Any tributary or any part of any tributary of the Delaware river may be developed for any purpose by or under the authority of the signatory state in which it is located and water so developed may be diverted for use at any point either within or without the drainage area of the Delaware river in case water so developed is diverted then the following restrictions and limitations shall apply

(1) Every such development shall be carried out in compliance with the legislative provisions governing such matters in the state in which it is located

(2) Every such development shall be so planned and the works shall be so constucted as to bring about the greatest practicable conservation and use of the waters of the tributary on which it is located

(3) In the case of every such development located above the New York-New Jersey state line there shall be maintained below the point of development during the months of July August September and October a reserve flow equal to the ordinary flow at that point and also if at any other time during the year the flow in the tributary at the point of development is less than the ordinary flow at that point then a reserve flow equal to the ordinary flow shall be maintained below the point of development In the case of every such development located below the New York-New Jersey state line there shall at all times be maintained below the point development a reserve flow equal to the ordinary low flow at that point

(4) The total drainage area in any state which may be developed for diversion under the provisions of this article shall not exceed three-fifths of the drainage area of the Delaware river which lies within that state

ARTICLE VI

All water which at any time is flowing in the channel of the Delaware river above the New York-New Jersey state line and which is in excess of all water in transit in said channel is allotted to the states of New Jersey New York and Pennsylvania and with the approval of the Commission as provided in Article VIII hereof each of these states may divert from the said channel at any point above the said state line that portion of its allotment which is in excess of a reserve flow of fifteen hundredths (.15) of a cubic foot per second for each square mile of drainage area above the point of diversion and at any point below the New York-New Jersey state line each of the said states may divert that portion of its allotment which is in excess of a reserve flow of twelve hundredths (0.12) of a cubic foot per second for each square mile of drainage area above the New York-New Jersey state line The allotments of the respective states shall be computed from time to time as follows

In case no tributary within the drainage area above the New York-New Jersey state line shall have been developed for diversion then the allotment of each state at any point in

the channel of the Delaware river above the said state line hereinafter called the normal allotment shall be one-third of the total water which may at any time be flowing in said channel at that point In case one or more tributaries within said drainage area shall have been developed for diversion by only one of the signatory states then the respective allotments of the signatory states shall be determined by the following rule The allotment of said diverting state shall be determined by subtracting from its normal allotment an amount to be computed by multiplying said normal allotment by a fraction the numerator of which shall be the total drainage area developed for diversion on said tributaries within that state above the New York-New Jersey state line and the denominator of said fraction shall be the total drainage area above the said state line and the allotment of each one of the other two states shall be determined by adding to its normal allotment one-half of the amount subtracted from the allotment of the diverting state In case tributaries within the drainage area above the New York-New Jersey state line shall have been developed for diversion by two or more states the rule herein above stated shall be applied separately and in turn as to each diverting state and the substractions from and additions to the normal allotments of the states thus determined shall fix the allotments of the states as of that time

All water which originates within the drainage area below the New York-New Jersey state line and enters the channel of the Delaware river below that line and which is in excess of all water in transit in said channel is hereby allotted to the states of New Jersey and Pennsylvania and with the approval of the Commission as provided in Article VIII hereof each of said states may divert from said channel at any point below the said state line that portion of its allotment which is in excess of a reserve flow of eighteen hundredths (0.18) of a cubic foot per second for each square mile of drainage area lying above the point of diversion and below the New York-New Jersey state line The allotments of the states of New Jersey and Pennsylvania in the waters which originate within the drainage area below the New York-New Jersey state line shall be computed from time to time as follows

In case no tributary within the drainage area below the New York-New Jersey state line shall have been developed for diversion then the allotment of the states of New Jersey and Pennsylvania at any point in the channel of the Delaware river below said line hereinafter called the normal allotment shall be one-half of the water which has originated within the said drainage area and which at any time is flowing in the said channel at such point below said state line in case New Jersey or Pennsylvania shall have developed for diversion one or more tributaries within said drainage area then the allotment of the diverting state shall be determined by subtracting from its normal allotment an amount to be computed by multiplying said normal allotment by a fraction the numerator of which shall be the total drainage area developed for diversion on said tributaries within that state below the New York-New Jersey state line and the denominator shall be the total drainage area below said state line and the allotment of the other state shall be increased by the amount by which the allotment of the diverting state has been reduced In case tributaries within the drainage area below the New York-New Jersey state line shall have been developed for diversion by both New Jersey and Pennsylvania the rule herein above stated shall be applied separately and in turn as to each of them and the subtractions from and additions to the normal allotments of the states thus determined shall fix the allotment of the states as of that time

Dams may be constructed across the channel of the Delaware river by or under the authority of any one of the signatory states for the purpose of storing water developed for diversion water in transit belonging to said state or any part or all of the water allotted to it under the provisions of this article All water so stored may be diverted or released from such reservoir or reservoirs by or under the authority of such state but the flow in the said channel below the point of storage must not be reduced below the ordinary flow whenever the flow above the point of storage is greater than the said ordinary flow When and if the flow in the said channel above the point of storage is less than the ordinary flow then and in every such case a flow equal to that above the point of storage shall be maintained in the said channel below the point of storage At all times however neither the water in transit nor the allotment or allotments of the other signatory state or states shall be interferred with but must at all times be permitted to pass such dam or dams

It is the intention of this article that no water shall be diverted from the channel of the Delaware river above the New York-New Jersey State line whenever the flow in the said channel is less than forty-five hundreths (0.45) of a cubic foot per second for each square mile of the total drainage area lying above the point of diversion and it is further intended that no water shall be diverted from the channel of the Delaware river below the New York-New Jersey state line whenever the flow in the said channel is less than thirty-six hundredths (0.36) of a cubic foot per second for each square mile of the total drainage area lying above the point of diversion but nothing contained in this article shall be construed to limit or prevent the diversion of water in transit of water diverted under any vested right or of water stored for diversion as herein provided

## ARTICLE VII

The channel of the Delaware river is hereby constituted a carrier for conducting water designated as "water in transit" which has been developed or stored in accordance with the terms of Article V or Article VI Such water may be removed or diverted at any time or place from the channel of the Delaware river by or under authority of the state under whose auspices the development was made irrespective of the quantity of water flowing in the channel of the Delaware river and the reserve flow provisions of Article VI The rate at which such water is released or delivered shall be regulated so far as may be consistent with its economic utilization in such manner as not to unduly interfere with private rights or public interests along the said channel The daily rate at which such water may be removed or diverted from the channel of the Delaware river shall not exceed the daily rate at which it is released or delivered and no greater quantity may be diverted from the said channel than shall have been released or delivered from the developments made under the provisions of Articles V and VI less the reserve flows provided for in the said Articles V and VI except that allotted water may be diverted as provided in Article VI No development or construction in the channel of the Delaware river shall be permitted to interfere with the regularity of the flow of any water which has been released or delivered for carriage

## ARTICLE VIII

In order to render possible the utilization or diversion of water flowing in the channel of the Delaware river each signatory state shall have the right to build dams entirely or partly across said channel and to construct wing dams headworks intakes or other necessary facilities at any point or points in or along said channel subject to the following limitations and stipulations

(a) All such works shall be built in compliance with the legislative provisions governing such matters in the state or states in which they are located

(b) Works for the development of water power may not be built except with the approval of the Commission in accordance with the provisions of Article X hereof

(c) Approval of the Commission shall be secured for every project which involves the removal or diversion of more than two million gallons of water per day from the channel of the Delaware river such approval however need not at any time be obtained by any administrative department of a signatory state or any political subdivision within a signatory state or by any corporation partnership association or person in the case of any intake which is in existence at any point in said channel on the date when this compact becomes effective

In the exercise of this authority said Commission shall be governed and its power and authority shall extend to and be limited by the following principles restrictions and reservations to wit

(1) In the case of any project which in the judgment of the Commission will not interfer or conflict with any other use of the water flowing in the channel of the Delaware river the Commission shall approve said project without imposing any restrictions or conditions except such

as may be necessary to insure compliance with the provisions of this compact

(2) As between any one or more proposed or possible conflicting uses the action of the Commission shall be based upon the relative importance of the uses to which the water may be put as fixed in Article III of this compact and to the extent that conflict is irreconcilable that possible and practical project which will effect the use of water standing highest in the order of importance shall be approved without restrictions or conditions except such as the Commission may deem necessary to insure compliance with the provisions of this compact To the extent that conflict is avoidable by a reasonable modification of any or all of the projects which may be involved the Commission shall fix the terms of such modification but such terms shall not require as against the higher use pumping in place of gravity delivery of water nor impose on the higher use the cost of any impounding works or any unreasonable enlargement of pipe lines conduits or tunnels or impose on the higher use any undue burden in either expense or convenience of operation In the case of conflict in uses of the same relative order of importance preference shall be given to an established use over a proposed one and the Commission shall have authority to determine the manner in which such conflicting uses may be harmonized without imposing unreasonable expense or undue burden upon either or any of them

ARTICLE IX

No water from the drainage area of the Delaware river shall be diverted to any point outside of the boundaries of the states signatory to this compact No one of the signatory states may give grant or dispose of to another signatory state or to any holder of an authorization therefrom any water developed by or allotted to it under the provisions of this compact except by legislative act when necessary and then only with the approval of the Commission but nothing herein contained shall be construed to prevent or prohibit the joint exercise by or under the authority of any two or more of the signatory states of the rights conferred by this compact and such joint exercise of rights is hereby authorized

ARTICLE X

With the approval of the Commission any signatory state may construct or authorize the construction of a dam wing dam headworks power house or other structure in or across the channel of the Delaware river for the main purpose of the development of water power Provided that every such authorization shall be limited to such period not exceeding fifty years as the said state shall determine and set forth in its authorization Provided further that the holder of such authorization shall be entitled to extension and renewal thereof upon the same terms until such holder shall have received through recapture or purchase by the authorizing state or by a duly authorized subsequent holder of like authority from said state repayment of the capital prudently invested in the power project upon the faith of the authorization plus such reasonable damages if any to property of such holder which is valuable serviceable and dependent for its usefulness upon the continuance of such authorization but not recaptured or purchased as may be caused by the severance therefrom of property taken Provided further that the authorizing state may in the discretion of its appropriate agency officer or employee empowered in that behalf embody in its authorization such terms conditions and stipulations as such agency officer or employee shall deem necessary to protect the present and future interests of each of the three signatory states and their people in the construction maintenance and operation of the project and in the water and power resources to be utilized thereby and suitable to secure to the holder of such authorization a reasonable opportunity for a fair return on the capital prudently invested in the project And provided further that every such authorization shall be on the following conditions which shall be expressed in such authorization namely (a) That the authorization shall become null and void unless within the time specified therein the holder of such authorization shall secure from the United States such license permit or authority as may be lawfully required and (b) that if and to the extent that any of the rights or powers set forth or reserved as rights or powers of the United States in or pursuant to the provisions of such license permit or authority shall be waived by the United States or be unenforceable by the United States then and to that extent such rights and powers (including if so waived or unenforceable any rights of recapture extension or renewal so set forth or reserved) subject to such alterations in plans specifications or structures and such extensions of time for commencing or completing structures as may have been made or granted by the United States may be exercised and enforced by the signatory states which originally authorized the construction No project authorized and constructed under the provisions of this article shall at any time be operated so as to injuriously affect any project for municipal and domestic water supply which has been or may be established under the provisions of this compact Subject to such conditions as the Commission may embody in its approval water for the development of power may be moved from the channel of the Delaware river and carried in a canal or in a pipe to any point below a dam constructed under the provisions of this article but said water shall be returned to the said channel within a distance of twelve miles below the point of removal measured along the center line of said channel and there shall always be maintained in the said channel immediately below the dam such regular and uniform flow of water as the Commission may determine to be reasonable and proper

ARTICLE XI

In connection with each and every development made under any provision of this compact there shall be installed and maintained all equipment and apparatus for measuring quantities and rates of water flow the determination of which may be necessary for the purpose of showing that the development or construction is being operated in compliance with the provisions of this compact

ARTICLE XII

In order to put and maintain the waters in the channel of the Delaware river in a condition sanitary and suitable for the uses and purposes set forth by this compact no sewage or industrial waste shall be discharged or permitted to flow into or be placed in or permitted to fall or move into the channel of the Delaware river or into any of its tributaries otherwise than under the following conditions and restrictions

(1) All sewage discharged or permitted to flow into the channel of the Delaware river above the confluence with the Lehigh river shall within a time reasonable for the construction of the necessary works have been so treated as to remove settleable solids to render the effluent non-putrescible and to effect a reasonable reduction of B Coli Communis

(2) All sewage discharged or permitted to flow into the channel of the Delaware river below the confluence with the Lehigh river shall within a time reasonable for the construction of the necessary works have been so treated as to at least remove settleable solids and shall be discharged through submerged outlets into said channel provided that such submerged outlets shall be located and constructed as may be required by the Commission and provided further that in order to protect the public health in specific instances such higher degree of treatment shall be used as may be determined to be necessary by the Commission after due notice and hearing

(3) All sewage discharged or permitted to flow into any tributary of the Delaware river except the Lehigh river shall be treated to that extent if any which may be necessary to maintain the water of such tributary immediately above its confluence with the Delaware river in a sanitary condition at any time at least equal to the sanitary condition at such time of the water of the Delaware river immediately above such confluence

All sewage discharged or permitted to flow into the Lehigh river shall be treated to that extent if any which may be necessary to maintain the water of the Lehigh river immediately above its confluence with the Delaware river in that sanitary condition which the Commission after due notice and hearing shall have determined to be necessary because of the nature and extent of the use of the water of the Delaware river below such confluence provided however that the Commission may not require the sanitary condition of the Lehigh river immediately above its confluence with the Delaware river to

exceed that of the sanitary condition of the Delaware river immediately above such confluence

(4) All industrial wastes discharged or permitted to flow into or be placed in or permitted to fall or move into the channel of the Delaware river or any tributary thereof shall first have been treated to such extent if any as may be necessary to maintain in the channel of the Delaware river sanitary conditions equivalent to those which would be attained by the treatment of sewage above required in this article provided nevertheless that industrial wastes containing substances likely in the judgment of the Commission to produce offensive tastes and odors in any public water supply from the channel of the Delaware river shall either be wholly prevented from being discharged or from flowing into from being placed in or permitted to fall or move into said channel or any tributary of the Delaware river or shall first have been treated to such an extent as to wholly eliminate such taste and odor producing constituents

This article shall become effective when any one of the signatory states or any holder of an authorization therefrom shall have begun the work of construction on any project under the provisions of this compact

Nothing in this article shall be construed to repeal or prevent the enactment of any legislation or the enforcement of any requirement by any signatory state imposing any additional conditions and restrictions to lessen or prevent the pollution of streams within their several jurisdictions

In order to maintain the water of any tributary immediately above its confluence with the channel of the Delaware river in a sanitary condition which will meet the requirements set forth in paragraphs (3) and (4) of this article the administrative determination and enforcement of the degree of treatment if any necessary to fulfill such requirements shall be made and undertaken by the proper officer or agent of the state wherein such tributary lies provided however that any other signatory state or any municipality citizen or resident thereof or property owner therein or any holder of any authorization therefrom under this compact shall nevertheless have full right either jointly or severally to sue for the enforcement of any and all of the provisions of this article and for the redress of any injuries which may have resulted by reason of a violation thereof

ARTICLE XIII

The beneficial effects of forest covered areas on the regularization of stream flow with attend greater potential use of streams for domestic industrial and navigation purposes and the greater stability of public ownership in management for the protection of forested drainage areas is clearly recognized and agreed to by the states party to this compact Each signatory state hereby adopts and will adhere to a policy covering the establishment and maintenance of an adequate forest cover on public and privately owned land in the drainage area of the Delaware river and in the maintenance of the highest practicable standards of protection from fire on these lands

ARTICLE XIV

All lands water-rights or easements necessary for the construction and maintenance of any dam in or across the channel of the Delaware river may with the approval of the Commission be appropriated and condemned by any signatory state or by the holder of authorization therefrom All damage resulting from the exercise of the right and power of condemnation conferred by this article shall be ascertained recovered and paid as provided by Article XV hereof

ARTICLE XV

All damage to persons or property resulting from the exercise of any rights under this compact shall be determined under the rule of damages in accordance with the procedure and in such manner as is provided by the law of the state in which the damages are suffered The damages suffered in the State of Pennsylvania shall be ascertained recovered and paid as provided by the forty-first section of the Act approved April twenty-ninth one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) and the amendments and supplements thereto The damages suffered in the State of New York or in the State of New Jersey shall be ascertained recovered and paid as provided by any general or other act applying thereto in effect at the time when the development is authorized The court or courts which have jurisdiction of the subject matter in the respective states shall have jurisdiction of the person of every party in interest for the purposes of notice summons and hearing throughout all three signatory states

ARTICLE XVI

Nothing herein contained shall be construed to abridge any riparian rights under the laws of the several states to the use of water from the channel of the Delaware river or from any of its tributaries except upon payment of just compensation to be ascertained and adjudged by due process of law

ARTICLE XVII

Nothing contained in this compact shall operate to impair any vested right of diversion or use of the waters of the Delaware river which may exist or have become vested at any time prior to the ratification hereof but the amount of water diverted under such vested right shall be charged against the allotment of the state under whose authority or jurisdiction said right became vested In each of the signatory states rights to divert or use the waters of the Delaware river or its tributaries together with properties necessary to effect the same though devoted to public use may be taken for any other public use higher in the order of importance as set forth in Article III provided that nothing in this article shall be construed to authorize the taking of vested rights or property without just compensation to be determined by due process of law governing such matters in the respective states

ARTICLE XVIII

Nothing in this compact shall be construed to prevent the institution or prosecution of any proceedings in any court of competent jurisdiction for the purpose of remedying or correcting by damages injunction mandamus or other process civil or criminal any act of commission or omission in violation of the provisions of this compact for the protection of any rights under it for the enforcement of any of its provisions or for the awarding and enforcement of payment of compensation for any injury which may be caused by the exercise of any right or privilege herein authorized

ARTICLE XIX

Nothing in an existing treaty between any two of the states signatory hereto shall be modified or changed or invalidated by anything herein contained except as any provision in any such existing treaty may be expressly repugnant to any provision of this compact but nothing in any said existing treaty shall be construed to prevent the erection and maintenance of any dam across the channel of the Delaware river as authorized or permitted under the provisions of this compact

ARTICLE XX

The governor of each of the signatory states is hereby directed to designate and appropriate state officer or employee and may appoint not more than two other persons all of whom shall serve until their successors are designated or appointed on a joint Commission to be known as the Tri-State Delaware River Commission In voting on all matters which come before the Commission each signatory state shall have one vote and no decision or approval shall be rendered by the said Commission except on the unanimous vote of the three signatory states Every decision rendered by the Commission shall be accompanied by a certificate of the Commissioners to the effect that the said decision is for the best public interest and is in compliance with the provisions of this compact The Commission in rendering every decision shall therein fully state the reasons on which its action in the premises was based

The Commission shall meet annually on the first Wednesday in October the first annual meeting to be held at Trenton New Jersey and subsequent annual meetings shall be held at such place or places as the Commission may determine The powers and duties of the Commission in addition to those hereinbefore set forth shall be as follows

(1) To make rules and regulations respecting the government of its organization and the conduct of its business

(2) To appoint from among its members a Chairman a Vice Chairman and a Secretary and to hold meetings at such times and such places at it may determine

(3) To set up and require the keeping of a comprehensive system of stream flow and other measurements as may be necessary to determine

(a) The amounts of water diverted and released under any provision of this compact

(b) The maintenance of the required reserve flows below all points of development and diversion

(c) All other facts and data requisite for determining that the provisions of this compact are at all times being complied with

(4) To report annually to the governors for the information of the legislatures of the signatory states as to the developments and projects which have been begun and completed under the terms of this compact and as to such other matters as may come within its purview

(5) To observe the operation of all developments and to issue such orders as may be necessary to require compliance with any of the provisions of this compact

(6) To proceed with a study and investigation looking toward a complete and comprehensive development of all the water resources of the drainage area of the Delaware river and to report the results of such study and investigation to the governors of the signatory states for the information of the respective legislatures

(7) To make a study of the possibilities for the development of water power along the channel of the Delaware river and to designate tentative locations and heights of dams along the said channel

(8) The Commission or any member or any duly authorized officer agent or representative shall have power to and is hereby authorized to enter without let or hindrance upon the lands and property upon which any or all projects and developments are being constructed operated or maintained under any authorization provided by this compact Each state through its appropriate departments shall cooperate with the Commission as the said Commission may require in obtaining such data information and records which may be necessary to enable said Commission to exercise its powers and duties

(9) The attorney general of each signatory state or a deputy shall serve as the legal adviser of the commissioners representing that state

(10) The Commission shall have the power to compel the attendance of witnesses and the production of any papers books documents and records for any purpose that may be necessary to ascertain that the provisions of this compact are at all times complied with and any member of the Commission shall have power to administer oaths to all witnesses who may be called before it Subpoenas issued by the Commission shall be signed by one of the members thereof within the jurisidiction of the state from which he has been designated and may be served by any person of full age The fees of witnesses required to attend before such Commission shall be Five Dollars ($5.00) for each day's attendance and ten cents ($.10) for each mile of travel by the nearest generally traveled route in going to and from the place where the attendance of the witness is required such fees to be paid when the witness is excused from further attendance and the disbursements made in payment of his fees shall be audited and paid in the same manner provided for the payment of expenses of said Commission provided however that no witnesses subpoenaed at the instance of parties other than such Commission shall be entitled to compensation therefrom for attendance and travel unless the Commission shall certify that his testimony was material to the matter investigated and necessary or essential for the effectuation of this compact If the person subpoenaed to attend before the Commission or a member thereof fails to obey the command of such subpoena without reasonable cause or if a person in attendance before such Commission or a member thereof refuses without lawful cause to be examined or to answer a legal or pertinent question or to produce a book or paper or other document when ordered so to do by the Commission or any member thereof the Commission or such member thereof may apply to any court of general jurisdiction in the state or county wherein such testimony is taken or to be taken and such court or any judge or justice thereof shall have power upon proof by affidavit of the facts to make an order returnable in not less than two days nor more than ten days directing such person to show cause before the court or the justice thereof who made the order or any other justice or judge having jurisdiction why he should not comply with the subpoena or order of the Commission Upon the return of such order the court or justice or judge before whom the matter shall come on for hearing shall examine such person under oath whose testimony may be relevant and such person shall be given an opportunity to be heard if the court or justice or judge shall determine that such person refuses without reasonable excuse to obey the command of such subpoena or to be examined or to answer a legal or pertinent question or produce a book document or other paper which he was ordered to produce said court or justice or judge may order such person to comply forthwith with the subpoena or order of the Commission and any failure to obey such order of the court or justice or judge may be punished by said court or justice or judge as a contempt of such court No person shall be excused from testifying or producing any books papers or other documents subject to the authorization of this article upon the ground that his testimony might tend to incriminate him or to subject him to a penalty or forfeiture But no person shall be prosecuted punished or subjected to any penalty or forfeiture for or on account of any act transaction matter or thing concerning which he shall under oath have testified or produced documentary evidence and no testimony so given or produced shall be received against him upon any criminal or penal investigations or proceedings provided however that no person so testifying shall be exempt from prosecution or punishment for any perjury committed by him in his testimony Nothing herein contained is intended to give or shall be construed as in any manner giving to any corporation immunity of any kind

(11) The appropriate department of each signatory state represented by the Commissioner designated under the provisions of this article shall as the Commission may determine furnish at the cost of the three signatory states in equal shares all such equipment service and facilities as will enable the Commission to properly and efficiently exercise the powers and perform the duties defined in this article All expenses of the Commission shall be paid share and share alike from funds provided by the signatory states said funds in each state being made available to that department of the state which is represented by the officer or employee designated by the governor as a member of the said Commission and all said expenses shall be paid from said funds on the certification of the said designated state officer or employee or in such other manner as the laws of the signatory state may prescribe

## ARTICLE XXI

Should any claim or controversy arise between any two or more of the states signatory to this compact with respect to the meaning or performance of any of the terms of this compact or in case it should become desirable to modify any provision or all of this compact then the governor of each state affected upon the request of any one of them shall each forthwith appoint a Commissioner empowered to jointly consider and adjust such claim or controversy or recommend such modification subject to ratification by the legislatures of the signatory states and the Congress of the United States having consented thereto such modification shall be in full force and effect

## ARTICLE XXII

Should any part of this compact be held to be contrary to the Constitution of any signatory state or of the United States all other servable parts of this compact shall continue to be in full force and effect

## ARTICLE XXIII

This compact may be terminated at any time by concurrent legislative action of all the signatory states In the event of the termination of this compact all rights and obligations which may have become established or vested under its provisions shall remain and continue unimpaired Said termination shall be subject to such terms and conditions as may be agreed to by the signatory states

ARTICLE XXIV

This compact shall be submitted for adoption to the legislature of each of the signatory states at their several sessions beginning in the month of January one thousand nine hundred twenty-five and upon adoption by the legislative act of each and all of said states the Congress of the United States having consented thereto it shall be in full force and effect

In Witness Whereof the Commissioners have signed this compact in triplicate originals one of which shall be deposited with the Secretary of State of each of the signatory states

Done at the City of New York New York this twenty-fourth day of January in the year of our Lord one thousand nine hundred and twenty-five

CHARLES H. MINER
ROBERT Y. STUART
PHILIP P. WELLS
W. A. STARRETT
FREDERICK C. SCHNEIDER
GEORGE MacDONALD
RUDOLPH REIMER
J. D. THOMPSON

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the aforesaid compact and every article matter and thing therein contained shall be and the same hereby is fully ratified confirmed and adopted and shall be and ever hereafter remain in force agreeably to the true tenor and intent thereof except that (a) any state may by appropriate legislation change the designation and appointment and or the manner of designation and appointment of its members on the Commission provided for in Article XX of the compact and extent that (b) nothing contained in Article XVII of the compact shall be construed as enlarging any existing vested right or as creating any new vested right or as reviving any claim of right which may have lapsed by forfeiture or by non-user and except that (c) nothing contained in Article XVII of the compact shall be construed as in any manner limiting the exercise of the right of condemnation not in conflict with the order of preference set forth in Article III as such right now exists or may hereafter be granted in any state and except that (d) paragraph (c) of Article VIII of the compact shall read in its entirety as follows Approval of the Commission shall be secured for every project which involves the removal or diversion of more than two million gallons of water per day from the channel of the Delaware River

Section 2 This act shall take effect immediately

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—188.

| | | | |
|---|---|---|---|
| Alexander, | Edmonds, | Ludlow, | Rhodes, |
| Allman, | Emhardt, | Lukehart, | Rieder, |
| Anderson, | Evans, B. P., | Lynch, | Royle, |
| Armstrong, | Flinchbaugh, | MacMillan, | Sarig, |
| Aston, | Flynn, | Malie, | Sautter, |
| Bagshaw, | Fockler, | Mangan, | Schoener, |
| Baldi, | Fratt, | Marcus, | Schwartz, |
| Bartley, | Frye, | Marshall, | Scott, |
| Behney, | Fuller, | Mathay, | Shaffer, |
| Bell, F. A., | Gelnett, | McBride, | Shambach, |
| Bell, W. T., | Gilchrist, | McCann, | Sheffer, |
| Bentley, | Goehring, | McClure, J. F., | Smith, G. A., |
| Berkheiser, | Goodnough, | McClure, J. H., | Smith, H. J., |
| Bickett, | Goss, | McDaniel, | Soffel, |
| Bidelspacher, | Greeby, | McDermott, | Speer, |
| Blair, | Griffith, | McGowan, | Spencer, |
| Blumberg, | Grimes, | McKim, | Stadtlander, |
| Bray, | Guerin, | McLaughlin, | Stark, |
| Brewster, | Haas, | Memolo, | Staudenmeier, |
| Bromley, | Hall, | Metzinger, | Stavitski, |
| Brown, E., | Hantz, | Millar, | Sterling, |
| Brown, E. P., | Harer, | Miller, C., | Stock, |
| Brown, T. J., | Haws, | Moffatt, | Storb, |
| Burchinal, | Heffernan, | Moore, | Storer, |
| Burke, | Heffran, | Morrison, | Strayer, |
| Bush, | Henderson, | Muldowney, | Talbot, |
| Calhoun, | Hess, | Munley, | Thomas, L. D., |
| Canon, | Himes, | Myers, | Thomas, M. G., |
| Colville, | Holcombe, | Neely, | Toepfer, |
| Conner, | Holmes, | Nicholson, | Voltz, |
| Craig, | Holtzman, | Nolte, | Washington, |
| Critchfield, | Hoover, | North, | Watson, |
| Cross, | Horn, | Orr, | Weamer, |
| Davies, | Howe, | Parkinson, | Wells, |
| Davis, | Hricko, | Patterson, B. H., | Welty, |
| DeFrehn, | Huber, | Patterson, F. W., | Wettach, |
| Deibler, | Jones, | Patterson, M., | Wheeler, |
| Dengler, | Kelly, | Peelor, | Whitehouse, |
| Derby, | Labar, | Perry, | Williams, |
| Diehm, | Lafferty, | Phillips, | Wilson, |
| Dietz, | Lauver, | Pitts, | Witherspoon, |
| Dilsheimer, | Leidich, | Posey, | Witkin, |
| Donnell, | Little, H. A., | Powell, | Wood, N., |
| Drumbor, | Little, J. T., | Prosser, | Wood, W. P., |
| Duddy, | Lockhardt, | Pryor, | Wright, |
| Eaches, | Long, | Raymond, | Bluett, |
| Earley, | Lotz, | Reader, | Speaker. |
| Ede, | Lucas, | | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk return the same to the Senate with the information that the House has passed the same with amendments, in which the concurrence of the Senate is requested.

PRIVILEGE OF THE FLOOR EXTENDED TO HON. ROBT. A. STOFFLET.

Mr. PARKINSON. Mr. Speaker, I move that the House invite the Honorable Robt. A. Stofflet of Northampton County, a member in the 1923 House of Representatives, to address us for ten minutes.

Mr. STADTLANDER. Mr. Speaker, I second the motion.

The motion was agreed to.

RECESS.

The SPEAKER. The Chair declares a recess for ten minutes to permit the Hon. Robt. A. Stofflet of Northampton County to address the House, and appoints the gentleman from Greene, Mr. Parkinson, to escort him to the rostrum.

AFTER RECESS.

The SPEAKER. The House will be in order.

BILL ON THIRD READING.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Holtzman,

The House resumed the consideration on third reading of House Bill No. 51, entitled:

An Act to amend section ten of an act approved the twenty-seventh day of June, one thousand eigth hundred and ninety-five (P. L. 403), entitled "An act creating the office of county controller in counties of this Commonwealth containing one hundred and fifty thousand inhabitants and over, prescribing his duties, and abolishing the office of county auditor in said counties," by changing the amount at which contracts must be advertised, in counties of the first, second, third, fourth and fifth classes.

On the question,

Will the House agree to the bill on third reading?

Mr. HOLTZMAN. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk then read the amendments as follows:

Amend title, last line by striking out the word "first"

Amend sec. 1, page 2, line 7, by striking out the word "in"

Amend sec. 1, page 2, line 7, by striking out the word "first"

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there any objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

## QUESTION OF PERSONAL PRIVILEGE.

Mr. ALEXANDER. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. ALEXANDER. Mr. Speaker and members of the House, this is the last call. Arrangements have been partly made for two private coaches to leave Harrisburg, that is for the members of the House and Senate to go to the inauguration, at seven o'clock Wednesday morning returning leaving Washington at six forty-five in the evening. The time was changed from five o'clock to six forty-five by reason that an invitation has been extended to all the members of the House to attend a reception given by Senator Reed at his home in Washington between four and six o'clock, that will give us time to attend the reception. There has been provided at the present time two coaches. There will be a diner on that train both going to and returning from Washington. Now, in order that there will be no one disappointed, arrangements have been made for every one who has stated his desire to go. We have as I have it forty members from the House and there are twelve from the Senate. Now if there are any more that want to go, the committee would like to hear from them some time this evening so that these arrangements can be completed. It is the hope that we are going to have the grandstand. Mr. Baker is endeavoring to arrange for us at the present time for grandstand seats at Washington. There should be a large representation especially due the fact that we have the privilege of paying our own fare. That fare will be $8.62 a round trip. That means a fare and one-half for the return trip and includes also chairs in the pullman both to Washington and return, making $8.62 both ways including chairs in the pullman. Now I might state too that the committee has agreed that inasmuch as we have the privilege of paying our own way that any members who have friends who they want to take along or any of the page boys of the Senate or House have the privilege of going along provided they let me know tonight who they are so that those arrangements can be made. I hope you will all give them to us tonight either Mr. Conner, Mr. Marcus or myself, the committee being present. Therefore, if you give us this information tonight we will be able to make those arrangements. We would like all the members of the House to go.

## RECONSIDERATION OF VOTE.

Mr. LOTZ. Mr. Speaker, I move that the vote by which House Bill No. 292, file folio No. 1235, entitled:

**A Supplement to an act, approved the twenty-third day of June, one thousand nine hundred eleven, (P. L. 1123), entitled, "An act establishing in each county a board of viewers; prescribing their duties; providing for their appointment as viewers, road juries, juries of view, and commissioners to view land; and providing for the charges upon the respective counties in the matter of salaries, costs, and expenses, thereof," as the same was amended and supplemented by subsequent acts, by providing for the compensation to be paid to the members of the board of viewers in counties of the third, fourth, fifth, sixth, seventh and eighth class.**

was defeated on final passage on February 25th be reconsidered.

Mr. BAGSHAW. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. LOTZ. Mr. Speaker, I move that the vote by which House Bill No. 292, file folio 1235, was defeated on third reading, be reconsidered.

Mr. BAGSHAW. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question,

Will the House agree to the bill on third reading?

Mr. EDE. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments wil be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend as follows: section 1, page 2, line 2, by striking out the words: "third", "fifth", "sixth", "seventh" and "eighth" and remove letter "s" from each of word classes amend title by striking out words third, fifth, sixth, seventh and eighth.

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there any objection?

The Chair hears none, and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

Mr. LUDLOW. Mr. Speaker, I rise to ask whether the bill as amended now applies only to fourth class counties?

The SPEAKER. That is my understanding.

On the question recurring.

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

## BILLS ON THIRD READING.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. VOLTZ.

The House resumed the consideration on third reading of House Bill No. 501, entitled:

An Act making it unlawful to give gratuitous fees or "tips"

On the question,

Will the House agree to the bill on third reading?

Mr. VOLTZ. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk then read the amendment as follows:

Amend title, line 1, by adding at the end thereof the following and providing a penalty for the violation of the provisions of this act

The SPEAKER. Will the House give unanimous consent to the insertion of the amendment at this time? Is there any objection? The Chair hears none and the amendment will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The bil having been called up from the postponed calendar by Mr. Edmonds.

The House resumed the consideration on third reading of House Bill No. 504 (Senate Bill No. 17), entitled:

An Act to amend paragraph one of section eight of an act approved the twenty-fourth day of June one thousand eight hundred and ninety-five (P. L. 212), entitled "An act to establish an intermediate court of appeal regulating its constitution officers jurisdiction powers practice and its relation to the Supreme Court and other courts providing for the reports of its decisions the compensation of the judges and other officers and the practice and costs on appeals from its judgments" eliminating the exception prohibiting said court from enforcing any short or hour list,

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—187.

| | | | |
|---|---|---|---|
| Alexander, | Flinchbaugh, | Ludlow, | Rhodes, |
| Allman, | Fockler, | Lukehart, | Rieder, |
| Anderson, | Fratt, | Lynch, | Royle, |
| Armstrong, | Frye, | MacMillan, | Sarig, |
| Aston, | Fuller, | Malie, | Sautter, |
| Bagshaw, | Gelnett, | Mangan, | Schoener, |
| Baldi, | Gilchrist, | Marcus, | Schwartz, |
| Bartley, | Goehring, | Marshall, | Scott, |
| Behney, | Goodnough, | Mathay, | Shaffer, |
| Bell, W. T., | Goss, | McBride, | Shambach, |
| Bentley, | Greeby, | McCaig, | Sheffer, |
| Berkheiser, | Griffith, | McCann, | Smith, G. A., |
| Bickett, | Grimes, | McClure, J. F., | Smith, H. J., |
| Bidelspacher, | Guerin, | McClure, J. H., | Soffel, |
| Blair, | Haas, | McCormick, | Sowers, |
| Bray, | Hall, | McDaniel, | Speer, |
| Brewster, | Hantz, | McGowan, | Spencer, |
| Bromley, | Harding, | McKim, | Stadtlander, |
| Brown, E., | Harer, | McLaughlin, | Stark, |
| Brown, E. P., | Hart, | Memolo, | Staudenmeier, |
| Brown, T. J., | Haws, | Metzger, | Stavitski, |
| Burchinal, | Heffernan, | Metzinger, | Sterling, |
| Burke, | Heffran, | Millar, | Stock, |
| Bush, | Henderson, | Miller, H. A., | Storb, |
| Canon, | Hess, | Moffatt, | Strayer, |
| Colville, | Himes, | Moore, | Talbot, |
| Conner, | Holcombe, | Morrison, | Thomas, L. D., |
| Craig, | Holmes, | Muldowney, | Thomas, M. G., |
| Critchfield, | Holtzman, | Munley, | Toepfer, |
| Cross, | Hoover, | Myers, | Turner, |
| Davies, | Horn, | Neely, | Voltz, |
| Davis, | Howe, | Nicholson, | Washington, |
| DeFrehn, | Hricko, | Nolte, | Watson, |
| Deibler, | Huber, | Orr, | Weamer, |
| Derby, | Irvin, | Parkinson, | Wells, |
| Diehm, | Jones, | Patterson, B. H., | Welty, |
| Dietz, | Kelly, | Patterson, F.W., | Wettach, |
| Dilsheimer, | Labar, | Patterson, M., | Wheeler, |
| Donnell, | Lafferty, | Peelor, | Whitehouse, |
| Drumbor, | Lauver, | Perry, | Williams, |
| Duddy, | Leidich, | Phillips, | Wilson, |
| Eaches, | Little, H. A., | Pitts, | Witherspoon, |
| Earley, | Little, J. T., | Posey, | Witkin, |
| Ede, | Lockhardt, | Prosser, | Wood, N., |
| Edmonds, | Long, | Pryor, | Wright, |
| Emhardt, | Lotz, | Raymond, | Bluett, |
| Evans, B. P., | Lucas, | Reader, | Speaker. |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate with information that the House has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 603, as follows:

An Act relating to and providing that where any City of the Third Class condemns purchases or otherwise acquires any land or property outside the city limits but adjacent and adjoining thereto for public purposes the lands and property so condemned purchased or otherwise acquired shall be annexed to and become a part of the said City acquiring the same in the manner aforesaid

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That where any City of the Third Class has heretofore of shall hereafter condemn purchase or otherwise acquire lands and property outside the City limits but adjacent and adjoining thereto for public purposes the lands and property so condemned purchased or otherwise acquired shall thereafter be annexed to and become part of the said City which condemned purchased or acquired the same

Section 2 Whenever any City of the Third Class has heretofore or shall hereafter condemn purchase or acquire any property for the purposes aforesaid as provided in the first section of this act it shall be the duty of the said City to certify to the County Commissioners a copy of the ordinance providing for said condemnation or for said purchase as the case may be and shall furnish to the said Commissioners a description of the property so acquired if such description has not already appeared in the ordinance aforesaid and upon the recording of the said ordinance in the office for the Recording of Deeds in and for the proper County the lands so condemned purchased or acquired shall thereafter become a part of and be annexed to the City condemning purchasing or acquiring the same

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED.

Mr. DAVIS. Mr. Speaker, I move that House Bill No. 603, file folio 1577, be recommitted to the Committee on Municipal Corporations for the purpose of a hearing.

Mr. PHILLIPS. Mr. Speaker, I second the motion.

The motion was agreed to.

BILL ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 732, as follows:

An Act authorizing and regulating the establishment and operation by counties of hospitals for the treatment of persons afflicted with tuberculosis providing for the acquisition of property for such hospitals by the power of eminent domain the incurring of indebtedness and the levying of taxes the appointment of an advisory board authorizing counties to pay for patients cared for in hospitals of other counties authorizing counties to receive gifts or trust funds for the erection and maintenance of such hospitals validating proceedings elections and erections under existing laws repealed by this act and all indebtedness incurred in connection therewith

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever one hundred or more citizens residents of a county petition the county commissioners for the establishment of a county hospital for the treatment of persons afflicted with tuberculosis the county

commissioners shall at the next general or municipal election submit to the voters of the county the question whether or not the county shall establish such a hospital Such questions shall be printed at the foot of the ballot and shall be in the form provided by the general laws for the submission of such question The vote on such question shall be counted returned and computed in the manner prescribed by the general election laws of the Commonwealth

Section 2 If a majority of the electors voting upon such question at such election shall vote in favor of the establishment of such a hospital the county commissioners shall acquire a site for such hospital either by purchase or condemnation in case such site shall be acquired by condemnation the precedure for the assessment of damages for the property taken shall be the same as is now provided by law for the acquisition of land under the power of eminent domain by any school district for school purposes the power to acquire such a site for a hospital by eminent domain is hereby vested in the county the same being exercised through the county commissioners to the same extent and in the same manner that the power of eminent domain is exercised through school directors in the acquisition of property for school purposes

Section 3 If a majority of the electors voting upon such question at such election shall be in favor of the establishment of a hospital the court of common pleas of the county shall immediately appoint an advisory board of five members all of whom shall be electors of the county and one of whom shall be a licensed physician The members of said board shall be appointed one for a term of five years one for a term of four years one for a term of three years one for a term of two years and one for a term of one year or until their successors are appointed and have qualified All appointments at the expiration of any term shall be for a term of five years

The board shall meet monthly and at such other times as it may be deemed necessary The board shall visit and inspect and keep in close touch with the management and operation of said hospital and shall from time to time make such recommendations and suggestions to the county commissioners for changes or improvements in said management and operation as may be deemed advisable It shall also make an annual report to the County Commissioners concerning the management and operation of said hospital

The county commissioners shall at the expense of the county provide a meeting place for said board and furnish all supplies and materials necessary to carry on its work

The members of the board shall not receive any compensation for their services but shall be allowed all actual and necessary expenses incurred in the discharge of their duties which shall be paid by the county

Section 4 If a majority of the electors voting upon such question at such election shall be in favor of the establishment of the hospital the county commissioners shall after consultation with the advisory board select a site for such hospital and shall have plans and specifications prepared for such hospital but no such hospital shall be erected until such plans and specifications and the site therefor have been first approved by the Secretary of Health and the county controller if there be a controller in said county

Section 5 Any such hospital shall be constructed by contract or contracts let by the county commissioners to the lowest responsible and best bidder after due advertisement in at least three newspapers one of which shall be published in the county once a week for four consecutive weeks and when so constructed the hospital shall be equipped by the county commissioners at the cost of the county in the same manner as other county buildings are equipped

Section 6 The county commissioners may after consultation with the advisory board employ a superintendent and such physicians nurses and other employes as may be necessary to properly conduct and manage such hospital and shall fix their compensation except in counties having a salary board where such compensation shall be fixed by the salary board which shall consist of the county commissioners and the county controller All such salaries shall be paid from the county treasury in the usual manner

Section 7 The county commissioners shall have power after consulting with the advisory board to make general rules and regulations for the management of the hospital and shall have power to do all acts deemed necessary to promote the usefulness of the hospital in the prevention of tuberculosis

Section 8 Every hospital established under the provisions of this act shall be used for the benefit of all inhabitants afflicted with tuberculosis resident within the county in which the hospital is located and all such persons shall be entitled to occupancy nursing care treatment and maintenance according to the rules and regulations prescribed by the county commissioners The county commissioners may exclude from the use of the hospital any person who wilfully violates any rule or regulation adopted for the hospital by said county commissioners The county commissioners may charge and collect from persons admitted to the hospital or persons legally responsible for their maintenance reasonable compensation for the care treatment and maintenance of such persons but free treatment shall be given to all such persons who are after reasonable investigation found to be unable to pay

Section 9 The county commissioners may admit patients to said hospital who are resident within any other county of the Commonwealth provided such other county agrees to reimburse the county in which the hospital is located for all charges in connection with the admission maintenance care and treatment of such patients Authority is hereby conferred upon all counties in the State to pay to any other county in which such hospital is located reasonable charges for patients cared for by said hospital resident in the county paying such charges All money received from the care and maintenance of patients or from gifts or donations shall be paid into the county treasury and shall be used only for the maintenance of such hospitals County commissioners are authorized and empowered to receive contributions donations property and trust funds for the erection and maintenance of hospitals as provided in this act

Section 10 The advisory board herein provided for shall by December thirty-first of each year furnish to the county commissioners and the county controller if any a schedule of expenses deemed necessary for the maintenance and operation of the hospital for the ensuing year and the county commissioners shall after considering the schedule submitted by the advisory board annually make appropriations deemed by them sufficient to properly manage and operate said hospital The county commissioners shall levy a special tax sufficient to produce the moneys appropriated to said hospital which tax shall be collected in the same manner as other county taxes and shall be paid into the county treasury All payments from the county treasury shall be made by warrant of the county commissioners countersigned by the county controller if any in the usual manner

Section 11 The county commissioners of every county establishing a hospital as provided for in this act may incur or increase the indebtedness of the county in the manner now provided by law to an amount sufficient to pay the cost of acquiring a site and of erecting constructing and equipping the said hospital by issuing coupon bonds at a rate of interest not exceeding six per centum and payable within thirty years from the date of issue The county commissioners shall levy an annual tax in an amount necessary to pay interest and sinking fund charges upon such bonds

Section 12 All proceedings heretofore had or instituted all elections heretofore held all purchases of land all proceedings for the acquisition of land by the right of eminent domain all moneys expended and all bonds or other securities issued under the provisions of the act approved the twentieth day of May one thousand nine hundred and twenty-one (Pamphlet Laws nine hundred and forty-four) entitled "An act authorizing the establishment by counties of hospitals for the treatment of persons afflicted with tuberculosis providing for the management and maintenance thereof and authorizing the incurring of indebtedness and the levy of taxes therefor" and its amendments and supplements by any county or by any board of trustees in behalf of any county are hereby ratified confirmed validated and made legal and in any county where any such hospital has been or is now being erected or where proceedings have been instituted under the provisions of said act such proceedings and hospital may be completed and the said hospital may thereafter be managed and operated in accordance with the provisions of this act

Section 13 The provisions of this act are severable and if any of its provisions are held unconstitutional the decision shall not affect the remaining provisions of this act It is

hereby declared as a legislative intent that this law would have been enacted had such unconstitutional provisions not been included therein

Section 14 That the act approved the twentieth day of May one thousand nine hundred and twenty-one (Pamphlet Laws nine hundred and forty-four) entitled "An act authorizing the establishment by counties of hospitals for the treatment of persons afflicted with tuberculosis providing for the management and maintenance thereof and authorizing the incurring of indebtedness and the levy of taxes therefor" and its amendments and supplements and all laws or parts of laws inconsistent herewith are hereby repealed

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ALEXANDER. Mr. Speaker, I desire to interrogate the sponsor of this bill.

The SPEAKER. Will the gentleman from Beaver, Mr. Marshall, permit himself to be interrogated?

Mr. MARSHALL. Mr. Speaker, I will.

Mr. ALEXANDER. Mr. Speaker, there seems to be some misunderstanding about this bill. Will the gentleman explain the purpose of the bill.

Mr. MARSHALL. Mr. Speaker and members of the House, the bill to which Mr. Alexander refers is the one on top of page 10 of today's calendar. This bill is intended to take the place of a bill that was passed in 1921 and amended in 1923, which has since been declared unconstitutional. The act of May 20, 1921, P. L. 944, as amended by the act of 1923, P. L. 52, provided for the establishment of tuberculosis hospitals in counties where the electorate voted to do so, but both amended acts provided that the court of common pleas in any county where the hospital was etsablished should appoint a board of trustees consisting of five persons. This board was authorized and empowered to do most everything connected with the management of this hospital. Several counties in the State voted to establish hospitals, and some of them have their institutions completed and are operative.

A question arose as to the constitutionality of these acts, because of the fact that the act delegated to a board of trustees appointed by the court municipal powers which under the constitution are vested in a board of commissioners. A test case was taken to one of the courts and the court held that it was unconstitutional, because it violated Article III, Section 20, of the Consittution of Pennsylvania. This section provides that "The General Assembly shall not delegate to any special commission, private corporation or association, any power to make, supervise or interfere with any municipal improvement, money, property or effects, whether held in trust or otherwise, or to levy taxes or perform any municipal functions whatsoever."

The acts of assembly which have been declared unconstitutional delegated to this board of trustees the municipal functions which under the Constitution were vesed in the county commissioners. The result of this decision is, that we have on our statute books two acts of assembly which have been declared unconstitutional, and we have established and are operating in various counties of this State tuberculosis hospital which we have no authority to operate. The present act is intended to take the place of the two acts which I have referred to, and instead of delegating this power to the board of trustees it merely authorizes the court of common pleas in the various counties to appoint a board of trustees to act in an advisory capacity only. The real municipal functions are still vested in the county commisioners, and if this act is not passed, ladies and gentlemen, we will have no law on our statute books under which these institutions which have already been built and completed, and are filled with tuberculosis patients can be operated.

I wish to say further, that the provisions of the act which you are asked to vote upon at this time does not compel to build or construct a tuberculosis hospital. It just authorizes the authorities in counties upon the application or petition of so many citizens to submit the question to the electorate of a county, and if they vote in favor of a hospital then the proper authorities are required to construct the same as has already been done under two previous acts which have been declared unconstitutional, but it does not contain any requirement or impose any duty on any county to build a hospital that does not already have one.

Mr. ALEXANDER. Mr. Speaker, I desire to interrogate the gentleman further.

The SPEAKER. Will the gentleman from Beaver permit himself to be further interrogated?

Mr. MARSHALL. Yes, sir, Mr. Speaker.

Mr. ALEXANDER. As I see this bill, it has no where in it a provision whereby the commissioners of a county can condemn land for hospital purposes.

Mr. MARSHALL. You say it does not?

Mr. ALEXANLER. That is true, isn't it?

Mr. MARSHALL. It has a provision for that.

Mr. ALEXANDER. Has a provision for the condemnation? Where is that?

Mr. MARSHALL. Section 2, line 4, covers that question.

Mr. ALEXANDER. Mr. Speaker, as far as the provisions of this bill are concerned, except in section 2, perhaps following the legislation on this subject heretofore, this bill is all right. However, when we give the commissioners of the county the power to condemn land for hospital purposes, especially a tuberculosis hospital, it is a dangerous provision to put in any bill. It is all right for the counties which have land suitable for these hospitals, but when we come down near Philadelphia, and in the populated districts like Delaware, Montgomery, Bucks and Berks, it isn't every person who has a nice homestead which he has purchased for the purpose of making it his home who wants a tuberculosis hospital stuck up under his nose, and when you give the condemnation proceedings to the board of commissioners of a county you or your neighbors have nothing to say whether or not that hospital shall be in your yard or where it shall be. They can come and take one of the best sites that you have,and erect there on a tuberculosis hospital. We have this trouble right in Delaware County at the present time. There isn't a person in Delaware County who wants to sell to the county commissioners a tract of land upon which to build a tuberculosis hospital. Many of you people know the residential section surrounding Philadelphia; many of you have friends in Philadelphia that have moved out there for the purpose of making that their home, both in Montgomery and Delaware Counties. And yet you are taking away from them and giving the right of condemnation. I want to show you what the right of condemnation is. It is an extraordinary right that is given for some purpose. For instance, it was known years ago that when a great enterprise like a railroad was intended to be erected from one metropolis to another that owners of property along that railroad could easily block that enterprise, and therefore, the right of eminent domain or the right of condemnation was given for that purpose, so that a great improvement to he traveling public would not be blocked by some mercenary interest. But it will not do for us, as members of this Legislature to extend that right any further than we possibly have to ex-

tend it, and now to extend that right of condemnation to a hospital for tubercular purposes, especially in about one-half of the counties of the State, the eastern district of the State particularly, where there is no place for tubercular hospitals; they should be taken off somewhere to higher land with a higher temperature. It is not proper, in my mind, to vote away a man's homestead just so a few individuals can be benefitted by a tubercular hospital thereon. For that reason I intend to voté against this bill.

Mr. EACHES. Mr. Speaker, I should like to correct the statement of the gentleman from Delaware, Mr. Alexander, as stated with reference to the county of Berks. We have a tuberculosis hospital in Reading situated on the mountain spread, and they are very glad that they have the means to carry on that hospital.

Mr. ALEXANDER. Mr. Speaker, I think the gentleman from Berks misunderstood me. The location he speaks of for a tuberculosis hospital is fine. That was not done by condemnation proceedings. I referred to the county of Berks because it was in close proximity to Delaware County, but Bucks would have come nearer to it, likewise Montgomery and Northampton. Northampton has some high land but in a district like Chester County, Montgomery, Delaware and Bucks, residential sections have no place that would be proper for a tubercular hospital. In our own county not even the people who voted for the hospital want the hospital built on their land. We have not been able to buy a location, and my objection to this bill is that it gives the right to the commissioners to condemn any land they see fit for the purpose of building this hospital.

Mr. STAUDENMEIER. Mr. Speaker in answer to the gentleman from Delaware County permits me to state that there is a check upon the county commissioners provided in this bill, to wit, section 2, which provides that a majority of the electorate must vote upon the question of erecting such a hospital. In order for Delaware, Montgomery and Bucks to have hospital, before the commissioners of these counties can condemn land it is necessary for the electorate of these counties, a majority of the electorate to vote to have the hospital in their counties. I think that answers the gentleman from Delaware that there is a check upon the county commissioners.

Mr. ALEXANDER. Mr. Speaker, I desire to interrogate the gentleman from Schuylkill.

The SPEAKER. Will the gentleman from Schuylkill, Mr. Staudenmeier, permit himself to be interrogated?

Mr. STAUDENMEIER. I will, Mr. Speaker.

Mr. ALEXANDER. I will give the instance first where in the county of Delaware a majority of votes in favor of this hospital, there is nothing in this bill to prevent the commissioners from condemning the best building sites in that county for this hospital, is that not true?

Mr. STAUDENMEIER. That is true.

Mr. ALEXANDER. What is there in this bill to prevent the county commissioners from going to within a mile of the city of Philadelphia in Delaware County, where land is worth considerable money and condemning the best piece of land in that vicinity?

Mr. STAUDENMEIER. There is absolutely nothing in the bill to prevent it except the good sense of the elected commissioners of Delaware County. In our county we rely upon the discretion of the county commissioners.

Mr. ALEXANDER. Has Schuylkill County a hospital?

Mr. STAUDENMEIER. They voted for a hospital but when the case was brought into our court the act was declared unconstitutional.

Mr. ALEXANDER. There is nothing unconstitutional about building a hospital.

Mr. STAUDENMEIER. When they attempted to build the hospital they found the existing law was unconstitutional.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—150

| | | | |
|---|---|---|---|
| Anderson, | Frye, | Lukehart. | Sautter, |
| Aston, | Fuller, | MacMillan, | Schoener, |
| Bagshaw, | Gelnett, | Mangan, | Schwartz, |
| Behney, | Gilchrist, | Marcus, | Scott, |
| Bell, F. A. | Goehring, | Marshall, | Shaffer, |
| Bell, W. T., | Goodnough, | Mathay, | Shambach, |
| Bentley, | Greeby, | McBride, | Sheffer, |
| Berkheiser, | Griffith, | McCann, | Smith, G. A., |
| Bickett, | Guerin, | McClure, J. F., | Smith, H. J., |
| Bidelspacher, | Haines, | McClure, J. H., | Speer, |
| Blair, | Hall, | McCormick, | Spencer, |
| Bray, | Hantz, | McDermott, | Stadtlander, |
| Bromley, | Harding, | McGowan, | Stark, |
| Brown, E., | Harer, | McKim, | Staudenmeier, |
| Brown, E. P., | Hart, | Memolo, | Stavitski, |
| Brown, T. J., | Heffernan, | Metzger, | Sterling, |
| Burchinal, | Heffran, | Metzinger, | Stock, |
| Burke, | Henderson, | Miller, H. A., | Storer, |
| Bush, | Hess, | Moffatt, | Strayer, |
| Canon, | Himes, | Morrison, | Talbot, |
| Colville, | Holcombe, | Munley, | Thomas, L. D., |
| Critchfield, | Holmes, | Myers, | Thomas, M. G., |
| Cross, | Hoover, | Neely, | Toepfer, |
| Davies, | Horn, | Orr, | Turner, |
| Davis, | Howe, | Parkinson, | Voltz, |
| DeFrehn, | Hricko, | Patterson, B. H., | Washington, |
| Deibler, | Huber, | Patterson, F.W., | Watson, |
| Dengler, | Irvin, | Peelor, | Weamer, |
| Derby, | Jones, | Perry, | Wells, |
| Dietz, | Kelly, | Phillips, | Welty, |
| Donnell, | Labar, | Pitts, | Wettach, |
| Drumbor, | Lafferty, | Posey, | Wheeler, |
| Duddy, | Lauver, | Powell. | Whitehouse, |
| Eaches, | Leidich, | Prosser, | Williams, |
| Earley, | Little, H. A., | Pryor, | Wood, N., |
| Ede, | Little, J. T., | Raymond, | Wood, W. P., |
| Edmonds, | Long, | Reader, | Wright, |
| Flinchbaugh, | Lotz, | Rhodes, | Bluett, |
| Flynn, | Ludlow, | Sarig, | Speaker. |
| Fockler. | | | |

NAYS—16

| | | | |
|---|---|---|---|
| Alexander, | Evans, B. P., | Malie, | Patterson, M., |
| Conner, | Fratt, | Millar, | Rieder, |
| Craig, | Lockhardt, | Moore, | Royle, |
| Emhardt, | Lucas, | Nicholson, | Wilson, |

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

## SENATE MESSAGE.

### SENATE BILL FOR CONCURRENCE.

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 300. (HOUSE BILL No. 1071.)

A Supplement to the Act approved the twenty-seventh day of March one thousand nine hundred and twenty-three (Pamphlet Laws thirty-four) entitled "An Act concerning alcoholic liquors; prohibiting the manufacture, advertising, furnishing, traffic in and possession of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws," regulating under permit through an Alcohol Permit Board created in

the Department of Agriculture, the manufacture, development, use in manufacture, sale at wholesale, storage by bailees for hire and transportation for hire of any alcohol, or any alcoholic liquid by certain persons; providing for fees and the disposition thereof; authorizing the inspection of the records of permittees and purchasers of said liquids; declaring certain places nuisances and providing for their abatement and providing penalties.

Referred to the Committee on Law ond Order.

## COMMUNICATION FROM THE GOVERNOR.

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL No. 111.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 2, 1925.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: I have the honor to inform you that I have this day approved and signed House Bill No. 111, entitled, "An act authorizing the discontinuance of Indices in Record Books where counties have installed separate special Indicies."

GIFFORD PINCHOT.

## COMMUNICATION FROM THE GOVERNOR.

The Secretary to the Governor being introduced, presented a communication in writing from His Eexcellency the Governor, which was read as follows:

APPROVAL OF HOUSE RESOLUTION No. 2.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 25, 1925.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: I have the honor to inform you that I have this day approved and signed House Resolution No. 2, expressing the judgment of the General Assembly of this Commonwealth that the Federal Government should cease to levy inheritance taxes, leaving this field of taxation exclusively for the several States.

GIFFORD PINCHOT.

## COMMUNICATION FROM THE GOVERNOR.

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL No. 220.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 25, 1925.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: I have the honor to inform you that I have this day approved and signed House Bill No. 220, entitled. "A supplement to the act approved the twenty-fourth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred and ninety-seven) entitled 'An act authorizing the establishment of contagious disease hospitals in the several counties of the Comonwealth to be constructed and maintained out of county funds' providing for the establishment and maintenance of contagious disease hospitals by two or more counties jointly

GIFFORD PINCHOT.

## QUESTION OF PERSONAL PRIVILEGE.

Mr. WELLS. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. WELLS. In a recent issue of the Pittsburgh Post, March 1, 1925, there appears an article which starts out as follows:

"All unknown to the sportsmen, with every indication of an attempt to put it through the Legislature on the sly, there is a bill before the Assembly which designs to put the members of the Pennsylvania Game Commission on a salary.

"It is House Bill No. 231, introduced by Wells of Potter County, and provides that "the game fund" shall be held apart for, among other things, the payment "of the salaries, wages or other compensation and traveling and other expenses of the members and officers of the Board of Game Commissioners, etc."

"This unheralded bill, was made public only by accident."

In yesterday's issue of the Philadelphia Inquirer there was a similar attack on the bill.

I want to say for the benefit of the members who passed this bill that the bill was one which was handed me by the Secretary of the Game Commission, Mr. Gordon. As to the clause referred to, evidently, in this article, Mr. Gordon explains to me that it was only intended to follow the language of the Administrative Code; that no intention of creating salaries of the Game Commission was in any way contemplated in this bill. In the Game Code of 1923, section 201, P. L. 359, there is a clause that members of the board shall receive no compensation for their services. section 209 of the Administrative Code, P. L. 498, 1923, reads as follows: "Members of the Game Commission and the Board of Fish Commissioners shall not receive any compensation."

In fairness to the members of the Game Commission, I thought that it was my duty to rise at this time to a question of personal privilege. In a talk with Mr. Gordon only a few moments ago he stated that if there was any question, or if this bill could be construed in any way to provide for salaries for the Game Commission, that he would ask for an amendment to the bill in the Senate where it now is. I thank you.

The SPEAKER. The gentleman's remarks will be spread upon the Journal.

## ADJOURNMENT.

Miss GRIMES. Mr. Speaker, I move that this House do now adjourn until 10:30 o'clock tomorrow morning.

The motion was agreed to, and (at 11:27 o'clock P. M.) the House adjourned until Tuesday, March 3, 1925, at 10:30 o'clock A. M.

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal

Session 1925 — 126th of the General Assembly

Vol. 8. HARRISBURG, PA., TUESDAY, MARCH 3, 1925. No. 19.

## SENATE

TUESDAY, March 3rd, 1925.

The Senate met at 10:30 o'clock A. M.

The PRESIDENT PRO TEMPORE, (Mr. John G. Homsher) in the Chair.

### PRAYER.

The Chaplain, Rev. Edward S. Ninde, offered the following prayer:

O Lord: At this time we ask Thy special blessing to rest upon the President of the United States. On the morrow he will be inducted into office for another term, and may the divine benediction be granted him! We thank Thee that the Chief Executive of this great Nation is a God-fearing man, and through the days to come may he increasingly take Thee into his counsels and be guided from on high. Give to him wisdom and strength and courage and faith, and in his thinking and acting may right bulk more largely than mere policy. May his life be protected, and under his leadership may the coming four years be the best, in every way, that our beloved America has ever known.

We ask it in the Master's name. Amen.

### JOURNAL APPROVED.

The PRESIDENT—A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. DAVIS, the further reading was dispensed with, and the Journal was approved.

### PETITION.

FAVORING PASSAGE OF SENATE BILL NO. 446.

Mrs. VARE presented petition of the Philadelphia Board of Trade, favoring passage of Senate Bill No. 446.

Which was referred to the Committee on Municipal Affairs.

### REPORTS FROM COMMITTEES.

Mr. STEELE, from the Committee on Education, Reported as committed, Senate Bill No. 401, entitled:

An act to amend sections six hundred and twenty-three and six hundred and twenty-four of an act aproved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to eastablish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by making further provisions against fire hazard in school buildings.

Mr. MILLER, from the Committee on Education, reported as committed, Senate Bill No. 420, (House Bill No. 455), entitled:

An Act to further amend section six hundred seventeen of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended.

Mr. ARON, from the Committee on Judiciary General, reported as Committed, Senate Bill No. 492, entitled:

An Act to amend section one of an act approved the twelfth day of May, one thousand eight hundred and eighty-seven, (P. L. 96), entitled "A supplement to an act, eititled 'An act supplementary to an act relative to burial grounds and cemeteries situated in incorporated boroughs,' approved the nineteenth day of May, one thousand eight hundred and seventy-four changing the title of said act, and authorizing the court to make orders and decrees required by the act and to enforce the same by process, approved the thirteenth day of May, eighteen hundred and seventy-six, further empowering courts to direct removal of remains in boroughs, cities, and towns from burial grounds where interments have ceased or have become so neglected as to become a public nuisance or such remains interfere with the improvements, extensions and interests of such cities boroughs, or towns," as amended; providing that such removal may be authorized when such land is desired by said municipalities for opening laying out or extending streets or establishing playgrounds or recreation centers.

Mr. KUNKLE, from the Committee on Judiciary General reported as committed, Senate Bill No. 416, (House Bill No. 82), entitled:

An Act amending sections one and two of an act approved the twelfth day of May, one thousand nine hundred and twenty-one, (P. L. 548), entitled "An Act providing for the depositing of money with the clerk of the several courts of quarter sessions and oyer and terminer or other courts of record having jurisdiction in this Commonwealth, in lieu of bail and recognizances with surety or sureties, in criminal or quasi criminal prosecution, desertion or non-support and surety of the peace cases, pending in said courts, and fixing the fees of the said clerk of the courts;" providing for the depositing of cash bail by others than defendants.

Mr. GRISWOLD, from the Committee on Education, reported as committed, Senate Bill No. 524, entitled:

An Act to further amend sections two thousand six hundred and three and two thousand six hundred and twenty-three of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the vio-

lation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof that are or may be inconsistent therewith," authorizing school districts of the second class to employ certified public acountants in certain cases, and providing for their compensation.

Also, from the Committee on Education, reported as committed, Senate Bill No. 525, entitled:

An Act to further amend paragraph nineteen of section one thousand two hundred and ten of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith."

Mr. BUCKMAN, from the Committee on Judiciary General, reported as committed, Senate Bill No. 16, entitled:

An Act validating ordinances, assessments and proceedings by Councils in Cities for the paving and curbing of public highways, and validating municipal liens therefor filed in the name of the City, or in the name of the City to the use of the contractor.

Mr. KRAUSE, from the Committee on Judiciary General, reported as committed, Senate Bill No. 409, entitled:

An Act to amend section three of the act approved the twenty-seventh day of June, one thousand nine hundred and twenty-three (P. L. 858) entitled "An Act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits and rights from taxation and judicial process; and providing penalties" by changing the time during which a State employe shall have the option of membership in the retirement association.

Mr. EARNEST, from the Committee on Judiciary General, reported as committed, Senate Bill No. 444, entitled:

An Act to further amend Clause 7 of section 1 of the act approved the 18th day of July, 1917, (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process and providing penalties."

Also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 504, (House Bill No. 630), entitled:

An Act to further amend clause three section one of an act approved the eighth day of May one thousand eight hundred and fifty-four (Pamphlet Laws six hundred forty-four) entitled "A further supplement to the act entitled 'An act concerning divorces'" as amended by taking away the right of support or alimony in certain cases.

Mr. BONBRAKE, from the Committee on Judiciary General, reported as committed, Senate Bill No. 520, entitled:

An Act authorizing county commissioners of counties of the sixth class to provide an office at the cost of the county for the district attorney in the town, borough or city where he resides if he does not have an office at the county seat, and to furnish also at the cost of the county, furniture telephone, books, blanks, dockets, supplies, postage and stationery required by the district attorney.

Mr. FREEMAN, from the Committee on Judiciary General, reported as amended, Senate Bill No. 426, (House Bill No. 269), entitled:

An act to amend clause (d) of section fifty-nine of an act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred and forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land and discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" providing for payments of property belonging to minors without appointment of guardian in estates of three hundred dollars or less.

Also, from the Committee on Judiciary General, re-reported as amended, Senate Bill No. 380, entitled:

An Act concerning conditional sales and to make uniform the law relating thereto.

Mr. JOYCE, from the Committee on Judiciary General, reported as committed, Senate Bill No. 468, entitled:

An Act to provide for a second additional law judge of the court of common pleas of the Fourteenth Judicial District.

Also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 467, entitled:

An Act to amend section six of an act approved the ninth day of June one thousand nine hundred and eleven (P. L. 746), entitled "An act to regulate the construction, maintenance, and inspection of buildings used for the exhibition of moving-pictures, in all cities of the first class; providing for the enforcement thereof and fixing penalties for violation of the same", by providing for the heating by means of mechanical warm air.

Mr. PAINTER, from the Committee on Judiciary General, reported as committed, Senate Bill No. 410, entitled:

An Act to amend paragraph four of section six of the act approved the twenty-seventh day of June, one thousand nine hundred and twenty-three (P. L. 858), entitled "An Act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of cer-

tain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties" by imposing certain duties upon recipients of state annuities thereunder.

Mr. BALDWIN, from the Committee on Judiciary General, reported as committed, Senate Bill No. 408, entitled:

An Act to amend paragraph six of section one of the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) entitled "An Act establishing a State Employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty of the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties" by extending its benefits to certain employes of the Department of Public Instruction and of the Legislature.

Mr. WEINGARTNER, from the Committee on Judiciary General, reported as committed, Senate Bill No. 493, entitled:

An Act to amend section two of the act approved the first day of June, one thousand eight hundred and eighty-three, (P. L. 58), entitled "An act empowering and directing the county commissioners of any county to purchase ground at the county seat for the erection thereon of such building or buildings as may be necessary for the accommodation of the courts, and of the several officers of the county, and for the reception and safe keeping of the records and other papers in charge of such officers; and also such other building or buildings as may be necessary and proper for the purpose of a county jail or workhouse, when occasion shall require the erection of such building or buildings, and in case the said ground cannot be obtained by agreement with the owner or owners at a reasonable price in the estimation of said commissioners, then to resort to condemnation;" providing for the leasing of part of ground so obtained to municipalities for use as comfort stations.

Also from the Committee on Judiciary General, re-reported as committed, Senate Bill No. 399, entitled:

An Act to further amend section one thousand four hundred and fourteen of an act approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general, special or local or any parts thereof that are or may be inconsistent therewith" by granting full term school privilege to children in fourth class districts up to fourteen years of age.

Mr. CULBERTSON, from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 463, entitled:

An Act providing for the compensation of certain officers and employes in counties of the second class.

Mr. SCHANTZ, from the Committee on Appropriations, reported as committed, Senate Bill No. 349, entitled:

An Act concerning the identification and marking of graves of soldiers and sailors of the Revolutionary War; imposing certain duties on the Adjutant General and on certain municipal officers; and making an appropriation.

Also, from the Committee on Appropriations, reported as committed, Senate Bill No. 531, entitled:

An Act making an appropriation to the Department of Mines for the payment of salaries and expenses due anthracite and bituminous mine inspectors.

Also, from the Committee on Appropriations, reported as committed, Senate Bill No. 539, entitled:

An Act to amend section twelve of the act approved the eighteenth day of July, one thousand nine hundred and seventeen, (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties"

Also, from the Committee on Appropriations, re-reported as amended, Senate Bill No. 407, entitled:

A Joint Resolution providing for the continuation of the Commission appointed in accordance with the provisions of a joint resolution approved the fourteenth day of June, one thousand nine hundred and twenty-three, (P. L. 750), entitled "A Joint Resolution constituting a commission to examine the tax laws of the Commonwealth and of other States and countries, and to prepare and submit bills to carry into effect its recommendations; prescribing the powers and duties of said commission; and making an appropriation;" providing for additional members; and making an appropriation.

Mr. WOODWARD, from the Committee on Judiciary General, reported as committed, Senate Bill No. 262, entitled:

An Act authorizing the Commonwealth to recover from any person causing a forest fire the expenses incurred by the Commonwealth by reason of such fire.

Mr. SCHANTZ, from the Committee on Judiciary General, re-reported as amended, Senate Bill No. 50, entitled:

An Act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and non-resident real estate brokers and real estate salesmen and their business through a bureau in the department of the secretary of insurance.

## BILLS INTRODUCED.

Mr. DAIX read in his place and presented to the Chair Senate Bill No. 552, entitled:

An Act to promote general safety in the use of motion picture film by regulating the manufacture, purchase, lease, use, sale, projection, exhibition, or other disposition of motion picture film of a nitro-cellulose or similarly hazardous base and by removing existing restrictions on the manufacture, purchase, lease, use, sale, projection, exhibition, or other disposition of motion picture film of an acetate of cellulose or similarly non-hazardous base; and providing for the enforcement of the provisions of this act, and penalties for violations of the provisions of this act; and providing for the making and the promulgation of administrative rules and regulations in connection therewith; and providing certain designated fees required thereunder.

Which was committed to the Committee on Judiciary Special.

Mr. BETTS read in his place and presented to the Chair Senate Bill No. 553, entiled:

An Act to validate all the official actions of any Justice of the Peace who has heretofore been duly elected, but who failed to notify the Prothonotary of acceptance of such election and to receive a commission as Justice of the Peace, but, nevertheless, has exercised the powers of a Justice of the Peace.

Which was committed to the Committee on Judiciary Special.

Mrs. VARE read in her place and presented to the Chair Senate Bill No. 554, entitled:

An Act authorizing the Governor to appoint a commission for further study of the subject of old age pensions and making an appropriation.

Which was committed to the Committee on Appropriations.

Also read in her place and presented to the Chair Senate Bill No. 555, entitled:

An Act making an appropriation to establish a State Psychopathic Hospital to be known as the EASTERN PENNSYLVANIA STATE PSYCHOPATHIC HOSPITAL and providing for the selection of a site and the erection of buildings and for the equipment of the said hospital; providing for the control and conduct of the work of said hospital; and making appropriation for the purchase of a site, preparation of plans, construction and equipment of said hospital.

Which was committed to the Committee on Appropriations.

Also read in her place and presented to the Chair Senate Bill No. 556, entitled:

An Act making an appropriation to the Saint Agnes' Hospital, of Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. BALDWIN read in this place and presented to the Chair Senate Bill No. 557, entitled:

An Act validating municipal liens filed in the office of the prothonotaries of the various counties by any of the cities of this Commonwealth for the removal of nuisances.

Which was committed to the Committee on Judiciary General.

Mr. SCHANTZ read in his place and presented to the Chair Senate Bill No. 558, entitled:

An Act making an appropriation to the Pennsylvania State Park and Harbor Commission of Erie.

Which was committed to the Committee on Appropriations.

Mr. LANIUS read in his place and presented to the Chair Senate Bill No. 559, entitled:

An Act to establish as a State Highway a certain section of public road in the county of York.

Which was committed to the Committee on Public Roads and Highways

Also read in his place and presented to the Chair Senate Bill No. 560, entitled:

An Act to establish as a State Highway a certain section of public road in the county of York.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 561, entitled:

An Act to establish as a State Highway a certain section of public road in the county of York.

Which was committed to the Committee on Public Roads and Highways.

Mr. WOODWARD read in his place and presented to the Chair Senate Bill No. 562, entitled:

An Act to amend Section six of the act, approved the thirty-first day of May, one thousand nine hundred and seven, (P. L. 349), entitled, "An act to provide for the planting and care of shade-trees, on highways of townships of the first class, boroughs, and cities of the Commonwealth of Pennsylvania, and providing for the cost thereof."

Which was committed to the Committee on Judiciary General

Mr. SNYDER read in his place and presented to the Chair Senate Bill No. 563, entitled:

An Act to establish as a State Highway a certain Section of a Public Road beginning at the intersection of said road with State Highway Route number three hundred and fifty-two at Noffs Mills in West Township, Huntingdon County, thence through Township of Baree by way of Masseysburg, Charter Oak to the connection of said road with Highway Route number three hundred and fifty two near Barr's School House in the Township of Jackson.

Which was committed to the Committees on Public Roads and Highways.

## TIME OF NEXT MEETING.

Mr. DAVIS offered the following resolution, which was twice read, considered and agreed to.

In the Senate, March 3, 1925.

Resolved (if the House of Representatives concur), That when the Legislature adjourns today it reconvene on Monday evening, March ninth, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

## BILLS SIGNED.

The PRESIDENT PRO TEMPORE (Mr. John G. Homsher) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 1, entitled:

An Act authorizing the issue and sale of bonds to the amount of fifty millions of dollars by the Commonwealth of Pennsylvania; defining the powers and duties of the Governor, the Auditor General and the State Treasurer in relation thereto; making an appropriation of the proceeds of such bonds for the purpose of improving and rebuilding the highways of the Commonwealth; providing for the payment of the interest on, and the redemption of such bonds by the Board of Finance and Revenue, and for the sale and registration of said bonds; and making an appropriation to carry out the provisions of this act.

Senate Bill No. 32, entitled:

An Act to amend section six hundred and three of an act approved the seventeenth day of May nineteen hundred and twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regula- twenty-one (P. L. 682) entitled "An act relating to insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" as amended providing for the investment of the surplus of domestic stock casualty insurance companies.

Senate Bill No. 189, entitled:

A Joint Resolution proposing an amendment to section twelve of article three of the Constitution of Pennsylvania.

Senate Bill No. 196, entitled:

An Act ratifying and confirming the action of the Department of Welfare in classifying the Wernersville State Hospital as a hospital for the care and treatment of the indigent insane

Senate Bill No. 202, entitled:

An Act in relation to the Procedure in certain classes of cases in which there is raised a question as to the jurisdiction of a Court of First Instance over the defendant or the cause of action for which suit is brought and authorizing appeals from the preliminary decisions of such questions

Whereupon,

The PRESIDENT PRO TEMPORE (Mr. John G. Homsher), in the presence of the Senate signed the same.

## TIME OF NEXT MEETING.

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives, informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, March 3, 1925.

Resolved, (if the House of Representatives concur), That when the legislature adjourns today it reconvene on Monday evening, March ninth, at nine o'clock.

## BILLS ON FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 15, as follows:

An Act for the protection of public health by regulating the serving of milk for drinking purposes to patrons of hotels restaurants lunch rooms fountains and dining cars and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted bf the authority of the same That it shall be unlawful for the owner or lessee of any hotel restaurant lunch room fountain or dining car or his her or its agents servants or employes to sell or serve milk for drinking purposes to his her or its patrons unless such milk is served and sold in the original bottle or similar original container in which milk is supplied to the said hotel restaurant lunch room fountain or dining car

It shall be unlawful hereafter to serve milk to the patrons of any hotel restaurant lunch room fountain or dining car by the glass from bulk

It shall be unlawful for the owner or lessee of any hotel restaurant lunch room fountain or dining car or his her or its agents servants or employes to serve milk for drinking purposes to his her or its patrons unless said milk complies with the standards for milk fixed by the laws of the Commonwealth

Section 2 Any person who shall violate any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than twenty-five ($25) dollars nor more than fifty ($50) dollars or imprisonment for not less than thirty (30) days nor more than ninety (90) days or either or both at the discretion of the court

Section 3 Nothing contained in this act shall be construed to prevent or prohibit the owner or lessee of any hotel restaurant lunch room fountain or dining car or other person from purchasing milk in bulk for uses other than for serving patrons with milk for drinking purposes nor to prevent the sale and serving of cream skimmed milk or buttermilk from bulk if the same is pure and wholesome and is sold and served as cream skimmed milk or buttermilk nor shall it prevent or prohibit the sale of mixed drinks at soda fountains

Section 4 The Department of Agriculture shall be charged with the enforcement of this act

Section 5 All fines imposed and recovered for violation of any of the provisions of this act shall be paid to the Department of Agriculture or its agent and when so collected and paid shall thereafter be by the Department of Agriculture paid into the State Treasury for the use of the Commonwealth

Section 6 All acts and parts of acts inconsistent with this act are repealed

Section 7 This act shall take effect and be in force sixty days after the date of its approval

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—31.

| | | | |
|---|---|---|---|
| Aron, | Culbertson, | Mansfield, | Schantz, |
| Baldwin, | Daix, | Miller, | Snyder, |
| Barr, | Derrick, | Norton, | Sones, |
| Baumer, | DeWitt, | Painter, | Steele, |
| Bonbrake, | Freeman, | Patton, | Vare, |
| Brown, | Gelder, | Phipps, | Weingartner, |
| Buckman, | Joyce, | Quigley, | Woodward, |
| Coyne, | Krause, | Salus, | |

NAYS—12.

| | | | |
|---|---|---|---|
| Betts, | Kunkle, | Leslie, | Stites, |
| Davis, | Kutz, | North, | Homsher, |
| Earnest, | Lanius, | Sprowls, | Pres. Pro Tem. |
| Griswold, | | | |

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## QUESTION OF PERSONAL PRIVILEGE.

Mr. WOODWARD. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Philadelphia, Mr. Woodward, will state his question of personal privilege.

Mr. WOODWARD. Mr. President, I wish leave to extend my remarks by having printed in the Journal this paper.

The PRESIDENT. Are there any objections? The Chair hears none.

## ADDRESS BEFORE LEAGUE OF WOMEN VOTERS FEBRUARY 27th.

### IF YOU WERE SENATORS.

The judge is a man learned in the law, a man of education, a man of maturity and experience. The governor is a man of wide knowledge and experience. The legislator may be or he may not be such a man. According to poular belief he is not such a man. In our sharply separated grand divisions of representative government, the judicial wins the greatest respect, the executive wins our greater respect and away down at the bottom stands the black sheep of the family.

We have come to expect sloppy weather in government even in Washington. Frosts and hot air. We must blame somebody, so we blame the law makers. The Legislature may be described in the language of the hour as an animal with a strong smell in four letters and whether you spell him up and down or across, it is G O A T.

"General Assembly" well describes the meeting of the peoples' representatives. The Assembly is a cross section of the people of the State. There are fifty men in the State, representing nine millions of people. If you examine the list of Senators, you will find there are seventeen lawyers,

nine merchants or manufacturers, five bankers, two editors, two realtors, one doctor, one retired, one senator, one movie magnate, one plumber, one contractor and one housewife.

If you were the State Senate, let us see what would happen to you. Every Monday afternoon you would leave your happy homes for Harrisburg. If you were rich enough to live at the best hotel (which is very good), you would find a congenial party for dinner. If you were a good mixer, it would be Emily and Sallie and Lucy and Flora around the table. You would discuss every possible subject in heaven or on earth excepting politics. That is, if you were wise politicians. Politicians are accomplished conversationalists in general company unless you introduce politics, when they are apt to become a bit silent.

After dinner you would stroll across the lobby to Mr. Harry's cigar stand and buy enough tobacco to stimulate you through the evening. You would then add your voice to the buzz of talk that underlies the cloud of tobacco smoke in the lobby. If the group is small enough, it may be a real political conversation, but always in the best of humor.

From the Penn Harris reception you would go to the Senate Chamber for another reception. There you would hear the very latest news, you would find on your desk reports and circulars which you dimly expect to read some other time. A page boy would offer to open your mail for you. After the first week you wish there was no mail.

About 9:30 the able Secretary of the Senate would warn all visitors outside the sacred brass rail. The President would inform the world that it is only nine o'clock and the Senate will be in order. After three smart raps of the gavel every one silently and respectfully would stand up for the opening prayer. The Chaplain would probably tell Almighty God about Lincoln or Washington and hope that we may all turn out as well. Immediately after the prayer several Senators would be excused for absence on account of illness in the family. It is remarkable how frail in health Senatorial families are.

Committee reports and floods of bills. There are now 41728 laws on our books and twelve hundred bills introduced. "Bills on third reading" would remind you unpleasantly that you had not read all the bills on final passage. You must do the best you can do be wise upon a multiplicity and diversity of subjects:

10% Collateral inheritance tax

State printing in the penitentiary

Special funds

Highways, Education, Game & Fish bills

Shall the milk be sold in bottles?

Shall Delaware water be apportioned to N. Y., Pa., N. J. If your name begins with B, you would have to know how to vote; if your name begins with W, you might make up your mind during roll call.

I would like to continue the picture into Tuesday and Wednesday. I would like to tell you my most unfavorable opinion of Special Funds. I would like to tell you some reasons for amending the Forestry loan. I would like to tell you the story of my jury bill, which illustrates the duties of a legislator and proves that the job is College Professor, plus bell hop.

When you lead the double life of Senator and common everyday citizen and ask my advice, I will advise you not to try to read every bill, but to try to know everything about something and something about some of the thousand bills. If you wish to be independent you will be wise to find someone to read your mail for you and say nothing about most of it.

The real wonder is that legislation does, after awhile, generally come out right. There is much voting from prejudice begotten by ignorance. Our Legislative Reference Bureau is a life saver. Some of us are trying to set up in it a bureau of information to provide knowledge of bills pending in tabloid form, to overcome ignorant voting. If there were more exact konwledge on these varied and technical bills that confront us, if we would minimize the theory that we are the attorneys of our constituents and maximize the theory that we represent the people best when we have convictions based on knowledge, and, above all, when we have the courage of our convictions, then and not until then will the black sheep grow whiter and the legislative branch assume the place intended for it by the makers of our Constitution.

In spite of his faults, I greatly admire the politician. Some day some one will worthily sing his praise. I wish some of my rich friends who are so much accustomed to having their own way would sit in a legislative body. They would have an intensive course in several virtues: humility, unselfishness, politeness, to be a mixer, optimism, loyalty, tolerance, patience and energy. These are some of the virtues of politicians. Their one besetting sin is a lack of courage. I can say with all sincerity I count it an honor to be a politican and office holder. I count it a real pleasure to meet each week the many attractive men of the General Assembly of Pennsylvania.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 307, as follows:

An Act to amend sections six nine eleven twenty-eight thirty and forty of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred and seven) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents of rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section six of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred and seven) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and for claims of municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" is hereby amended to read as follows

Section 6 Where any real estate in this Commonwealth is owned by joint tenants tenants in common or coparceners and any joint tenant or tenant in common or coparcener has paid his or their proportionate amount of the taxes due thereon any municipality may file a claim for the unpaid taxes against the estate title and interest of the owner or owners who have not paid his her or their proportionate share of the tax Whenever a claim for taxes shall have been filed against real estate owned by joint tenants tenants in

common or coparceners the claimant shall release the estate title and interest of any joint tenant tenant in common or coparcener from said tax claim upon payment by said joint tenant tenant in common or coparcener of his her or its proportionate share of the taxes included therein with proportionate interest and costs when any property in this Commonwealth is owned by more than one owner or part owner and the estate and title of any owner or part owner is either exempt from taxation or municipal claims or has not been subjected by law to taxation or municipal claims the estate and title of such owner or owners as may not be exempt from taxation or municipal claims or has (not) been subjected thereto shall be subject to the tax and municipal claims provided for in this act as any other real property liable to assessment for taxes and municipal claims the lien being filed against all the estate title and interest of the owner or owners subject to the claim

Section 2 That section nine of said act is hereby amended to read as follows

Section 9 Claims for taxes water rents or rates lighting rates and sewer rates must be filed in the court of commmon pleas of the county in which the property is situated on or before the last day of the third calendar year after that in which the taxes or rates are first payable and other municipal claims must be filed in said court within six months from the time the work was done in front of the particular property where the charge against the property is assessed or made at the time the work is authorized within six months after the completion of the improvement where the assessment is made by the municipality upon all the properties after the completion of the improvement and within six months after the confirmation by the court where confirmation is required the certificate of the surveyor engineer or other officer supervising the improvement filed in the proper office being conclusive of the time of completion thereof but he being personally liable to anyone injured by any false statement therein In case the real estate benefited by the improvement is sold before the municipal claim is filed the date of completion in said certificate shall determine the liability for the payment of the claim as between buyer and seller unless otherwise agreed upon or as above set forth The legal rate of interest shall be collectible on all municipal claims from the date of the completion of the work

A number of years' taxes or rates of different kinds if payable to the same plaintiff may be included in one claim Municipal claims shall likewise be filed within said period where any appeal is taken from the assessment for the recovery of which such municipal claim is filed In such case the lien filed shall be in the form hereinafter provided except that it shall set forth the amount of the claim as an undetermined amount the amount thereof to be determined by the appeal taken from the assessment upon which such municipal claim is based pending in a certain court (referring to the court and the proceeding where such appeal is pending) Upon the filing of such municipal claim the claim shall be indexed by the prothonotary upon the judgment index and upon the locality index of the court and the amount of the claim set forth therein as an undetermined amount

If final judgment is not obtained upon such appeal within five years from the filing of such municipal claim the claimant in the lien shall within such period of five years file a suggestion of nonpayment in the form hereinafter set forth which shall have the effect of continuing the lien thereof for a further period of five years from the date of filing such suggestion Such municipal claim shall be revived in a similar manner during each recurring period of five years thereafter until final judgment is entered upon said appeal and the undetermined amount of such municipal claim is fixed in the manner hereinafter provided

When the final judgment is obtained upon such appeal the court in which said municipal claim is pending shall upon the petition of any interested party make an order fixing the undetermined amount claimed in such claim at the amount determined by the final judgment upon said appeal which shall bear interest from the date of the verdict upon which final judgment was entered and thereafter the amount of said claim shall be the sum thus fixed Proceedings upon said municipal claim thereafter shall be as in other cases

Where on final judgment upon said appeal it appears that no amount is due upon the assessment for the recovery of which such claim is filed the court in which such municipal claim is pending shall upon the petition of any interested party make an order striking such municipal claim from the record and charge the costs upon such claim to the plaintiff in the claim filed

Where such appeal is discontinued the court in which such municipal claim is pending shall upon the petition of any interested party make an order fixing the undetermined amount claimed at the amount of the original assessment which shall bear interest from the date that such assessment was originally payable and thereafter the amount of such claim shall be the sum thus fixed

Section 3 That section eleven of said act is hereby amended to read as follows

Section 11 The property described in tax claims shall include the whole property against which the tax is levied The property described in municipal claims may include the whole contiguous property or it may include only the lot in front of or upon which the work is done or to which service is supplied of such depth as is usual in properties of the same kind or character in the particular neighborhood No municipal claim or tax claim shall be invalid by reason of including therein property to a greater depth than as above provided but the court in which the same is filed may at any time prior to judgment thereon but not afterwards upon it appearing that such claim includes property to a greater depth than is hereby made subject to such claim limit the lien thereof to the proper depth Where any lot or piece of ground abutting on a public highway has been at any time heretofore or may be hereafter divided by conveyance or other separation of the title to a strip thereof contiguous to said public highway and of a depth measured from said highway of not more than ten (10) feet such division or separation of the title shall be deemed to have been made for the purpose of evading the liability for the municipality improvements made or to be made in such highway and in such cases any assessment for the paving of or other street improvements in the said highway may be made at the option of the municipality or use claimant against the lot or piece of ground as it existed before such division or separation in title and the lien or liens for such improvements may be filed against the entire lot as thus assessed the owners of said strip of land and of the remainder of said lot to be joined as owners with respect to the said lien or liens [Where any owner or owners of property abutting on a highway conveys a strip of land abutting on said highway which strip is too narrow to be used as a site for the smallest width dwelling allowed by law to be erected thereon such conveyance shall be deemed to be made for the purpose of evading liability for the municipal] [improvements made or to be made in such highway and in such cases the assessment may be made at the option of the municipality against the lot as it existed before the division and the lien may be filed against the entire lot as thus assessed joining the owners of both the rear lot and the said strip in the claim In all cases where a tax is levied on or filed against separate and distinct properties in one amount covering all the proper public authority shall if tendered with all costs if any accept payment of the portion of the whole amount of said tax chargeable upon each or any of the separate and distinct properties so charged together according to the tax rate and assessed valuation thereof and payment and satisfaction of any one portion may be made without prejudice to the claim against the remainder

Section 4 That section twenty-eight of said act is hereby amended to read as follows

Section 28 Execution upon any judgment recovered upon any such claim [except where the property named is essential to the business of a quasi public corporation] shall be by writ of levari facias in the following form

The Commonwealth of Pennsylvania

To the sheriff of ..... County Greeting

Whereas A B claimant on the ..... day of ..... Anno Domini 1.... recovered judgement in the sum of ..... dollars with interest from the ..... day of ..... Anno Domini 1..... and the costs amounting to ..... dollars in our court of common pleas of said county of ..... ..... Term ..... No. ..... M L D against C. D. and E. F. that the following described property in your bailiwick be sold to satisfy the same namely

(Here describe the property in full)

Now this is to command you that you expose the said property to sale by public vendue and outcry after due advertisement according to law and that return of said

sale with the moneys realized thereby and this writ you make to our said court on the ..... day of ..... Anno Domini 1.....

Witness the Honorable ..... President Judge of our said court this ..... day of ..... Anno Domini 1.....

Advertisement of such sale shall be made and the deed to the purchaser shall be executed acknowledged and delivered as in other real estate sales by the sheriff

Section 5 That section thirty of said act is hereby amended to read as follows

Section 30 [Where judgment is recovered upon any claim the property named in which is essential to the business of a quasi public corporation the claimant shall have execution thereupon as in other cases of judgments against such corporations Upon the distribution of any fund realized by a sale of the franchises and the whole or any part of the assets of the corporation the court shall determine the actual value of the property bound by the lien the claim shall be preferred with such other claims to the extent of the value thus determined]

Where judgment is recovered upon any claim the property named in which is essential to the business of a quasi public corporation or for the govermental purposes of any county city borough incorporated town township school or poor district or for the maintenance or use of any place of religious worship place of burial not held or used for private or corporate profit educational correctional charitable or penal institution the claimant shall have a Levari Facias thereupon which may be enforced as in other cases unless on petition of such corporation county municipality district institution body or other of such property the Court shall stay such execution for such period not exceeding one year as it may deem sufficient to enable such petitioner to pay such judgment without a sale of such property which stay may be granted without requiring security to be entered therefor

Section 6 That section forty of said act is hereby amended to read as follows

Section 40 This act shall apply only to claims wherein the right to file a lien accrues after the date of its passage and to tax claims for the years one thousand nine hundred and twenty-one one thousand nine hundred and twenty-two [and] one thousand nine hundred and twenty-three one thousand nine hundred and twenty-four and one thousand nine hundred and twenty-five and to municipal claims heretofore [lawfully] imposed or assessed since the sixteenth day of November one thousand nine hundred and twenty-two the liens of which whether heretofore or hereafter filed would otherwise have been invalid [within six months before the passage of this act and not liened at the time of its passage] but the rights of other claimants under existing laws shall remain unaffected by its passage and all claims properly filed thereunder are hereby validated Provided however That all tax and municipal claims filed under any prior act of Assembly or directed to be filed under any such prior act or acts including the act approved the fourth day of June one thousand nine hundred and one (Pamphlet Laws three hundred and sixty-four) may hereafter be revived continued and collected under and according to the procedure and provisions of this act

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Lanius, | Schantz, |
| Baldwin, | DeWitt, | Leslie, | Snyder, |
| Barr, | Earnest, | Mansfield, | Sones, |
| Baumer, | Freeman, | Miller, | Sprowls, |
| Betts, | Gelder, | North, | Steele, |
| Bonbrake, | Griswold, | Norton, | Stites, |
| Brown, | Heaton, | Painter, | Vare, |
| Buckman, | Joyce, | Patton, | Weingartner, |
| Coyne, | Krause, | Phipps, | Woodward, |
| Culbertson, | Kunkle, | Quigley, | Homsher, |
| Daix, | Kutz, | Salus, | Pres. Pro Tem. |
| Davis, | | | |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 381, as follows:

An Act authorizing the Auditor General State Treasurer and Secretary of Internal Affairs without the approval of the Attorney General to employ attorneys to conduct the legal affairs of their respective departments prescribing their powers and duties and providing for their compensation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Auditor General State Treasurer and Secretary of Internal Affairs are hereby authorized and empowered without the consent of the Attorney General to employ such persons learned in the law as are necessary to conduct the legal business of their respective departments and to fix their compensation

Section 2 The persons so appointed shall subject to the direction of the officer appointing them and without the authority or consent of the Attorney General (a) furnish legal advice to said officer concerning any matter or thing arising in connection with the exercise of the official powers or the perfomance of the official duties of his department (b) supervise direct and control all of the legal business of said department (c) collect by suit or otherwise all debts taxes and accounts due the Commonwealth and payable to said department (d) represent the Commonwealth or said department or officer in any litigation to which the Commonwealth through such department or such department or officer may be a party or in which the Commonwealth through such department or such department or officer is permitted or required by law to intervene or implead (e) investigate any violations or alleged violations of the laws of the Commonwealth which said department or officer is required to enforce and which may come to its notice and (f) take such steps and adopt such means as may be reasonably necessary to enforce the laws of the Commonwealth which said department or officer is required to enforce

Section 3 This act does not effect nor in any wise repeal any of the provisions of the act approved the twelfth day of April one thousand nine hundred and twenty-three (Pamphlet Laws sixty-three) entitled "An act to amend an act approved June fifteenth one thousand nine hundred and eleven (Pamphlet Laws nine hundred and fifty-five) entitled 'An act making State taxes unpaid bonus interest penalties and all public accounts a first lien upon the franchise and property of corporations companies associations joint-stock associations and limited partnerships against which the same may be settled providing for enforcing the payment thereof and for the furnishing of certificates as to the existence of such liens upon application thereof and repealing section four of the act approved April sixteenth one thousand eight hundred and twenty-seven' by providing for the employment of counsel fixing such counsels' commissions and giving such commissions and costs the same priority and liens as such taxes bonus interests penalties and public accounts"

Section 4 Section nine hundred and one nine hundred and two nine hundred and three and nine hundred and four of an act approved the seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws four hundred ninety-eight) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and certain existing and certain new administrative departments boards commissions and officers abolishing combining changing the names of reorganizing or authorizing the reorganization of certain administrative departments

boards commissions bureaus divisions offices and agencies defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards and commissions fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" is hereby repealed in so far as they apply to the Auditor General State Treasurer or Secretary of Internal Affairs or to the Department of the Auditor General Treasury Department or the Department of Internal Affairs

All other acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. BARR. Mr. President, if this bill passes it will change the law of Pennsylvania as it existed prior to the Declaration of Independence.

The first Attorney General of Pennsylvania was commissioned in 1686. There was no statute of the province which authorized the appointment of an Attorney General. The office was brought here from England and it came into existence as a matter of course.

The office became a constitutional office for the first time in 1873.

The powers of the Attorney General prior to the Act of June 7th, 1915, were derived from the common law. The Act of June 7th, 1915, which was prepared by Attorney General Francis Shunk Brown did not change but merely stated in statutory form the law as it previously existed.

This was distinctly ruled by Mr. Justice Simpson in the recent case of Commonwealth against Lewis. Mr. Justice Simpson said:

> "If existing legislation and prior practice make the Auditor General and State Treasurer 'the watchmen of the treasury' * * * * so also they make the Attorney General the legal adviser of the State. and of all its executive departments, for this has always been his common law, and therefore his 'customary' duty."

The Administrative Code did not in any way change the previous law bue merely re-enacted the act prepared by Attorney General Brown in 1915.

If the bill now before the Senate passes it will change the status of the Attorney General in this State as it has existed for over two hundred years.

This bill is not necessary. There has been no evidence that the Attorney General will not conscientiously and carefully advise the elective officers of the executive department as well as those officers who are appointed. The fact that the Attorney General is an appointive officer and the Auditor General, State Treasurer and Secretary of Internal Affairs are elective has nothing to do with the merits of this bill. As Mr. Justice Simpson said in Commonwealth vs. Lewis:

> "The Auditor General like the Attorney General is made part of the executive department of the state government, of which the Governor is 'the supreme executive power' ".

It would be absurd for this Legislature to provide that not only must the various appointive officers obtain the advice of the Attorney General with regard to the construction of statutes but also the advice of attorneys representing both the Auditor General and the State Treasurer. In the event of a disagreement between these three sets of attorneys, the business of the state would come to a halt until the courts could determine which of the contending legal advisors was right. As Mr. Justice Simpson said:

> "State creditors, like all others, are entitled to have 'right and justice administered to them without sale, denial and delay', and that harmony may reign, where discord seems now to prevail"—

The Auditor General is opposed to the passage of the present bill and as so stated through the public press there is therefore no occasion whatever for the passage of the bill.

Mr. President, I would ask that these papers be printed in the Journal as a part of my remarks.

The PRESIDENT. Is there objection? The Chair hears none.

IN THE SUPREME COURT OF PENNSYLVANIA FOR THE MIDDLE DISTRICT.

Getulio Piccirilli, Attilli Piccirilli, Furia Piccirilli, Feruccio Piccirilli, Horace Piccirilli and Momas Piccirilli, trading as Piccirilli Brothers, vs. Samuel S. Lewis, Auditor General of Pennsylvania, and Charles A. Snyder, State Treasurer of Pennsylvania, Appellants.

No. 11, May Term, 1925. Appeal from a Judgment of the Court of Common Pleas of Dauphin County, Commonwealth Docket 1924, No. 63.

OPINION OF THE COURT.

SIMPSON, J. In their appeal from the judgment in this mandamus suit, the Auditor General and State Treasurer allege the court below committed three errors: (1) in striking from the record the appearance of private counsel for them; (2) in dismissing the State Treasurer's application to quash the alternative mandamus, so far as he was concerned, because it was not alleged he had been guilty of any neglect of duty; and (3) in awarding a peremptory mandamus directing the Auditor General to examine, adjust, settle and enter upon his books, the claim of plaintiffs, and, if "found correct and the plaintiffs entitled to the said money ($13,387.20), to draw his warrant upon the State Treasurer for the amount of said claim," as well as directing the latter "to examine said claim and settlement thereof, and if approved by him, to pay the said warrant when so issued."

The judgment just quoted raises the main question in the case, and the relevant facts regarding it are as follows: The Legislature created The Meade Memorial Commission of the Commonwealth of Pennsylvania, charged with the duty of erecting a memorial statue to General George Gordon Meade.

Several appropriations were made for the purpose, inter alia, of constructing the statue, without making them to the commission by name, but the final one (App. Acts 1921, page 275) was "to The Meade Memorial Commission * * * for the purpose of constructing the necessary foundation and pedestal, in securing appropriate tablets and designs therefor, and for the erection, completion and dedication of said statue or memorial." The commission duly contracted with plaintiffs to construct the pedestal, base and platform; they performed the work, became and still are entitled to be paid for it in some form of proceeding, and there is an ample fund, appropriated and on hand, to pay them. Pending the completion of the work, however, the Administrative Code of June 7, 1923, P. L. 498, was passed. By it the commission was abolished, but it expressly stated that the work should go on, and did not give the slightest hint that it was intended the appropriations should lapse, or should not be available

for the payment of the work when completed. On the contrary, it provided (Section 2101) that "the Department of Property and Supplies (then created) shall exercise the powers and perform the duties heretofore exercised and performed" by the commission, and (Section 3) that "all rights, powers, and duties, which have hertofore been vested in, exercised by, or imposed upon any * * * commission * * * abolished by this act * * * and which are by this act transferred, either in whole or in part, to a department, board, or commission created by this act, shall be vested in, exercised by, and imposed upon the department, board, or commission to which the same are transferred by this act, and not otherwise; and every act done in the exercise of such rights or powers and the performance of such duties shall have the same legal effect as if done by the former officer, board, commission * * * or department. * * * Every person or corporation shall be subject to the same obligation and duties, and shall have the same rights arising from the exercise of such rights or powers or in the performance of such duties, as if such rights or powers had been exercised or such duties performed by the officer, board, commission * * * or department * * * designated in the respective laws which are to be administered by departments, boards, or commissions created by this act." It was further provided (Section 9) that "All existing contracts and obligations of the * * * commissions * * * abolished by this act shall remain in full force and effect, and shall be performed by the departments * * * to which the rights, powers, duties, and obligations of such governmental * * * commissions * * * are transferred"; and (Section 223) that "All salaries and other compensation, payable under the provisions of this act, shall be paid out of the State Treasury upon the warrant of the Auditor General drawn upon the State Treasurer. The Auditor General shall draw warrants for salaries or other compensation upon requisition of the head of the proper department * * * . All warrants for the payment of salaries, compensation, or other disbursements * * * shall be drawn upon requisition of the head of the department" * * * .

From time to time, both as plaintiffs' work proceeded and when it was completed, requisitions in their favor were issued by the Secretary of the Department of Property and Supplies, for the payment of the amounts due under the contract; one of the requisitions was presented to the Auditor General, who refused to settle the account, solely because the appropriations had not been made to that particular newly-created department, or formally transferred by the legislature to it. It was alleged in the return to the alternative writ, and repeated here, that the prior legislative practice always had been to make appropriations to some department, board or commission by name, though three of the four appropriations for this work were not so made; and also that the practice of the Auditor General's Department had been not to honor requisitions drawn against appropriations, unless signed by the proper officer of the department, board or commission to which they had been expressly made,—which would mea this case, by the secretary of the abolished commission.

We are not concerned with the previous legislative practice, however, if there was one (of which we have not been advised), in cases where admittedly valid powers and duties, including the right to carry on work already begun and to requisition for its payment, have been transferred from one executive department to another; since such practice is not controlled by any constitutional provision, it may be altered by the legislature whensoever desired; Comm. ex rel. v. Gregg, 161 Pa. 582. The provision of Article III, section 16, of the Constitution that "No money shall be paid out of the treasury, except upon appropriations made by law, and on warrant by the proper officer in pursuance thereof," relied on by appellants, does not aid them, and no other constitutional provision has any bearing on the subject. The proper officer to draw the warrant, under that section, is admittedly the Auditor General himself, and the mandamus here is to compel him to perform his duty in this respect. Admittedly also, these were "appropriations made by law", and hence when the Auditor General draws his warrant by virtue of the Administrative Code, he does it "in pursuance" of "appropriations made by law." It is for the legislature to say how, if at all, its appropriations shall be transferred from one department, board or commission to another, when a merger takes place, and no one can successfully challenge its manner of exercising such power. The broad language quoted above, whereby the rights, powers, duties and obligations of the commission were transferred to the Department of Property and Supplies, followed by the distinct requirement that the latter shall complete the statue to General Meade, necessarily resulted in transferring to the Department the appropriations which had been made to the commission, to be used by the former in carrying out the legislative purpose named in the original appropriating statutes, and to be requisited by the proper officer of the Department, just as but for the merger, would have been done by a similar officer of the commission.

If the prior practice in the Auditor General's Department has been as stated, it must be changed to conform to the altered conditions provided by the Administrative Code. Any other conclusion would make the Auditor General's fiat as effective as a constitutional mandate, and compel the Legislature to comply with it, in matters properly within legislative control, instead of requiring the Auditor General to conform to the provisions of constitutional statutes.

The objection by the State Treasurer that no relief should have been granted against him, because he had not failed in the performance of any duty, is exactly the point made by his predecessor in Comm. v. Powell, 249 Pa. 144, 151, and must be overruled here, as it was there, for the reason then given: "That the Auditor General and State Treasurer were under the circumstances properly joined as defendants cannot be seriously questioned. The purpose is to compel the performance of an official duty which requires successive but interdependent action by the two officers. Unless they are joined, the relator will have no effective writ. The principle which authorizes such joinder is thoroughly justified." It follows that the return to the alternative writ sets forth no legal reason why appellants should not proceed to examine, adjust and settle plaintiffs' account, and the State Treasurer to pay it, if the money specified in the requisition is due and owing to them.

Was the court below right in striking from the record the names of private counsel for appellants? It will be noticed that the ultimate result sought is the payment, out of State funds, of moneys due to plaintiffs. Consequently the State is the real defendant, although necessarily the proceedings were taken against the State officers required to examine, adjust, settle and pay, from those moneys, whatever amount is found to be legally due to plaintiffs. Under such circumstances, no reason exists—certainly no constitutional one is shown—why the State should not appear therein by her own legal representative, or some one selected by him under statutory authority; and so the Administrative Code expressly provides. We have quoted at length, in the opinion filed herewith, in Comm. ex rel. Att'y. General v. Lewis, Auditor General, the relevant provisions of that Code, and they need not be repeated herein. It suffices that section 509 makes it

unlawful for any department or officer to employ any attorney to represent such department or officer "in any matter or thing relating to the public business, * * * without the approval in writing of the Attorney General;" and section 903 (b) makes it his power and duty "to represent the Commonwealth, or any department * * * or officer thereof, in any litigation to which the Commonwealth or such department * * * or officer may be a party."

It is not claimed that the Attorney General ever consented to the appointment of private counsel in this proceeding, nor is it alleged that appellants have any personal interest therein. It is only because, as they say, they are the "watchmen of the treasury," that they claim to be entitled to be represented by private counsel. But, since they are thus made by statute, as pointed out in the case last referred to, the authority that can pass the statute can repeal or modify it; hence, if we were to assume (though in fact our views are to the contrary) that the power conferred upon appellants by earlier acts of assembly would have justified them in employing private counsel in governmental matters, nevertheless by the Administrative Code that power is taken away in cases like the present, and hence the court below properly struck their names from its records.

Of course, appellants may, at their own expense, employ private counsel to present their views on the governmental matters with which they are particularly acquainted, or in which they are interested; and any court will be glad to receive such aid. Our Rule 1 gives that right in this court, without the necessity of applying for leave so to do. Such counsel cannot appear of record for appellants, in their official capacities in governmental matters, however, unless with the authority of the Attorney General; for, if this were allowed, such counsel might discontinue or otherwise control the proceedings. We have neither the inclination nor the authority to override the legislative mandate that, in suits of the character of the one before us, only the Attorney General, or his appointee, shall act for the State. True, this may result, as it does in the present instance, in the Attorney General nominally representing appellants, but in reality the State, in a matter in which he has already decided the question involved against appellants' views. As already stated, this is a subject for the legislature, since all three officials are but representatives of the State, and doubtless will receive due consideration from that body if the future reveals, as this case does not, that the State needs protection from its official adviser.

In this court, the Attorney General, continuing his purpose to compel obedience to the statute, filed a petition and moved that the appearance of record of private counsel for appellants in this court be striken off; a rule to show cause was granted, an answer was filed and decision reserved until the case was determined on the merits. What we have already said would be conclusive of this matter also, but for the desire of appellants to have us determine whether or not the court below erred in striking from its records the appearance of private counsel. It would be little short of farcical to decide that the attorney general should represent defendants on so much of their appeal as challenges the accuracy of this ruling, especially as it was made at his request. They were entitled to have the decision of the court below on that point reviewed by us, without interference from any source, and to be represented by their own counsel in obtaining it.

The rule to strike from the record the names of private counsel for appellants is discharged, and the judgment of the court below is affirmed.

Opinion filed February 2, 1925.

County of Dauphin } Sct.
Commonwealth of Pennsylvania, }

I, Homer Hummel Strickler, Deputy Prothonotary of the Supreme Court of Pennsylvania, in and for the Middle District thereof, the said Court being a Court of Record, do hereby certify that the foregoing is a true and correct Copy of the whole and entire opinion in the case of Piccirilli et al., vs. Lewis, Auditor Gen. of Pa., et al., Appellants, at No. 11 of May Term, 1925 as full, entire and complete as the same remains on file in the said Supreme Court, in the case there stated; and I do hereby further certify that the foregoing has been compared by me with the original record in said case in my keeping and custody as the Prothonotary of said Court, and that the foregoing is a correct transcript from said record, and of the whole of the original thereof.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of the said Court at Harrisburg, in the County of Dauphin, in the said Middle District of Pennsylvania, this third day of February in the year of our Lord One Thousand Nine Hundred and Twenty-five.

Homer Hummel Strickler,
Deputy Prothonotary.

IN THE SUPREME COURT OF PENNSYLVANIA FOR THE MIDDLE DISTRICT.

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| Commonwealth of Pennsylvania ex rel. George W. Woodruff, Attorney General, v. Samuel S. Lewis, Auditor General of Pennsylvania, Appellant. | No. 12, May Term, 1925, Appeal from a judgment of the Court of Common Pleas of Dauphin County, Commonwealth Docket 1924, No. 70. |

OPINION OF THE COURT.

SIMPSON, J. The Commonwealth, by its Attorney General, filed in the court below, a petition alleging that the proper heads of several departments of the State government had sent to the Auditor General, the defendant named in the proceedings, a number of requisitions for the payment, from legal appropriations, of certain lawfully incurred obligations due to creditors and employees of the State; that defendant had "failed and refused to settle and authorize (their) payment * * * (or) to enter the same in his books and to submit them to the State Treasurer for revision and approbation", giving as his reason that "the payments requested by said requisitions (were) unlawful; that in each of the instances (referred to) a legal difficulty or dispute has arisen between the defendant and the department whose requisition the defendant has refused to approve", which difficulties "it is the defendant's duty to refer to the Department of Justice, and upon being advised * * * regarding such legal difficulties to follow the advice of that department"; that the several department heads, the Attorney General and the Governor each "frequently requested the defendant to submit the legal difficulties, which the defendant alleges prevent him from approving said requisitions, to the Department of Justice for advice, (that department being ready and willing to give it) and to follow the advice * * * when received; * * * and that until the questions raised by the conflicting views of the said heads of departments and of the defendant are decided, the business of the said departments cannot be properly conducted", and much difficulty has resulted and financial loss may result therefrom. The petition prayed "that a peremptory mandamus may issue * * * commanding the said Samuel S. Lewis, Auditor General, to refer to the De-

partment of Justice the legal difficulties which he alleges prevent him from approving the requisitions * * * and to follow the advice given him in said matters by the Department of Justice according to law."

The Auditor General filed a demurrer which, after argument, was overruled by the court below, and a decree was entered "that a writ of peremptory mandamus be now issued commanding the said Samuel S. Lewis, Auditor General, to refer to the Department of Justice, the legal difficulties or disputes mentioned in the petition of the relator and to follow the advice he may receive from the said department, unless the constitutionality of a statute or part thereof, affecting his official duty, is involved." Without further proceedings in the court below, the Auditor General prosecuted the present appeal. Inasmuch as this litigation does not refer to any constitutional duty of the defendant, it follows that the single point we are called upon to decide is: Whether or not the Auditor General is required, in the performance of his statutory duties, to refer to the Department of Justice disputes between him and other branches of the State government, and to follow the advice received from that department, unless those matters involve the constitutionality of any statue, or part thereof. In so far as our opinion goes beyond this restricted inquiry, it does so at the request of the litigants, in order that similar difficulties may be avoided, that State creditors, like all others, may have "right and justice administered (to them) without sale, denial or delay", and that harmony may reign where discord seems now to prevail.

Admittedly the solution of the question stated depends upon the constitutionality and true construction of sections 509, 902 and 903 of the Administrative Code of June 7, 1923, P. L. 498. In determining their constitutionality, it is a matter of no moment that they may seriously change the powers and duties of the Auditor General, as given and imposed prior to the adoption of the Constitution of 1873, which, for the first time, made the office a constitutional one. As stated in Comm. ex rel. Bell v. Powell, 249 Pa. 144, 158, in relation to both the Auditor General and State Treasurer: "While these officers are named in the Constitution, yet their duties are not therein defined. That was left to the Legislature. That body did define the duties of these officers, prior to the present Constitution, in the Act of March 30, 1811, 5 Sm. L. 228, and it is suggested that in adopting the present Constitution the continuance of those duties was contemplated. It must be admitted, however, that as the Legislature originally prescribed those duties, it has power to alter them; and an act making such alteration cannot for that reason be held to be unconstitutional." The general language in the first sentence above-quoted must, of course, be limited to classes of cases not within the purview of article III, section 12, of the Constitution, where express duties are imposed upon both of those officers, so far as concerns contracts for the "stationery, printing, paper and fuel used in the legislative and other departments of government * * * and the printing, binding and distributing of the laws, journals, department reports, and all other printing and binding, and the repairing and furnishing the halls and rooms used for the meetings of the General Assembly and its committees." The present requisitions do not refer to any of these matters, however, and hence this provision is only important in so far as the maxim expressio unius est exclusio alterius may call upon the courts to say that the enumeration of those duties operates to exclude the idea that the people, in adopting the Constitution, intended that any others should be beyond legislative control: Comm. v. Moir, 199 Pa. 534, 557; Provident Life & Trust Co. v. Kiemmer, 257 Pa. 91. It is, perhaps, also of some importance that by article IV, section 1 of the Constitution, the Auditor General, like the Attorney General, is made part of the executive department of the State Government, of which (Article IV, sect. 2) the Governor is "the supreme executive power." None of the duties of either the Attorney General or Auditor General, save as above stated, being specified in the Constitution, all others must be, as appellant term them, merely "customary duties," and hence subject to legislative control; for in such matters the power of the State legislature is supreme, save in so far as it is controlled by the Constitution: Comm. v. Moir, supra. If existing legislation and prior practice make the Auditor General and State Treasurer "the watchmen of the treasury," as appellant says, so also they make the Attorney General the legal adviser of the State, and of all its executive departments, for this has always been his common law, and therefore his "customary" duty (Commonwealth v. Burrell, 7 Pa. 34; Commonwealth v. Kozlowsky, 238 Mass. 379; Fergus v. Russell, 270 Ill. 304), a conclusion recognized in section 6 of the Act of April 21, 1857, P. L. 266, 267, entitled "An act relating to the Office and Duties of Attorney General," as then existing in this Commonwealth, and now clearly stated in the relevant sections of the Administrative Code. These sections are as follows:

"Section 509. Legal Advice and Services.

(a) Whenever any department, board, commission, or officer of the State Government, shall require legal advice concerning its conduct or operation, or when any legal difficulty or dispute arises or litigation is commenced or to be commenced in which any department, board, commission, or officer is concerned, or whenever any taxes or other accounts of any kind whatever due the Commonwealth remain overdue and unpaid for a period of six months, it shall be the duty of such department, board, commission, or officer to refer the same to the Department of Justice, except as provided" in a certain other statute having no bearing on the present controversy.

(b) "It shall be the duty of any department, board, commission, of officer having requested and received legal advice from the Department of Justice regarding the official duty of such department, board, commission, or officer, to follow the same; and when any officer shall follow the advice given him by the Department of Justice, he shall not be in any way liable for so doing, upon his official bond or otherwise.

(c) "Except as heretofore in this section otherwise provided, it shall be unlawful for any department, board, commission, or officer of the Commonweatlh to engage any attorney to represent such department, board, commission, or officer in any matter or thing relating to the public business of such department, board, commission, or officer without the approval in writing of the Attorney General."

"Section 902. Legal Advice—The Department of Justice shall have the power, and its duty shall be:

"(a) To furnish legal advice to the Governor and to all administrative departments, boards, commissions and officers of the State Government, concerning any matter or thing arising in connection with the exercise of the official powers or the performance of the official duties of the Governor or such administrative departments, boards, commissions, or officers;

"(b) To supervise, direct, and control all of the legal business of every administrative department board, and commission, of the State Government, except as otherwise provided in the act" referred to in section 509 (a), supra.

"Section 903. Litigation. The Department of Justice shall have the power, and its duty shall be:

"(a) To collect by suit or otherwise all debts, taxes, and accounts due the Commonwealth which shall be placed with the department for collection by any department, board, or commission. The department shall keep a proper docket or dockets, duly indexed, in which it shall make and preserve memoranda of all such claims, showing whether they are in litigation, and their nature and condition.

"(b) To represent the Commonwealth, or any department, board, commission, or officer thereof, in any litigation to which the Commonwealth or such department, board, commission, or officer may be a party, or in which the Commonwealth or such department, board, commission, or officer is permitted or required by law to intervene or interplead."

Save as they tend to throw light on the meaning of 509 (a) and 509 (b), all the other provisions quoted may be excluded from consideration, for the question of the employment of private counsel is not involved; nor are the powers and duties of the Attorney General, except in so far as they appertain to and are connected with the duties prescribed for appellant; nor has any litigation been begun because of the legal difficulties existing between appellant and the other departmental heads of the State government, or between him or the State and the creditors and employees entitled to be paid out of the requisitions which he refuses to honor.

The facts averred in the petition for a mandamus being admitted by the demurrer of appellant, for present purposes they may be epitomized as follows: Work having been performed for certain State departments and boards, the proper officers drew requisitions for the payment thereof, from appropriations duly made for the purpose. The officers drawing the requisitions claim that they should be approved by the Auditor General, but, for some unknown legal reason, he refuses to honor them, and also refuses to submit the matter to the Attorney General for his advice, or to follow it, if given. Under these facts, since no question regarding the constitutionality of any statute is involved, does section 509 (a) and (b) of the Administrative Code require appellant to refer the "legal difficulty or dispute" which has thus arisen "to the Department of Justice" and "to follow the same" when it shall have been received? The statute being constitutional, as we have already shown it is, the plain language of the paragraphs referred to, compels an affirmative answer to that question. Section 509 (a) says that "when any legal difficulty or dispute arises * * * in which any department * * * is concerned * * * it shall be the duty of such department * * * * to refer the same to the Department of Justice." As already pointed out, the Constitution makes the Auditor General an integral part of the executive department of this Commonwealth, and section 201 of the Administrative Code (P. L. 1923, page 505) does likewise, for the purposes specified in that statute, among them being the matter now under consideration. Evidently the reason for requiring such legal difficulties or disputes to be referred, was to obtain the advice of the Department of justice in regard to them. It cannot be supposed the Legislature intended that the asking should be perfunctory, and the advice, when received, could be cast aside as valueless. The whole tenor of the statute is to the contrary, and to adopt such a conclusion would be to charge the legislature with directing a useless and foolish thing, a result which no coordinate branch of the government would ever assert, unless no other course was open to it. Besides, to so hold would result in lessening the essential powers and duties of the Attorney General as theretofore existing, without anything in the act even suggesting the possibility of such a purpose. We can see no escape, therefore, from the conclusion that section 509 (a) covers two things (1) an authority to ask legal advice whenever desired, and (2) a compulsion to request it when "any legal difficulty or dispute arises * * * in which any department * * * is concerned". In each of the present disputes, at least two departments are concerned. The conclusion above stated being correct, section 509 (b) expressly provides that "it shall be the duty of the department * * * having requested and received (such) legal advice from the Department of Justice regarding the official duty of such department * * * to follow the same", unless, as the court below specifies in its judgment, "the constitutionality of a statute or part thereof, affecting his (appellant's) official duty, is involved".

It is further contended that the making of this exception clearly points to the error of the judgment, since a question regarding the constitutionality of statute is at least as much a "legal difficulty or dispute", as one regarding its meaning. In a government without a written constitution, it would be difficult to answer the logic of this argument. It was considered at great length by the present Chief Justice, when sitting in the lower court, in Comm. v. Mathues, 210 Pa. 372, 380 to 390, and his reasoning, which led him to the same conclusion as that reached by the court below in the instant case, has never been answered. Nor can it be; for, by article VII of the Constitution, appellant was required to, and of course did, "solemnly swear (or affirm) that I will support, obey and defend the Constitution of the United States, and the Constitution of this Commonwealth". This, therefore, is his constitutional duty, everthrowing any antagonistic obligation attemped to be imposed by legislation. If we could find an interpretation for the Administrative Code which would require an executive officer to do an unconstitutional thing (which we cannot see in it, however) we would be compelled to so interpret it, if possible, as to exclude that result: (Carr v. Aetna Accident & Liability Co., 263 Pa. 87) happily this is its reasonable construction.

Appellant further contends that the effect of the decision below is to "strip the office of Auditor General of all its essential powers and duties. He will promptly be reduced to the position of Chief Clerk of a Bureau of Revenue and Disbursement of the Department of Justice". The only merit of such a statement is its picturesqueness. If we were to assume that every possible legal question which did occur, would have to be submitted to the Attorney General, there would still remain the wide field regarding questions of fact, constantly arising in the performance of the Auditor General's duties, and in applying the law (whether stated by the Attorney General, or otherwise ascertained) to the facts as found. Moreover, it is not every question of law which will, simply because it has arisen, have to be submitted to the Department of Justice. The statute is to be reasonably construed, so as to give effect to "the remedy and the true reason of the remedy * * * as near as may be to the common law," Comm. v. Burrell, 7 Pa. 34) and, we may add, to previous long continued governmental practice; determining what was intended only after considering what was the old law and the mischief arising under it, which the legislature intended to remedy by the statute. Thus considered we see nothing in the Administrative Code which authorizes the Attorney General to intrude upon the department of the Auditor General, or compels the latter to submit to the former every question of law which arises in the ordinary transaction of the duties of the office.

As pointed out by the Dauphin County Court in Comm. ex rel. Att'y General v. Snyder, 26 Dauphin Co. Rep. 294, 299: "The Administrative Code is not inconsistent with the Act of 1811 (which is the contention of appellant now being considered). Both can be enforced together harmoniously.

The former does not repeal the latter or any part thereof, except that section specifically mentioned, viz. 25". This is in keeping with our conclusion in Comm. ex rel. Att'y General v. Snyder, 279 Pa. 234, that the Code relates to Administrative matters only; recognizing which, appellee admits that "It is only when a 'legal difficulty or dispute' arises that the Legislature has directed State officers to lay the same before the Department of Justice for advice. We do not contend (concerned)—and there is no basis upon which we could contend—that every settlement of the Auditor General in which the law must be applied, requires a consultation with the Attorney General. After the courts or the Attorney General have flatly passed upon a legal problem, it is of course, proper for the Auditor General to apply the decision of the court, or the opinion of the Attorney General, to a subsequent case in which the same question is involved. In such a case there is not a 'legal difficulty', and should there be a 'legal dispute' as to the applicability of the former decision or opinion to the new situation, the submission of that question to the Attorney General could not possibly embarrass the Auditor General, or deprive him of what are properly his essential functions."

We are convinced, from a consideration of the entire Code, that, aside from asking advice when it is desired, the only matters which are required to be submitted to the Attorney General, are (1) administrative questions of a legal nature affecting the harmony which should exist between two or more of the executive departments of the State; (2) doubtful legal questions, not theretofore passed upon by the courts or the Attorney General, which affect any State officer's performance of his official duties; and (3) proceedings which have resulted or likely will result in litigation in which the State is interested.

The judgment of the court below is affirmed.

Opinion filed February 2, 1925.

Commonwealth of Pennsylvania, County of Dauphin } Sct.

I, Homer Hummel Strickler, Deputy Prothonotary of the Supreme Court of Pennsylvania, in and for the Middle District thereof, the said Court being a Court of Record, do hereby certify that the foregoing is a true and correct Copy of the whole and entire opinion in the case of Comm. of Pa. ex rel. Woodruff Att. Gen. vs. Lewis, Aud. Gen. of Pa., Appellant, at No. 12 of May Term, 1925 as full, entire and complete as the same remains on file in the said Supreme Court, in the case there stated; and I do hereby further certify that the foregoing has been compared by me with the original record in said case in my keeping and custody as the Prothonotary of said Court, and that the foregoing is a correct transcript from said record, and of the whole of the original thereof.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of the said Court at Harrisburg, in the County of Dauphin, in the said Middle District of Pennsylvania, this third day of February in the year of our Lord One Thousand Nine Hundred and twenty-five.

(Seal.)

Homer Hummel Strickler,
Deputy Prothonotary.

Mr. SCHANTZ. Mr. President, I would like to interrogate the Senator from Allegheny, Mr. Barr.

The PRESIDENT. Will the Senator from Allegheny, Mr. Barr, permit himself to be interrogated?

Mr. BARR. Mr. President, I am sorry but I have a very bad throat this morning.

Mr. SCHANTZ. Mr. President, The question will require a very brief answer. I would like to ask the Senator from Allegheny, Mr. Barr, who prepared that statement?

Mr. BARR. Mr. President, I do not think the question is germane to the subject at all. I do not like to be discourteous to the Senator from Lehigh, Mr. Schantz, but the question is not germane.

Mr. SCHANTZ. Mr. President, I will answer that question: that statement was prepared by the Attorney General of Pennsylvania. He is fighting for power, and I think it comes with very bad grace for him to do it. This bill is most emphatically proper. The Constitution of Pennsylvania provides that the Auditor General, the State Treasurer and the Secretary of Internal Affairs shall be entirely free and independent of the Governor. They are the Watchdogs of the Treasury, and the Constitution says that they shall be elected by the people. If they were to be under the control of the Chief Executive they would be appointed by the Governor, the same as all his other Cabinet officials are appointed. But the people of Pennsylvania want the Auditor General, the State Treasurer and the Secretary of Internal Affairs to be entirely free from all influences and all dictation, and all domination from other departments.

Now, the Attorney General is appointed by the Governor, and that way the Governor will control the conduct and action and the rights and powers and the prerogatives of the other departments. I care not what this statement says that the law of Pennsylvania has been, we all know what the practice has been prior to the Act of 1915, which was prepared by Attorney General Brown, which made the Attorney General the legal adviser of all the departments, since that time, up to the very minute of the interpretation of law by the Supreme Court,—up to the very minute that this opinion was rendered by the Supreme Court—these departments did have their own legal advisers. They always had them before the Act of 1915, and even since the Act of 1915; and they should have them.

I appeal to the Senators of Pennsylvania to say whether they are going to stand with the Constitution again to-day and uphold it, and give these officers, the Watchdogs of the Treasury—the Auditor General and the State Treasurer, independence and that freedom from the Governor which they should have, or are they going to limit and confine the prerogatives, the powers of these officers as they are laid down and interpreted by the appointee of the Governor, making them, in other words, subservient to the wishes and authority of the Governor the same as his appointees are. It is most vital, members of the Senate, that these officers be free and independent, and that they seek their advice and interpretations of the law through channels independent of the Governor and his appointees.

I am not questioning the motives or the legal ability or the sound advice of this Attorney General or any other; do not misunderstand me. But I am standing here for the principle which is involved and for the future that is at stake. I am not talking of anything present or of anything past, but I know what the practice has been,—we all know what the practice has been. The opinion of the Supreme Court stops that, and says, "This is law." This lawmaking body, the Legislature of Pennsylvania, should change it and make it as it should be, to conform to the principles of the Constitution of Pennsylvania.

I respectfully urge every member of this Senate to support this bill. If it is true that the Auditor General has inserted this statement that he does no favor his bill, he never

so advised me. I never read the statement. I do not say that there was never any in the newspapers, but I see so much in the newspapers that it is not just exactly the way it comes from the minority using it will not bank on that, and accept it as an absolute fact, unless I am so notified by the Auditor General himself. I think it strange, if he is opposed to the bill, that he should issue a statement of that kind through the public press and not advise me.

Mr. WOODWARD. Mr. President, it takes a little courage for a layman to butt in on a legal discussion but I happen to know something about this. I respect the offices of the three elective State officers, and I welcome any amount of scrapping between the Auditor General and the Governor; because I believe it is a good thing for the State. There has been scrapping, and that is what the office of the Auditor General was created for.

I have a bill in my desk now on a similar nature to this, because I felt sympathetic with the Auditor General. I thought very deeply about it and consulted a great many people, but I was afraid to introduce it, because it seemed to me it was making the Auditor General more powerful than the Governor of the State. Moreover, putting aside any personalities, the Auditor General can now intervene in very important matters, in a partisan manner, and cause considerable inconvenience to the operations of the State Government.

I dislike to oppose the Senator who is the Chairman of the Appropriations Committee for any reason, but I think the wiser members of the Senate will support the law officer of the State.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—27

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| Aron, | Daix, | Kutz, | Quigley, |
| Baldwin, | Davis, | Lanius, | Salus, |
| Baumer, | DeWitt, | Leslie, | Schantz, |
| Bonbrake, | Earnest, | North, | Sones, |
| Brown, | Gelder, | Norton, | Vare, |
| Buckman, | Heaton, | Patton, | Homsher, |
| Coyne, | Joyce, | Phipps, | Pres. Pro Tem. |
| Culbertson, | Krause, | | |

NAYS—15

| | | | |
|---|---|---|---|
| Barr, | Griswold, | Painter, | Stites, |
| Betts, | Kunkle, | Snyder, | Weingartner, |
| Derrick, | Mansfield, | Sprowls, | Woodward, |
| Freeman, | Miller, | Steele, | |

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 392, as follows:

An Act to amend article two and article four of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended by providing for county school boards and prescribing the duties and powers of such boards

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That article two of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended be amended by the addition of sections two hundred and twenty-seven to two hundred and thirty-six inclusive which shall read as follows

Section 227 There shall be constituted in each county in this Commonwealth in which this act provides for the election of a county superintendent a county school board which shall have such powers and such duties as are hereinafter prescribed and as may hereafter be prescribed by law Except as otherwise specifically prescribed by law such powers and such duties shall have reference to matters pertaining to the public schools of the districts under the supervision of the county superintendents of schools in the several counties

Section 228 The county school board shall consist of five (5) members who shall be elected and the county superintendent who shall be a member ex officio The county superintendent shall be the president and the professional and executive officer of the county school board but shall have no vote in its proceedings

Members of any county school board shall be elected at the annual convention of the County School Directors' Association in such county by a roll call majority vote of the directors present from the school districts under the supervision of the county superintendent in such county For each office in the membership of the board to be filled by election at any such convention two names shall be placed in nomination by the elected officers of the executive committee of such Association but such nomination shall not preclude other nominations from being made in such convention During the school year beginning the first Monday in July one thousand nine hundred and twenty-six the elected officers of the School Directors' Association after careful consideration of the powers and duties of members of a county school board shall nominate at least two candidates for the various terms that is two for five years two for four years two for three years two for two years and two for one year and report in writing the same to all members of such association who have the privilege of voting for members of the county board at least ten (10) days before the annual meeting of the county School Directors' Association Provided that this shall not remove the power of the convention from making additional nominations from the floor of the convention

Five members of the county school board shall be elected at the annual convention of each County School Directors' Association held during the school year beginning the first Monday of July one thousand nine hundred twenty-six to serve for one two three four and five years respectively Thereafter one member shall be elected annually to serve for five years Any citizen of this Commonwealth having a good moral character being twenty-one years of age or upwards residing in any of the districts under the supervision of the county superintendent in the county on whose board he is to serve and having resided in any of such districts for the three years prior to his election or appointment shall be eligible to membership in the county school board Provided That any person holding the office of mayor chief burgess county commissioner district attorney borough or township treasurer township commissioner road supervisor tax collector any comptroller auditor constable county superintendent or assistant county superintendent supervisor principal teacher or employee of any school district or any person who has been removed from office as school director in any district or from membership in the county school board shall not be eligible to membership in such board Provided further That no two persons residing in the same school district shall serve as members of such board at the same time Provided further That any member of the county school board of any county who ceases to be a resident of any district under the supervision of the county superintendent in such county or who changes his residence to a school district in which a member of said

board resides shall thereby cease to be a member of such board and the vacancy so created shall be filled as hereinafter provided

The term of office of any member of the county school board elected at any annual convention of the County School Directors' Association shall begin on the first Monday of the following July except that where vacancies have occurred and have been filled as hereinafter provided the term of office of any member so elected or appointed shall begin at the time of his election or appointment

Section 229 In case any vacancy shall occur in any county school board by reason of death resignation removal change of residence or otherwise the remaining members of the board shall by a majority vote thereof fill such vacancy within thirty days thereafter In case vacancies in the membership of the board shall occur in such manner that the offices of a majority of the board shall become vacant the remaining members shall fill such vacancies one at a time giving the new appointee such reasonable notice of his appointment as to enable him to meet and act with the then qualified members of the board in making further appointments until a majority of the board has been secured when the said majority shall fill the remaining vacancies at a meeting attended by the majority of said board such appointees to receive a majority of the votes of the members of the board In case vacancies in the membership of the board shall occur in such manner that the offices of all the elected members of the board shall become vacant the county superintendent shall appoint one member of the board and the procedure for electing the other members shall be as herein provided Any person selected under provisions of this section to fill any vacancy shall serve until the next annual convention of the County School Directors' Association at which convention a member of the board shall be elected for the unexpired term

Section 230 The county school board in each county in this Commonwealth shall meet and effect an organization on the first Monday in July one thousand nine hundred and twenty-seven and annually thereafter The board shall elect annually at such meetings from its membership a vice president and a secretary-treasurer who shall serve for one year or until their successors may be elected At least ten monthly meetings of the board shall be held during each school year Adjourned and special meetings may be held at the joint call of the county superintendent and the secretary of the board The president may call special meetings at any time He shall call a special meeting whenever so requested in writing by any three members of the county board and shall he fail or refuse so to do a special meeting may be called at any time by a majority of the members of the county board Such annual and monthly meetings shall be regularly held at the office of the county superintendent Special meetings may be held at some other place as determined by the board At least one week in advance of any meeting of the board notices of such meeting shall be mailed by the county superintendent to the members of the board and to any members elected Three elected members of the board shall constitute a quorum for the transaction of business Provided That when because of vacancies in the membership of the board it is impossible to secure a quorum the remaining members of the board may proceed to fill such vacancies as herein provided Any county school board may adopt rules of parliamentary procedure or other regulations not inconsistent with the provisions of this act or other acts

Section 231 It shall be the duty of each of the members of the county school board in any county of this Commonwealth to attend all regular and special meetings of such board Each member of such board with the exception of the county superintendent attending any of such meetings shall receive for each meeting attended an amount equal to the necessary expenses actually incurred in attending such meetings such amounts to be paid by requisition of the Superintendent of Public Instruction on the State Treasurer on proper vouchers submitted by the county superintendent and from appropriations for this purpose Provided That the total amount paid for such expenses to any member of such board shall not exceed one hundred dollars ($100) in any one year Stationery printing blanks and postage necessary for the use of the county school board in any county of this Commonwealth shall be furnished by the County Commissioners of such county

Section 232 All persons elected or appointed as members of any county school board shall serve without pay except as herein provided and before entering upon the duties of their office shall take and subscribe to the following oath or affirmation which shall be administered by a judge of the court of common pleas

I do solemnly swear (or affirm) that I will support obey and defend the Constitution of the United States and the Constitution of this Commonwealth and that I will discharge the duties of my office with fidelity that I have not paid or contributed or promised to pay or contribute either directly or indirectly any money or other valuable thing to procure my nomination or election (or appointment) except for necessary and proper expenses expressly authorized by law that I have not knowingly violated any election law of this Commonwealth or procured it to be done by others in my behalf that I will not knowingly receive either directly or indirectly any money or other valuable thing for the performance or non-performance of any act or duty pertaining to my office other than the compensation allowed by law

Section 233 Any member of any county school board in this Commonwealth who shall directly or indirectly accept or receive any money or other valuable thing for voting for or against or for withholding his vote for or against any appointment or matter or action that shall come before the board or any committee thereof or before any convention of school directors of which he is a member shall be guilty of a misdemeanor and on conviction thereof shall forfeit his office and shall not be eligible again to hold office of any kind provided for in this act and shall be liable to pay a fine of not less than five dollars ($5.00) or more than five hundred dollars ($500.00) or be sentenced to the county jail for a term of not less than thirty (30) days or more than one year either or both as the court may determine

Section 234 If the county school board in any county in this Commonwealth shall fail to organize as herein provided or refuse or neglect to perform any duty imposed upon it by the provisions of this act any twenty (20) school directors or fifty (50) voters in the school districts under the supervision of the county superintendent may present their petition in writing verified by the oath or affirmation of at least three of them to the court of common pleas of the county setting forth the facts of such refusal or neglect of duty on the part of such county school board whereupon the said court shall grant a rule upon said county school board the same to be made returnable in not less than ten or more than twenty days from the date of issue thereof to show cause why they should not be removed from office of which rule the said county school board shall have at least five days notice On or before the return day of such rule the said county school board individually or jointly shall file in writing their answer or answers to said petition under oath and if the facts set forth in said petition presented by said directors or voters or any material part thereof be denied the court shall then hear the several parties on such matters as are contained in said petition if on such hearing or if when no answer is filed denying the facts set forth in said petition the court shall be of the opinion that any duty imposed on said board which is by the provisions of this act made mandatory upon them to perform has not been done or has been neglected by them the said court shall have the power to remove said board or such of its number as in its opinion is proper and appoint other qualified persons in their stead subject to the provisions of this act Any person so removed from office shall not be eligible again as a member of such board The court shall impose the costs of such proceedings upon the petitioners or upon the members of the county school board or upon the county or may apportion the same among them as it shall deem just and proper

Section 235 If any person elected or appointed as a member of any county school board who has been notified of his election or appointment shall refuse or neglect to qualify as such member within thirty (30) days next succeeding the beginning of his term of office the remaining members of the board may declare his office in such board vacant If any person having qualified as a member of any county school board shall neglect or refuse to attend two successive regular meetings unless detained by sickness or prevented by necessary absence or if in attendance at any meeting shall neglect or refuse to act in his

official capacity as a member of any county school board the remaining members of the board may declare his office in such board vacant

Section 236 The president shall preside at all meetings and perform such other duties as pertain to his office as prescribed in this act In the absence of the president the vice president shall act in his stead

The president shall be custodian of all records reports papers and other office property of the board which shall be kept in proper manner for the use of the board Such materials shall be kept in the county superintendent's office and at the expiration of the president's term shall be turned over to his successor in office

The secretary of each county school board shall keep a correct and proper record of all proceedings and activities of the board and shall prepare such reports and keep such accounts as are provided by the provisions of this act Such reports and records shall be kept in a permanent file in the office of the county superintendent

Section 2 That article four of said act as amended be further amended by the addition of sections four hundred and eleven to four hundred and seventeen inclusive which shall read as follows

Section 411 The county school board in any county in the Commonwealth may make intensive studies of school conditions in any of the districts under the supervision of the county superintendent such as housing programs and courses of study attendance health supervision special education for handicapped children school facilities for pupils living beyond the compulsory attendance distance transportation of pupils school plants playgrounds school libraries class room equipment standardization of schools kinds and condition of text books and other matters pertaining to the education and welfare of children of school age in such districts and it shall be their duty to promote educational policies favorable to such children

The county school board may together with the county superintendent and the Department of Public Instruction make surveys in reference to school buildings programs and consolidations and shall report findings therefrom to the board or boards of school directors of the districts concerned The county school board may recommend the extension or enrichment of programs and courses of study in rural schools and may suggest programs for adult education the organization of evening schools and other educational activities Any such board may recommend changes in the boundaries of school districts so far as assignment of pupils and subdistricting are concerned In any matter pertaining to the education or welfare of the children of school age in the districts under the supervision of the county superintendent the county school board may recommend to the Department of Public Instruction legislation related thereto

Section 412 The county board shall have the power to initiate on its own account upon the request of the Superintendent of Public Instruction or upon the request of a local school board proceedings to investigate violations of the law arising out of compulsory attendance sanitary conditions safety of school buildings and other matters relating to the legal requirements in the administration of schools in the district under its jurisdiction Hearings may be held to ascertain the facts in such matters Reports of such proceedings shall be made to the Department of Public Instruction upon request

Section 413 Tuition accounts that are subjects of disagreement between school districts under the supervision of the county superintendent in any county in this Commonwealth shall be referred to the county school board by the directors of such school districts It shall be the duty of the county school board to audit and review such accounts and to find in favor of one district or the other or to recommend a compromise as the facts may warrant and such finding or recommendation of the board shall be binding upon the boards of directors of such school districts unless set aside by decree of the proper court of law

In order to avoid the expense of legal proceedings any serious controversy between the board of school directors of any district with citizens of that district or with any other district the disputants may by petition refer the matter to the county school board It shall be the duty of the county school board to arbitrate in any controversy so referred and to recommend to the disputants an equitable adjustment thereof

Section 414 Whenever the board of school directors in any district of the fourth class or a township which is a third class district in any county in this Commonwealth wishes to reopen any closed school a petition to reopen such school shall be made to the county school board in such county The county school board shall consider such petition and make such order as may seem just in the premises which order shall be final Report of such action shall be made by the board to the Department of Public Instruction

Section 415 The county school board in each county in this Commonwealth shall recommend to the Department of Public Instruction approval or disapprovad of the administration of state-aid transportation within any school district under the supervision of the county superintendent of schools in accordance with standards prescribed by the Department of Public Instruction Any parent of or guardian of or any person in parental relation to any child eligible to transportation under existing laws who is dissatisfied with the administration of the transportation furnished such child may present an appeal to the county board stating the reasons for such appeal whereupon the county board shall consider said appeal and shall make such order as may seem just in the premises a copy of such order to be filed in the office of the county superintendent of schools

Section 416 On and after the first day of July one thousand nine hundred and twenty-seven no emergency certificate issued by any county superintendent in any county in this Commonwealth to any teacher shall be extended before such extension has been approved by the county school board in such county

Section 417 Each county school board shall make a report to the County School Directors' Association at its annual meeting setting forth a detailed statement of the activities of the board during the previous year with any recommendations they wish to make and a copy of this report shall be sent to the Department of Public Instruction on or before August first of each year Other reports shall be submitted as may be requested by the Superintendent of Public Instruction

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—37

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Kutz, | Schantz, |
| Baldwin, | DeWitt, | Leslie, | Snyder, |
| Barr, | Earnest, | Mansfield, | Steele, |
| Bonbrake, | Freeman, | Miller, | Stites, |
| Brown, | Gelder, | Norton, | Vare, |
| Buckman, | Griswold, | Painter, | Weingartner, |
| Coyne, | Heaton, | Patton, | Woodward, |
| Culbertson, | Joyce, | Phipps, | Homsher, |
| Daix, | Krause, | Quigley, | Pres. Pro Tem. |
| Davis, | Kunkle, | Salus, | |

NAYS—6

| | | | |
|---|---|---|---|
| Baumer, | Lanius, | Sones, | Sprowls, |
| Betts, | North, | | |

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 393, as follows:

An Act to further amend sections one thousand seven hundred and one and one thousand seven hundred and seven as amended of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which

it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" and to repeal section one thousand seven hundred and two of said act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand seven hundred and one of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended by an act approved the twentieth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand and thirty-six) entitled "An act to amend sections one thousand seven hundred one one thousand seven hundred four one thousand seven hundred five and one thousand seven hundred eleven of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby further amended to read as follows

Section 1701 [The term elementary school or elementary course shall apply to all grades not included among those recognized as high school grades in the classification of the Department of Public Instruction A high school is an organization of grades seven eight nine ten eleven and twelve in cases where such grades or any of them are organized as part of a junior high school a senior high school or a six year high school and are so recognized by the State Board of Education but where such grades are not so organized grades seven and eight shall be classified as elementary grades] A complete high school course is one requiring four years beyond an elementary course of eight years or six years beyond an elementary course of six years The [Superintendent] Department of Public Instruction shall make such regulations as shall be necessary to insure proper standards for the various grades of the twelve years of the public schools [course] program of studies

Any high school giving work for the seventh eighth ninth tenth eleventh and twelfth years of not less than one hundred and eighty days in each year and conforming to the regulations established by the Department of Public Instruction and having at least five properly qualified teachers shall be designated a Six-Year high school

[All] Any high [schools maintaining four or more years courses of study] school giving work for the ninth tenth eleventh and twelfth years of not less than one hundred and eighty days in each year and conforming to the regulations established by the Department of Public Instruction and employing at least three properly qualified teachers [shall be high schools of the first class] shall be designated a Four-Year High School

[All] Any high [schools maintaining three year courses of study] school giving work for the ninth tenth and eleventh years of not less than one hundred and eighty days in each year and conforming to the regulations established by the Department of Public Instruction and employing at least two properly qualified teachers [shall be high schools of the second class] shall be designated a Three-Year High School

[All] Any high schools maintining two year courses of study shall be high schools of the third class The class to which any high school belongs shall be determined by the length of its shortest coure for graduation Provided hereafter] school giving work for the ninth and tenth years of not less than one hundred and eighty days in each year and conforming to the regulations established by the Department of Public Instruction and employing one or more properly qualified teachers shall be designated a Two-Year High School

Any school giving work for the seventh eighth and ninth years or for the seventh eighth ninth and tenth years of not less than one hundred and eighty days in each year and conforming to the regulations established by the Department of Public Instruction and having properly qualified teachers shall be designated a Junior High School ]Provided That hereafter no new high school shall be established in a school district of the fourth class without the consent of the State Board of Education and of the superintendent of schools of the county in which such district is located]

In order to establish a new high school or to add a year of work to the program of a high school or junior high school already in operation in a school district of the fourth class the approval of the Department of Public Instruction and of the county superintendent of schools in which the district is located shall be secured in advance of the opening of such school or of making such change in program

Section 2 Section one thousand seven hundred and seven of said act as amended by an act approved the first day of June one thousand nine hundred and fifteen (Pamphlet Laws six hundred and seventy-two) entitled "An act to amend section one thousand seven hundred and seven of an act entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith approved the eighteenth day of May Anno Domini one thousand nine hundred and eleven" is hereby further amended to read as follows

Section 1707 Pupils residing in school districts in which no public high schools are maintained may attend during the entire term the high schools in other districts which are nearest or most convenient to their homes [If] In any district which maintains a high school [with a course less than four years' course] whose program of studies terminates before the end of the twelfth year pupils who have satisfactorily completed the [same in the school of their own district or have completed the] program of studies equivalent [of] to said [course] program of studies in some other school or schools may attend at the expense of the school board of the district in which they live [during the remaining years of a three or four years' course] the nearest or most conveniently located high school [of such class as they may desire to attend] giving further high school work Provided That pupils wishing to attend a high school in a district other than the one in which they reside shall obtain the consent of the board of school directors of the district in which such high school is located before attending the same And providing further That where pupils desirous of having their tuition paid in a high school in another district on account of having completed in a high school or schools in another district the equivalent of a [course] program of studies in their own district they must present to the board of their own district and the board of the district in which they wish to attend a certificate from the county superintendent who has jurisdiction over the district in which they live that they have satisfactorily completed the equivalent of said [course] program of studies County Superintendents are hereby authorized and required to examine such pupils and if entitled to issue to them the necessary certificates

Section 3 Section one thousand seven hundred and two of said act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby repealed

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—41

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Leslie, | Snyder, |
| Baldwin, | DeWitt, | Mansfield, | Sones, |
| Barr, | Earnest, | Miller, | Sprowls, |
| Baumer, | Freeman, | North, | Steele, |
| Bonbrake, | Gelder, | Norton, | Stites, |
| Brown, | Griswold, | Painter, | Vare, |
| Buckman, | Heaton, | Patton, | Weingartner, |
| Coyne, | Joyce, | Phipps, | Woodward, |
| Culbertson, | Krause, | Quigley, | Homsher, |
| Daix, | Kunkle, | Schantz, | Pres. Pro Tem. |
| Davis, | Kutz, | | |

NAYS—2

| | |
|---|---|
| Betts, | Lanius, |

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 442, as follows:

An Act to further amend paragraph nineteen of section one thousand two hundred and ten of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by including payments on account of special classes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph nineteen of section one thousand two hundred and ten of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hudnred and nine) entitled "An act to establish a public school system in the Commonwealth of Pensylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended by an act approved the tenth day of July one thousand nine hundred nineteen (Pamphlet Laws nine hundred and ten) entitled "An act to further amend section one thousand two hundred ten and to repeal sections one thousand two hundred eleven one thousand two hundred thirteen and two thousand eight hundred and five of an act approved the eighteenth day of May one thousand nine hundred eleven (Pamphlet Laws three hundred and nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith and making an appropriation" and as amended by an act approved the twenty-eighth day of April one thousand nine hundred and twenty-one (Pamphlet Laws three hundred twenty-eight) entitled "An act to amend section one thousand two hundred ten as amended and section one thousand one hundred three and section five hundred twenty-four as amended of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphet Laws three hundred and nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' and repealing section one thousand two hundred twelve thereof" as amended by an act approved the twenty-third day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and twenty eight) entitled "An act to further amend section one thousand two hundred ten as amended of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby amended to read as follows

Nineteen Of the salaries herein provided for teachers supervisors principals and all other members of the teaching and supervisory staff in the public schools of the Commonwealth except part time and night school teachers the Commonwealth shall pay for the biennium year beginning June first one thousand nine hundred and twenty-three and each biennium year thereafter to such school districts as comply with the laws governing the public schools of the Commonwealth for each of said persons employed therein as shown by the certificate herein required to be filed with the Superintendent of Public Instruction in the November immediately preceding any such biennium year as follows In school districts of the first class for each member of the teaching and supervisory staff twenty-five per centum (25%) of the annual minimum salary prescribed herein for elementary teachers in such districts in school districts of the second and third class for each member of the teaching and supervisory staff thirty-five per centum (35%) of the annual minimum salary prescribed herein for elementary teachers in such districts in school districts of the fourth class for each member of the teaching and supervisory staff fifty per centum (50%) of the annual minimum salary prescribed herein for teachers in such districts Provided That the amount paid by the Commonwealth to a school district in any of the foregoing classes which has a true valuation per teacher of assessable property of fifty thousand dollars ($50,000) or less shall be seventy-five per centum (75%) of the annual minimum salary prescribed herein for [elementary] teachers in such districts and that the amount paid to a school district in any of the foregoing classes which has a true valuation per teacher of assessable property of more than fifty thousand dollars ($50,000) and not more than one hundred thousand dollars ($100,000) shall be sixty per centum (60%) of the annual minimum salary prescribed herein for [elementary] teachers in such districts Provided That where any member of the teaching or supervisory staff receives less salary than the minimum salary prescribed by the foregoing salary schedule for the class of district in which he is teaching there shall be paid to the district a corresponding per centum of the salary paid to such person And provided further That for each full time teacher of a special class and for each full time supervisor or principal of special schools or classes organized by any school district and approved under legislation providing for the special education of physically and mentally handicapped pupils there shall be paid to the district in addition to other payments herein provided sums as follows To districts of the first class twenty-five per centum (25%) and to other districts thirty per centum (30%) of the minimum salary respectively prescribed herein for elementary teachers in such respective districts and for each part time teacher supervisor or principal employed in approved special education a fraction of such amounts proportional to the time for which such person is employed And provided further That the total amount paid to any school district on account of any such teacher supervisor or principal employed in special education shall not exceed eighty per centum (80%) of the salary actually paid to such person And provided further That wherever payment is made upon the salary of any member of the teaching or supervisory staff from Federal or other State funds such amounts shall be to the extent thereof in lieu of the payment provided herein for such person Provided further That the Superintendent of Public Instruction shall annually apportion to each fourth class district the sum of two hundred dollars ($200) for each

school permanently closed or discontinued in such district since nineteen hundred eleven or which may hereafter be permanently closed or discontinued

The true valuation per teacher for each district shall be determined by the State Council of Education on data and material submitted by the officers of such district in the annual report to the Superintendent of Public Instruction It shall be found by dividing the true valuation of the district by the number of full time teachers which number shall include all teachers principals supervisors and superintendents employed in the vocational and non-vocational schools of the district for the year covered by such report The true valuation of the taxable property of each school district shall be obtained by dividing the amount of the assessed valuation certified in the annual report of the district for the school year ending June thirteenth one thousand nine hundred and twenty-two and every second year hereafter by the average rate of assessment certified in such annual report for the three years immediately preceding the date on which such true valuation is determined For the two fiscal years beginning on June first one thousand nine hundred and twenty-three be determined during the month of June one thousand and ending on May thirty-first one thousand nine hundred and twenty-five such true valuation of the district shall nine hundred and twenty-three on the data and material available in the report filed with the Superintendent of Public Instruction on August first one thousand nine hundred and twenty-two The true valuation of each school district for the two fiscal years beginning on June first one thousand nine hundred and twenty-five and ending May thirty-first one thousand nine hundred and twenty-seven and for each biennium thereafter shall be determined during the month of October one thousand nine hundred and twenty-four and in the month of October of every second year thereafter The State Council of Education is hereby given full power and authority to make such investigations to take such action and to institute such proceedings as may be necessary to determine any of the questions that may be raised in the determination and adjustment of the aforesaid true valuations and the decisions which such council reaches in such questions shall be final and conclusive

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Davis, | Kutz, | Schantz, |
| Baldwin, | Derrick, | Lanius, | Snyder, |
| Barr, | DeWitt, | Leslie, | Sones, |
| Baumer, | Earnest, | Mansfield, | Sprowls, |
| Betts, | Freeman, | Miller, | Steele, |
| Bonbrake, | Gelder, | North, | Stites, |
| Brown, | Griswold, | Norton, | Vare, |
| Buckman, | Heaton, | Painter, | Weingartner, |
| Coyne, | Joyce, | Patton, | Woodward, |
| Culbertson, | Krause, | Phipps, | Homsher, |
| Daix, | Kunkle, | Quigley, | Pres. Pro Tem. |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL ON FINAL PASSAGE POSTPONED FOR THE PRESENT.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 136, entitled:

An Act to repeal the act approved the twentieth day of May one thousand nine hundred and thirteen (Pamphlet Laws two hundred forty-one) entitled "A supplement to an act approved the twenty-third day of April one thousand nine hundred three entitled 'An act to designate a uniform date when the commissioners of the several counties shall issue their precepts to assessors to make the triennial assessments and the reassessment between the periods of the triennial assessment of property and fixing the time for the return thereof' as amended"

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Davis, | Kutz, | Schantz, |
| Baldwin, | Derrick, | Lanius, | Snyder, |
| Barr, | DeWitt, | Leslie, | Sones, |
| Baumer, | Earnest, | Mansfield, | Sprowls, |
| Betts, | Freeman, | Miller, | Steele, |
| Bonbrake, | Gelder, | North, | Stites, |
| Brown, | Griswold, | Norton, | Vare, |
| Buckman, | Heaton, | Painter, | Weingartner, |
| Coyne, | Joyce, | Patton, | Woodward, |
| Culbertson, | Krause, | Phipps, | Homsher, |
| Daix, | Kunkle, | Quigley, | Pres. Pro Tem. |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 246, entitled:

An act to amend section two of an act approved the twentieth day of June, one thousand nine hundred and nineteen, (P. L. 521), entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," as amended.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

| | | | |
|---|---|---|---|
| Aron, | Davis, | Kutz, | Schantz, |
| Baldwin, | Derrick, | Lanius, | Snyder, |
| Barr, | DeWitt, | Leslie, | Sones. |
| Baumer, | Earnest, | Mansfield, | Sprowls, |
| Betts, | Freeman, | Miller, | Steele |
| Bonbrake, | Gelder, | North, | Stites, |
| Brown, | Griswold, | Norton, | Vare, |
| Buckman, | Heaton, | Painter, | Weingartner, |
| Coyne, | Joyce, | Patton, | Woodward, |
| Culbertson, | Krause, | Phipps, | Homsher, |
| Daix, | Kunkle, | Quigley, | Pres. Pro Tem. |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

## BILL RECOMMITTED.

Mr. JOYCE. Mr. President, I move that Senate Bill No. 309, on third reading, entitled:

An Act imposing a poll tax for county purposes in all counties except counties of the first class on male and female residents over the age of twenty-one years and abolishing the occupation tax

be recommitted to the Committee on Elections for amendments.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## BILL ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 379, entitled:

An Act regulating the expenses of county commissioners in counties of the second class

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—40.

| | | | |
|---|---|---|---|
| Aron, | DeWitt, | Leslie, | Snyder, |
| Baldwin, | Earnest, | Mansfield, | Sones, |
| Barr, | Freeman, | Miller, | Sprowls, |
| Baumer, | Gelder, | North, | Steele, |
| Bonbrake, | Griswold, | Norton, | Stites, |
| Buckman, | Heaton, | Painter, | Vare, |
| Brown, | Joyce, | Patton, | Weingartner, |
| Coyne, | Krause, | Phipps, | Woodward, |
| Culbertson, | Kunkle, | Quigley, | Homsher. |
| Daix, | Kutz, | Schantz, | Pres. Pro Tem. |
| Davis, | | | |

NAYS—3.

| | | |
|---|---|---|
| Betts, | Derrick, | Lanius, |

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL RECOMMITTED.

Mr. LESLIE. Mr. President, I move that Senate Bill No. 433, on third reading, entitled:

An Act providing for the levy of a poll tax in counties of the second class and abolishing therein taxes on salaries and emoluments of office offices and posts of profit professions trades and occupations.

be recommitted to the Committee on Elections for amendments.

Mr. BALDWIN. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 470, entitled:

An Act authorizing counties cities boroughs incorporated towns townships and school districts to make contracts of insurance with mutual fire insurance companies.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—37.

| | | | |
|---|---|---|---|
| Aron, | DeWitt, | Miller, | Sones, |
| Baldwin, | Earnest, | North, | Sprowls, |
| Barr, | Freeman, | Norton, | Steele, |
| Bonbrake, | Gelder, | Painter, | Stites, |
| Buckman, | Griswold, | Patton, | Vare, |
| Coyne, | Heaton, | Quigley, | Weingartner, |
| Culbertson, | Joyce, | Salus, | Woodward, |
| Daix, | Krause, | Schantz, | Homsher, |
| Davis, | Kutz, | Snyder, | Pres. Pro Tem. |
| Derrick, | Leslie, | | |

NAYS—7.

| | | | |
|---|---|---|---|
| Baumer, | Brown, | Lanius. | Phipps, |
| Betts, | Kunkle, | Mansfield, | |

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceedd to the second reading and consideration of Senate Bill No. 3, as follows:

An Act making an appropriation to the West Philadelphia Hospital for Women in the City of Philadelphia

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty-six thousand dollars ($36,000) or so much thereof as may be necessary is hereby specifically appropriated to the West Philadelphia Hospital for women located on Parish Street Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committe of the Whole in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 6, as follows:

An Act making a deficiency appropriation to the Home for Training in Speech of Deaf Children before they are of school age at Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby specifically appropriated to the board of trustees of the Home for Training in Speech of Deaf Children before they are of school age at Philadelphia Pennsylvania to cover a defici-

ency in maintenance for the two fiscal years ending May thirty-first one thousand nine hundred and twenty-five

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 7, as follows:

An Act making an appropriation to the Home for the Training in Speech of Deaf Children before they are of school age at Belmont Avenue and Monument Road Philadelphia

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of ninety-seven thousand dollars ($97,000) or so much thereof as may be necessary is hereby specifically appropriated to the Home for the Training in Speech of Deaf Children before they are of school age in Philadelphia for the two fiscal years beginning June first one thousand nine hundred twenty-five for the following purposes

For maintenance and training of sixty pupils in the Home during the two fiscal years (no vacation)

For painting repairs and furnishings

For installing a modern heating system in main buildings Cottage No. one and Cottage No. two

Section 2 No part of this appropriation shall become available until the managers of this institution shall have filed with the Auditor General a declaration that hereafter all pupils received into the institution shall be taught exclusively by the oral method

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 43, as follows:

An Act making an appropriation to the Allentown Hospital Allentown Lehigh County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of sixty thousand dollars ($60,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Allentown Hospital for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for each such free service Provided however that the compensation received shall be at a rate not exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 44, as follows:

An Act making an appropriation to the Saint Luke's Hospital located at Bethlehem Lehigh County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of Sixty thousand dollars ($60,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Saint Luke's Hospital located at Bethlehem Lehigh County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twent-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however that the compensation received shall be at a rate not exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 45, as follows:

An Act making an appropriation to the Children's Home of Bethlehem Salisbury Township Lehigh County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby specifically appropriated to the Children's Home located at Bethlehem Salisbury Township Lehigh County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 57, as follows:

An Act making an appropriation to the Carlisle Hospital Carlisle Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifteen thousand dollars ($15,000) or so much thereof as may be necessary is hereby specifically appropriated to the Carlisle Hospital of Carlisle Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 59, as follows:

An Act making an appropriation to the Lewistown Hospital of Lewistown Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of Eleven thousand five hundred dollars ($11,500) os so much thereof as may be neecssary is hereby specifically appropriated to the Lewistown Hospital of Lewistown Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such appropriation of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 62, as follows:

An Act making an appropriation to the North Pennsylvania General Hospital and Sanatorium at Austin Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby specifically appropriated to the North Pennsylvania General Hospital and Sanatorium at Austin Pennsylvania for the two fiscal years beginnig June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 64, as follows:

An Act making an appropriation to the Home for Friendless Women and Children of the city of Scranton

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of ten thousand dollars ($10,000) or so much thereof as may be necessary be and the same is nereby specifically appropriated to the Home for Friendless Women and Children of the city of Scranton for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 67, as follows:

An Act making an appropriation to the Clearfield Hospital Clearfield Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonweatlh of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty thousand dollars ($30,000) or as much thereof as may be necessary is hereby specifically appropriated to the Clearfield Hospital of Clearfield Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day or part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost or service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 73, as follows:

An Act making an appropriation to the Punxsutawney Hospital Association of Punxsutawney Jefferson County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonweaith of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of ten thousand dollars ($10,000) or so much thereof as may be necesasry is hereby specifically appropriated to the Punxsutawnev Hospital Association of Punxsutawney located at Jefferson County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge of such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 75, as follows:

An Act making an appropriation to the Brookville Hospital Brookville Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of six thousand dollars ($6,000) or so much thereof as may be necessary is hereby specifically appropriated to the Brookville Hospital at Brookville Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3.00) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3.00) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 76, as follows:

An Act making an appropriation to the Pennsylvania Memorial Home of Brookville Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fourteen thousand dollars ($14,000) or so much thereof as may be necessary is hereby specifically appropriated to the Pennsylvania Memorial Home of Brookville Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 77, as follows:

An Act making an appropriation to the trustees of the Philadelphia School of Design for Women at Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty thousand dollars ($20,000) or so much thereof as may be necessary is hereby specifically appropriated to the Philadelphia School of Design for Women of Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for general maintenance Provided That in such school there shall be maintained a free scholarship for one pupil of each county in the State to be filled by appointment of the Governor of the Commonwealth except that for counties having more than one Senator as many scholarships shall be provided as there are senatorial districts in such counties and in the case of the failure of any county to be properly represented by an appointee or appointees at the opening of any school year October first then the Governor shall have the power to fill such vacancy or vacancies by the appointment of applicants from other counties of the State In each quarterly statement furnished by the Board of Directors of the said institution to the Auditor General there shall be included a statement of the names and residences of all pupils filling free scholarships as provided by this act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 90, as follows:

An Act making an appropriation to the Industrial Home for Crippled Children at Pittsburgh Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-five thousand dollars ($25,000) or so much thereof as may be necessary is hereby specifically appropriated to the Industrial Home for Crippled Children located at Pittsburgh Pennsylvania for the purpose of maintenance during the two fiscal years beginning June first one thousand nine hundred and twenty-five to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 95, as follows:

An Act making an appropriation to Liberty Fire Company No 1 of Spring City Pennsylvania for loss sustained while in attendance at fire on property of State institution

Whereas The fire apparatus of the Liberty Fire Company No. 1 of Spring City Pennsylvania was recently damaged while being used in fighting a fire on the premises of the Pennhurst State School a State institution and

Whereas The trustees of said State institution have refused to pay the cost of the repairs to said apparatus amounting to four hundred and sixty dollars therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of four hundred and sixty dollars ($460) is hereby specifically appropriated to the Liberty Fire Company No. 1 of Spring City Pennsylvania in payment of its claim against the Commonwealth of Pennsylvania for the cost of repairs made necessary to its fire apparatus damaged while said fire company was in attendance at a fire on the premises on the Pennhurst State School a State institution

Payment of the amount herein appropriated shall be made on warrant of the Auditor General on the State Treasurer

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reaing.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 100, as follows:

An Act making an appropriation to the Tabor Home for Children Doylestown Bucks County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of nine thousand dollars ($9,000) or so much thereof as may be necesasry is hereby specifically appropriated to the Tabor Home for Children Doylestown Bucks County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-

five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded o the second reading and consideration of Senate Bill No. 104, as follows:

An Act making an appropriation to the Allegheny General Hospital

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred seventy thousand dollars ($170,000) or so much thereof as may be necessary is hereby specifically appropriated to the Allegheny General Hospital for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senato proceeded to the second reading and consideration of Senate Bill No. 105, as follows:

An Act making an appropriation to the Woods Run Settlement Association Petosky Street North Side Pittsburgh Allegheny County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of Two thousand five hundred dollars ($2,500) or so much thereof as may be necessary is hereby specifically appropriated to the Woods Run Settlement Association located on Petosky Street North Side Pittsburgh Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceded to the second reading and consideration of Senate Bill No. 114, as follows:

An Act making an appropriation to the Hospital of the University of Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred and eighty thousand dollars ($180,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Hospital of the University of Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3.00) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3.00) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 119, entitled:

An Act making an appropriation to the Mary M Packer Hospital Sunbury Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same Tho the sum of fourteen thousand dollars ($14,000) or so much thereof as may be necessary is hereby specifically appropriated to the Mary M Packer Hospital Sunbury Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 129, as follows:

An Act making an appropriation to the Home for Friendless Children in the city of Reading Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three thousand four hundred dollars ($3,400) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Home for Friendless Children in the city of Reading Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five

For the purpose of support and maintenance and payment of interest on debt

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 140, as follows:

An Act making an appropriation to the Eagleville Sanatorium for Consumptives located at Eagleville Montgomery County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of seventy thousand dollars ($70,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to Eagleville Sanatorium for Consumptives located at Eagleville Montgomery County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem rate as the part of the regular word charge to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 142, as follows:

An Act making an appropriation to the South Side Hospital of Pittsburgh Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of seventy-five thousand dollars ($75,000) or so much thereof as may be necessary is hereby specifically appropriated to the South Side Hospital of Pittsburgh Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such portion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 170, as follows:

An Act making an appropriation to carry into effect the provisions of an act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred and fourteen) entitled "An act providing for the erection and construction by the Commonwealth of Pennsylvania and the State of New Jersey of a bridge over the Delaware River connecting the city of Philadelphia and the city of Camden and the approaches thereto providing for a joint commission for that purpose and defining its powers and duties providing for an independent commission in this Commonwealth in relation thereto and defining its powers and duties providing for the payment of a part of the cost thereof by the City of Philadelphia and providing for the acquiring taking and condemnation of the real estate for the site and approaches thereof providing for the turning over of said bridge upon its completion and making an appropriation for the purposes of this act" and its amendments

Whereas The Commonwealth of Pennsylvania under authority of the said act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred and fourteen) and its amendments has entered into a contract with the State of New Jersey to build a bridge across the Delaware River between the cities of Philadelphia and Camden and

Whereas the Board of Engineers and the Secretary have certified to the Joint Commission composed of the Pennsylvania Commission and the New Jersey Interstate Bridge and Tunnel Commission that eight million three hundred and forty thousand one hundred and sixty-nine dollars ($8,340,169) is needed to complete said bridge in the year one thousand nine hundred and twenty-six in accordance with the revised estimates of the amount necessary to complete the construction of said bridge and pay for the land and property necessary therefor of which amount the share of the Commonwealth is two million five hundred and sixty-one thousand six hundred and sixty-two dollars ($2,561,662) and

Whereas the State of New Jersey through an additional bond issue in 1924 has made available its entire share of the cost of erecting and constructing said bridge and acquiring the land and property necessary therefor in accordance with the revised estimates of the amount necessary to complete the bridge and

Whereas the City of Philadelphia through an additional bond issue in 1924 has made available two million five hundred and sixty-one thousand six hundred and sixty-two dollars ($2,561,662) its entire share of the cost of erecting and constructing said bridge and acquiring the land and property necessary therefor in accordance with the revised estimates of the amount necessary to complete the bridge and

Whereas Said act of Assembly providing for the erection and construction of said bridge provides that no contract can be entered into beyond the extent of the appropriations made available for the purpose by the Commonwealth and

Whereas The good faith of the Commonwealth of Pennsylvania has been pledged to the City of Philadelphia and to the State of New Jersey and

Whereas Delay in making available a sufficient appropriation will result in further increase in the cost of said bridge caused by interest charges over-head expenses increased cost of materials and deterioration of partially completed parts of the bridge therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two million five hundred sixty-one thousand six hundred and sixty-two dollars ($2,561,662) or so much thereof as may be necessary is hereby specifically appropriated to the Joint Commission composed of the Pennsylvania Commission and the New Jersey Inter-State Bridge and Tunnel Commission for the payment of the remaining share of the Commonwealth of Pennsylvania of the cost of erecting and constructing a bridge over the Delaware River between the cities of Philadelphia and Camden and of acquiring the necessary land and property in connection therewith in accordance with the provisions of the act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred and fourteen) entitled "An act providing for the erection and construction by the Commonwealth of Pennsylvania and the State of New Jersey of a bridge over the Delaware River connecting the city of Philadelphia and the city of Camden and the approaches thereto providing for a joint commission for the purpose and defining its powers and duties providing for an independent commission in this Commonwealth in relation thereto and defining its powers and duties providing for the payment of a part of the cost thereof by the city of Philadelphia and providing for the acquiring taking and condemnation of the real estate for the site and approaches thereof providing for the turning over of said bridge upon its completion and making an appropriation for the purpose of this act" and its amendments

The moneys hereinbefore appropriated shall be available and be expended only for the purposes and in the manner provided in said act of Assembly of July ninth one thousand nine hundred and nineteen

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 180, as follows:

An Act making an appropriation to the Christian Home for Women at Fourteen Hundred and Twenty-three Liverpool Street North Side City of Pittsburgh Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two thousand dollars ($2,000) or so much thereof as may be necessary is hereby specifically appropriated to the Christian Home for Women located at Fourteen Hundred and Twenty-three Liverpool Street (formerly City of Allegheny) now City of Pittsburgh County of Allegheny Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 181, as follows:

An Act making an appropriation to the Home for the Aged and Infirm Colored Women at Pittsburgh Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five thousand five hundred dollars ($5,500) or so much thereof as may be necessary is hereby specifically appropriated to the Home for Aged and Infirm Colored Women located at Pittsburgh Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 184, as follows:

An Act making an appropriation to the Chester Day Nursery and Children's Home at Chester Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three thousand dollars ($3,000) or so much thereof as may be necessary is hereby specifically appropriated to the Chester Day Nursery and Children's Boarding Home at Chester Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 186, as follows:

An Act making an appropriation to the Trustees of the University of Pennsylvania

Whereas the General Assembly at its Session in the year one thousand nine hundred and twenty-three appropriated to the Trustees of the University of Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-three for the general maintenance of the University and the purchase of apparatus and equipment and for the maintenance of the graduate school of medicine the sum of one million five hundred forty-one thousand three hundred and twelve dollars ($1,541,312) and

Whereas the Governor on the thirteenth day of July Anno Domini one thousand nine hundred and twenty-three approved said appropriation in the sum of eight hundred and ninety thousand dollars ($890,000) and withheld his approval from the remainder of said item and

Whereas the Governor intended to approve said item in the amount of one million one hundred eighty-five thousand dollars ($1,185,000) but failed to do so as the result of an error in calculation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two hundred and ninety-five thousand dollars (295,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Trustees of the University of Pennsylvania for the remaining months of the year ending May 31st one thousand nine hundred and twenty-five for the general maintenance of the University and the purchase of such apparatus and equipment as the Trustees may deem necessary for the best interests of the University of Pennsylvania

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a thir reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 192, entitled:

An Act making an appropriation to the Children's Aid Society of Pennsylvania

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifty-five thousand dollars ($55,000) or so much thereof as may be necessary is hereby specifically appropriated to the Children's Aid Society of Pennsylvania located in Philadelphia for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance

On the question,

Will the Senate agree to the section?

Mr. WOODWARD. Mr. President, I move to amend section 1, page 1, line 4, by striking out the following: "fifty-five thousand dollars ($55,000)" and inserting in lieu thereof the following: "seventy-five thousand dollars ($75,000)."

Mr. PHIPPS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The title of the bill was read as follows and agreed to.

An Act making an appropriation to the Children's Aid Society of Pennsylvania

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 193, as follows:

An Act makiug an appropriation to the Wills Eye Hospital of Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of sixty thousand dollars ($60,000) or so much thereof as may be necessary is hereby specifically appropriated to the Wills Eye Hospital of Philadelphia for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 194, as follows:

An Act making an appropriation to the Hospital of the Hahnemann Medical College and Hospital of Philadelphia

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred and fifty-five thousand ($155,000) dollars or so much thereof as may be necessary is hereby specifically appropriated to the Hospital of the Hahnemann Medical College and Hospital for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 195, as follows:

An Act making an appropriation to the Philadelphia Orthopaedic Hospital and Infirmary for Nervous Diseases of Philadelphia

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifty thousand dollars ($50,000) or so much thereof as may be necessary is hereby specifically appropriated to the Philadelphia Orthopaedic Hospital and Infirmary for Nervous Diseases of Philadelphia for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 214, as follows:

An Act making an appropriation to the Grand View Hospital located near Sellersville Bucks County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of nine thousand five hundred dollars ($9,500) or so much thereof as may be necessary is hereby specifically appropriated to the Grand View Hospital located near Sellersville Bucks County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regualr ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 228, as follows:

An Act making an appropriation to the Beulah Anchorage of Reading Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three thousand dollars ($3,000) or so much thereof as may be necessary is hereby specifically appropriated to the Beulah Anchorage of Reading Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 231, as follows:

An Act making an appropriation to the American Hospital for Diseases of the Stomach of Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirteen thousand five hundred dollars or so much thereof as may be necessary is hereby specifically appropriated to the American Hospital for Diseases of the Stomach located at Philadelphia Pnnsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 258, as follows:

An Act making an appropriation to the Home for Widows and Single Women of Reading Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three thousand five hundred dollars ($3,500) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Home for Widows and Single Women of Reading Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 278, as follows:

An Act to regulate the practice of Chiropractic and to provide for the appointment and maintenance of a Board of Chiropractic Examiners To define the powers and duties of said Board of Chiropractic Examiners To provide for the examining and licensing of Chiropractors in this State and provide for penalties for the violation of this Act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That there shall be established a Board of Chiropractic Examiners for the State of Pennsylvania The Board shall consist of five (5) members and each of said members shall serve for a term of five years from the first day of July next after his or her appointment or until a successor is appointed with the exception of those first appointed who shall serve as follows namely

One for one year
One for two years
One for three years
One for four years
One for five years

Each member of the said Board shall be a graduate of a reputable college of Chiropractic and shall have been licensed to practice Chiropractic under the Laws of the State excepting in the case of the first Board which shall be appointed as provided for in Section (3) and shall not be in any manner financially interested in or connected with the faculty or management of any Chiropractic School or College and shall have been engaged in the practice of Chiropractic in this State for a period of at least three (3) years

Section 2 The Governor shall appoint the members of said Board of Examiners from a list of all eligible Chiropractors within the State of Pennsylvania who are qualified by graduation and practice under the terms of this Bill for appointment which said list shall on or before the first day of June One Thousand Nine Hundred and Twenty-five be transmitted to the Governor by the Secretary of the Chiropractors Association of Pennsylvania In case of failure of said Chiropractors' Association of Pennsylvania to submit said list as aforesaid the Governor shall appoint members in good standing eligible under this Act

Section 3 Within fifteen (15) days after the approval of this Act the Secretary of the Chiropractors Association of Pennsylvania shall submit to the Governor of this State a full list of members in good standing in said Association who are eligible for appointment under the provisions of this Act and shall not be in any manner financially interested in or connected with the faculty or management of any Chiropractic School or College and shall have been engaged in the practice of Chiropractic in this State for a period of at least three (3) years and within thirty (30) days from the receipt of said list the Governor shall appoint from said list five (5) persons to serve on the first Board

The Governor shall in his first appointments designate the number of years for which each appointee shall serve In case of vacancy by death or otherwise there shall be appointed in like manner a person to serve through such unexpired term Each person who shall be appointed to serve on said Board of Chiropractic Examiners shall receive a Certificate of Appointment from the Secretary of the Commonwealth Each and every member of said Board shall within ten (10) days after appointment on being apprised of the same take and subscribe an oath or affirmation before the Secretary of the Commonwealth to faithfully and impartially perform the duties of said office

The Board shall be authorized to take testimony concerning all matters within its jurisdiction and the presiding officer for the time being of the said Board or any of the committees thereof may issue subpoenas and administer oaths to witnesses The Board of Examiners shall make and adopt all necessary rules regulations and By-Laws not inconsistent with the Constitution and Laws of the State of Pennsylvania or of the United States of America whereby to perform the duties and transact the business required under the provisions of this Act

Section 4 The first meeting of the said Board of Chiropractic Examiners shall convene on the third Monday in August one thousand nine hundred and twenty-five and subsequent meetings for organization in June annually thereafter suitable notice in the usual form being given by the Secretary of the Board to each of the members thereof specifying the time and place of meetings At the first meeting of the Board and at each annual meeting in June an organization shall be effected by the election from its membership of a President Secretary and Treasurer

Section 5 A certificate or license to practice Chiropractic in Pennsylvania shall be issued to the individual members of said Board by themselves at the first meeting of said Board upon the payment of the regular fee as provided in this Act

Section 6 For the purpose of examining applicants for license the said Board of Chiropractic Examiners shall hold two stated meetings in each year due notice of which shall be made public at such times and places as the Board may determine At said meetings a majority of the members of the Board shall constitute a quorum thereof but the examinations may be conducted by a Committee of two or more members of the Board of Examiners duly authorized by said Board and no license to practice Chiropractic shall be granted on an affirmative vote of less than three members Said Examinations shall be conducted in writing in accordance with the rules and regulations prescribed by the said Board of Chiropractic Examiners and may be supplemented by practical examinations and by practical tests upon the human body and shall embrace the subjects named in

section (9) of this act After each such examination the Committee having charge thereof shall without unnecessary delay act upon the same An official report of such action signed by each acting member of said Committee of Examiners stating the examination average of each Candidate the general average and the result of the examination whether successful or unsuccessful shall be transmitted to the said Board of Chiropractic Examiners Said report shall embrace all examination papers questions and answers therein and such written reports as results from the practical tests as hereinbefore specified All such reports shall be kept for reference and inspection for a period of not less than five (5) years The Board shall keep a record of its proceedings and register all applicants for license giving the name and location of the institution granting the applicant the Degree of "Doctor of" or "Diplomat in Chiropractic" the date of his or her diploma and also whether the applicant was rejected or granted a license and the number of the license granted

The record and register shall be a prima facie evidence of all matters recorded therein

Section 7 All fees provided by this Act shall be paid in advance to the Treasurer of the Board and after proper audit thereof by the Auditor General the Treasurer shall pay the same out on warrant drawn by the Auditor General and signed by the President and Secretary for the Board The compensation and expenses of the members and officers of said Board and all expenses proper and necessary in the opinion of such Board to discharge its duties under and to enforce the law shall be paid out upon the warrant of the President and Secretary of the said Board and no expenses shall be created to exceed the income of fees and fines as herein provided Salaries shall be fixed by the Board but shall not exceed fifteen dollars ($15.00) per day of actual service per member and railroad and hotel expenses

Section 8 Any person who is engaged in the practice of Chiropractic in this State and who is devoting his or her entire time to the practice of Chiropractic and who has practiced Chiropractic for a livelihood in this State not less than five years prior to the passage of this Act or any person who is engaged in the practice of Chiropractic in this State and has graduated from any recognized school or college of Chiropractic and has been engaged in actual and bona fide practice as a Chiropractor in this State for at least two years prior to the passage of this Act or any person who has been engaged in actual and bona fide practice of Chiropractic in this State at the time of the passage of this Act and who is a graduate of a legally incorporated or chartered school or college of Chiropractic requiring a two years course of at least six months each of actual bona fide resident attendance in class work may deliver to the Secretary of the Board of Chiropractic Examiners within ninety days after the organization of said Board a written application for license to practice Chiropractic together with satisfactory proof that the applicant is not less than twenty-one years of age is of good moral character and an affidavit satisfactory to said Board that the application falls within one of the three above mentioned classes upon the payment by the applicant of a fee of twenty-five dollars ($25.00) the Secretary of said Board of Chiropractic Examiners shall issue to such applicant a license to practice Chiropractic in this State which license shall be subscribed by every member of the Board of Chiropractic Examiners and shall have a like effect for all purposes as a license issued after examination by the Board of Examiners as hereinafter provided

Every license to practice Chiropractic issued under the provisions of this Act shall be signed by each member of the Board of Examiners and shall have affixed to it by the person authorized to affix the same the seal of the State Board of Chiropractic Examiners Before said license shall be issued it shall be recorded in a book to be kept by the Secretary of the Board of Examiners and the number of the book and the page therein containing such recorded copy shall be noted upon the face of said license said records shall under proper restriction for safe keeping be open to public inspection provided further that any one who at the time of the passage of this Act has been in continuous practice of Chiropractic for ten years in some other State and who graduated from a legally incorporated and reputable college of Chiropractic as provided for in this Act may be granted a license without further examination after complying with all the other conditons provided for in the licensing of Chiropractors in practice in this State at the time of the approval of this Act

Section 9 After August 1st One Thousand Nine Hundred and Twenty-five any person not theretofore or by the terms of this Act authorized to practice in this State and who desires to enter upon such practice may upon the payment of a fee of twenty-five ($25.00) Dollars deliver to the Secretary of the State Board of Chiropractic Examiners a written application for license together with satisfactory proof that the applicant is more than twenty-one years of age is of good moral character has obtained a preliminary education as hereinafter provided and has completed in a legally incorporated reputable Chiropractic College in the United States a course consisting of at least three terms of actual resident attendance each term being of at least eight months duration and the three terms being in different calendar years and the total attendance during the three years being at least twenty-four hundred (2400) sixty (60) minute hours or the equivalent thereof and graduated therefrom provided however that if the applicant shall have been matriculated and actually a bona fide student of such reputable Chiropractic College prior to the passage of this Act the preliminary educational requirements shall not apply and completion of graduation from a course of not less than eighteen calendar months embracing not less than two thousand (2,000) sixty (60) minute hours shall be deemed to be full compliance with the requirements of this Section as to qualifications for examination The State Board of Chiropractic Examiners shall if satisfied by the statements of the applicant that he or she possesses the educational qualifications set forth in this Act admit said applicant to examination as to his or her qualifications for the practice of Chiropractic which examination shall be conducted in writing and include the subjects of Anatomy Physiology Chemistry Symptomatology Diagnosis Pathology Hygiene Sanitation Neurology and the principles of Chiropractic and shall further require the applicant to give a clinical demonstration of vertebral palpation and adjusting and such other subjects as the Board may require On receipt from the Committee of Examiners delegated to conduct the examination as provided for in Section (6) of this Act of official report of examination of any applicant for license the said State Board of Chiropractic Examiners shall issue forthwith to each applicant who shall have obtained the general average of not less than 75 per cent and a grade of at least 60 per cent on the questions propounded in each subject and who has been returned by the Committee as having successfully passed such examination and who shall have been adjudged by the said Board of Examiners to be duly qualified to practice Chiropractic a license to practice Chiropractic in the State of Pennsylvania as provided for in Section (11) of this Act In case of failure in any such examination the candidate after the expiration of six months and within two years shall have the privilege of a second examination

Having failed upon the second examination as herein provided application denovo may be made upon conforming with the standard of qualification as to character preliminary and chiropractic eduction in force at the time of said application and upon payment of a fee of Twenty-five ($25.00) Dollars

Section 10 After August 1st One thousand Nine Hundred and Twenty-five a school or college of Chiropractic to be recognized as reputable under the provisions of this Act must be legally incorporated prosecute a course of study consisting of the time element as provided for under the provisions of this Act and offer adequate instruction in all the branches of study in which examinations are required for licensure under the provisions of this Act provided that nothing in this Act shall be construed to affect the rights to practice Chiropractic on the part of any person who has been in the practice of Chiropractic in this State for two continuous and consecutive years immediately prior to the approval of this Act and who has had granted unto him or her a diploma from any legally incorporated school or college of Chiropractic

Section 11 Applicants examined and licensed by the State Board of Chiropractic Examiners of other States as heretofore provided for in this Act on the payment of a fee of Twenty-five ($25.00) Dollars to the State Board of Chiropractic Examiners and filing in the office of the State Board of Chiropractic Examiners a copy of said license certified by the affidavit of the President or Secretary of such Board showing that the standard of requirements

adapted by said Board of Examiners is substantially the same is provided by Section (9) of this Act may if the State Board of Examiners be satisfied of the applicant's standing and qualifications without further examination receive a license conferring upon the holder thereof all the rights and privileges provided by Section (12) of this Act

Candidates for license to practice Chiropractic in this State who present their applications and undergo examinations after January first One Thousand Nine Hundred and Twenty-seven shall be obliged to present to the State Board of Chiropractic Examiners one of the following credentials covering their preliminary education to wit A diploma of graduation from a reputable college or university granting the degree of Bachelor of Arts or Science or equivalent degree or a diploma of graduation from an educatinal institution maintaining a four year course of study that is a State Normal School or a High School a Seminary an Academy or a College Preparatory School or a certificate of having passed examination for admission to the Freshman Class of a reputable literary or scientific college or university or a certificate of having passed an equivalent examination conducted by a certified examiner for the state of Pennsylvania to be appointed by the State Superintendent of Public Instruction and for other States to be approved by the State Superintendent of Public Instruction of Pennsylvania said certified Examiner being privileged to accept credentials from reputable and recognized prliminary schools for any subject included in the preliminary education

Section 12 The license provided for in this Act shall authorize the holder thereof to practice Chiropractic which is defined to be "The adjustment by hand of any or all articulations of the spinal column as taught and practiced in the legally reputable colleges of Chiropractic as provided for in this Act"

Section 13 Chiropractors shall observe and be subject to all State and Municipal regulations relating to the control of contagious diseases the reporting of deaths and all matters relating to public health the same as practitioners of other schools and such reports shall be accepted by the officers or department to whom the same are made

Section 14 From and after the approval of this Act no person shall enter upon or continue the practice of Chiropractic in the State of Pennsylvania unless he or she has complied with the provisions of this Act and shall have exhibited to the Prothonotary of the Court of Common Pleas of County in which he or she desires to practice Chiropractic a license duly granted to him or her as hereinbefore provided whereupon he or she shall be entitled upon the payment of one dollar ($1.00) to be duly registered in the office of the Prothonotary of the Court of Common Pleas of the said County of any person who shall practice or attempt to practice Chiropractic as defined in Section (12) of this Act in treating any ailment whatsoever of the human body or who shall use any of the terms or letters "Chiropractor" "Chiropractic" "Doctor of Chiropractic" "Diplomat of Chiropractic" or "D C" or any other titles or letters under such circumstances as to induce the belief that the person who uses such terms is engaged in the practice of Chiropractic without having first obtained the license as herein provided for or contrary to the provisions of this Act or who shall under any other terms or name practice Chiropractic as defined in Section (12) of this Act or who for the purpose of obtaining such license shall falsely represent himself or herself to be the holder of a diploma as herein provided shall be guilty of a misdemeanor and upon conviction thereof in the Court of Quarter Sessions of the County wherein the offense shall have been committed shall suffer punishment by the imposition of a fine of not less than one hundred dollars ($100,00) nor more than five hundred dollars ($500.00) or by imprisonment in the County Jail for not less than thirty days nor more than ninety days for each offense either or both at the discretion of the Court Provided however that nothing contained in this Act shall be construed as affecting the practice of medicine

Section 15 On and after the approval of this Act the State Board of Chiropractic Examiners shall refuse to grant a license to an applicant to practice Chiropractic in this State and is empowered to revoke a license conferring on a person the right to practice Chiropractic upon the presentation to the State Board of Chiropractic Examiners of a Court record showing the conviction in due course of law of said person for procuring aiding or abetting in producing a criminal abortion or miscarriage by any means whatsoever The State Board of Chiropractic Examiners upon such evidence and proof shall cause the name of said convicted licentiate to be removed from the record in the office of any Prothonotary in the State The State Board of Chiropractic Examiners may refuse revoke or suspend the right to practice in this State upon any or all the following reasons to wit

The conviction of a crime involving moral turpitude habitual intemperance in the use of ardent spirits or stimulants narcotic or any other substance which impairs intellection and judgment to such an extent as to incapacitate him or her in the performance of professional duties Any person who is a licentiate under this Act or who is an applicant for examination for licensure to practice Chiropractic in this State against whom any of the foregoing charges are preferred for causing the revocation or suspension of license or for causing the refusal of the right to be examined for license shall be furnished by the State Board of Chiropractic Examiners with a copy of the complaint and shall have a hearing before said Board in person or by attorney and witnesses may be examined by said Board respecting the guilt or innocence of said accused The suspension of license of any licentiate under this Act shall be removed when said narcotic or vicious habit hereinbefore specified shall have been adjudged by the proper authorities to be cured or overcome and said suspended licentiate deemed again capable of practicing the healing art

Section 16 All Acts or parts of Acts inconsistent herewith be and the same are hereby repealed

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. MILLER. Mr. President, I move that Senate Bill No. 278, the bill just read, be recommitted to the Committee on Public Health and Sanitation for the purpose of a hearing.

Mr. DAIX. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 281, as follows:

An Act making an appropriation to the Western Temporary Home of Philadelphia

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of Three Thousand Dollars ($3,000) or so much thereof as may be necessary is hereby specifically appropriated to the Western Temporary Home of Philadelphia for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 301, as follows:

An Act making an appropriation to the Mercy Hospital at Wilkes-Barre Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of eighty-two thousand dollars ($82,000) or so much thereof as may be necessary is hereby specifically appropriated to the Mercy Hospital at Wilkes-Barre Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations

and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the partof the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 302, as follows:

An Act making an appropriation to the Pennsylvania Seamen's Friend Society of Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three thousand dollars (3,000) or so much thereof as may be necessary is hereby specifically appropriated to the Pennsylvania Seamen's Friend Society of Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 327, as follows:

An Act making an appropriation to the McKeesport Hospital Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of seventy-five thousand dollars ($75,000) or so much thereof as may be necessary is hereby specifically appropriated to the McKeesport Hospital of McKeesport Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance interest on debt and repairs to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part service such proportion of the aforesaid three dollars ($3.00) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 338, as follows:

An Act to amend section one as amended of an act approved the first day of May one thousand nine hundred and nine (Pamphlet Laws three hundred and forty-six) entitled "An Act regulating requiring and defining certain general specifications for the use and construction of permanent booths or enclosures for operating therein moving-picture machines regulating requiring and defining certain general specifications for the use and construction of portable booths or enclosures for operating therein moving-picture machines and providing for the supervision and inspection of the same by the Department of Factory Inspection of the Commonwealth of Pennsylvania and providing penalties for the violation of the provisions thereof and providing that the provisions thereof shall not apply to cities of the first and second classes" providing for the promulgation of rulings by the Industrial Board of the Department of Labor and Industry and providing for appeal to the said Industrial Board and providing for the supervision and inspection of the said booths or enclosures by the Department of Labor and Industry of the Commonwealth of Pennsylvania and providing penalties for the violation of the provisions thereof and providing that the provisions thereof shall not apply to cities of the first and second classes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of an act approved the first day of May one thousand nine hundred and nine (Pamphlet Laws three hundred and forty-six) entitled "An Act regulating requiring and defining certain general specifications for the use and construction of permanent booths or enclosures for operating therein moving-picture machines regulating requiring and definuing certain general specifications for ing requiring and defining certain general specifications for operating therein moving-picture machines and providing for the supervision and inspection of the same by the Department of Factory Inspection of the Commonwealth of Pennsylvania and providing penalties for the violation of the provisions thereof and providing that the provisions thereof shall not apply to cities of the first and second classes" which was amended by the act approved the tenth day of May one thousand nine hundred and seventeen Pamphlet Laws one hundred and sixty-three) entitled "An Act to amend an act approved May first one thousand nine hundred and nine entitled 'An act regulating requiring and defining certain general specifications for the use and construction of permanent booths or enclosures for operating hundred and nine entitled 'An act regulating requiring and defining certain general specifications for the use and construction of portable booths or enclosures for operating therein moving-picture machines and providing for the supervision and inspection of the same by the Department of Factory Inspection of the Commonwealth of Pennsylvania and providing penalties for the violation of the provisions thereof and providing that the provisions thereof shall not apply to cities of the first and second classes' providing for the promulgation of rulings by the Industrial Board of the Department of Labor and Industry and providing for appeal to the said Industrial Board and providing for the supervision and inspection of the said booths or enclosures by the Department of Labor and Industry of the Commonwealth of Pennsylvania and providing penalties for the violation of the provisions thereof and providing that the provisions thereof shall not apply to cities of the first and second classes" is hereby further amended to read as follows

Section 1 That in all theatres and opera houses where moving-pictures are exhibited and in all other buildings where moving-pictures are usually or regularly exhibited or where a moving-picture [machine] projector is regularly housed and held in readiness for the purpose of exhibiting moving-pictures there shall be provided a projection room [permanent booth or enclosure] of fire-proof construction and all moving-picture [machines] projectors and stereopticons operated or used in connection therewith shall be installed maintained and kept within the said projection room [booth or enclosure] at all times and all moving-picture films exhibited stored held or used in connection therewith shall be stored and kept within the said [booth or enclosure] projection room at all times and in such manner as is hereinafter provided

[It shall be unlawful for any person firm association or corporation to erect set up construct maintain or use any permanent booth or enclosure for the purpose of operating therein moving-picture machines unless such booth or enclosure is built erected constructed and maintained as follows]

Size and Equipment

All projection rooms [permanent boots or enclosures] shall be constructed of fire resistive material and the size and equipment thereof shall be in accordance with the rules and regulations of the Department of Labor and Industry No floor openings shall be allowed and no openings shall be allowed in the walls or ceilings of any such projection room except as provided for by the rules and regulations of the said Department of Labor and Industry Stairways shall be installed to give access to every projection room with a landing at the floor level of the door thereto immediately adjacent to the door of the room The lens and observation parts shall be equipped with gravity shutters automatically operated [to be at least seven feet high the floor space to vary according to the number of machines in booths or enclosures as follows

One picture machine six feet by eight feet

Two picture machines or one picture machine and the stereopticon nine feet by eight feet

Three picture machines or two picture machines and one stereopticon twelve feet by eight feet

Such booths or enclosures shall be made of structural steel as follows

Four outside horizontal members at top and bottom

Four corner uprights and members supporting roof to be made of one-and-one-half inch by one-and-one-half inch by one-fourth inch angle-irons

Intermediate uprights shall be spaced every two feet and shall be made either of one-and-one-half inch by one-and-one-half inch by one-fourth inch angle-irons or of two inch by two inch by one-fourth inch tee-irons

Tee-irons to which roof is attached shall be made of one-and-one-half inch by one-and-one-half inch by three-sixteenth inch tee-irons

All joints shall be made with a three-sixteenth inch steel plate to which each angle-iron or tee-iron shall be riveted or bolted by the use of at least two (2) one-fourth inch bolts or rivets

All bolts or rivets in frame shall have flat heads and said heads shall always be placed on the exterior side of the booth or enclosure and all angle-irons and tee-irons shall be so countersunk as to accomplish this result

The frame of the booth or enclosure shall be provided with a doorway six feet high by two feet wide The frame of the doorway shall be built of one inch by one inch by three-sixteenth inch angle-irons which shall be joined together by the use of a three-sixteenth inch steel plate]

[Covering of Booth]

[The sides and top of the booth shall be covered with asbestos boards of at least one-fourth inch in thickness and said boards shall be cut and arranged in such manner that all vertical joints between boards shall always come over an angle-iron or tee-iron so that both boards may be securely fastened to such angle-irons or tee-irons

After the booth is complete all openings where combustible material is exposed must be plugged with asbestos cement or with other equally satisfactory material Where joints of asbestos boards on the outside of the booth do not come over angle-irons or tee-irons the cracks between the boards shall be covered by a strip of asbestos board at least one-eighth inch thick and two inches wide Such strips shall be securely fastened to both boards in such manner as to cover the exposed joints The above-mentioned strips and all other asbestos boards shall be secured in the proper place by means of proper bolts and nuts and all such bolts and nuts shall be spaced not more than six inches apart]

[Flooring]

[The floor of the booth shall be made of two parts an upper and a lower floor The lower floor shall be made of boards of seven-eighth inch minimum thickness supported on the lower legs of the horizontal angle-irons Resting on this floor there shall be a floor made of asbestos boards of three-eighth inch minimum thickness or an equally good fireproof material

Provided That such permanent booths or enclosures may be constructed of concrete brick or hollow tile in a substantial manner provided the herein prescribed regulations as to size windows door shelves ventilation wiring rheostats machines and all other structural features and equipment are fully met observed and furnished and that no wood or other combustible material shall be used in the construction of such booths]

[Windows]

[There shall be not more than two windows per machine in the booth one for the operator and one for the machine The window for the machine shall be not more than six inches high and twelve inches long and shall be located and cut after the machine is set up The operator's window shall be not more than four inches wide or more than twelve inches high]

[All windows in the booth shall be provided with gravity-doors which when closed shall overlap the window opening at least one inch on all sides Such gravity-doors shall be held open normally by use of a fine combustible cord in series with a fusible link directly over each machine and so arranged that the doors may easily be released by hand]

[Main Door]

[The main door of the booth shall be provided with substantial spring hinges and heavy steel spring or springs sufficient to keep door closed and said door shall be kept closed at all times The door frame shall be provided with a stop to prevent the door from swinging into the booth or injuring the hinges]

Shelves

All benches shelving and cupboards shall be of fire resistive materials [Two shelves shall be permitted in the booth each of which shall not exceed four feet in length or twelve inches in width Such shelves shall be made up of slate slabs or boards of not less than seven-eighth inch thickness and shall be substantially supported by means of angle-irons If such shelves are made of boards they shall be painted with at least three coats of asbestos paint Additional wooden shelves or cupboards shall not be installed]

Film Cases

A separate fireproof metal case made without solder shall be provided for each individual film and such film cases shall be tightly closed at all times Each film shall be kept in one of such cases at all times when the same is not in the magazine of the [machine] projector or in the process of rewinding

Ventilation

All projection rooms shall be ventilated from the outer air [Each booth shall be provided with an inlet in each of four sides Such inlets shall be fifteen inches long and three inches high and the lower side of each shall be not more than three inches above the floor level Such inlets shall be covered on the inside by a wire net of not greater than one-eighth inch mesh netting and the wire net shall be firmly secured to the asbestos boards or walls of the booth by means of iron strips and screws]

[Near the center of the top of the booth there shall be a circular opening of not less than ten inches or more than twelve inches in diameter The upper side of said opening shall be provided with an iron flange which flange shall be securely fastened to the tee-irons supporting the roof Securely fastened to this flange shall be a vent-pipe of not less than ten inches or more than twelve inches in diameter Such vent-pipe shall lead directly to the outside of the building or to a special incombustible vent-flue and shall be provided with asbestos or other approved non-combustible fireproof material wherever such pipe shall pass through the roof of the building or wherever such pipe shall pass through or come within six inches of any combustible material Into this vent-pipe shall project by means of an elbow pipe a secondary metal pipe which shall be four inches in diameter and which shall enter the main vent-pipe from outside the booth and where such secondary pipe passes into the main pipe a metal flange shall be provided To the outside end of the four-inch pipe there shall be connected a motor-driven blower with a capacity for exhausting fifty cubic feet of air per minute Leading to this motor driven blower there shall be an air inlet pipe of five inches in diameter and such inlet pipe shall be so arranged that the air shall be taken from without the booth All vent-pipes shall be made of galvanized iron or other non-combustible

material and shall be connected without the use of solder The motor of the motor-driven blower shall be connected to the electric circuit which controls the exit lights and such electric circuit shall be independent of the main electric circuit which controls the house lights and the said motor shall be so connected that it shall be controlled only from the switch controlling the said exit lights]

[Provided That nothing in this section shall interfere with vent-pipes and electric fans installed prior to the enactment of this act and in strict accordance with the regulations and specifications prescribed by the provisions of the act of May first one thousand nine hundred and nine and approved by the proper authorities]

Wiring

Where the house lights are controlled from within the projection room [booth] an additional emergency control shall be provided near the main exit and maintained at all times in good condition

[All electric wires shall be brought into the booth and carried to all machines lights et cetera in conduits There shall be permitted one electric lamp for each machine and one electric lamp for the rewinding bench and all such lamps shall be provided with wire guards All electric wiring and electric equipment shall conform with the rules and regulations of the National Board of Fire Underwriters]

[Rheostats]

[All rheostats shall be mounted on and securely fastened to slate insulators Such insulators shall be rigidly supported by means of angle-iron supports which shall be securely fastened to the angle-irons or tee-irons in the roof or side of the booth in such a manner that the rheostats shall be as near as practical to the ceiling of the booth

Provided That wherever practical rheostats may be put up outside of the booth Where rheostats are placed outside of the booth they shall be properly enclosed and mounted on slate insulators in a manner approved by the Department of Labor and Industry]

[Machines] Projectors

All moving-picture [machines and stereopticons shall be securely fastened to the floor] projectors shall be equipped with proper film guards and glass eye-shields and shall be maintained in proper working order at all times[and all moving-picture machines shall be provided with automatic shutters]

[fire Protection]

[Every moving-picture booth shall be provided with not less than one approved one-quart fire extinguisher of the pump type There shall be provided also one twelve-quart bucket of sand for each machine in the booth and one small metal fireproof can with self-closing cover The booth shall be kept free of loose ends or strips of film paper oils rags and all other rubbish It shall be unlawful for any person to smoke or strike matches within the booth

It shall be unlawful for any operator to leave the booth while in a moving-picture machine under his control is in operation]

Toilets

There shall be proper toilet facilities provided in or immediately adjacent to every projection room

Provided That this section shall not apply to cities of the first and second classes

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 339, as follows:

An Act providing for the licensing of motion picture projectionists and apprentice projectionists imposing certain duties upon the Department of Labor and Industry and fixing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That no person over the age of eighteen years shall be permitted to project any motion pictures unless he has obtained a license as a motion picture projectionist from the Department of Labor and Industry as hereinafter provided

Section 2 No person under the age of eighteen years shall be permitted to project motion pictures except that persons over the age of seventeen years may assist licensed motion picture projectionists in the projection of motion pictures after having secured a license as an apprentice motion picture projectionist from the Department of Labor and Industry as hereinafter provided

Section 3 The Department of Labor and Industry shall issue licenses to motion picture projectionists and apprentice motion picture projectionists for the projection of motion pictures after application made therefor upon blanks to be furnished by the said Department of Labor and Industry and subject to rules requirements and examinations as shall be deemed necessary by the said Department of Labor and Industry

Section 4 No license shall be issued to any person as a motion picture projectionist who has not reached the age of eighteen years and no license shall be issued to any person as an apprentice motion picture projectionist who has not reached the age of seventeen years

Section 5 All licenses issued under the provisions of this act shall be for a term of one year but may be renewed at the expiration thereof after such application therefor as may be required by the Department of Labor and Industry

Section 6 All such licenses issued by the said Department of Labor and Industry may be suspended or revoked by the said Department for cause but no license shall be revoked until after the projectionist or apprentice projectionist whose license is sought to be revoked shall have had a hearing before the Secretary of Labor and Industry

Section 7 The Department of Labor and Industry may classify licenses for projectionists for the projection of motion pictures for theatrical and non-theatrical purposes

Section 8 Every applicant for a license for theatrical purposes shall forward a fee of three dollars with his application and if he passes the examination required by the Department of Labor and Industry an additional fee of four dollars shall be paid upon the issuing of such license

Every applicant for a license for non-threatrical purposes shall forward a fee of five dollars with his application for such license

Every applicant for an apprentice motion picture license shall forward a fee of three dollars with his application

Every applicant for a duplicate license shall forward a fee of two dollars with his application

Every applicant for a renewal of license shall forward a fee of two dollars with his application

Section 9 All fees provided for by this act shall be paid to the Secretary of the Department of Labor and Industry who shall transmit the same to the State Treasurer and all such moneys shall be accounted for in a special fund and are hereby specifically appropriated to be used by said Secretary of the Department of Labor and Industry to pay expenses for the administration and enforcement of this section

Section 10 No person shall be allowed in any projection room during any performance or during the time any motion picture is being projected except licensed projectionists or apprentice projectionists or the manager of the theatre in which said projection room is located

Section 11 Any person or any agent or manager for any person who shall violate any of the provisions of this act or who shall hinder or delay any officer in the performance of his duty in the enforcement of this act shall upon conviction thereof be sentenced to pay a fine of not less than ten dollars nor more than two hundred dollars or to undergo an imprisonment of not more than ten days or both at the discretion of the court

Section 12 It shall be the duty of the Secretary of Labor and Industry to enforce the provisions of this act "He shall assign at least three inspectors of the said Department who shall be licensed projectionists to visit and inspect motion picture theatres and make report of any violations of the provisions of this Act" Prosecutions for violations of this act may be instituted by any inspector upon oath or affirma-

tion All prosecutions for violations of this act shall be in the form of summary criminal proceedings instituted before a magistrate alderman or justice of the peace of the county wherein the offense was committed Upon conviction after a hearing the sentences provided in this act shall be imposed All fines collected under this act shall be paid into the State Treasury for the use of the Commonwealth

Section 13 All acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reaing.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 344, as follows:

An Act making an appropriation to The Friends' Home for Children of the City of Philadelphia and State of Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of Three Thousand Dolars ($3,000) or so much thereof as may be necessary be and the same is hereby appropriated to the Friends' Home for Children of the City of Philadelphia and State of Pennsylvania for the purpose of maintenance for the two fiscal years beginning June first one thousand nine hundred and twenty-five to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 345, as follows:

An Act making an appropriation to The House of Industry for Discharged Prisoners of the City of Philadelphia and State of Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three thousand five hundred dollars ($3,500) or so much thereof as may be necessary be and the same is hereby appropriated to the Home of Industry for Discharged Prisoners of the City of Philadelphia and State of Pennsylvania for the purpose of maintenance for the two fiscal years beginning June first one thousand nine hundred and twenty-five to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 353, as follows:

An Act making an appropriation to the commission for the acquisition of the various toll-bridges over the Delaware River between the Commonwealth of Pennsylvania and the State of New Jersey for the acquisition and maintenance of toll-bridges

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two hundred thousand dollars or so much thereof as may be necessary is hereby specifically appropriated to the Commission of the Commonwealth of Pennsylvania created under the provisions of the act approved the twentieth day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred ninety-six) entitled "An act to amend section two of the act approved the eighth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred and forty-eight) entitled 'An act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll-bridges over the Delaware River" to act in conjunction with a similar commission of the State of New Jersey as a joint commission for the acquisition of the various toll-bridges over the Delaware River between the Commonwealth of Pennsylvania and the State of New Jersey for the purpose of acquiring additional toll-bridges and maintaining such toll-bridges as have already been acquired or may hereafter be acquired under the provisions of the act approved the eighth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred forty-eight) entitled "An act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New Jersey of certain toll-bridges over the Delaware River"

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 357, as follows:

An Act authorizing the Board of Trustees of Farview State Hospital to utilize for maintenance certain moneys now in its possession

Whereas There is now in the possession of the Board of Trustees of the Farview State Hospital a special fund approximating eleven thousand dollars ($11,000) in amount which fund has accrued from the proceeds of the sale of timber livestock and brick grown or manufactured on or taken from the Commonwealth's property which is under the jurisdiction of the said Board of Trustees

Whereas Said Board of Trustees of Farview State Hospital does not have authority to make use of the said fund

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Board of Trustees of Farview State Hospital be and hereby is authorized to expend the moneys in the special fund now in its possession as hereinabove recited for the payment of the salaries wages or other compensation of necessary employes for the purchase of supplies and equipment and for any other expenses necessary in connection with the proper maintenance of Farview State Hospital Provided however that the purposes for which the said moneys shall be expended shall first have been approved by the Department of Welfare and that the said Board of Trustees of Farview State Hospital shall render an accounting to the Auditor General of this Comomnwealth for the moneys in the said fund showing in detail the purposes for which they shall have been expended

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 362, as follows:

An Act making an appropriation to the National Farm School at Doylestown Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty thousand dollars ($30.000) or so much thereof as may be necessary is hereby specifically appropriated to the National Farm School at Doylestown Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate porceeded to the second reading and consideration of Senate Bill No. 364, as follows:

An Act making an appropriation to the Children's Homeopathic Hospital of Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of sixty thousand dollars ($60,000) or so much thereof as may be necessary is hereby specifically appropriated to the Children's Homeopathic Hospital of Philadelphia located at Franklin Thompson and Eighth Streets for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 369, as follows:

An Act making an appropriation to the Midnight Mission of Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three thousand dollars ($3,000) or so much thereof as may be necessary is hereby specifically appropriated to the Midnight Mission of Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 370, as follows:

An Act making an appropriation to the Florence Crittenton Home located at one hundred and thirty-nine Queen Street Germantown Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three thousand dollars ($3,000) or so much thereof as may be necessary is hereby specifically appropriated to the Florence Crittenton Home located at one hundred and thirty-nine Queen Street Germantown Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five

For the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 371, as follows:

An Act making an appropriation to the Germantown Dispensary and Hospital Germantown Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-seven thousand dollars ($27,000) or so much thereof as may be necessary is hereby specifically appropriated to the Germantown Dispensary and Hospital Germantown Philadelphia for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 383, as follows:

An Act making an appropriation to the Wyoming Valley Homeopathic Hospital at Wilkes-Barre Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of sixteen thousand dollars ($16,000) or so much thereof as may be necessary is hereby specifically appropriated to the Wyoming Valley Homeopathic Hospital at Wilkes-Barre Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 427, (House Bill No. 319), entitled:

An Act authorizing cities of the second class to regulate by ordinance sales of merchandise at public auction and to fix penalties for the violation of the provisions thereof

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 448, as follows:

An Act making an appropriation to the Robert Wood Home of Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two thousand dollars ($2,000) or so much thereof as may be necessary is hereby specifically appropriated to the Robert Wood Home of Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reaing.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 450, as follows:

An Act making an appropriation to the Department of Property and Supplies to reimburse David Creamer for moneys erroneously paid into the State Treasury

Whereas At a public sale held the eleventh day of June one thousand nine hundred and twenty-three in the city of Harrisburg the Department of Property and Supplies accepted the bid of David Creamer of seven hundred dollars ($700.00) for a seven passenger Fiat Touring car listed as Model F one thousand nine hundred and nineteen and

Whereas In transferring the ownership of said car from the Commonwealth of Pennsylvania to David Creamer an error was made and another car was transferred and delivered to David Creamer and

Whereas The market value of the car so transferred to said David Creamer was two hundred and three dollars ($203.00) and

Whereas Said David Creamer paid into the Treasury of the Commonwealth of Pennsylvania the sum of seven hundred dollars ($700.00) therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five hundred dollars ($500.00) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Property and Supplies for the purpose of reimbursing David Creamer for said moneys erroneously paid into the State Treasury

Section 2 Said moneys shall be paid over to said David Creamer by requisition by the Secretary of Property and Supplies on warrant of the Auditor General in the event that after due examination the Secretary of Property and Supplies finds that said over payment was actually made

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeable to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 451, as follows:

An Act to further amend clause five of section twenty-nine of the act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) entitled "An Act to provide for the incorporation and regulation of certain corporations."

Section 1 Be enacted by the Senate and House of Representativse of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause five of section twenty-nine of the act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) entitled "An Act to provide for the incorporation and regulation of certain corporations" which was amended by the act approved the ninth day of May one thousand eight hundred and eighty-nine (Pamphlet Laws one hundred fifty-nine) entitled "An Act supplementary to an act entitled 'An Act to provide for the incorporation and regulation of cerain corporations' approved the twenty-ninth day of April Anno Domini one thousand eight hundred and seventy-four amending the twenty-ninth section of said act so as to provide for the further regulation of and granting additional powers to all corporations now or hereafter incorporated under the provisions of said act for the insurance of owners of real estate mortgages and others interested in real estate from loss by reason of defective titles liens and incumbrances" is hereby further amended to read as follows

Clause V The said companeis shall keep all trust funds and investments separate and apart from the assets of the companies and all investments made by the said companies as fiduciaries shall be so designated as that the trust to which such investment shall belong shall be clearly known Provided That every such company shall have the right to clear receipts and payments of trust money in the regular course of business in the same manner as other funds held by it And provided further That participation in the general trust fund of legal trust investments may be assigned by such corporation to various estates in which case it shall be a sufficient compliance with the provisions of this section for the company to designate clearly on its records the securities composing such general trust fund the names of the trust estates participating therein and the amounts of the respecive participations and in such case no estate so participating shall be deemed to have individual ownership in any specific security in such fund and the company shall have the right at any time to repurchase at market value and in the case of mortgages not less than face value any such securities from such fund with the right to substitute therefore other legal trust investments at market prices

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideratiin of Senate Bill No. 458, as follows:

An Act making an appropriation to the Pennsylvania Industrial Reformatory at Huntingdon Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General the same That the sum of two hundred ten dollars ($210) or so much thereof as may be necessary is hereby specifically appropriated to the Pennsylvania Industrial Reformatory at Huntingdon Pennsylvania to cover deficiency appropriation for gratuities paid to paroled or discharged inmates for the two years ending May thirty-first one thousand nine hundred and twenty-three

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 462, as follows:

An Act to futher amend section thirty-five of the act approved the thirteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws five hundred and fifty-one) entitled "An act relating to roads highways and bridges" by authorizing in proceedings pending or hereafter begun such bridges to be located wherever necessary

Section 1 Be it enacted by the Senate and House of

Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section thirty-five of the act approved the thirteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws five hundred fifty-one) entitled "An act relating to roads highways and bridges" which was amended by the Act approved the twelfth day of June one thousand nine hundred and seven (Pamphlet Laws five hundred twenty-three) entitled "An act amending section thirty-five of an act entitled 'An act relating to roads highways and bridges' approved the thirteenth day of June Anno Domini one thousand eight hundred and thirty-six extending the provisions of said section as to also authorize the construction of county bridges in cities and boroughs and providing for the erection of new bridges when any existing county bridge is insufficient for any cause to accommodate the public travel" is hereby further amended to read as follows

Section 35 When [a river creek or rivulet over which it may be necessary to erect and construct a bridge crosses a public street road or highway] in proceedings pending or hereafter begun the construction and erection of a bridge shall appear necessary over a river creek or rivulet in an city borough or township of this Commonwealth or between any two of them and the erecting and constructing of such bridge requires more expense than it is reasonable that the respective city borough township or townships or any two of them when they are adjoining should bear the court having jurisdiction as aforesaid shall upon the representation of the proper authorities of the respective city or borough or of the supervisors of the township or on the petition of any of the inhabitants of the respective city borough or township or any two of them order a view in the manner provided for in the case of roads and if on the report of the viewers it shall appear to the court grand jury and commissioners of the county that such bridge is necessary and would be too expensive for such city borough township or townships or any two of them adjoining to bear it shall be entered on record as a county bridge Should any county bridge whether heretofore or hereafter erected be insufficient for any cause to accommodate the public travel it shall be lawful to proceed in said court by petition in the manner aforesaid with like proceedings and with the same effect as if the petition was for an original county bridge and upon the approval of the court grand jury and county commissioners a new bridge may be erected and constructed to take the place of the bridge then existing

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 474, (House Bill No. 266), as follows:

An Act to amend section one of an act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand and twenty-one) entitled "An act to exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto" as amended by extending the provisions thereof to property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors and marines and discharging certain taxes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of an act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand and twenty-one) entitled "An act to exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto" which was amended by an act approved the ninth day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred and nineteen) entitled "An act to amend the act of the seventeenth day of July Anno Domini one thousand nine hundred and nineteen (Pamphlet Laws ten hundred twenty-one) entitled 'An Act to exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto'" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all churches meeting-houses or other regular places of stated worship wth the ground thereto annexed necessary for the occupancy and enjoyment of the same all burial grounds not used or held for private or corporate profit all hospitals universities colleges seminaries academies associations and institutions of learning benevolence or charity with the grounds thereto annexed and necessary for the occupancy and enjoyment of the same founded endowed and maintained by the public or private charity provided that the entire revenue derived by the same be applied to the support of and to increase the efficiency and facilities thereof the repair and the necessary increase of grounds and buildings thereof and for no other purpose and all schoolhouses belonging to any county borough or school district all court houses jails poor houses and all other public property used for public purposes with the ground thereto annexed and necessary for the occupancy and enjoyment of the same and all real and personal property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors and marines be and the same are hereby exempted from all and every county city borough township bounty road school and poor tax Provided That all property real or personal other than that which is in actual use and occupation for the purposes aforesaid and from which any income or revenue is derived shall be subject to taxation except where exempted by law for State purposes and nothing herein contained shall exempt same therefrom And provided that all property real and personal in actual use and occupation for the purposes aforesaid shall be subject to taxation unless the person or persons association or corporation so using and occupying the same shall be seized of the legal or equitable title in the realty and possessor of the personal property absolutely

Section 2 That all taxes levied since the first day of January one thousand nine hundred and twenty-five upon any real or personal property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors or marines and remaining unpaid are hereby discharged and the trustees or other persons charged with the financial management of such branch post or camp are relieved and discharged from the payment thereof and no such taxes now unpaid shall be collected or be made a lien upon the property of such branch post or camp by the authority levying the same

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 475, as follows:

An Act to amend section one of an act approved the fifteenth day of June one thousand nine hundred and eleven (Pamphlet Laws nine hundred and eighty-six) entitled "An act to fix and regulate the compensation of directors of the poor of poor districts composed of several townships boroughs and cities situate wholly within counties of this Commonwealth not exceeding five hundred thousand population" as amended

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of an act approved the fifteenth day of June one thousand nine hundred and eleven (Pamphlet Laws nine hundred and eighty-six) entitled "An act to fix and regulate the compensation of directors of the poor of poor districts composed of several townships boroughs and cities situate wholly within counties of this Commonwealth not exceeding five hundred thousand population"

which was amended by an act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws six hundred and seven) entitled "An act to amend section of the act approved the fifteenth day of June one thousand nine hundred eleven entitled 'An act to fix and regulate the compensation of directors of the poor of poor districts composed of several townships boroughs and cities situate wholly within counties of this Commonwealth not exceeding five hundred thousand population'" and by an act approved the eleventh day of July one thousand nine hundred and seventeen (Pamphlet Laws seven hundred and sixty-eight) entitled "An act to amend an act approved the fifteenth day of June one thousand nine hundred eleven entitled 'An act to fix and regulate the compensation of directors of the poor of poor districts composed of several townships boroughs and cities situate wholly within counties of this Commonwealth not exceeding five hundred thousand population'" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act the annual salary of each director of the poor of poor districts composed of several townships boroughs and cities situate wholly within any county of this Comonwealth shall be as follows

In such poor districts containing one hundred thousand population and not exceeding one hundred and twenty-five thousand population seven hundred and fifty dollars in such poor districts containing one hundred and twenty-five thousand population and not exceeding one hundred and forty thousand population one thousand dollars and in such poor districts containing one hundred forty thousand population and not over five hundred thousand population twenty-five hundred dollars

The salaries herein fixed shall be in full in lieu of all other compensation for service of directors of the poor excepting traveling expenses necessarily incurred in the discharge of their official duties or in the performance of any service office or duty imposed upon the directors of the poor and excepting also the pay of any director at a rate not to exceed three dollars and fifty cents per diem for attendance at any office of said directors of the poor in any city borough or township maintained and established under authority of existing law authorizing the maintenance and establishment of such an office to assist the work of said directors of the poor and which is not connected with the property of the poor district The said poor directors shall have power to employ an attorney at such rate of compensation as they shall deem proper The population of poor districts for the purpose of this act is to be ascertained and determined at any time by the most recent United States census

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 513, (House Bill No. 621), entitled:

An Act making an appropriation to the Board of Finance and Revenue out of the Motor License Fund for paying the interest on and redeeming at maturity the bonds of this Commonwealth heretofore or hereafter issued for the purpose of improving and rebuilding highways and for the payment of compensation to the Commonwealth's loan and transfer agent

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

## REPORT FROM COMMITTEE.

Mr. DAIX. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. DAIX, from the Committee on Judiciary Special, reported as committed, Senate Bill No. 441, (House Bill No. 543), entitled:

An Act repealing all acts and parts of acts general local and special which impose a State tax on the fees of notaries public.

## BILLS INTRODUCED.

Mr. NORTON. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. NORTON read in his place and presented to the Chair Senate Bill No. 564, entitled:

An Act to amend the first paragraph of the seventh section of an act, entitled "An Act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," approved the twelfth day of July, Anno Domini one thousand nine hundred and thirteen; (Pamphlet Laws, seven hundred and thirteen), as amended, so as to change the time for filing petitions of nomination.

Which was committed to the Committee on Elections.

Mr. WOODWARD. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WOODWARD read in his place and presented to the Chair Senate Bill No. 565, entitled:

An Act authorizing and empowering the Department of Welfare to sell surplus products of prison industries to the Government of the United States, including all departments, bureaus, commissions and other agencies thereof existing under acts of the Congress of the United States and to the Governor of any state or commonwealth of the United States, and to any county, city, borough, township, or other organized sub-division of any state or commonwealth of the United States and to any institution maintained by or receiving aid from any state or commonwealth of the United States or any organized sub-division thereof.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 566, entitled:

An Act authorizing and directing the Department of Welfare to pay from the manufacturing fund wages to all inmates in penitentiaries, reformatories and other correctional institutions of the Commonwealth who perform labor necessary to the proper maintenance of such institutions and the inmates thereof, independent of payments provided by law for inmates directly laboring on industries therein.

Which was committed to the Committee on Judiciary General.

Mr. SALUS. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SALUS read in his place and presented to the Chair Senate Bill No. 567, entitled:

An Act to amend section one of the act approved the fifteenth day of July, one thousand nine hundred and nineteen, (P. L. 961), entitled "An act fixing the salaries and compensation of the officers, clerks, and employes in the office of the recorder of deeds of any county having a population of one million five hundred thousand inhabitants or over."

Which was committed to the Committee on Judiciary General.

## MOTION TO READ BILLS THE FIRST TIME.

Mr. BUCKMAN. Mr. President, I move that all bills reported from committee at session be read the first time.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON FIRST READING.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 16, entitled:

An Act validating ordinances, assessments and proceedings by Councils in Cities for the paving and curbing of public highways, and validating municipal liens therefor filed in the name of the City, or in the name of the City to the use of the contractor.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 262, entitled:

An Act authorizing the Commonwealth to recover from any person causing a forest fire the expenses incurred by the Commonwealth by reason of such fire.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 349, entitled:

An Act concerning the identification and marking of graves of soldiers and sailors of the Revolutionary War; imposing certain duties on the Adjutant General and on certain municipal officers; and making an appropriation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 408, entitled:

An Act to amend paragraph six of section one of the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds, imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits and rights from taxation and judicial process; and providing penalties" by extending its benefits to certain employes of the Department of Public Instruction and of the Legislature.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 409, entitled:

An Act to amend section three of the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties" by changing the time during which a State employe shall have the option of membership in the retirement association.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 410, entitled:

An Act to amend paragraph four of section six of the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties" by imposing certain duties upon recipients of state annuities thereunder.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 416, (House Bill No. 82), entitled:

An Act amending sections one and two of an act approved the twelfth day of May, one thousand nine hundred and twenty-one (Pamphlet Laws five hundred and forty-eight) entitled "An Act providing for the depositing of money with the clerk of the several courts of quarter sessions and oyer and terminer or other courts of record having jurisdiction in this Commonwealth in lieu of bail and recognizances with surety or sureties in criminal or quasi criminal prosecutions desertion or nonsupport and surety of the peace cases pending in said courts and fixing the fees of the said clerk of the courts" providing for the depositing of cash bail by others than defendants.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 420, (House Bill No. 455), entitled:

An Act to further amend section six hundred seventeen of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establsh and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 426, (House Bill No. 269), entitled:

An Act to amend clause (d) of section fifty-nine of an act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred and forty-seven) entitled "An Act relating to the administration of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales an mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcript to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresidents and foreign fiduciaries the appointment bonds rights powers duties and liabilties of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matter relating to fiduciaries concerned with the estates of decedents" providing for payments of property belonging to minors without appointment of guardian in estates of three hundred dollars or less.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 441, entitled:

An Act repealing all acts and parts of acts general local and special which impose a State tax on the fees of notaries public.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 444, entitled:

An Act to further amend clause seven of section one of the approved the eighteenth day of July, one thousand nine hundred and seventeen, (Pamphlet Laws one thousand forty-three), entitled "An Act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 463, entitled:

An Act providing for the compensation of certain officers and employes in counties of the second class.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 467, entitled:

An Act to amend section six of an act, approved the ninth day of June, one thousand nine hundred and eleven (P. L. 746), entitled "An Act to regulate the construction maintenance, and inspection of buildings used for the exhibition of moving-pictures, in all cities of the first class; providing for the enforcement thereof and fixing penalties for violation of the same", by providing for the heating by means of mechanical warm air.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 468, entitled:

An Act to provide for a second additional law judge of the court of common pleas of the Fourteenth Judicial District.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 492, entitled:

An Act to amend section one of an act approved the twelfth day of May, one thousand eight hundred and eighty-seven, (P. L. 96), entitled "A Supplement to an act, entitled 'An Act supplementary to an act relative to burial grounds and cemeteries situated in incorporated boroughs,' approved the nineteenth day of May, one thousand eight hundred and seventy-four changing the title of said act, and authorizing the court to make orders and decrees required by the act, and to enforce the same by procéss, approved the thirteenth day of May, eighteen hundred and seventy-six, further empowering courts to direct removal of remains in boroughs, cities, and towns from burial grounds where interments have ceased or have become so neglected as to become a public nuisance, or such remains interfere with the improvements, extensions, and interests of such cities, boroughs, or towns," as amended; providing that such removal may be authorized when such land is desired by said municipalities for opening, laying out or extending streets or establishing playgrounds or recreation centres.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 493, entitled:

An Act to amend section two of the act approved the first day of June, one thousand eight hundred and eighty-three, (P. L. 58), entitled "An Act empowering and directing the county commissioners of any county to purchase ground at the county seat for the erection thereon of such building or buildings as may be necessary for the accommodation of the courts, and of the several officers of the county, and for the reception and safe keeping of the records and other papers in charge of such officers; and also such other building or buildings as may be necessary and proper for the purposes of a county jail or workhouse, when occasion shall require the erection of such building or buildings, and in case the said ground cannot be obtained by agreement with the owner or owners at a reasonable price in the estimation of said commissioners, then to resort to condemnation;" providing for the leasing of part of ground so obtained to municipalities for use as comfort stations.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 504, (House Bill No. 630), entitled:

An Act to further amend clause three section one of an act approved the eight day of May one thousand eight hundred and fifty-four (Pamphlet Laws six hundred forty-four) entitled "A further supplement to the act entitled "An act concerning divorces'" as amended by taking away the right of support or alimony in certain cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 520, entitled:

An Act authorizing county commissioners of counties of the sixth class to provide an office at the cost of the county for the district attorney in the town, borough or city where he resides if he does not have an office at the county seat, and to furnish also at the cost of the county, furniture, telephone, books, blanks, dockets, supplies, postage and stationery required by the district attorney.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 524, entitled:

An Act to further amend sections two thousand six hundred and three and two thousand six hundred and twenty-three of the act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof that are or may be inconsistent therewith." authorizing school districts of the second class to employ certified public accountants in certain cases, and providing for their compensation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 525, entitled:

An Act to further amend paragraph nineteen of section one thousand two hundred and ten of an act approved the eighteenth day of May one thousaid nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 531, entitled:

An Act making an appropriation to the Department of Mines for the payment of salaries and expenses due anthracite and bituminous mine inspectors.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 539, entitled:

An Act to amend section twelve of the act approved the eighteenth day of July, one thousand nine hundred and seventeen, (P. L. 1043), entitled "An act establishing a public school employes" retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

## HOUSE MESSAGES.

### HOUSE CONCURS IN SENATE BILL No. 17.

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 17, entitled:

An Act to amend paragraph one of section eight of an act approved the twenty-fourth day of June one thousand eight hundred and ninety-five (Pamphlet Laws two hundred twelve) entitled "An act to establish an intermediate court of appeal regulating its constitution officers jurisdiction powers practice and its relation to the Supreme Court and other courts providing for the reports of its decisions the compensation of the judges and other officers and the practice and costs on appeals from its judgments" eliminating the exception prohibiting said court from enforcing any short or hour list

with the information that the House has passed the same without amendments.

## TIME OF NEXT MEETING.

He also presented communication from the House of Representatives, informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate March 3, 1925.

Resolved, (if the House of Representatives concur), That when the Legislature adjourns to-day it reconvene on Monday evening, March ninth, at nine o'clock.

## NOMINATIONS BY THE GOVERNOR.

The Secretary to the Governor being introduced, presented communications in writing from his Excellency, the Governor of the Commonwealth, which were read as follows:

### NOTARIES PUBLIC.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 3, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

ALLEGHENY COUNTY.

C. M. Burns, Renton, March 7, 1925.
Edmund S. Holt, Wilkinsburg, March 7, 1925.
Henry G. Jetter, Sewickley, March 7, 1925.
J. H. Laurent, 420 Edith St., Pittsburgh, March 7, 1925.
Miss Lulu B. McNary, Ingram, March 7, 1925.
Miss Clara A. Wahl, Wilkinsburg, March 7, 1925.

BERKS COUNTY.

Joel Claster, Reading, March 8, 1925.
Michael D'Agostino, Reading, March 7, 1925.
J. George Heim, Reading, March 7, 1925.
Mrs. B. W. Homan, Reading, March 7, 1925.
Owen B. Roberts, Blandon, March 7, 1925.

BLAIR COUNTY.

Frank K. Troutwine, Tyrone, March 7, 1925.

CAMBRIA COUNTY.

E. A. Riley, Johnstown, March 7, 1925.
I. N. Rodney, Spangler, March 12, 1925.

DAUPHIN COUNTY.

William W. Wyant, Harrisburg, February 19, 1925.

DELAWARE COUNTY.

M. T. Bloom, Chester, March 7, 1925.

ERIE COUNTY.

Miss Mary Beckwith, Erie, March 7, 1925.

INDIANA COUNTY.

Emidio Frattura, Blairsville, March 7, 1925.

JEFFERSON COUNTY.

Mahlin R. McGregor, Dayton, March 7, 1925.
E. L. Poyer, Brockwayville, March 7, 1925.

LACKAWANNA COUNTY.

J. Harry Morosini, Scranton, March 7, 1925.

LANCASTER COUNTY.

Chas. W. Dailey, Lancaster, March 7, 1925

PHILADELPHIA COUNTY.

Mark Abrahams, 2211 Island Rd., Philadelphia, March 7, 1925.
John Amoroso, 553 N. 63d St., Philadelphia, March 7, 1925.
Robert W. Boyd, Jr., 700 Preston St., Philadelphia, March 7, 1925.
Miss Alice M. Bradley, 513 Green St., Philadelphia, February 28, 1925.
Daniel E. Brogan, 1424 S. Penn Sq., Philadelphia, March 7, 1925.
A. Albert Bulmer, 6333 Pashall Ave., Philadelphia, February 28, 1925.
William S. Burkhart, Ardsley, March 7, 1925.
Howard M. Cantrell, 525 Livezey St., Roxborough, March 6, 1925.
Stanley H. Clarke, 501 35th St., Philadelphia, March 7, 1925.
James A. Creditt, 4124 Powelton Ave., Philadelphia, March 7, 1925.
W. Fletcher Emery, 1211 Chestnut St., Philadelphia, March 7, 1925.
Howard E. Foulkrod, 5144 Keyser St., Philadelphia, March 7, 1925.
C. B. Jamison, 1216 S. 53d St., Philadelphia, March 7, 1925.
Jos. R. Lannon, 5913 N. Broad St., Philadelphia, March 7, 1925.
William C. Leonard, 514 Orchard Ave., Yeadon, March 7, 1925.
Thos. A. McGowan, Jr., 815 E. Alle. Ave., Philadelphia, March 7, 1925.
Arthur Miller, Jr., 1019 Jefferson Bldg., Philadelphia, March 7, 1925.
Luigi Scaricamazza, 1410 S. 13th St., March 15, 1925.
Miss Anna Steinberg, 6123 Locust St., Philadelphia, March 7, 1925.
Harpur M. Tobin, 314 W. Durham Rd., Philadelphia, March 12, 1925.
Max E. Walther, 6819 Torresdale Ave., Philadelphia, Feb. 28, 1925.
Edward Wasserman, 6104 Carpenter St., March 7, 1925.

WASHINGTON COUNTY.

Oscar G. Lee, Manifold, Washington.

WESTMORELAND COUNTY.

S. W. Bierer, Greensburg, March 12, 1925.
Ralph Chiodo, New Kensington, February 19, 1925.
Stanley E. Cook, Greensburg, March 12, 1925.
Jay B. Peterson, Youngwood, March 7, 1925.

CAMERON COUNTY.

Claude E. Seeley, Emporium, March 7, 1925.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 3, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation:

ALLEGHENY COUNTY.

Albert W. Pfarr, 415 Aiken Ave., Pittsburgh.
William C. Stratman, 7427 Monitor St., Pittsburgh.

BERKS COUNTY.

Mrs. Carrie L. Bieber, Topton.

DAUPHIN COUNTY.

Miss Elizabeth A. Maguire, Harrisburg.

JEFFERSON COUNTY.

Miss Bertha Neale, Reynoldsville.

LUZERNE COUNTY.

E. E. Edwards, Parsons.

PHILADELPHIA COUNTY.

Miss Dorothy M. Anderson, 4626 Locust St., Philadelphia.
Harry J. Beard, 2231 N. Thompson St., Philadelphia.
J. Arthur Biester, 5325 Reinhart St., Philadelphia.
Edgar C. Campbell, 228 N. 57th St., Philadelphia.
Chas. E. Doerr, 38 W. Durham St., Philadelphia.
Martin Friedman, 6030 Christian St., Philadelphia.
Miss Mary E. Gilligan, 1611-15 W. Susquehanna Ave., Philadelphia.
Miss Jeannette R. Hauser, 3425 Walnut St., Philadelphia.
George Kalman, 5443 Sansom St., Philadelphia.
P. Willard Reisse, 7919 Park Ave., Elkins Park, Phila.
William R. Worsham, 2035 Master St., Philadelphia.

WASHINGTON COUNTY.

Miss Clara E. Thorpe, South Brownsville.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 3, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following named person to be a Notary Public, for the term of four years, to compute from the date of expiration:

ALLEGHENY COUNTY.

John T. Trevaskis, Turtle Creek, Feb. 25, 1925.

GIFFORD PINCHOT.

## EXECUTIVE SESSION.

By unanimous consent,

A motion was made by Mr. LESLIE,

That Rule 38, which requires reports of committees on nominations made by the Governor to lie on the table one day be dispensed with, and the Senate do now resolve itself

into Executive Session, for the purpose of acting upon all the nominations reported at to-day's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. LESLIE,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Lanius, | Schantz, |
| Baldwin, | DeWitt, | Leslie, | Snyder, |
| Barr, | Earnest, | Mansfield, | Sones, |
| Baumer, | Freeman, | Miller, | Sprowls, |
| Betts, | Gelder, | North, | Steele, |
| Bonbrake, | Griswold, | Norton, | Stites, |
| Brown, | Heaton, | Painter, | Vare, |
| Buckman, | Joyce, | Patton, | Weingartner, |
| Coyne, | Krause, | Phipps, | Woodward, |
| Culbertson, | Kutz, | Quigley, | Homsher, |
| Daix, | Kunkle, | Salus, | Pres. Pro Tem. |
| Davis, | | | |

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. LESLIE. Mr. President, I move that the Executive Session do now rise.

Mr. BALDWIN. Mr. President, I second the motion.

The motion was agreed to.

Mr. PATTON. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PATTON read in his place and presented to the Chair Senate Bill No. 568, entitled:

An Act to provide for the preparation of plans for the use of viewers, owners, tenants, and occupiers of property, and all other parties affected in proceedings for the assessment of damages for the taking, injury or destruction of private property for public use, and the furnishing of copies thereof to parties affected thereby.

Which was committed to the Committee on Judiciary General.

## RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 61.

Mr. BALDWIN offered the following resolution which was twice read, considered and agreed to.

In the Senate of Pennsylvania, March 3, 1925.

Be it resolved (if the House of Representatives concur), That Senate Bill No. 61, entitled:

An Act to amend route number one hundred and two of section six of an act, approved the thirty-first day of May, one thousand nine hundred and eleven (P. L. 468), entitled "An Act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of Commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance, and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work to be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance, and repair of township or county roads, and prescribing the contents of township, county, borough, or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

## RECESS.

Mr. LESLIE. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. BALDWIN. Mr. President, I second the motion.

The motion was agreed to.

## AFTER RECESS.

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

## HOUSE MESSAGES.

### HOUSE BILL FOR CONCURRENCE.

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House of Representatives as follows:

House Bill No. 732 (Senate Bill No. 569), entitled:

An Act authorizing and regulating the establishment and operation by counties of hospitals for the treatment of persons afflicted with tuberculosis providing for the acquisition of property for such hospitals by the power of eminent domain the incurring of indebtedness and the levying of taxes the appointment of an advisory board authorizing counties to pay for patients cared for in hospitals of other counties authorizing counties to receive gifts or trust funds for the erection and maintenance of such hospitals validating proceedings elections and erections under existing laws repealed by this act and all indebtedness incurred in connection therewith

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 268 (Senate Bill No. 570), entitled:

An Act to further amend an act approved the seventeenth day of May one thousand nine hundred and twenty-one

(Pamphlet Laws eight hundred and ninety-four) entitled "An act to amend an act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and fifty) entitled 'An act authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans and of the Army of the Phillipines and to each post of the American Veterans of Foreign Service in the respective counties boroughs and towns to aid in defraying the expenses of Memorial Day' by authorizing counties to receive gifts or trust funds for the Legion Veterans of Foreign Wars and to each Naval Association and each post of the Grand Army of the Republic"

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 292 (Senate Bill No. 571), entitled:

A Supplement to an Act approved the twenty-third day of June one thousand nine hundred eleven (Pamphlet Laws one thousand one hundred and twenty-three) entitled "An act establishing in each county a board of viewers prescribing their duties providing for their appointment as viewers road juries juries of view and commissioners to view land and providing for the charges upon the respective counties in the matter of salaries costs and expenses thereof" as the same was amended and supplemented by subsequent acts by providing for the compensation to be paid to the members of the board of viewers in counties of the third fourth fifth sixth seventh and eighth class

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 332 (Senate Bill No. 572) entitled:

An Act to amend section seventeen of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand eighty-one) entitled "An act providing for county poor districts in counties of the seventh class providing for their management direction and control by the county commissioners defining their powers and duties imposing certain duties upon the county treasurer and county controller or county auditors abolishing the present poor districts and transferring their property"

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 412 (Senate Bill No. 573), entitled:

An Act to amend article five of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred and eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" requiring fire insurance companies associations and exchanges to notify policy holders suffering loss or damages to file proof of loss

Which was committed to the Committee on Insurance.

House Bill No. 457, (Senate Bill No. 574), entitled:

An Act to provide for the conduct of business in orphans' courts in cases of vacancies in the office of orphans' court judge

Which was committed to the Committee on Judiciary General.

House Bill No. 563 (Senate Bill No. 575), entitled:

An Act to enable city county poor ward school borough and township tax collectors their executors and administrators if they are deceased or either surety or sureties if the surety or sureties have paid the taxes to collect taxes for the payment of which they have become personally liable without having collected the same by the expiration of the authority of their respective bonds or by the expiration of the authority of their respective warrants or by the expiration of their terms of office and to extend the time for the collection of the same for a period of two years from the passage of this act

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 609, (Senate Bill No. 576), entitled:

An Act authorizing townships of the first class to create fire and water districts and issue bonds and levy special taxes restricted to said districts for the purpose of supplying and maintaining a water supply in the same

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 761, (Senate Bill No. 577), entitled:

An Act to amend section one of the act approved the thirty-first day of March one thousand nine hundred and twenty-one (P. L. 89), entitled "An act making it a misdemeanor for persons to unlawfully use or wear the insignia or button of the American Legion or the official decorations of said organization" by extending the provisions of said act to the Veterans of Foreign Wars

Which was committed to the Committee on Judiciary Special.

## HOUSE CONCURS IN RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 61.

He also presented communication from the House of Representatives informing the Senate that the House has concurred in resolution from the Senate, as follows:

In the Senate of Pennsylvania, March 3, 1925.

Be it resolved (if the House of Representatives concur), That Senate Bill No. 61, entitled:

An Act to amend route number one hundred and two of section six of an act, approved the thirty-first day of May one thousand nine hundred and eleven (Pamphlet Laws four hundred sixty-eight) entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of Commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over the same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway and procedure therein providing for work of improvement of State Highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method

of application for State-aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated towns requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same and providing for the minimum width of State Highways and State-aid highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State Highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of this act" as amended

be recalled from the Governor for the purpose of amendment.

## BILL INTRODUCED.

Mr. PATTON. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PATTON, read in his place and presented to the Chair Senate Bill No. 578, entitled:

An Act to provide for the division, consolidation and rearrangement of election district in townships and wards of cities and boroughs.

Which was committed to the Committee on Education.

## COMMUNICATION FROM THE GOVERNOR.

The Secretary to the Governor being introduced, presented communication in writing from his Excellency, the Governor of the Commonwealth, which was read as follows:

### APPROVAL OF SENATE BILL No. 48.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 3, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

I have the honor to inform you that I have this day approved and signed Senate Bill No. 48, entitled, "An Act relating to fruit syrups and prohibiting the manufacture sale offering for sale exposing for sale or having in possession with intent to sell of any adulterated or misbranded fruit syrups and providing penalties for the violation thereof and providing for the enforcement thereof".

GIFFORD PINCHOT.

## BILL INTRODUCED.

Mr. DeWITT. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. DeWITT, read in his place and presented to the Chair Senate Bill No. 579, entitled:

An Act making an appropriation to the Nanticoke Hospital Nanticoke, Luzerne County, Pennsylvania.

Which was committed to the Committee on Appropriations.

## QUESTION OF PERSONAL PRIVILEGE.

Mr. SCHANTZ. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Lehigh, Mr. Schantz, will state his question of personal privilege.

Mr. SCHANTZ. Mr. President, I want to say further in regard to the trip to Washington in the morning that we will leave the Pennsylvania Station at 7:00 o'clock. The representatives of the Railroad Company will be here before long with the tickets and you can buy them here. The cost will be a fare and a half for the round trip. They have the names of the parties who are going and every person will get a seat in the Pullman cars. I do not know whether we will have grandstand seats for you all but we will get as many as possible. We will get those tickets on the train tomorrow on the train going down.

## REPORT FROM COMMITTEE.

Mr. ARON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. ARON, from the Committee on Municipal Affairs, reported as amended, Senate Bill No. 446, entitled:

An Act authorizing cities of the first class to enter into contracts or agreements for the establishment maintenance or continuance of maritime service between said cities and other ports by others providing among other things for the payment or guarantee of losses or deficiencies incurred therein.

## ADJOURNMENT.

Mr. LESLIE. Mr. President, I move that the Senate do now adjourn until Monday evening at nine o'clock.

Mr. PATTON. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 1:08 P. M., until Monday evening, March 9, 1925, at 9:00 o'clock.

# HOUSE OF REPRESENTATIVES

TUESDAY, March 3, 1925.

The House met at 10:30 o'clock A. M.

The SPEAKER (Thomas Bluett) in the Chair.

## PRAYER.

The Chaplain, Rev. George P. Donehoo, offered the following prayer:

Almighty God, our Heavenly Father, we thank Thee this bright morning for the beautiful State in which we live, for the mountains and valleys, rivers and streams now bound in the dress and in the change of winter, but with the promise of springtime and summer and harvest. Grant that we may see Thee in all of these wonderful beauties about us, and be with us and help us, even in our lives with storm and tempest, to find the beautiful things in life. Bless this House today, be with us, each one,—the presiding officer and the members and all who are here,—and bring us into fellowship with each other, we ask in Thy name. Amen.

## JOURNAL APPROVED.

The SPEAKER. The Clerk will read the Journal of yesterday's proceedings.

The Clerk proceeded to read the Journal of Yesterday's proceedings, when, on motion of Mr. Blumberg, the further reading was dispensed with and the Journal approved.

## PETITIONS.

### FAVORING THE PASSAGE OF SENATE BILL No. 446.

The SPEAKER presented a petition signed by Wm. M. Coates, President of the Philadelphia Board of Trade, favoring the passage of Senate Bill No. 446.

Referred to the Committee on Municipal Corporations.

PROTESTING AGAINST THE USE OF ALL TRAPS NOT CAUSING INSTANT DEATH.

Mr. WILSON presented a petition from the Commonwealth Humane Society asking that a law be passed making illegal the use of all traps or snares not causing instant death.

Referred to the Committee on Game.

BILLS INTRODUCED AND REFERRED.

By Mr. MILLAR. HOUSE BILL No. 1000.

An Act making it unlawful for any district attorney, assistant district attorney or other prosecutor to sit within the bar of the court or otherwise conduct himself so as to cause the jury to believe that he is a part of the the court; and providing for the removal of such officers from office on quo warranto by the attorney general in certain cases.

Referred to the Committee on Judiciary Special.

By Mr. WILSON. HOUSE BILL No. 1001.

An Act to ascertain and appoint the fees to be received by the several prothonotaries of the courts of common pleas of the Commonwealth in counties having a population of less than one hundred fifty thousand, and to provide the time for paying the same.

Referred to the Committee on Judiciary Special.

By Mr. FRYE. HOUSE BILL No. 1002.

An Act to establish as a State Highway a certain section of public road in the county of York.

Referred to the Committee on Public Roads.

By Mr. FRYE. HOUSE BILL No. 1003.

An Act to establish as a State Highway a certain section of public road in the county of York.

Referred to the Committee on Public Roads.

By Mr. KELLY. HOUSE BILL No. 1004.

An Act making an appropriation for the purchase of copies of the history of the Tewenty-eighth Division during the World War; and providing for the distribution thereof by the Governor.

Referred to the Committee on Appropriations.

By Mr. MUNLEY. HOUSE BILL No. 1005.

An Act making an appropriation to the Armory Board to erect and construct an armory in the City of Carbondale.

Referred to the Committee on Appropriations.

By Mr. SPENCER. HOUSE BILL No. 1006.

An Act making a deficiency appropriation to the Miners' Hospital, of Northern Cambria, at Spangler, Cambria County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MUNLEY. HOUSE BILL No. 1007.

An Act to amend section ten of article four of an act, approved the ninth day of June, one thousand nine hundred and eleven (Pamphlet Laws, page seven hundred fifty-six) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania, and for the protection and preservation of property connected therewith."

Referred to the Committee on Mines and Mining.

By Mr. SARIG. HOUSE BILL No. 1008.

An Act reltaing to the paroling of convicts, fixing jurisdiction of courts therefor, defining method of procedure, and repealing law conflicting therewith.

Referred to the Committee on Judiciary General.

By Mr. STOCK. HOUSE BILL No. 1009.

An Act to amend section two hundred and forty of the act approved the fourteenth day of July, one thousand nine hundred and seventeen, (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto."

Referred to the Committee on Counties and Townships.

By Mr. STOCK. HOUSE BILL No. 1010.

An Act to amend section eight of an act, approved the thirty-first day of May, one thousand nine hundred and eleven, (P. L. 468), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of Commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance, and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same; and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or tollroads forming all or part of any State Highway, and procedure therein; providing for work or improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads, and prescribing the contents of township, county, borough, or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended.

Referred to the Committee on Public Roads.

By Mr. EMHARDT. HOUSE BILL No. 1011.

A Supplement to an act approved May second, one thousand eight hundred and ninety-nine (Pamphlet Laws, one hundred eighty-four), entitled "An act to provide revenue by imposing a mercantile license tax on vendors of or dealers in goods, wares, and merchandise and providing for the collection of said taxes," fixing the mercantile license tax for dealers beginning business on or after May first.

Referred to the Committee on Ways and Means.

By Mr. CONNER. HOUSE BILL No. 1012.

An Act making an appropriation to the Department of the Auditor General for the purpose of reimbursing Robert E.

Lamberton for moneys erroneously paid into the State Treasury.

Referred to the Committee on Appropriations.

By Mr. EMHARDT. HOUSE BILL No. 1013.

An Act to amend an act approved May second, one thousand eight hundred and ninety-nine (Pamphlet Laws, one hundred eighty-four), entitled "An act to provide revenue by imposing a mercantile license tax on vendors of or dealers in goods, wares, and merchandise, and providing for the collection of said tax," as amended.

Referred to the Committee on Ways and Means.

By Mr. WILSON. HOUSE BILL No. 1014.

An Act to amend sections one and two of the act approved the seventh day of June, one thousand eight hundred and ninety-seven (P. L. 135), entitled "An act requiring the retention by employers of aliens, sums sufficient to pay the taxes respectively assessed against such alien employes, upon notice in writing from tax collectors, and directing the payment thereof to the said tax collectors within sixty days after such notice shall have been given;" by extending the provisions thereof to include citizens.

Referred to the Committee on Judiciary Special.

By Mr. FRYE. HOUSE BILL No. 1015.

An Act to establish as a State Highway a certain section of public road in the counties of Adams and York.

Referred to the Committee on Public Roads.

By Mr. McCAIG. HOUSE BILL No. 1016.

An Act making an appropriation to the Bethesda Home, Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 1017.

An Act making an appropriation for the payment of the expenses required by an act, approved the twenty-fifth day of May, one thousand eight hundred and eighty-nine, entitled "An act to provide for the continuance of the education and maintenance of the destitute orphans of deceased soldiers, sailors and marines, and the destitute children of permanently disabled soldiers, sailors, and marines of the State;" also making an appropriation to carry out the provisions of an act to provide for the education and maintenance of the children admitted to the Pennsylvania Soldiers' Orphan Industrial School and the Soldiers' Orphans Schools, approved May twenty-seventh, one thousand eight hundred and ninety-three, and its supplements.

Referred to the Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 1018.

An Act making an appropriation to the Lake Erie and Ohio River Canal Board of Pennsylvania for the payment of expenses incurred in printing, distributing, and making available for public use reports, maps, documents, and records of the board, in securing the cooperation and aid of the Government of the United States and other public authorities in the construction of the canal or waterway authorized to be constructed by the board; for the payment of incidental office expense, and for the payment of salaries, fees, and expenses.

Referred to the Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 1019.

An Act making an appropriation to Mary E. Mumper, of Gettysburg, for damages to a Hudson Coach Automobile sustained while in the service of the State Highway Department.

Referred to the Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 1020.

An Act making an appropriation to the Western Pennsylvania School for the blind, located at Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 1021.

An Act making an appropriation to the Pennsylvania State Park and Harbor Commission of Erie.

Referred to the Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 1022.

An Act making an appropriation to the Downingtown Industrial and Agricultural School, Downingtown, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 1023.

An Act making an appropriation to the Pennsylvania Institution for the Deaf and Dumb, Mount Airy, Philadelphia.

Referred to the Committee on Appropriations.

By Mr. HARDING. HOUSE BILL No. 1024.

An Act to establish as a State Highway a certain section of public road in the counties of Bradford and Susquehanna.

Referred to the Committee on Public Roads.

By Mr. COLVILLE. HOUSE BILL No. 1025.

An Act making an appropriation to the Northern Home for Friendless Children of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HUBER. HOUSE BILL No. 1026.

An Act making an appropriation to the Florence Critten Mission for Homeless and Friendless Girls, of Scranton, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. PHILLIPS. HOUSE BILL No. 1027.

An Act to amend sections seven hundred and two and seven hundred and eighteen of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concering game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto."

Referred to the Committee on Game.

By Mr. McKIM. HOUSE BILL No. 1028.

An Act to repeal an act approved the twenty-ninth day of June, one thousand nine hundred and twenty-three, (P. L. 914), entitled "An act declaring the construction to be given deeds, wills, and other instruments in writing, in which real and personal property is donated, granted, devised, or bequeathed, either directly or in trust, for the benefit of one or more persons for years or for life or upon condition, with remainder over to the heirs or next of kin or to the persons there-unto entitled under the interstate laws, or other similar or equivalent phrase.

Referred to the Committee on Judiciary General.

By Mr. McKIM. HOUSE BILL No. 1029.

An Act to amend section twenty-three of the act approved the first day of June, one thousand eight hundred and eighty-nine, (P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved

the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by clarifying the provsions thereof with respect to municipallly owned and operated public utilities.

Referred to the Committee on Ways and Means.

By Mr. GOEHRING. HOUSE BILL No. 1030.

An Act relative to the printing and binding by the Commonwealth for the use of the Department of Internal Affairs, Department of the Auditor General and the Treasury Department.

Referred to the Committee on Judiciary Special.

By Mr. WASHINGTON. HOUSE BILL No. 1031.

An Act to validate certain municipal assessments, municipal claims and municipal liens in the several boroughs of the Commonwealth; providing for the filing of claims therefor, and the proceedings for the collection of such assessments and claims.

Referred to the Committee on Counties and Townships.

By Mr. LUDLOW. HOUSE BILL No. 1032.

An Act to amend section two of an act, approved the third day of May, one thousand nine hundred nine (Pamphlet Laws, four hundred and seventeen), entitled "An act for the safety of persons from fire or panic in certain buildings, not in cities of the first and second classes, by providing proper exits, fire-escapes, fire-extinguishers, and other preventives of fire; by vesting jurisdiction for the enforcement of this act in the Department of Factory Inspection; and by providing proper penalties for any violation of the name," as amended.

Referred to the Committee on Judiciary General.

By Mr. DONNELL. HOUSE BILL No. 1033.

An Act making an appropriation to the Venango County Children's Home, at Oil City, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. McDERMOTT. HOUSE BILL No. 1034.

An Act authorizing recorders of deeds in counties of the fourth class to appoint a solicitor; prescribing the duties of said solicitor and fixing his salary.

Referred to the Committee on Counties and Townships.

By Mr. WEAMER. HOUSE BILL No. 1035.

An Act to establish as a State Highway a certain section of public road in the counties of Montgomery, Bucks and Lehigh.

Referred to the Committee on Public Roads.

By Mr. DRINKHOUSE. HOUSE BILL No. 1036.

An Act making an appropriation to the Nazarene Home for the Aged, at Philadelphia.

Referred to the Committee on Appropriations.

By Mr. HARDING. HOUSE BILL No. 1037.

An Act to establish as a State Highway a certain section of public road in the county of Bradford.

Referred to the Committee on Public Roads.

By Mr. McKIM. HOUSE BILL No. 1038.

An Act to amend section twenty-eight of chapter six, article seven of the act, approved the fourteenth day of May, one thousand nine hundred and fifteen, (P. L. 312), entitled "An act providing a system of government for boroughs, and revising, amending and consolidating the law relating to boroughs."

Referred to the Committee on Municipal Corporations.

By Mr. MARSHALL. HOUSE BILL No. 1039.

An Act empowering boroughs to purchase, own, use, operate and control, any natural gas well or natural gas wells within the limits of such boroughs or in the vicinity thereof, for a supply of natural gas for municipal purposes.

Referred to the Committee on Counties and Townships.

By Mr. ANDERSON. HOUSE BILL No. 1040.

An Act to close out the affairs of the Mercer State Hospital at Mercer, Pennsylvania, by authorizing the sale and conveyance of the real estate and personal property of said hospital, and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. STRAYER. HOUSE BILL No. 1041.

An Act providing constables fees for service of writs in juvenile cases.

Referred to the Committee on Judiciary Special.

By Mr. MOFFATT. HOUSE BILL No. 1042.

An Act to amend an act, approved the seventh day of June, one thousand nine hundred and twenty-three (P. L. 677), entitled "An act to amend an act, approved the fourteenth day of May, one thousand nine hundred and fifteen (Pamphlet Laws, three hundred and twelve), entitled 'An act providing a system of government for boroughs, and revising, amending and consolidating the law relating to boroughs, by adding additional sub-section to section nine of article seven of chapter six thereof, to empower boroughs, without petition of property owners, to grade, pave, curb, macadamize, or otherwise improve public streets, or parts thereof, and assess part of the cost thereof against the owners of the property abutting thereon, when said streets, or parts thereof do not exceed one thousand feet in length and connect two streets theretofor paved and improved," so as to provide that the whole of said cost may be assessed against the owners of property abutting thereon.

Referred to the Committee on Counties and Townships.

By Mr. GOODNOUGH. HOUSE BILL No. 1043.

An Act providing for continuing the giant power survey; creating a Giant Power Board within the Department of Forests and Waters; defining the powers and duties thereof; requiring officers, departments, commissions, and other agencies of the Commonwealth to give information thereto; and making an appropriation.

Referred to the Committee on Manufactures.

By Mr. GOODNOUGH. HOUSE BILL No. 1044.

An Act authorizing the Giant Power Board to license interstate public service transmission lines in pursuance of compacts with other states and Canadian provinces for the regulation of interstate and foreign transmission and delevery of electric cururent; prohibiting to corporations, public service companies and municipalities the construction, maintenance and operation of future unlicensed interstate lines, deliveries of electric current with certain exceptions, future contracts for out-state delieveries over unlicensed interstate lines with certain exceptions and outstate deliveries in discrimination against recipients or potential recipients within the Commonwealth; and empowering the Public Service Commission to regulate and reform contracts for outstate deliveries to prevent such discrimination.

Referred to the Committee on Manufactures.

By Mr. GOODNOUGH. HOUSE BILL No. 1045.

An Act requiring the Water and Power Resources Board to make orders designating reservoir sites of one hundred million gallons capacity or more; empowering said Board to amend or rescind any such order; forbidding the condemnation and appropriation of any property in any reservoir site so designated, and the construction therein by any other agency or Department of the Commonwealth of any public works until said Board shall have found that the present and future interests of the Commonwealth require the same.

Referred to the Committee on Manufactures.

By Mr. GOODNOUGH. HOUSE BILL No. 1046.

An Act authorizing the Giant Power Board to negotiate with other states and Canadian provinces compacts under the Constitution of the United States for action by the General Assembly for the regulation of interstate and foreign transmission and delivery of electric current.

Referred to the Committee on Manufactures.

By Mr. GOODNOUGH. HOUSE BILL No. 1047.

An Act concerning electric utilities authorized to generate, transmit, and or distribute in public service electric current for light, heat and power, or owning or operating facilities therefor; establishing, as the rate-base for electric utilities hereafter incorporated, or beginning such generation, transmission and or distribution, or accepting such rate-base, the net investment in such electric utility made on and after the first day of January, one thousand nine hundred and twenty-six plus the additional fair value, if any, of the property of such electric utility as of the thirty-first day of December, one thousand nine hundred and twenty-five, which is maintained undiminished in useableness and in expectation of useableness; prohibiting to all other electric utilities exercise of the right of eminent domain, incorporation, amendment and supplementing of charters, consolidation, merger, certain interrelations of sale, lease, management and others; and the beginning of the exercise of rights under municipal ordinances, contracts and otherwise; establishing principles for making and regulating the rates of electric utilities and declaring the powers of the Public Service Commission with respect thereto; providing for the regulation of the security issues of electric utilities and the fixing of the issue price thereof; amending the "Corporation Act" approved the twenty-ninth day of April, one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) by providing for the generation of electric current for the supply of the public with light, heat and power by delivery of current directly to, or through one or more carriers to, a public sevice distribution system; authorizing electric utilities, empowered to operate public service distribution systems upon approval by the Public Service Commission, to sell electric current to other electric utilities; prohibiting foreign corporations to begin to generate, transmit and or distribute in public service electric current for light, heat and power; amending the definition of public service companies in the Public Service Company Law, approved the twenty-sixth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, one thousand three hundred and seventy-four) to include Giant Power Companies, common carrier transmission companies and companies authorized to operate public service distribution systems; providing penalties for the violation of this act, and of rules, regulations and orders made hereunder; providing for the removal to the Supreme Court of suits to compel or prevent the making or enforcement of any rule, regulation or order of the PPublic Service Commission issued under this act; requiring the broad construction of the provisions of this act and declaring them to be severable.

Referred to the Committee on Manufactures.

By Mr. GOODNOUGH. HOUSE BILL No. 1048.

An Act concerning the designation by the Giant Power Board of land strips for occupancy and use by giant power transmission lines, the purchase, appropriation and condemnation by the Commonwealth of lands within such strips, permits by said Board authoriizng the occupancy and use of lands of the Comonwealth within such strips for giant power transmission lines for pipe lines and for other purposes and providing a method for the assessment of damages arising from such appropriation.

Referred to the Committee on Manufactures.

By Mr. GOODNOUGH. HOUSE BILL No. 1049.

An Act poviding for investigation and report by the Giant Power Board upon the desirability of, and the method and coiditions suitable for, the expenditure of moneys of the Commonwealth in aid of lines for the supply of electricity to the public in rural districts.

Referred to the Committee on Manufactures.

By Mr. GOODNOUGH. HOUSE BILL No. 1050.

An Act to amend an act approved the fourteenth day of June, one thousand nine hundred and twenty-three (Pamphlet Laws seven hundred and four) entitled "An act relating to limited power permits and limited water supply permits from the Water Supply Commission of Pennsylvania and the conditions thereof, to the flooding and use by holders of limited power permits of islands owned by the Commonwealth, to the unlawful use for water or steam power development of dams and changes in streams hereafter constructed or made otherwise than under limited power permits, and to proceedings for the neforcement of this act"; and to appropriate the annual charges paid by permittees.

Referred to the Committee on Manufactures.

By Mr. GOODNOUGH. HOUSE BILL No. 1051.

An Act authorizing the condemnation and appropriation of lands and other property and rights by giant power companies holding giant power permits, providing a method for the assessment of damages arising from such appropriation, and regulating the condemnation and appropriation of lands and other property and rights for occupancy and use by public service major transmission lines not a part of the works of giant power companies.

Referred to the Committee on Manufactures.

By Mr. GOODNOUGH. HOUSE BILL No. 1052.

An Act concerning the occupancy and use for giant power transmission lines of lands servient or adjacent to rights-of-way for railroads and highway purposes.

Referred to the Committee on Manufactures.

By Mr. GOODNOUGH. HOUSE BILL No. 1053.

An Act concerning the taxation of lands owned or taken by corporations for the development of hydroelectric power for use or used in public service.

Referred to the Committee on Manufactures.

By Mr. GOODNOUGH. HOUSE BILL No. 1054.

An Act concerning the issuance of giant power permits by the Giant Power Board, the rights and duties of permittees, the power of said Board in respect to them, the condition, revocation, alteration and surrender of permits, and proceedings for the enforcement of this act.

Referred to the Committee on Manufactures.

By Mr. GOODNOUGH. HOUSE BILL No. 1055.

An Act prohibiting the receipt of applications and the issue of warrants and patents for islands owned by the Commonwealth.

Referred to the Committee on Manufactures.

By Mr. GOODNOUGH. HOUSE BILL No. 1056.

A Supplement to an act approved the twenty-ninth day of April, one thousand eight hundred and seventy-four (Pamphlet Laws, seventy-three) entitled "An act to provide for the incorporation and regulation of certain corporations" authorizing the incorporation of corporations for the construction, maintenance, and operation of giant power steam-driven mine-mouth electric generating stations, appurtenant water-storage and cooling works and high pressure transmission lines, the purchase of surplus electric current, the supply of current to public service distribution systems and, as incident to the operation of such stations, the purchase and mining of coal, the recovery of by-products of coal, the manufactue of chemicals, the sale of coal more suitable for by-producting elsewhere,—all under permit from the Giant Power Board, also the incorporation of corporations for the common carriage of electric current for light, heat and power.

Referred to the Committee on Manufactures.

By Mr. GOODNOUGH. HOUSE BILL No. 1057.

An Act imposing on the operators of public service major transmission systems on and after the first day of January one thousand nine hundred and twenty-six the duty of common carriers of electric current from shippers to public service distribution systems and connecting carriers, poviding for the fixing by the Giant Power Board of voltage, frequency and form of current therefor, for the regulation by the Public Service Commission of facilities therefor and of services and rates in the performance thereof, prohibiting the generation or distribution of electric current by such common carriers on and after said date, providing for the division and redivision of the State into transmission districts and for the extension of the facilities of public service major transmission systems therein, empowering said Board and said Commission to make rules, regulations and orders and to prescribe forms, and establishing a procedure before said Commission and on appeal.

Referred to the Committee on Manufactures.

By Mr. McCAIG. HOUSE BILL No. 1058.

An Act making an appropriation to the Board of Trustees of the Western State Penitentiary.

Referred to the Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 1059.

An Act making an appropriation to the Board of Trustees of the Polk State School.

Referred to the Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 1060.

An Act making an appropriation to the Pennsylvania Soldiers' Orphans' School at Scotland.

Referred to the Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 1061.

An Act making an appropriation to the Board of Trustees of the Pennsylvania Training School.

Referred to the Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 1062.

An Act making an appropriation to the Board of Trustees of the Pennhurst State School.

Referred to the Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 1063.

An Act making an appropriation to the Board of Trustees of the Locust Mountain State Hospital.

Referred to the Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 1064.

An Act making an appropriation to the Board of Trustees of the Eastern State Penitentiary.

Referred to the Committee on Appropriations.

By Mr. GUERIN. HOUSE BILL No. 1065.

An Act to further amend section one of an act approved the second day of June, one thousand eight hundred and ninety-one (P. L. 174), entitled "A supplement to an act, entitled 'An act to provide for the incorporation of certain corporations, approved the twenty-ninth day of April, one thousand eight hundred and seventy-four,' so far as it relates to section thirty-seven, relating to building and loan associations;" by changing the aggregate amounts such associations are permitted to borrow.

Referred to the Committee on Banks and Banking.

By Mr. GUERIN. HOUSE BILL No. 1066.

An Act to amend an act approved the ninth day of July, one thousand nine hundred and nineteen, (P. L. 808), entitled "An act permitting building and loan associations to make temporary loans, and to secure payment by pledge of bonds of the United States issued for war purposes," changing the aggregate amount of such loans such associations are permitted to make.

Referred to the Committee on Banks and Banking.

By Mr. BROMLEY. HOUSE BILL No. 1067.

An Act to amend section one of an act approved the third day of June, one thousand nine hundred and nineteen (Pamphlet Laws three hundred seventy) entitled "An act to fix the number and salaries of assistant district attorneys in counties of this Commonwealth having over one million five hundred thousand inhabitants, and prescribing the powers and duties of said assistant district attorneys" by imposing the number and salaries of the assistant district attorneys thereof.

Referred to the Committee on Judiciary Special.

By Mr. HESS. HOUSE BILL No. 1068.

An Act providing for the payment out of the motor license fund of all unexpended balances of any appropriations heretofore made for State-aid highways and for maintenance and replacements on the State highways system.

Referred to the Committee on Public Roads.

By Mr. HESS. HOUSE BILL No. 1069.

A Supplement to the act approved the eleventh day of July, one thousand nine hundred and twenty-three, (P. L. 1070), entitled "An act empowering the State Highway Department to rebuild certain intercounty bridges located on the routes of State Highways, which bridges cross rivers and have been heretofore destroyed by fire; and making an appropriation;" providing that the unexpended balance of said appropriation shall be paid out of the motor license fund.

Referred to the Committee on Public Roads.

By Mr. McBRIDE. HOUSE BILL No. 1070.

An Act to amend section one hundred and two, and section one hundred ten as amended, of an act approved the fourteenth day of July, one thousand nine hundred and seventeen (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto."

Referred to the Committee on Counties and Townships.

By Mr. BROMLEY. HOUSE BILL No. 1072.

An Act to amend sections eight and twenty-one of an act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 869), entitled "An act providing for the organization, government, discipline, maintenance, and regulation of the armed land forces of this Commonwealth."

Referred to the Committee on Military.

## BILLS RE-REFERRED.

Mr. TALBOT returned from the Committee on Counties and Townships, with recommendation that it be re-referred to the Committee on Municipal Corporations, House Bill No. 967, entitled:

An Act validating certain contracts in writing made by boroughs in connection with proper legal requirements of such boroughs, involving an expenditure of over five hundred dollars, without complying with all of the requirements of an act, approved the fourteenth day of April, one thousand nine hundred and twenty-one (Pamphlet Laws, one hundred and forty-seven), entitled "An act to amend section two of article

one of chapter five of an act approved the fourteenth day of May, one thousand nine hundred and fifteen (Pamphlet Laws, three hundred and twelve), entitled 'An act providing a system of government for boroughs, and revising, amending and consolidating the law relating to boroughs,'" where such contracts have been either in whole or in part performed by the contractor.

The SPEAKER. The bill is now re-referred to the Committee on Municipal Corporations.

Mr. TALBOT returned from the Committee on Counties and Townships, with recommendation that it be re-referred to the Committee on Municipal Corporations, House Bill No. 968, entitled:

An Act regulating the levying, colection and payment of taxes in boroughs.

The SPEAKER. The bill is now re-referred to the Committee on Municipal Corporations.

Mr. TALBOT returned from the Committee on Counties and Townships, with recommendation that it be re-referred to the Committee on Municipal Corporations, House Bill No. 969, entitled:

An Act providing that borough records may be typewritten and validating records heretofore typewritten.

The SPEAKER. The bill is now re-referred to the Committee on Municipal Corporations.

Mr. TALBOT returned from the Committee on Counties and Townships, with recommendation that it be re-referred to the Committee on Municipal Corporations, House Bill No. 970, entitled:

An Act to amend an act approved the fourteenth day of May, nineteen hundred and fifteen (Pamphlet Laws three hundred and twelve) entitled, "An act providing for a system of government for boroughs and revising, amending and consolidating the laws relating to boroughs," by adding an additional section to Article 17, Chapter 6 thereof, providing an additional method for meeting the cost of the construction of new water mains in connection with municipally owned water supply systems in boroughs by empowering boroughs to assess all or a part of the cost of such construction against the properties abutting thereon by the front foot rule and collect the same as municipal claims are now by law collected.

The SPEAKER. The bill is now re-referred to the Committee on Municipal Corporations.

Mr. TALBOT returned from the Committee on Counties and Townships, with recommendation that it be re-referred to the Committee on Municipal Corporations, House Bill No. 972, entitled:

An Act to amend clause forty-four of section two of article one of chapter five of an act, approved the fourteenth day of May, one thousand nine hundred and fifteen (P. L. 312), entitled "An act providing a system of government for boroughs, and revising, amending, and consolidating the law relating to boroughs.

The SPEAKER. The bill is now re-referred to the Committee on Municipal Corporations.

Mr. TALBOT returned from the Committee on Counties and Townships, with recommendation that it be re-referred to the Committee on Municipal Corporations, House Bill No. 974, entitled:

An Act to repeal an act approved the seventh day of June, A. D. One thousand nine hundred and twenty-three (Pamphlet Laws 677) entitled, "An act to amend an act, approved the fourteenth day of May, one thousand nine hundred and fifteen (Pamphlet Laws, three hundred and twelve), entitled 'An act providing a system of government for boroughs, and revising, amending, and consolidating the law relating to borougns,' by adding additional sub-section to section nine of article seven of chapter six thereof, to empower boroughs, without petition of property owners, to grade, pave, curb, macadamize, or otherwise improve public streets, or parts thereof, and assess part of the cost thereof against the owners of the property abutting thereon, when said streets, or parts thereof, do not exceed one thousand feet in length and connect two streets heretofore paved and improved."

The SPEAKER. The bill is now re-referred to the Committee on Municipal Corporations.

Mr. TALBOT returned from the Committee on Counties and Townships, with recommendation that it be re-referred to the Committee on Municipal Corporations, House Bill No. 975, entitled:

An Act to amend section twenty-eight of chapter six, article seven, of an act approved the fourteenth day of May,, one thousand nine hundred and fifteen (Pamphlet Laws, three hundred and twelve), entitled "An act providing a system of government for boroughs, and revising, amending, and consolidating the law relating to boroughs.

The SPEAKER. The bill is now re-referred to the Committee on Municipal Corporations.

## SENATE MESSAGE.

### AMENDED SENATE BILL CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows, viz:

SENATE BILL No. 1.

An Act authorizing the issue and sale of bonds to the amount of fifty millions of dollars by the Commonwealth of Pennsylvania defining the powers and duties of the Governor the Auditor General and the State Treasurer in relation thereto making an appropriation of the proceeds of such bonds for the purpose of improving and rebuilding the highways of the Commonwealth providing for the payment of the interest on and the redemption of such bonds by the Board of Finance and Revenue and for the sale and registration of said bonds and making an appropriation to carry out the provisions of this act

## SENATE MESSAGE.

### HOUSE BILLS CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced returned bills from the House of Representatives numbered and entitled as follows, viz:

HOUSE BILL No. 15.

An Act to amend section four of an act approved the nineteenth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws sixty-seven) entitled "An act regulating the practice bail costs and fees on appeals to the Supreme Court and Superior Court" as amended fixing the time within which appeals may be allowed

HOUSE BILL No. 398.

An Act to provide for the positions of Principal Deputy Prothonotary and Second Deputy Prothonotary in counties of the first class prescribing their powers and duties and fixing their salaries

HOUSE BILL No. 363.

An Act to amend section one of the act approved the eleventh day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred and thirty-eight) entitled "An

act to regulate and establish the fees to be charged and collected by the several clerks of the courts of oyer and terminer general jail delivery and quarter sessions of the peace in counties of this Commonwealth having a population of over eight hundred thousand and less than one million five hundred thousand inhabitants as computed by the last preceding United States census" by fixing fees for certifying certain convictions to the Secretary of Highways

HOUSE BILL No. 620.

An Act relating to the allocation of moneys to the different counties by the Department of Highways for the construction of highways providing a method to compel the county commissioners to apply for such moneys and extending the time for filing applications for money allocated but unexpended prior to the approval of this act

With information that the Senate has passed the same without amendment.

## REPORTS FROM COMMITTEES.

Mr. POSEY, from the Committee on Municipal Corporations, reported as committed, House Bill No. 774, entitled:

An Act giving permission to cities of the third class, in the widening of a street or highway, to occupy and take a portion of the grounds of a cemetery within the limits of cities of the third class, and providing for the removal of bodies and tombstones, and for the payment of damages.

Mr. COLVILLE, from the Committee on Judiciary Special, reported as committed, House Bill No. 865, entitled:

An Act fixing the salary of the clerks of the courts of common pleas in counties of the first class.

Mr. GRIFFITH, from the Committee on Agriculture, reported as committed, House Bill No. 380, entitled:

An Act to prevent deception in and to regulate the sale of paint, putty, naval stores (turpentine and rosin), or any substitutes therefor, providing penalties for the violation thereof, providing for the enforcement of this act, and repealing an act approved the first day of June, one thousand nine hundred and fifteen, entitled "An act to prevent deception in the sale of paint, putty turpentine or any substitutes therefor and providing penalties for the violation thereof."

Mr. MOFFATT, from the Committee on Judiciary General, reported as committed, House Bill No. 562, entitled:

An Act to further amend section one of the act approved the seventeenth day of July, one thousand nine hundred and nineteen (P. L. 1003), entitled "An act requiring licenses to sell steamship tickets or orders for transportation to and from foreign countries, and providing penalties," further extending the parties to whom said act shall not apply.

Mr. STANDTLANDER, from the Committee on Counties and Townships, reported as amended, House Bill No. 321, entitled:

An Act to amend chapter fourteen of the Act approved the fourteenth day of July, one thousand nine hundred and seventeen (P. L. 840), entitled "An act concerning townships; and revising, amending and consolidating the law relating thereto," by adding article three thereto; providing for a system of sewers and drains in townships of the second class.

Mr. HAAS, from the Committee on Ways and Means, reported as committed House Bill No. 539, entitled:

An Act to amend section one of the act approved the fifteenth day of July, one thousand eight hundred and ninety-seven (P. L. 292), entitled "An act to provide revenue by taxation;" eliminating from said act the provisions for the taxation of bank stock on the par value thereof.

Mr. HENRY A. MILLER, from the Committee on Counties and Townships, reported as committed House Bill No. 426, entitled:

An Act to amend section five of the act approved the twentieth day of June, one thousand nine hundred and one (P. L. 578), entitled "An act relating to the collection of city, school and poor taxes in the several cities of the third class in this Commonwealth, and providing that the city treasurer of each of said cities, by virtue of his office, shall be the collector of the said several taxes; prescribing his duties and fixing his compensation;" by making more specific the powers of tax collectors.

Mr. NEELY, from the Committee on Counties and Townships, reported as committed House Bill No. 76, entitled:

An Act to further amend section two hundred thirty-five of an act, approved the fourteenth day of July, one thousand nine hundred seventeen (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto," by increasing the compensation of supervisors.

Mr. MEMOLO, from the Committee on Judiciary Special, reported as committed House Bill No. 846, entitled:

An Act to repeal the act approved the twenty-fifth day of May one thousand nine hundred and twenty-one (P. L. 1131), entitled "An act to regulate the practice of the Profession of Engineering and of land Surveying" creating a State Board for the Registration of Professional Engineers and Land Surveyors; defining its powers and duties; imposing certain duties upon the Commonwealth and political sub-divisions thereof in connection with public work; and providing penalties.

Mr. DERBY, from the Committee on Counties and Townships, reported as amended House Bill No. 183, entitled:

An Act to further amend sections one, two, three and four of article fourteen of an act approved the seventh day of March, one thousand nine hundred and one, (P. L. 20), entitled "An act for the government of cities of the second class;" providing for the division of such cities into councilmanic districts and for the election and compensation of members of council.

Mr. WILSON, from the Committee on Judiciary Special. reported as committed House Bill No. 593, entitled:

An Act to validate certain municipal assessments; municipal claims and municipal liens in the several cities of the third class of the Commonwealth of Pennsylvania; providing for filing claims therefor, and the proceedings for the collection of assessments and claims.

Mr. WILSON, from the Committee on Judiciary Special, reported as committed House Bill No. 856, entitled:

An Act prohibiting the manufacture of gambling machines and providing penalties.

Mr. WILSON, from the Committee on Judiciary Special, reported as committed House Bill No. 989, (Senate Bill No. 279), entitled:

An Act to amend section one of an act approved the thirtieth day of May one thousand eight hundred and ninety-five, entitled "An act to provide for safety guards upon passenger elevators and providing a penalty for violation thereof."

Mr. ASTON, from the Committee on Counties and Townships, re-reported as amended House Bill No. 250, entitled:

An Act concerning counties and county officers, and revising, amending and consolidating the law relating thereto.

## RESOLUTION

### GRANTING USE OF THE HALL OF THE HOUSE TO THE COMMITTEE ON ELECTRIC RAILWAYS.

Mr. CONNER offered the followiug resolution, which was twice read and adopted:

In the House of Representatives, March 3rd, 1925.

Resolved, That the use of the Hall of the House of Representatives be given to the Committee on Electric Railways for the purpose of holding a public hearing on House Bills Nos. 980 and 981 (Transit and Motor Bus Bills) on Tuesday, March 10th, 1925, between the hours of 2and 5 in the afternoon.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 609, as follows:

An Act authorizing townships of the first class to create fire and water districts and issue bonds and levy special taxes restricted to said districts for the purpose of supplying and maintaining a water supply in the same

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Commissioners of Townships of the first class are hereby authorized and empowered to create by ordinance fire and water districts in any portion or portions of townships of the first class when in their opinion the same is necessary for the safety and convenience of the inhabitants of said township

Section 2 That said Commissioners are hereby authorized and empowered to issue bonds restricted to the districts so created for the purpose of procuring and maintaining the necessary supply of water to said district and to levy such tax restricted to said district as may be necessary to redeem any bonds so issued

Section 3 In lieu of the provisions contained in Section Two of this act the Township Commisioners may charge for any such water supply by an assessment of a special water tax on all properties located in the water district which tax shall be levied on the assessed value thereof as established for general taxation Such tax may be levied for a single year or for a term of years as the Township Commissioners may determine and shall be collected as other taxes

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—187.

| | | | |
|---|---|---|---|
| Alexander, | Emhardt, | Lukehart, | Rhodes, |
| Allman, | Evans, B. P., | Lynch, | Royle, |
| Anderson, | Flinchbaugh, | MacMillan, | Sarig, |
| Armstrong, | Flynn, | Malie, | Sautter, |
| Aston, | Fockler, | Mangan, | Schoener, |
| Bagshaw, | Fratt, | Marcus, | Schwartz, |
| Baldi, | Frye, | Martz, | Scott, |
| Behney, | Fuller, | Mathay, | Shaffer, |
| Bell, F. A., | Gelnett, | McBride, | Shambach, |
| Bell, W. T., | Gilchrist, | McCaig, | Sheffer, |
| Bentley, | Goehring, | McCann, | Smith, G. A., |
| Berkheiser, | Goodnough, | McClure, J. F., | Smith, H. J., |
| Bickett, | Goss, | McClure, J. H., | Sowers, |
| Bidelspacher, | Greeby, | McDaniel, | Speer, |
| Blair, | Griffith, | McDermott, | Spencer, |
| Blumberg, | Grimes, | McGowan, | Stadtlander, |
| Bray, | Guerin, | McKim, | Stark, |
| Brewster, | Haas, | McLaughlin, | Staudenmeier, |
| Bromley, | Haines, | Memolo, | Stavitski, |
| Brown, E., | Hall, | Metzger, | Sterling, |
| Brown, E. P., | Hantz, | Metzinger, | Stock, |
| Brown, T. J., | Harding, | Millar, | Storb, |
| Burchinal, | Harer, | Miller, H. A., | Storer, |
| Burke, | Hart, | Moffatt, | Strayer, |
| Bush, | Heffernan, | Moore, | Talbot, |
| Canon, | Heffran, | Morrison, | Thomas, L. D., |
| Colville, | Hess, | Muldowney, | Thomas, M. G., |
| Conner, | Himes, | Munley, | Toepfer, |
| Craig, | Holcombe, | Myers, | Turner, |
| Critchfield, | Holmes, | Neely, | Voltz, |
| Cross, | Holtzman, | Nicholson, | Washington, |
| Davies, | Horn, | Nolte, | Watson, |
| Davis, | Howe, | Orr, | Weamer, |
| DeFrehn, | Hricko, | Parkinson, | Wells, |
| Deibler, | Huber, | Patterson, B. H., | Welty, |
| Dengler, | Irvin, | Patterson, F. W., | Wettach, |
| Derby, | Jones, | Patterson, M., | Wheeler, |
| Diehm, | Labar, | Peelor, | Whitehouse, |
| Dietz, | Lafferty, | Perry, | Williams, |
| Dilsheimer, | Lauver, | Phillips, | Wilson, |
| Donnell, | Leidich, | Pitts, | Witherspoon, |
| Drumbor, | Little, H. A., | Posey, | Witkin, |
| Duddy, | Little, J. T., | Powell, | Wood, N., |
| Eaches, | Long, | Prosser, | Wood, W. P., |
| Earley, | Lotz, | Pryor, | Wright, |
| Ede, | Lucas, | Raymond, | Bluett, |
| Edmonds, | Ludlow, | Reader, | Speaker. |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third readiug and consideration of House Bill No. 563, as follows:

An Act to enable city county poor ward school borough and township tax collectors their executors and administrators if they are deceased or either surety or sureties if the surety or sureties have paid the taxes to collect taxes for the payment of which they have become personally liable without having collected the same by the expiration of the authority of their respective bonds or by the expiration of the authority of their respective warrants or by the expiration of their terms of office and to extend the time for the collection of the same for a period of two years from the passage of this act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in all cases in which the period of two years the limitation of the warrants of the duplicates of the county State dog poor road city township ward school and borough tax collectors have expired and in case where the power and authority of said tax collectors have expired or shall expire during the year one thousand nine hundred and twenty-five by virtue of the expiration of their terms of office and said tax collector or collectors have or shall become personally liable for the taxes contained in said duplicates and warrants or any part thereof by reason of the personal payment or otherwise by the said tax collector or collectors of the said taxes or any part thereof without having recovered or collected the same from the person or persons against whom they have been levied and assessed or without having recovered or collected the same from the person or persons owning the property against which the said taxes have been levied and assessed the said duplicates and warrants and the powers and authority of the said tax collectors in all such cases are hereby revived and extended for anotther period of two years after the passage of this act and the said tax collector or collectors their executors or administrators if they are deceased or either surety or sureties if the said surety or sureties have paid the said taxes are hereby empowered to proceed and collect said taxes from all such persons who have not paid them residing in said district within which said taxes are assessed as well as from all persons who may remove or have removed from said city ward township or townships or boroughs and have neglected to pay the taxes as aforesaid assessed with the like effect as if said warrant or warrants have not expired by the limitation of the two years as aforesaid or the term of office of said tax collector had not expired Provided That the provisions of this act shall not apply to warrants issued prior to the year one thousand eight hundred ninety-four and that nothing in this act shall release any bondsman or security Provided That this act shall not apply to cities having special laws on this subject Provided also That no collector or the sureties thereof who take advantage of this act shall be permitted to plead the statute of limitations in any action brought to recover the amount of any duplicate or warrant so extended or renewed Provided further That no statute of limitations shall prevent the collection of any tax for which the warrants and powers and authorities of the said tax collectors have been so as aforesaid extended renewed and revived

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—184.

| | | | |
|---|---|---|---|
| Allman, | Flinchbaugh, | Mangan, | Sautter, |
| Anderson, | Flynn, | Marcus, | Schoener, |
| Armstrong, | Fockler, | Marshall, | Schwartz, |
| Aston, | Fratt, | Martz, | Scott, |
| Bagshaw, | Frye, | Mathay, | Shaffer, |
| Baldi, | Fuller, | McBride, | Shambach, |
| Bartley, | Gelnett, | McCaig, | Sheffer, |
| Behney, | Gilchrist, | McCann, | Smith, G. A., |
| Bell, F. A., | Goehring, | McClure, J. F., | Smith, H. J., |
| Bell, W. T., | Goodnough, | McClure, J. H., | Soffel, |
| Bentley, | Goss, | McCormick, | Sowers, |
| Berkheiser, | Greeby, | McDaniel, | Speer, |
| Bickett, | Griffith, | McDermott, | Spencer, |
| Bidelspacher, | Grimes, | McGowan, | Stadtlander, |
| Blair, | Guerin, | McKim, | Stark, |
| Blumberg, | Haas, | Memolo, | Staudenmeier, |
| Bray, | Haines, | Metzger, | Stavitski, |
| Brewster, | Hantz, | Metzinger, | Sterling, |
| Bromley, | Harding, | Millar, | Stock, |
| Brown, E., | Harer, | Miller, H. A., | Storb, |
| Brown, E. P., | Haws, | Moffatt, | Storer, |
| Brown, T. J., | Heffran, | Moore, | Strayer, |
| Burchinal, | Henderson, | Morrison, | Talbot, |
| Calhoun, | Hess, | Muldowney, | Thomas, L. D., |
| Canon, | Himes, | Munley, | Thomas, M. G., |
| Colville, | Holcombe, | Myers, | Toepfer, |
| Conner, | Holmes, | Neely, | Turner, |
| Craig, | Holtzman, | Nicholson, | Voltz, |
| Critchfield, | Hoover, | Nolte, | Washington, |
| Cross, | Horn, | North, | Watson, |
| Davies, | Howe, | Parkinson, | Weamer, |
| Davis, | Huber, | Patterson, B. H., | Wells, |
| DeFrehn, | Irvin, | Patterson, F.W., | Wettach, |
| Deibler, | Jones, | Patterson, M., | Wheeler, |
| Dengler, | Kelly, | Peelor, | Whitehouse, |
| Derby, | Labar, | Perry, | Williams, |
| Dietz, | Lauver, | Phillips, | Wilson, |
| Dilsheimer, | Little, H. A., | Pitts, | Witherspoon, |
| Donnell, | Little, J. T., | Posey, | Witkin, |
| Drumbor, | Lockhardt, | Powell, | Wood, N., |
| Duddy, | Long, | Prosser, | Wright, |
| Eaches, | Lotz, | Pryor, | Bluett, |
| Earley, | Lucas, | Raymond, | Speaker. |
| Ede, | Ludlow, | Reader, | |
| Edmonds, | Lukehart, | Rhodes, | |
| Embardt, | Lynch, | Rieder, | |
| Evans, B. P., | MacMillan, | Royle, | |

NAYS—1.

Bush,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Mr. DAVIS. Mr. Speaker, I desire to call up at this time House Bill No. 308, file folio 631, on page 8 of today's calendar, bills on third reading postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Davis,

The House resumed the consideration on third reading of House Bill No. 308, entitled:

An Act providing that territory annexed to any city of the second class shall constitute a part of the poor district of such city of the second class or of the poor district of which said city is a part

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. LORENZO D. THOMAS. Mr. Speaker, we think that in this bill we are confronted with the situation which we are in no ways to consider. The particular beginning of this bill started a number of years ago and since the beginning of that agitation our poor district has gone to great expense. We have established and completed one of the most modern institutions not only in this State but in the East, and we fail to see how we would be benefitted particularly in submitting to a cut of our revenue which comes from a valuation of $2,042,418.00 in actual assessed value. Secondly, Mr. Speaker, we think that we ought to retain this property, this district, this section of our county in the poor district in which we are now. I appreciate the fact that this is only the beginning and, situated as we are, with our poor districts running into two or three counties in some instances, that it is a very poor thing to do, and we are opposed to the passage of this bill.

Mr. DAVIS. Mr. Speaker, the city of Scranton has a population of 160,000. It is divided into twenty-two wards. Twenty-one wards are in what we call the Scranton Poor District and the one ward, the Twenty-Second, is in the poor district caled the Ransom Poor District. Now, this Ransom Poor District has been exploiting this baby ward of ours for man years. They are paying three and a half times more poor taxes than any other part of the city. We are very desirous to have the whole family around our fireside. We think we can take better care of our people than anyone else, and we are very desirous to have them in the city limits, or in this poor district.

Another reason is this: That the Ransom Poor District is seventeen miles away from the city of Scranton; ours is within six miles; and, as you know, fellow-legislators, when we are down and out we want our friends and neighbors around us.

Another reason is this, a business reason: When there is a transfer of title we have got to go on the outskirts of the city to adjust the taxes with the tax collector of this Twenty-Second Ward, and it makes it very inconvenient; sometimes the transfer of real estate is held up for two or three weeks; sometimes the tax collector is out fishing, sometimes he is in Philadelphia sleeping, sometimes he is in the smoke of Pittsburgh. Now, the opposition to this bill says that it is an injustice to have this ward a part of the Scranton district, they cannot afford to get along without a revenue of $14,000. Fellow-legislators, if we pass this bill it will dry up a Niagara of tears, it will silence millions of groans, and I appeal to you in the name of the Twenty-Second Ward to vote for this just and equitable bill.

Mr. STAUDENMEIER. Mr. Speaker and members of the House, this is a bill that Hon. Christian Miller, of Luzerne County, has opposed, I think it was last Monday night. Now, the gentleman from Luzeren, Mr. Miller, is home on account of serious illness, and I think it is very unfair to bring the bill up at this time in his absence on that account. I remember distinctly that he stated that the people of Scranton were very much opposed to the passage of this bill, and, in addition to that, it is simply the opening wedge. Poor districts attached to cities, if this bill is passed, will endeavor to have the taxpayers of the cities pay their taxes which they themselves should pay. I think it is a very bad bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—8.

| | | | |
|---|---|---|---|
| Berkheiser, | Derby, | Hricko, | Powell, |
| Davies, | Horn, | Huber, | Sautter, |

NAYS—148.

| | | | |
|---|---|---|---|
| Alexander, | Ede, | Lotz, | Pryor, |
| Allman, | Edmonds, | Lucas, | Raymond, |
| Anderson, | Emhardt, | Ludlow, | Reader, |
| Armstrong, | Evans, B. P., | Lukehart, | Rieder, |
| Aston, | Evans, F. D., | Lynch, | Royle, |
| Bagshaw, | Flinchbaugh, | MacMillan, | Schwartz, |
| Baldi, | Flynn, | Malie, | Shaffer, |
| Bartley, | Fockler, | Marcus, | Shambach, |
| Behney, | Frye, | Marshall, | Sheffer, |
| Bell, F. A., | Fuller, | Martz, | Smith, H. J., |
| Bell, W. T., | Gelnett, | Mathay, | Sowers, |
| Bickett, | Gilchrist, | McBride, | Speer, |
| Bidelspacher, | Goehring, | McClure, J. F., | Stadtlander, |
| Blair, | Goodnough, | McClure, J. H., | Stark, |
| Blumberg, | Goss, | McCormick, | Staudenmeier, |
| Bray, | Greeby, | McDaniel, | Stavitski, |
| Brewster, | Grimes, | McDermott, | Sterling, |
| Bromley, | Haines, | McKim, | Stock, |
| Brown, E., | Hantz, | Memolo, | Storb, |
| Brown, E. P., | Harding, | Metzger, | Storer, |
| Brown, T. J., | Hart, | Metzinger, | Strayer, |
| Burchinal, | Heffernan, | Millar, | Talbot, |
| Burke, | Heffran, | Miller, H. A., | Thomas, L. D., |
| Bush, | Henderson, | Moffatt, | Thomas, M. G., |
| Canon, | Hess, | Moore, | Turner, |
| Colville, | Himes, | Morrison, | Voltz, |
| Conner, | Holcombe, | Myers, | Washington, |
| Craig, | Holmes, | Neely, | Watson, |
| Critchfield, | Holtzman, | Nicholson, | Welty, |
| Cross, | Hoover, | Nolte, | Wettach, |
| Davis, | Howe, | North, | Whitehouse, |
| Dengler, | Irvin, | Orr, | Wilson, |
| Diehm, | Jones, | Parkinson, | Witherspoon, |
| Dietz, | Kelly, | Patterson, B. H., | Witkin, |
| Dilsheimer, | Labar, | Patterson, F.W., | Wood, N., |
| Donnell, | Lafferty, | Patterson, M., | Wood, W. P., |
| Drumbor, | Lauver, | Peelor, | Wright, |
| Duddy, | Leidich, | Phillips, | Bluett, |
| Eaches, | Little, H. A., | Pitts, | Speaker. |
| Earley, | Long, | Posey, | |

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative, and the bill falls.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 268, as follows:

An Act to further amend an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred ninety-four) entitled "An act to amend an act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred fifty) entitled 'An act authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans and of the Army of the Philippines and to each post of the American Veterans of Foreign Service in the respcetive counties boroughs and towns to aid in defraying the expenses of Memorial Day' by authorizing appropriations to each post of the American Legion Veterans of Foreign Wars and to each Naval Association and each post of the Grand Army of the Republic"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred ninety-four) entitled "An act to amend an act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and fifty) entitled 'An act authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans and of the Army of the Philippines and to each post of the American Veterans of Foreign Service in the respective counties boroughs and towns to aid in defraying the expenses of Memorial Day' by authorizing appropriations to each post of the American Legion Veterans of Foreign Wars and to each Naval Association and each post of the Grand Army of the Republic" as amended by an act approved the first day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred twenty-eight) entitled "An act to amend an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and ninety-four) entitled 'An act to amend an act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and fifty) entitled "An act authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans and of the Army of the Philippines and to each post of the American Veterans of Foreign Service in the respective counties boroughs and towns to aid in defraying the expenses of Memorial Day" by authorizing appropriations to each post of the American Legion Veterans of Foreign Wars and to each Naval Association and each post of the Grand Army of the Republic' to include authorization of appropriations to each organization of ex-service men incorporated under the act of April twenty-ninth one thousand eight hundred and seventy-four and the supplements thereto" and by an act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred forty) entitled "An act to further amend an act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and fifty) entitled 'An act authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans and of the Army of the Philippines and to each post of the American Veterans of Foreign Service in the respective counties boroughs and towns to aid in defraying the expenses of Memorial Day' by authorizing appropriations to each post of the Disabled American Veterans of the World War" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same. That the respective authorities of the several counties and incorporated towns of this Commonwealth are hereby authorized to appropriate annually to each camp of the United Spanish War Veterans and to each post of the American Legion and to each post of the Veterans of Foreign Wars and to each Naval Association and to each post of the Grand Army of the Republic and to each post of the Disabled American Veterans of the World War and to each organization of ex-service men incorporated under the act of April twenty-ninth one thousand eight hundred and seventy-four and the supplements thereto in the respective counties or towns a sum not to exceed two hundred dollars to aid in defraying the expenses of Memorial Day Such payments shall be made to defray actual expenses only Before any payment is made the organization receiving the same shall submit verified accounts of their expenditures

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—182.

| | | | |
|---|---|---|---|
| Alexander, | Evans, B. P., | MacMillan, | Sarig, |
| Allman, | Flinchbaugh, | Malie, | Sautter, |
| Anderson, | Flynn, | Mangan, | Schoener, |
| Armstrong, | Fockler, | Marcus, | Schwartz, |
| Aston, | Frye, | Marshall, | Scott, |
| Bagshaw, | Fuller, | Martz, | Shaffer, |
| Bartley, | Gelnett, | Mathay, | Shambach, |
| Bell, F. A., | Gilchrist, | McBride, | Sheffer, |
| Bell, W. T., | Goehring, | McCaig, | Smith, G. A., |
| Bentley, | Goodnough, | McClure, J. F., | Smith, H. J., |
| Berkheiser, | Goss, | McClure, J. H., | Sowers, |
| Bickett, | Greeby, | McCormick, | Speer, |
| Bidelspacher, | Greenstein, | McDaniel, | Stadtlander, |
| Blair, | Griffith, | McGowan, | Stark, |
| Blumberg, | Grimes, | McKim, | Staudenmeier, |
| Bray, | Guerin, | McLaughlin, | Stavitski, |
| Brewster, | Haas, | Memolo, | Sterling, |
| Bromley, | Hall, | Metzger, | Stock, |
| Brown, E., | Hantz, | Metzinger, | Storb, |

| | | | |
|---|---|---|---|
| Brown, E. P., | Harding, | Lynch, | Rieder, |
| Brown, T. J., | Harer, | Millar, | Royle, |
| Burchinal, | Hart, | Miller, H. A., | Storer, |
| Burke, | Haws, | Moffatt, | Strayer, |
| Bush, | Heffernan, | Moore, | Talbot, |
| Canon, | Heffran, | Morrison, | Thomas, L. D., |
| Colville, | Henderson, | Munley, | Thomas, M. G., |
| Conner, | Himes, | Myers, | Toepfer, |
| Craig, | Holcombe, | Neely, | Turner, |
| Critchfield, | Holmes, | Nicholson. | Voltz, |
| Cross, | Hoover, | Nolte, | Washington, |
| Davies, | Horn, | North, | Watson, |
| Davis, | Howe, | Orr, | Weamer, |
| DeFrehn, | Hricko, | Parkinson, | Wells, |
| Dengler, | Huber, | Patterson, B. H., | Welty, |
| Derby, | Irvin, | Patterson, F.W., | Wettach, |
| Diehm, | Kelly, | Patterson, M., | Wheeler, |
| Dietz, | Labar, | Peelor, | Whitehouse, |
| Dilsheimer, | Lafferty, | Perry, | Williams, |
| Donnell, | Leidich, | Phillips, | Wilson, |
| Drumbor, | Little, H. A., | Pitts, | Witherspoon, |
| Duddy, | Little, J. T., | Powell, | Witkin, |
| Eaches, | Long, | Prosser, | Wood, N., |
| Earley, | Lotz, | Pryor, | Wood, W. P., |
| Ede, | Lucas, | Raymond, | Wright, |
| Edmonds, | Ludlow, | Reader, | Bluett, |
| Emhardt, | Lukehart, | Rhodes, | Speaker. |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 457, as follows:

An Act to provide for the conduct of business in orphans' courts in cases of vacancies in the office of orphans' court judge

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever the bench of the Orphans' Court in and for any county shall be entirely vacant by death resignation or otherwise the clerk of the orphans' court of the county where such vacancy exists shall have authority to request any law judge of a court of record in the same or any adjoining county to act in all necessary matters until a successor shall be duly qualified and any judge so by the said clerk called upon and willing to act in pursuance of such request shall while so acting have power to hear determined and dispose of all matters causes and things whatsoever in such Orphans Court in the same manner and with the same effect as if he were duly commissioned as a judge thereof

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186.

| | | | |
|---|---|---|---|
| Alexander, | Emhardt, | Lukehart, | Rhodes, |
| Allman, | Evans, B. P., | MacMillan, | Rieder, |
| Anderson, | Flinchbaugh, | Malie, | Sarig, |
| Armstrong, | Flynn, | Mangan, | Sautter, |
| Aston, | Fockler, | Marcus, | Schilling, |
| Bagshaw, | Fratt, | Marshall, | Schoener, |
| Baldi, | Frye, | Martz, | Schwartz, |
| Behney, | Fuller, | Mathay, | Scott, |
| Bell, F. A., | Gelnett, | McBride, | Shaffer, |
| Bell, W. T., | Gilchrist, | McCaig, | Shambach, |
| Bentley, | Goehring, | McCann, | Sheffer, |
| Berkheiser, | Goodnough, | McClure, J. F., | Smith, G. A., |
| Bickett, | Goss, | McCormick, | Smith, H. J., |
| Bidelspacher, | Greeby, | McDaniel, | Soffel, |
| Blair, | Griffith, | McDermott, | Sowers, |
| Blumberg, | Grimes, | McGowan, | Spencer, |
| Bray, | Guerin, | McKim, | Stadtlander, |
| Brewster, | Haas, | McLaughlin, | Stark, |
| Bromley, | Hall, | Memolo, | Staudenmeier, |
| Brown, E., | Hantz, | Metzger, | Stavitski, |
| Brown, E. P., | Harding, | Metzinger, | Sterling, |
| Brown, T. J., | Harer, | Millar, | Stock, |
| Burchinal, | Hart, | Miller, H. A., | Storb, |
| Burke, | Haws, | Moffatt, | Storer, |
| Bush, | Heffernan, | Moore, | Strayer, |
| Calhoun, | Heffran, | Morrison, | Talbot, |
| Canon, | Henderson, | Muldowney, | Thomas, L. D., |
| Colville, | Himes, | Munley, | Thomas, M. G., |
| Conner, | Holcombe, | Myers, | Toepfer, |
| Craig, | Holmes, | Neely, | Turner, |
| Critchfield, | Holtzman, | Nicholson, | Voltz, |
| Cross, | Hoover, | Nolte, | Washington, |
| Davies, | Horn, | North, | Watson, |
| Davis, | Howe, | Orr, | Weamer, |
| DeFrehn, | Hricko, | Parkinson, | Wells, |
| Deibler, | Huber, | Patterson, B. H., | Welty, |
| Dengler, | Irvin, | Patterson, F.W., | Wettach, |
| Derby, | Jones, | Patterson, M., | Whitehouse, |
| Diehm, | Kelly, | Peelor, | Wilson, |
| Dilsheimer, | Lafferty, | Perry, | Witherspoon, |
| Donnell, | Lauver, | Phillips, | Witkin, |
| Drumbor, | Little, H. A., | Pitts, | Wood, N., |
| Duddy, | Little, J. T., | Posey, | Wright, |
| Eaches, | Lockhart, | Powell, | Bluett, |
| Earley, | Long, | Prosser, | Speaker. |
| Ede, | Lotz, | Pryor, | |
| Edmonds, | Lucas, | Raymond, | |
| | Ludlow, | Reader, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 332, entitled:

An Act to amend section seventeen of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-one (Pamphlet Laws ten hundred and eighty-one) entitled "An act providing for county poor districts in counties of the seventh class providing for their management direction and control by the county commissioners defining their powers and duties imposing certain duties upon the county treasurer and county controller or county auditors abolishing the present poor districts and transferring their property"

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186.

| | | | |
|---|---|---|---|
| Alexander, | Flynn, | Lynch, | Rieder, |
| Allman, | Fockler, | MacMillan, | Royle, |
| Anderson, | Fratt, | Malie, | Sarig, |
| Armstrong, | Frye, | Mangan, | Sautter, |
| Aston, | Fuller, | Marcus, | Schilling, |
| Baldi, | Gelnett, | Marshall, | Schoener, |
| Bartley, | Gilchrist, | Martz, | Schwartz, |
| Bell, F. A., | Goehring, | Mathay, | Scott, |
| Bell, W. T., | Goodnough, | McBride, | Shaffer, |
| Bentley, | Goss, | McCaig, | Shambach, |
| Berkheiser, | Greeby, | McCann, | Sheffer, |
| Bickett, | Griffith, | McClure, J. H., | Smith, G. A., |
| Bidelspacher, | Grimes, | McCormick, | Smith, H. J., |
| Blumberg, | Guerin, | McDaniel, | Soffel, |
| Bray, | Haas, | McDermott, | Sowers, |
| Brewster, | Haines, | McGowan, | Spencer, |
| Bromley, | Hall, | McKim, | Stadtlander, |
| Brown, E., | Harding, | McLaughlin, | Stark, |
| Brown, E. P., | Harer, | Metzger, | Staudenmeier, |
| Brown, T. J., | Hart, | Metzinger, | Stavitski, |
| Burchinal, | Haws, | Millar, | Sterling, |
| Burke, | Heffernan, | Miller, H. A., | Storb, |
| Bush, | Heffran, | Moffatt, | Storer, |
| Calhoun, | Henderson, | Moore, | Strayer, |
| Canon, | Hess, | Morrison, | Talbot, |

| | | | |
|---|---|---|---|
| Colville, | Himes, | Muldowney, | Thomas, L. D., |
| Conner, | Holcombe, | Munley, | Thomas, M. G., |
| Craig, | Holmes, | Myers, | Toepfer, |
| Critchfield, | Holtzman, | Neely, | Turner, |
| Cross, | Hoover, | Nicholson, | Voltz, |
| Davies, | Horn, | Nolte, | Washington, |
| Davis, | Howe, | North, | Watson, |
| DeFrehn, | Hricko, | Orr, | Weamer, |
| Dengler, | Huber, | Parkinson, | Wells, |
| Derby, | Irvin, | Patterson, B. H., | Welty, |
| Dietz, | Kelly, | Patterson,F.W., | Wettach, |
| Dilsheimer, | Labar, | Patterson, M., | Wheeler, |
| Donnell, | Lafferty, | Peelor, | Whitehouse, |
| Drumbor, | Lauver, | Phillips, | Williams, |
| Duddy, | Leidich, | Pitts, | Wilson, |
| Eaches, | Little, H. A., | Posey, | Witherspoon, |
| Earley, | Little, J. T., | Powell, | Witkin, |
| Ede, | Long, | Prosser, | Wood, N., |
| Edmonds, | Lotz, | Pryor, | Wright, |
| Emhardt, | Lucas, | Raymond, | Bluett, |
| Evans, B. P., | Ludlow, | Reader, | Speaker. |
| Flinchbaugh, | Lukehart, | Rhodes, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 412, entitled:

An Act to amend article five of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consilidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations resiprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" requiring re insurance companies associations and exchanges to notify policy holders suffering loss or damage to file proof of loss

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—175.

| | | | |
|---|---|---|---|
| Anderson, | Fockler, | Marcus, | Sarig, |
| Armstrong, | Fratt, | Marshall, | Sautter, |
| Aston, | Frye, | Martz, | Schoener, |
| Bagshaw, | Gelnett, | Mathay, | Schwartz, |
| Bartley, | Gilchrist, | McBride, | Scott, |
| Behney, | Goehring, | McCaig, | Shaffer, |
| Bell, F. A., | Goodnough, | McCann, | Shambach, |
| Bell, W. T., | Goss, | McClure, J. F., | Sheffer, |
| Bentley, | Greeby, | McClure, J. H., | Smith, G. A., |
| Berkheiser, | Griffith, | McCormick, | Smith, H. J., |
| Bickett, | Grimes, | McDaniel, | Soffel, |
| Bidelspacher, | Guerin, | McDermott, | Sowers, |
| Blair, | Haas, | McGowan, | Speer, |
| Blumberg, | Haines, | McKim, | Spencer, |
| Bray, | Hantz, | McLaughlin, | Stadtlander, |
| Bromley, | Harding, | Metzger, | Stark, |
| Brown, E., | Harer, | Metzinger, | Staudenmeier, |
| Brown, E. P., | Hart, | Millar, | Stavitski, |
| Brown, T. J., | Haws, | Miller, H. A., | Stock, |
| Burke, | Heffernan, | Moffatt, | Storb, |
| Bush, | Heffran, | Moore, | Storer, |
| Canon, | Henderson, | Morrison, | Strayer, |
| Colville, | Hess, | Muldowney, | Talbot, |
| Conner, | Himes, | Munley, | Thomas, L. D., |
| Craig, | Holcombe, | Myers, | Thomas, M. G., |
| Critchfield, | Hoover, | Neely, | Toepfer, |
| Cross, | Horn, | Nicholson, | Turner, |
| Davies, | Howe, | Nolte, | Voltz, |
| DeFrehn, | Hricko, | North, | Washington, |
| Dengler, | Huber, | Parkinson, | Weamer, |
| Derby, | Irvin, | Patterson, B. H., | Wells, |
| Diehm, | Jones, | Patterson,F.W., | Welty, |
| Dietz, | Labar, | Patterson, M., | Wettach, |
| Dilsheimer, | Lafferty, | Peelor, | Wheeler, |
| Donnell, | Lauver, | Perry, | Whitehouse, |
| Drumbor, | Leidich, | Phillips, | Williams, |
| Duddy, | Little, J. T., | Pitts, | Wilson, |
| Eaches, | Lockhardt, | Posey, | Witherspoon, |
| Earley, | Long, | Prosser, | Witkin, |
| Ede, | Lotz, | Pryor, | Wright, |
| Edmonds, | Lucas, | Raymond, | Bluett, |
| Emhardt, | Ludlow, | Reader, | Speaker. |
| Evans, B. P., | Lynch, | Rhodes, | |
| Flinchbaugh, | Malie, | Rieder, | |
| Flynn, | Mangan, | Royle, | |

NAYS—3.

| | | |
|---|---|---|
| Brewster, | Sterling, | Wood, N., |

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

## BILL ON FINAL PASSAGE.

Mr. EDE. Mr. Speaker, I desire to call up at this time House Bill No. 292, file folio 1763, on page 9 of today's calendar, bills on final passage.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 292, as follows:

A Supplement to an act approved the twenty-third day of June one thousand nine hundred eleven (Pamphlet Laws eleven hundred and twenty-three) entitled "An act establishing in each county a board of viewers prescribing their duties providing for their appointment as viewers road juries juries of view and commissioners to view land and providing for the charges upon the respective counties in the matter of salaries costs and expenses thereof" as the same was amended and supplemented by subsequent acts by providing for the compensation to be paid to the members of the board of viewers in counties of the fourth class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That each member of the Board of viewers in counties of the fourth class appointed pursuant to the provisions of the act of Assembly of which this is a supplement shall hereafter receive and be paid out of the treasury of the proper county the sum of ten (10) cents per mile for each mile actually and necessarily traveled by him in the performance of the duties of his office and each member of said board of viewers shall receive and be paid out of the treasury of the proper county the sum of ten dollars ($10) per day for each day actually and necessarily spent by him in the performance of the duties of his office The same shall be paid monthly under such conditions as to verification of time of employment as may be prescribed by the rules and regulations which shall be made in that behalf by the courts of the respective counties

On the question,

Shall the bill pass finally?

Mr. LUDLOW. Mr. Speaker, may I interrogate the sponsor of this bill?

The SPEAKER. Will the sponsor of the bill, Mr. Ede, permit himself to be interrogated?

Mr. EDE. Yes, sir, Mr. Speaker.

The SPEAKER. The gentleman from Montgomery, Mr. Ludlow, will proceed.

Mr. LUDLOW. Will the gentleman from Northampton please state how much the viewers are getting now under the present law?

Mr. EDE. Under the present law the viewers of thefourth class counties are being paid seven dollars and fifty cents

per day, and this bill proposes to increase their pay to ten dollars a day.

Mr. LUDLOW. Does the gentleman from Northampton know what is being paid for similar services in counties of the third and fifth class?

Mr. EDE. In counties of the third class, they are paid fifteen dollars per day.

Mr. LUDLOW. And in the fifth class?

Mr. EDE. Seven dollars and fifty cents a day.

Mr. LUDLOW. And how about the sixth and seventh class counties?

Mr. EDE. Seven dollars and fifty cents for sixth, seventh and eighth class.

Mr. LUDLOW. And this only raises the pay in the counties of the fourth class?

Mr. EDE. Yes, sir; only raises the pay in counties of the fourth class.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—182.

| | | | |
|---|---|---|---|
| Alexander, | Fuller, | MacMillan, | Rieder, |
| Allman, | Gelnett, | Malie, | Royle, |
| Anderson, | Gilchrist, | Mangan, | Sarig, |
| Bagshaw, | Goehring, | Marcus, | Sautter, |
| Behney, | Goodnough, | Marshall, | Schoener, |
| Bell, W. T., | Goss, | Martz, | Schwartz, |
| Berkheiser, | Greeby, | Mathay, | Scott, |
| Bickett, | Greenstein, | McBride, | Shaffer, |
| Bidelspacher, | Griffith, | McCaig, | Shambach, |
| Blair, | Grimes, | McCann, | Sheffer, |
| Blumberg, | Guerin, | McClure, J. F., | Smith, G. A., |
| Bray, | Haines, | McClure, J. H., | Smith, H. J., |
| Brewster, | Hall, | McCormick, | Sowers, |
| Bromley, | Hantz, | McDaniel, | Speer, |
| Brown, E., | Harding, | McDermott, | Spencer, |
| Brown, E. P., | Harer, | McGowan, | Stadtlander, |
| Brown, T. J., | Hart, | McKim, | Stark, |
| Burchinal, | Haws, | McLaughlin, | Staudenmeier, |
| Burke, | Heffernan, | Memolo, | Sterling, |
| Bush, | Heffran, | Metzger, | Stock, |
| Canon, | Henderson, | Metzinger, | Storb, |
| Colville, | Hess, | Millar, | Storer, |
| Craig, | Himes, | Miller, H. A., | Strayer, |
| Critchfield, | Holcombe, | Moffatt, | Talbot, |
| Cross, | Holmes, | Moore, | Thomas, L. D., |
| Davies, | Holtzman, | Morrison, | Thomas, M. G., |
| Davis, | Hoover, | Muldowney, | Toepfer, |
| DeFrehn, | Horn, | Myers, | Turner, |
| Dengler, | Howe, | Neely, | Voltz, |
| Derby, | Hricko, | Nicholson, | Washington, |
| Diehm, | Huber, | Nolte, | Watson, |
| Dietz, | Irvin, | North, | Weamer, |
| Dilsheimer, | Jones, | Parkinson, | Wells, |
| Donnell, | Labar, | Patterson, B. H., | Welty, |
| Drumbor, | Lafferty, | Patterson, F.W., | Wettach, |
| Duddy, | Lauver, | Patterson, M., | Wheeler, |
| Eaches, | Leidich, | Peelor, | Whitehouse, |
| Earley, | Little, H. A., | Perry, | Williams, |
| Ede, | Little, J. T., | Phillips, | Wilson, |
| Edmonds, | Lockhardt, | Pitts, | Witherspoon, |
| Emhardt, | Long, | Posey, | Witkin, |
| Evans, B. P., | Lotz, | Powell, | Wood, N., |
| Flinchbaugh, | Lucas, | Prosser, | Wood, W. P., |
| Flynn, | Ludlow, | Pryor, | Wright, |
| Fockler, | Lukehart, | Raymond, | Bluett, |
| Frye, | Lynch, | Rhodes, | Speaker. |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 761, entitled:

An Act to amend section one of the act approved the thirty-first day of March one thousand nine hundred and twenty-one (Pamphlet Laws eighty-nine) entitled "An act making it a misdemeanor for persons to unlawfully use or wear the insignia or button of the American Legion or the official decoration of said organization" by extending the provisions of said act to the veterans of Foreign Wars

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—195

| | | | |
|---|---|---|---|
| Alexander, | Evans, B. P., | Ludlow, | Rhodes, |
| Allman, | Flinchbaugh, | Lukehart, | Rieder, |
| Anderson, | Flynn, | Lynch, | Royle, |
| Armstrong, | Fockler, | MacMillan, | Sarig, |
| Aston, | Fratt, | Malie, | Sautter, |
| Bagshaw, | Frye, | Mangan, | Schoener, |
| Baldi, | Fuller, | Marcus, | Schwartz, |
| Bartley, | Gelnett, | Marshall, | Scott, |
| Behney, | Gilchrist, | Martz, | Shaffer, |
| Bell, F. A., | Goehring, | Mathay, | Shambach, |
| Bell, W. T., | Goodnough, | McBride, | Sheffer, |
| Bentley, | Goss, | McCaig, | Smith, G. A., |
| Berkheiser, | Greeby, | McCann, | Smith, H. J., |
| Bickett, | Griffith, | McClure, J. F., | Soffel, |
| Bidelspacher, | Grimes, | McClure, J. H., | Sowers, |
| Blair, | Guerin, | McCormick, | Speer, |
| Blumberg, | Haas, | McDaniel, | Stadtlander, |
| Bray, | Haines, | McDermott, | Stark, |
| Brewster, | Hall, | McKim, | Staudenmeier, |
| Bromley, | Hantz, | McLaughlin, | Stavitski, |
| Brown, E., | Harding, | Memolo, | Sterling, |
| Brown, E. P., | Harer, | Metzger, | Stock, |
| Brown, T. J., | Hart, | Metzinger, | Storb, |
| Burchinal, | Haws, | Millar, | Storer, |
| Burke, | Heffernan, | Miller, H. A., | Talbot, |
| Bush, | Heffran, | Moffatt, | Thomas, L. D., |
| Calhoun, | Henderson, | Moore, | Thomas, M. G., |
| Canon, | Hess, | Morrison, | Toepfer, |
| Colville, | Himes, | Muldowney, | Trescher, |
| Conner, | Holcombe, | Munley, | Turner, |
| Craig, | Holmes, | Myers, | Voltz, |
| Critchfield, | Holtzman, | Neely, | Washington, |
| Cross, | Hoover, | Nicholson, | Watson, |
| Davies, | Horn, | Nolte, | Weamer, |
| Davis, | Howe, | North, | Wells, |
| DeFrehn, | Hricko, | Orr, | Welty, |
| Deibler, | Huber, | Parkinson, | Wettach, |
| Dengler, | Irvin, | Patterson, B. H., | Wheeler, |
| Derby, | Jones, | Patterson, F.W., | Whitehouse, |
| Diehm, | Kelly, | Patterson, M., | Williams, |
| Dietz, | Labar, | Peelor, | Wilson, |
| Dilsheimer, | Lafferty, | Perry, | Witherspoon, |
| Donnell, | Lauver, | Phillips, | Witkin, |
| Drumbor, | Leidich, | Pitts, | Wood, N., |
| Duddy, | Little, H. A., | Posey, | Wright, |
| Eaches, | Little, J. T., | Powell, | Bluett, |
| Earley, | Lockhart, | Prosser, | Speaker. |
| Ede, | Long, | Pryor, | |
| Edmonds, | Lotz, | Raymond, | |
| Emhardt, | Lucas, | Reader, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 481, entitled:

An Act authorizing the Governor of the Commonwealth of Pennsylvania through proclamation to close any county or counties or any section of any county of Pennsylvania to hunting or fishing or to close any stream or parts of any stream to fishing or to forbid the use of smoking material or other use of fire in or near the woodlands when such action is necessary to conserve either the health or welfare of our people or our natural resources and repealing existing laws

On the question,

Will the House agree to the bill on third reading?

Mr. IRVIN. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk then read the amendments as follows:

Amend Sec. 2, page 2, line 19, by striking out the word "a" which precedes the word "peace" and insert in lieu thereof "the."

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this tmie? Is there any objection? The Chair hears none and the amendments will be inserted in accordance with the instruction of the House.

On the question.

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

## SENATE MESSAGE.

### TIME OF NEXT MEETING.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, March 3, 1925.

Resolved, (if the House of Representatives concur), That when the legislature adjourns today it reconvene on Monday evening, March ninth, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## BILLS SIGNED BY THE SPEAKER.

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 32.

An Act to amend section six hundred and three of an act approved the seventeenth day of May nineteen hundred and twenty-one (Pamphlet Laws six hundred and eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" as amended providing for the investment of the surplus of domestic stock casualty insurance companies

SENATE BILL No. 189.

A Joint Resolution proposing an amendment to section twelve of article three of the Constitution of Pennsylvania

SENATE BILL No. 196.

An Act ratifying and confirming the action of the Department of Welfare in classifying the Wernersville State Hospital as a hospital for the care and treatment of the indigent insane.

SENATE BILL No. 202.

An Act in relation to the procedure in certain classes of cases in which there is raised a question as to the jurisdiction of a court of first instance over the defendant or the cause of action for which suit is brought and authorizing appeals from the preliminary decision of such questions

SENATE BILL No. 1.

An Act authorizing the issue and sale of bonds to the amount of fifty millions of dollars by the Commonwealth of Pennsylvania defining the powers and duties of the Governor the Auditor General and the State Treasurer in relation thereto making an appropriation of the proceeds of such bonds for the purpose of improving and rebuilding the highways of the Commonwealth providing for the payment of the interest on and the redemption of such bonds by the Board of Finance and Revenue and for the sale and registration of said bonds and making an appropriation to carry out the provisions of this act

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

## BILL ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 523, entitled:

An Act to amend section twenty-one of an act approved the seventh day of June, Anno Domini, one thousand nine hundred and fifteen (P. L. 900), entitled, "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths, and burial removal permits; requiring prompt returns to the Central Bureau of Vital Statistics, as required to be established by the State Department of Health; and, in order to secure prompt and faithful registration of births, marriages, deaths and diseases of practitioners of medicine and surgery, of midwives, nurses and undertakers and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births, deaths, marriages, and diseases throughout the State, as provided in section ten of an act entitled 'An act creating the Department of Health and defining its powers and duties', approved the twenty-seventh day of April, one thousand nine hundred and five, and providing penalties for violations of this act," by requiring that fees received by the State Registrar for certified copies of the record of any birth, death, or marriage shall be turned over to the State Treasurer and specifically appropriated to the Department of Health.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. STERLING. Mr. Speaker, I desire to interrogate the sponsor of this bill.

The SPEAKER. Will the gentleman from Clinton, Mr. Critchfield, permit himself to be interrogated.

Mr. CRITCHFIELD. Mr. Speaker, I will.

Mr. STERLING. Is it not a fact that this bill will create another special fund?

Mr. CRITCHFIELD. Not as I understand it.

Mr. STERLING. Where do the funds now go that are received from this source?

Mr. CRITCHFIELD. Into the general fund.

Mr. STERLING. Is it not a fact that under the terms of this bill a special fund will be created of these receipts?

Mr. CRITCHFIELD. Simply that they may be returned to this department to take care of additional expenses that have occurred. In many instances it was necessary to send out the certificates of births, especially, for school purposes and other purposes, and this will let them be reverted back to that department, and will take care of that additional expense. It is not raising that fund or raising the salary

of any person therein, but simply providing for this additional work.

Mr. STERLING. Is it a fact that if this bill is passed it will create a special fund of the money so received?

Mr. CRITCHFIELD. I would not say that it would, I would say that it goes right back into that same department for this additional work.

Mr. STERLING. Mr. Speaker and members of the House, as I read this bill it provides as follows:

"That all monies derived from the sources above enumerated and paid into the State Treasury be and the same are hereby specifically appropriated to the Department of Health for the maintenance of the Bureau of Vital and Morbidity Statistics for the maintenance of laboratories," and so forth. It is my understanding that the funds now received from this source go into the general funds of this Commonwealth, where they properly should go, and it is further my understanding that if this House passes this bill it will mean that the funds of this Commonwealth will have another subdivision in the nature of a special fund. We now have some forty-one special funds, those funds representing approximately one-third of the revenue incoming in this Commonwealth. This bill will simply add another special fund.

I take it that the members of this House are of one mind that the time ought soon to be here when all the funds of this Commonwealth will go into a General Fund, that there will be centralization of the funds of the Commonwealth and not decentralization. Any bill the effect of which is to extent decentralization in my judgment is bad. This bill is bad for that reason, and I ask the members of the House to vote it down.

Mr. EDMONDS. Mr. Speaker and members of the House, I would like to endorse most heartily the excellent statement which has just been made by my colleague from Philadelphia, the chairman of the Ways and Means Committee. It is a purely innocent matter to allow a charge of fifty cents per hour for the expense of getting a license, but the question as to how that money shall go after being collected is a vital matter.

In all the states of the Union during the past twenty years there has been a tendency to create these special funds which are, so to speak, permanently appropriated by the bill creating them, and are not subject to legislative appropriation every two years, and that tendency in favor of special funds has caused a number of special movements. For instance, in Massachusetts they fought for four years until the Legislature got control over all of the special funds. Let me give you an illustration as to how the plan works. We pass this bill and then the money that is collected from this special fund does not belong in the general fund of the State, but it is paid out at the option of the head of the department for clerical expenses, or for any other expenses that he may have incidental to the work. That means that that work is no longer under the control of the representatives of the people, and hence it involves what to my mind is a very vicious principle in taxation.

I would like to call your attention to the report of the tax commission on this subject because the tax commission went into special funds with a great deal of care, and as my friend says here nearly one-third of the revenues of the State, or sometihng like thirty or thirty-five millions of dollars are special funds not appropriated every biennium by the legislature, and you can see how extensive the matter is. This was the conclusion of the tax commission:

"The Commission feels that the plan of special funds in Pennsylvania is part of a growing system which ought not to be tolerated under modern fiscal conditions. It believes that the motor license fees should be employed exclusively for highway purposes, the game and fish license fees exclusively for the propogation and protection of game and fish, and the dog license fees exclusively for the promotion of animal husbandry, but it recommends that these and all other fees should be paid into the State Treasury and appropriated to their several purposes by the General Assembly. This is the only possible method whereby the Legislature can fulfill its function, as the true appropriating authority of the Commonwealth. It is inconceivable that a system which permits certain department heads to collect revenues and dispose of them in their own discretion, can grow up side by side with a system in which other department heads will have no funds except those provided by the General Assembly."

Now, on the calendar at the present time I think there are two or three bills creating new special funds. My recollection is we voted on one of two of them, and it is a question whether we ought not now to say that this plan of developing special funds with permanent and continuing appropriations ought to stop. For my own part I shall join the chairman of the committee on Ways and Means in voting "No" on this bill, not because it will not involve a meritorious idea, but because it involves a bad fiscal idea, and a fiscal system so bad that we ought to now call a halt on it.

## MOTION TO POSTPONE.

Mr. CRITCHFIELD. Mr. Speaker, I move that House Bill No. 523, file folio 1375, be placed on the postponed calendar.

Mr. KELLY. Mr. Speaker, I second the motion.

The motion was not agreed to.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

### YEAS—22.

| | | | |
|---|---|---|---|
| Bidelspacher, | Deibler, | Heffran, | Smith, G. A., |
| Bray, | Flynn, | Irvin, | Weamer, |
| Brewster, | Gelnett, | Kelly, | Williams, |
| Brown, T. J., | Gilchrist, | McCormick, | Wilson, |
| Critchfield, | Goodnough, | Nicholson, | Wood, W. P., |
| DeFrehn, | Haines, | | |

### NAYS—117.

| | | | |
|---|---|---|---|
| Alexander, | Fratt, | Lukehart, | Rhodes, |
| Allman, | Frye, | MacMillan, | Rieder. |
| Anderson, | Fuller, | Malie, | Royle, |
| Armstrong, | Goehring, | Marcus, | Sarig, |
| Bagshaw, | Greeby, | Marshall, | Sautter, |
| Baldi, | Greenstein, | Martz, | Schoener, |
| Bell, F. A., | Grimes, | Mathay, | Schwartz, |
| Bickett, | Guerin, | McCaig, | Scott, |
| Blair, | Hall, | McCann, | Sheffer, |
| Blumberg, | Hantz, | McClure, J. F., | Speer, |
| Bromley, | Harding, | McClure, J. H., | Stadtlander, |
| Brown, E., | Hart, | McDermott, | Staudenmeier, |
| Burke, | Heffernan, | McGowan, | Stavitski, |
| Canon, | Henderson, | Memolo, | Sterling, |
| Colville, | Himes, | Metzger, | Stock, |
| Craig, | Holcombe, | Metzinger, | Strayer, |
| Cross, | Holmes, | Miller, H. A., | Talbot, |
| Davies, | Holtzman, | Moore, | Thomas, M. G., |
| Davis, | Hoover, | Morrison, | Toepfer, |
| Derby, | Horn, | Myers, | Turner, |
| Diehm, | Hricko, | Neely, | Washington, |
| Donnell, | Huber, | Nolte, | Watson, |
| Drinkhouse, | Jones, | Orr, | Welty, |
| Drumbor, | Labar, | Parkinson, | Witherspoon, |
| Eaches, | Lafferty, | Patterson, F.W., | Witkin, |
| Ede, | Leidich, | Peelor, | Wood, N., |
| Edmonds, | Little, H. A., | Perry, | Bluett, |
| Emhardt, | Lockhart, | Pitts, | Speaker. |
| Evans, B. P., | Lotz, | Posey, | |
| Evans, F. D., | Lucas, | Powell, | |
| Flinchbaugh, | Ludlow, | Raymond, | |

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 662, as follows:

An Act to amend by adding a new Section number eight hundred and twenty-four and amend Sections eight hundred and twenty-five eight hundred and twenty-six eight hundred and twenty-seven eight hundred and twenty-eight eight hundred and forty and eight hundred and forty-one of an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That Article eight of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" is hereby amended by adding a new section to Article eight under the heading "(c) Auxiliary State Game Refuges" to read as follows

Section 824 Auxiliary State Game Refuges The Board acting through the Secretary may establish and maintain Auxiliary State Game Refuges for the protection and propagation of game and to maintain public hunting grounds on lands or waters suitable for that purpose where considered advisable by the board Suitable lands or waters owned or controlled by individuals corporations associations municipalities or by the State or National government may be used for such purpose Subject to the permission of the proper authorities owning or controlling the same The hunting rights to such lands or waters shall be conveyed in the form of a lease by the person or persons having control to the board for a period of not less than ten years provided that the board may at any time upon sixty days notice to the lessor cancel any lease for auxiliary refuge lands when in the judgment of the board the use of such lands or waters is no longer needed or desired and be it further provided that in case the owner or owners desire to sell such property and such sale cannot be consumated subject to said lease of the hunting rights the lease may be cancelled by the board acting through the Secretary within sixty days after request for such cancellation is filed with the Secretary if satisfied the principal object of such sale is not to convert to private use the hunting or fishing rights made more valuable through the use of such property as an Auxiliary State Game Refuge

Section 2 That section eight hundred and twenty-five of said act is hereby amended to read as follows

Section 825 Application for Auxiliary Refuges—Whenever the owner or owners or person or persons in control of suitable lands or waters having an area of not less than one hundred acres or persons or associations interested in the establishment of an Auxiliary State Game Refuge on such lands or waters desiring to have said lands or waters or part thereof set apart as a refuge for game and wild birds they may make application to the board giving a description of said lands or waters including (a) specific location (b) map or sketch showing an outline of said lands and the location of all buildings roads streams and fences (c) the type of such lands or waters whether woodland abandoned farmland or cultivated land or lakes ponds marshes or impounded streams

The board may then have an examination made of said property and if found suitable for game protection and propagation purposes shall notify the owner or owners or persons in control of said lands or waters to that effect

Section 3 That section eight hundred and twenty-six of said act is hereby amended to read as follows

Section 826 Petition for Auxiliary Refuges The owner or owners or persons in control of lands or waters suitable for Auxiliary Refuges or others interested may then present a petition on forms provided by the Board declaring his or their desires which petition shall be endorsed by at least fifty qualified electors of the county or counties wherein said lands or waters are located The petition for an Auxiliary State Game Refuge shall state clearly (a) that the owner or owners or persons in control of such lands or waters are willing to vest in the Commonwealth all hunting rights upon said lands without charge or for such remuneration as may be agreed upon between them (b) that neither they their families their agents their tenants nor any other persons shall hunt thereon by and with their authority (c) that they will make every effort to protect said refuge from forest fires or hunting or from violations of any nature (d) that the agreements shall continue in force for an uninterrupted period of not less than ten years except as hereinbefore provided and such longer period as may be desired by the petitioners and (e) all such other information as the board may require

Section 4 That Section eight hundred and twenty-seven of said act is hereby amended to read as follows

Section 827 Establishment of Auxiliary Refuges If upon investigation the board finds that the proposed Auxiliary Game Refuge is not within a radius of two miles from any State Game Refuge or otner Auxiliary State Game Refuge and decides that the establishment of the proposed Auxiliary Game Refuge is advisable it may enter into an agreement in the form of a lease as hereinbefore provided and shall thereupon declare said lands or waters or any part thereof deemed advisable an Auxiliary State Game Refuge and the balance if any shall be open to public hunting The board shall surround that part of the lands or waters set aside as a refuge by a single wire as a marker if the same is not already surrounded by a suitable enclosure or well defined line and shall post notices along the boundary line of the refuge not more than one hundred and fifty yards apart Such notices shall bear the words "Auxiliary State Game Refuge—Hunting is Unlawful" and such other information or rules and regulations as the board may deem advisable

Section 5 That Section eight hundred and twenty-eight of said Act is hereby amended to read as follows

Section 828 Advertisement of the Establishment of Auxiliary Refuges The board shall cause notice of its action declaring lands or waters an Auxiliary State Game Refuge to be advertised at least one time each week for three consecutive weeks in at least two newspapers of general circulation in the county or counties wherein such refuge is located

Section 6 That Section eight hundred and forty of said Act under the heading "(d) Regulations—Penalties" is hereby amended to read as follows

Section 840 Rules and Regulations The board may formulate adopt and post such rules and regulations for the government of lands and waters under its control and for protection and propagation of game thereon as it may deem necessary for their proper use and administration or as may be established pursuant to agreements with the State Forest Commission or proper Federal authority or lessors Such rules and regulations shall be the law of this Commonwealth controlling such lands or waters and a violation of any of the provisions of such rules and regulations shall subject the offender to the payment of fines provided for in this article for the violations of such rules and regulations

Section 7 That Section eight hundred and forty-one of said Act is hereby amended to read as follows

Section 841 Entry Upon Refuges Any citizen may go upon a State Game Refuge or an Auxiliary State Game Refuge without firearms or traps or dogs except during the months of October November and December provided however that persons regularly residing on lands included within an Auxiliary Game Refuge may be granted a special written permit by the Secretary of the board which may be revoked at any time to have traps dogs or guns in his or her possession on such refuge so long as they are not used in hunting or trapping or which dogs are not permitted to chase or disturb game except when destroying vermin under special permit or which traps may be used in removing game for stocking purposes as hereinafter provided Provided also that where any portion of a public park is used subject to the permission of the proper authority owning or controlling the same as an Auxiliary State Game Refuge entry by individuals within the refuge area for recreational pursuits shall not be restricted on the portion of the public park so used so long as such persons do not carry firearms or traps or do not permit dogs to disturb or chase game or wild birds

The board may through the Secretary by written permission grant to responsible persons the right to hunt or trap for vermin and to use dogs and guns in connection therewith on State Game Refuges or Auxiliary State Game Refuges between December sixteenth and September thirtieth next following

The board may adopt rules and regulations setting forth the manner in which persons working upon or living within the boundaries of Auxiliary State Game Refuges may be or go upon such refuges at any time

In connection with their official duties it is lawful for any member or employe or duly appointed agent of the board or the Department of Forestry or the Federal Forest Service to go upon a game refuge at any time and in any manner with or without firearms or traps or dogs It is also lawful for any employe or duly authorized agent of the board to trap and remove game or fur bearing animals of any kind under the direction of the Secretary for stocking purposes elsewhere

Except as above provided it is unlawful for any person to carry firearms or traps within the limits of or take a dog upon a State Game Refuge or an Auxiliary State Game Refuge at any time

Except as above provided it is unlawful for any person to go upon a State Game Refuge or an Auxiliary Game Refuge during the months of October November and December

Except as in this article otherwise provided it is unlawful for any person to hunt for or catch or kill or wound or drive or to attempt to hunt for or catch or kill or wound or drive any birds or animals within the limits of a State Game Refuge or an Auxiliary State Game Refuge

It is unlawful for any person to violate any of the rules and regulations adopted by the board for the protection and preservation of protected birds and game on Auxiliary State Game Refuges

On the question,

Will the House agree to the bill on third reading?

Mr. BIDELSPACHER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Sec. 2, page 3, line 15 by striking out the word [for]

Amend Sec. 2, page 3, line 15 by removing the line under the word "as" so as to read "as"

Amend Sec. 6, page 6, line 23 bv striking out the word "violations" and inserting in lieu thereof "violation"

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there any objection? The Chair hears none, and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 573, (Senate Bill 52), entitled:

An Act making an appropriation to the Department of Highways to carry into effect the provisions of the act approved the eleventh day of July one thousand nine hundred twenty-three (Pamphlet Laws one thousand and seventy) entitled "An act empowering the State Highway Department to rebuild certain intercounty .bridges located on the routes of State Highways which bridges cross rivers and have been heretofore destroyed by fire and making an appropriation"

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ALEXANDER. Mr. Speaker, I would like to interrogate anyone who knows anything about this bill.

The SPEAKER. Is there anyone in this House familiar with this bill who can answer the interrogations of the gentleman from Delaware.

Mr. SHAMBACH. Mr. Speaker I might be able to answer the question in connection with this bill.

Mr. ALEXANDER. What is the purpose of this bill?

Mr. SHAMBACH. Mr. Speaker, a bridge across the Susquehanna River at Northumberland was destroyed by fire. An appropriation bill for $400,000 was passed by the Legislature and the Governor cut the bill $50,000. After a number of lettings it was discovered that the amount of money was not sufficient to build the bridge. This act now provides for a sufficient amount of money to build that bridge.

Mr. ALEXANDER. The contract was entered into for the letting of the bridge?

Mr. SHAMBACH. Yes.

Mr. ALEXANDER. And that was done even with the objection of the Auditor General on the grounds that it was illegal.

Mr. SHAMBACH. I am not able to say Mr. Alexander.

Mr. ALEXANDER. Do you know that the Attorney General advised the Highway Commissioner that he had the right to enter into the contract for the amount of $405,112, which was the lowest bid and that the balance would be paid out of money taken from the motor fees.

Mr. SHAMBACH. I dont think that was clear in the minds of the people interested in letting the contract.

Mr. ALEXANDER. You do not know of the opinion of the Attorney General?

Mr. SHAMBACH. I was not aware of that in connection with this particular bridge.

Mr. ALEXANDER. You are also acquainted with the last decision of the Supreme Court which set forth in its opinion that the different departments must follow the opinion of the Attorney General. Are you acquainted with that late decision?

## BILL POSTPONED.

Mr. SHAMBACH. Yes, I would say that I am. Mr. Speaker, I am not the sponsor of this bill but in deference to the Senator from our district who has proposed the bill, I move that further consideration of it be postponed for the present.

Mr. ALEXANDER. Mr. Speaker, I second the motion.

The motion was agreed to.

## QUESTION OF PERSONAL PRIVILEGE.

Mr. CRAIG. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. CRAIG. Yesterday evening we had the pleasure of listening to my distinguished colleague speak of his "pay as you go" junket to Washington. I do not want anyone to think the four horsemen are going to run rival excursion, for we are not. Some weeks ago a number of members of the Mystic Shrine arranged to go to Philadelphia for the next ceremony at LuLu Temple, which will be to-morrow evening. We will leave today at 3:07, meeting at the station, and there will be ample seating arrangements for those who wish to go. I want to say to those of you who are not Shriners, or not even Elks, for that matter, that this evening the Hon. Charles H. Grakelow, Exalted Ruler of the Elks of

Philadelphia, has arranged for the entertainment of all the members of the legislature who may go down on this pilgrimage at dinner in the new Elk's $4,000,000 home in that great city of Philadelphia, the sesqui-centennial city of 1926. To-morrow we shall be entertained at lunch and at the theatre. Also tomorrow we shall attend the ceremonies at LuLu Temple and shall endeavor to keep each and every one who goes with us entertained until sunrise Thursday morning. My distinguished colleague says it will cost nothing. I am sorry he cannot go along with us. This does not cost very much but it does cost something for this is also a "pay as you go" pilgrimage. We must pay our own car fare and lodging but I think they will feed us. I want particularly to impress upon the members the invitation from the Exalted Ruler of the Elks of Philadelphia to be with him this evening. A number of the members of the House from Philadelphia will be there in person. I thank you.

## BILL ON FINAL PASSAGE.

Mr. BREWSTER. Mr. Speaker, I desire to call up House Bill No. 382, file folio 1227 on page 9 of today's calendar, bill on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Brewster,

The House resumed the consideration on final passage of House Bill No. 382, entitled:

An Act authorizing departmental administrative boards and commissions under certain restrictions to sell surplus products of the soil meats live stock timber or other materials raised or grown upon or taken from property of the Commonwealth administered by such boards or commissions and to expend the proceeds of such sales for the maintenance of the properties under their control

On the question,

Shall the bill pass finally?

Mr. RHODES. Mr. Speaker, I desire to interrogate the sponsor of this bill?

The SPEAKER. Will the gentleman from Huntingdon, Mr. Brewster, permit himself to be interrogated?

Mr. BREWSTER. I will, Mr. Speaker.

Mr. RHODES. I would like to have the gentleman from Huntingdon explain the difference in the procedure as set forth in this bill and the procedure which is now the law?

Mr. BREWSTER. In what respect do you mean?

Mr. RHODES. Will you explain the changes this will make in the existing law?

Mr. BREWSTER. It makes no difference, so far as I see, in the existing law except to put under control of the departments under which the various institutions referred to are made to operate, and to put a certain control over the sale of surplus products of that particular institution. As I view the situation now, a lot of these boards in these particular institutions over the Commonwealth are selling the products the surplus products of their respective farms without any law, I might say, but are no doubt accounting for it. This bill provides for an accounting. In other words, they are permitted to sell these products, as no doubt, they have been doing promiscuously but now they must make an accounting of it to the department under which they operate.

Mr. RHODES. Isn't it true that under the present law the department has the power to sell the products and turn the money into the State Treasury?

Mr. BREWSTER. They may have that power, but this is giving the Board of Managers of these respective institutions the power to sell these products and account for them as the bill provides. For instance, I live in a county where there is located the Pennsylvania Industrial Reformatory and perhaps that is the reason that this bill has been referred to me. They operate a little farm there in connection with their institution where the boys in that institution are trained along farming lines. It may be possible that occasionally they raise one hundred bushels of potatoes more than they need. This bill empowers the board of managers of that institution to dispose of their surplus product and account for all the funds they realize from it. These funds are to go back to the institution but are to be accounted for, subject to the audit of the Auditor General of the Commonwealth. They are doing this now in many institutions without this control.

Mr. RHODES. As a matter of fact, does this not create a special fund such as we have been discussing in connection with another bill?

Mr. BREWSTER. I do not think it creates a special fund but it is just such a fund that arises, as I said before, from the sale of one hundred bushels of potatoes and goes right back into the funds of the institution. It does not create any special fund as in the bill just discussed here a few moments ago. It is not a departmental bill but it just affords these individual boards, the board to sell any of the property but it surrounds them with this safeguard that they must account for it.

Mr. RHODES. Mr. Speaker and members of the House, the intent of the bill seems to be good insofar as the first section is concerned, but I question whether it is an advisable procedure to follow as set forth in the second section. It certainly seems to me that the proceeds of the produce and products that are sold by these respective departments should be turned into the State Treasurer, and there it should be reappropriated in the manner that this Legislature may determine it advisable. It seems to me that the tendency in this State, at least so far as our legislative procedure is concerned, is to give away our Legislative power. It is a maxim of government that the Legislature cannot delegate the powers of legislation, but it seems to me that we are following along a channel to give the boards and bureaus unlimited control and authority, and when we do not give it to the boards and bureaus, we seem to be giving it to individuals, insofar as the executive departments are concerned. But I believe that this bill contains same merit; I likewise believe that it contains the germ of danger. I think it is along the lines we should not follow. I think a bill of this type could possibly be framed so as to take care of the matters that the gentleman from Huntingdon says exists; but I think it goes entirely too far and gives unlimited authority to these departments to do as they please without any legislative control over their affairs.

Mr. BREWSTER. Mr. Speaker and ladies and gentlemen of the House, I think the last section of this Act covers every particular phase of the objections that the gentleman from Monroe has raised. Listen to this: "Every departmental, administrative board or commission which sells any products of the soil, meats, livestock, timber or other materials under the provisions of this act shall keep an accurate record of the dates, quantities and prices of all sales and of the dates and purpose of all expenditures made hereunder which record shall at all times be subject to examination and audit by the Auditor General of this Commonwealth."

It is throwing around these boards the protection of these people of this Commonwealth, a safeguard which we have not had in the past, and I think it just covers the very objection raised by the gentleman from Monroe that we must protect these funds where they are right. Now you take the

matter of a hundred bushels of potatoes—the idea of having to send that money down here to Harrisburg at the expense of keeping an accurate record of it here and then go back to the institution with it, if so desired, it means expense; and I have confidence enough in these boards and in the control that is thrown around them to say that this bill ought not only have merit, so far as the bill itself goes, but has a perfect safeguard here for the protection of the people.

Mr. EDMONDS. Mr. Speaker, with respect to the pending bill I would like to answer the proposition which was made by the gentleman from Monroe, Mr. Rhodes, by referring simply to one of the cases that came before us in the Tax Commission. I do not like to refer to that commission continually, but where we have information that will be of use to members of the House, it ought to be given. We thought this was a good bill. At the same time the boards and institutions that run farms, producing products for their own use, and then have a surplus of their products, should have the opportunity of marketing the surplus in the immediate convenient neighborhood and that would give quite a little fund; but the fund that they get in this way is not audited by the Auditor General. We thought and feel strongly that it ought to be audited by the Auditor General so that somebody could find out how much it amounts to. I do not think it amounts to very much in any institution, perhaps in most cases being a few hundred dollars, or at the most a thousand dollars would cover the total. But the object of this bill is to place these funds under the audit of the Auditor General and when we meet here two years hence, we will have some knowledge how extensive the practice is; in other words, this bill, if it passes, will enable us to get at the facts of the matter and when we have the facts at our disposal, it will be our duty to work out a proper plan of disbursement.

Mr. ALEXANDER. Mr. Speaker and members of the House, it does not seem to me that either the sponsor of the bill or my friend from Philadelphia has met the argument of the gentleman from Monroe. The thing that he is complaining about goes back further than this form; it goes back to the fundamental. Our government is framed here in this Commonwealth, properly so, with its checks and balances. It provides, and it always has been, up to a few years ago, that every dollar that comes into the Commonwealth of Pennsylvania shall go into the State Treasury, and not a dollar be spent out of that State Treasury until properly appropriated by this body. This bill, however, provides that you shall appropriate to a department or to a commission. They can buy some stock with that money that they appropriated. They can turn around then in a short time and sell some of that stock and take that money and come back the next year and ask for another appropriation. The sponsor says that this provides for an accounting, but it does not do so in a proper manner. That money should be paid into the State Treasury, just as my friend from Monroe has stated, and then if they need it back, let it be appropriated through the proper channel according to the Commonwealth's theory heretofore, so that the checks and balances shall be the same. We can very readily see with the great volume of business in this Commonwealth, if the Auditor General has to have one set of accounting and checking with one set of articles and then with another account, another kind of checking, it means that he will have to multiply his inspections; it means that he will have that much more inspection to do.

Now, there is another point about this bill that nobody has touched on which I think, from what I understand, is very bad. That is, under the Act of 1921 and also under the Code it provides that when any timber, and I think any land not used or necessary for the Forestry Department, is sold, that that fund shall be paid into an annuity for school purposes and that maney shall be invested. If I read this bill right, that money is not paid into that annuity, but is paid over back into the Forestry Commission again, and therefore we are abrogating the Act of 1921 for this very good purpose which was created at that time, and which was carried into the Code. Now, that is another part that I want to call your attention to, and I asked the Auditor General about it. It was his advice and he says he believes I am correct about this proposition, that this annuity which was created in 1921, raised from the proceeds of timber or other lands of the Forestry Commission, instead of being paid into the annuity by this bill, is paid back into the Forestry Commission again. Now, for those two reasons, if this bill was amended to eliminate those questions, I see no objection to it; but the fact is that these funds go into another channel rather than into the proper channel of being paid into the treasury of the Commonwealth, and then being appropriated out of it again; and that proper channel is one objection; and the other objection is that that fund does not go into the school annuity.

Mr. BREWSTER. The gentleman from Delaware is correct in his proposition, so far as the proceeds of the sale of timber under the control of the Department of Forestry would be concerned, but this is not under the control of the Department of Forestry; but it does throw around it another safeguard which he has not noticed, and that is that these institutions cannot cut down growing timber without the approval of the Department of Forestry. The Acts of Assembly and the Code to which he has referred, refer only to State forest lands, for instance, over which the Department of Forestry has control. They do not have control of these institutions; but this bill is giving them a certain control over the few trees on the farm of any one of these institutions; for instance, I am advised that down here at Valley Forge there was recently a storm passed over that section of the country and a few of the trees were either utterly destroyed or destroyed to such on extent that it might be desirable to have them removed. This would throw around them perhaps the protection of the people, the protection of the Department of Forestry that they must first get the approval of that Department. At the present time they do not have that. You take the little institution in Huntingdon county to which I have referred; I have no doubt that from time to time the board of managers may go out and cut down trees and not report to anybody or have any approval. Why, this bill, ladies and gentlemen of the House, it seems to me, safeguards everything that we might ask; and so far as the doings of those respective boards are concerned, it is not making any special fund at all, as the bill that was referred to, or anything of that kind.

Mr. ALEXANDER. Mr. Speaker, I desire to interrogate the sponsor of the bill.

The SPEAKER. Will the sponsor of the bill, the gentleman from Huntingdon, permit himself to be interrogated?

Mr. BREWSTER. Mr. Speaker, yes, I will.

Mr. ALEXANDER. In your remarks just now, you said none of this timber could be cut without the permission of the Department of Forests and Waters. Suppose the Department of Forests and Waters want to cut some of the timber that I have just referred to, the proceeds of the sale of which goes back to the annuity fund of the schools, whose permission do they get?

Mr. BREWSTER. They do not have any control over that timber.

Mr. ALEXANDER. I say, whose permission do they get to cut that timber?

Mr. BREWSTER. The only permission that they could get would be by separate Act of Assembly. They only have permission, as I view the situation, to cut timber on their own lands that is under the control of their department. For instance, timber on the lands of the Huntingdon Reformatory or perhaps down at Valley Forge is not at the present time under the control of that Department.

Mr. ALEXANDER. I do not think the gentleman understood my question, because he has not answered it. If he does, I do not think he is hedging.

Mr. BREWSTER. No, I am not hedging, I may not have heard you fully. State your question again, and maybe I will get a better understanding of it.

Mr. ALEXANDER. I have already stated that it was my belief that where, under the Act of 1921, timber is cut and sold off a forestry preserve, that the money for that timber is paid into the school annuity for the benefit of the school fund. Your answer was that your bill safeguarded that, because they had to have the permission of the Commission of Forests and Water. The Commission of Forests and Waters are the people who cut this timber. Whose permission do they get except their own?

Mr. BREWSTER. Why, they have the permission and cut the timber over which their department has control by virtue of these Acts of Assembly.

Mr. ALEXANDER. Well, what I referred to a while ago was that the surplus fund goes back to the annuity fund, but under this bill it goes back to the commission of Forests and Waters to pay salaries, to be used by themselves, the same as if appropriated.

Mr. BREWSTER. Mr. Speaker, in answer to that question I would say that this particular timber is not under the control of the Department of Forestry at the present time. The trees blown down at Valley Forge are not a part, are not controlled by the Department of Forestry under those Acts of Assembly at all, neither are the trees growing on the institution's land across the river here.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—84

| | | | |
|---|---|---|---|
| Anderson, | Donnell, | Kelly, | Pryor, |
| Armstrong, | Drumbor, | Long, | Raymond, |
| Bagshaw, | Earley, | Lotz, | Schilling, |
| Bell, F. A., | Ede, | Ludlow, | Shambach, |
| Bell, W. T., | Edmonds, | Lukehart, | Sheffer, |
| Bentley, | Emhardt, | MacMillan, | Speer, |
| Berkheiser, | Drinkhouse, | McBride, | Spencer, |
| Bickett, | Evans, F. D., | McClure, J. F., | Stark, |
| Bidelspacher, | Frye, | Metzinger, | Storer, |
| Blair, | Goodnough, | Miller, C., | Strayer, |
| Brewster, | Griffith, | Miller, H. A., | Thomas, L. D., |
| Brown, E., | Haines, | Moffatt, | Thomas, M. G., |
| Brown, E. P., | Hall, | Moore, | Toepfer, |
| Brown, T. J., | Harding, | Morrison, | Welty, |
| Colville, | Henderson, | Neely, | Wheeler, |
| Critchfield, | Himes, | Nicholson, | Williams, |
| DeFrehn, | Holmes, | North, | Wilson, |
| Deibler, | Horn, | Patterson, M., | Wood, N., |
| Dengler, | Howe, | Peelor, | Wood, W. P., |
| Derby, | Hricko, | Phillips, | |
| Diehm, | Irvin, | Powell, | |
| Dietz, | Jones, | Prosser, | |

NAYS—77

| | | | |
|---|---|---|---|
| Alexander, | Grimes, | McCormick, | Schwartz, |
| Allman, | Guerin, | McGowan, | Sowers, |
| Aston, | Hantz, | Metzger, | Stadtlander, |
| Baldi, | Hart, | Millar, | Staudenmeier, |
| Behney, | Haws, | Munley, | Stavitski, |
| Blumberg, | Heffernan, | Myers, | Sterling, |
| Bromley, | Heffran, | Orr, | Storb, |
| Burke, | Holtzman, | Parkinson, | Talbot, |
| Craig, | Labar, | Patterson, B. H., | Turner, |
| Davies, | Leidich, | Patterson, F.W., | Voltz, |
| Dilsheimer, | Little, H. A., | Perry, | Washington, |
| Eaches, | Lucas, | Pitts, | Watson, |
| Evans, B. P., | Malie, | Posey, | Wettach, |
| Flinchbaugh, | Mangan, | Rhodes, | Witherspoon, |
| Flynn, | Marcus, | Rieder, | Witkin, |
| Fratt, | Martz, | Royle, | Bluett, |
| Fuller, | Mathay, | Sarig, | Speaker. |
| Greeby, | McCann, | Sautter, | |
| Greenstein, | McClure, J. H., | Schoener, | |

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative, and the bill falls.

## RESOLUTION.

### RELATIVE TO EXPENSES OF COMMITTEE INVESTIGATING CHARGES AGAINST JUDGE BERKEY.

Mr. MARSHALL asked unanimous consent to offer a resolution:

The resolution was read for information as follows:

In the House of Representatives, March 3, 1925.

Whereas, The House of Representatives by Resolution No. 1, adopted on the seventeenth day of February, one thousand nine hundred and twenty-five, authorized the Judiciary General Committee of the House of Representatives to inquire into and concerning the official conduct of the Honorable John A. Berkey, Judge of the several courts of the sixteenth judicial district of the Commonwealth of Pennsylvania, and

Whereas, Said Resolution provided that the expenses of said investigation should be paid out of the Contingent Fund of the House, and

Whereas, Said Contingent Fund is already so depleated as to render it impossible to pay such expenses out of said Fund, therefore

Be It Resolved, (If the Senate concur), That the Chief Clerk of the House of Representatives is hereby authorized to borrow from any bank or trust company a sum of money not exceeding five thousand dollars, for the purpose of defraying said expenses; be it further

Resolved, That said loan be reimbursed either by an item inserted in the General Appropriation Bill or by a special appropriation made by the General Assembly of the Session of Nineteen Hundred and Twenty-five.

The SPEAKER. Unanimous consent is asked to offer the resolution at this time. Is there objection?

Mr. SOWERS. Mr. Speaker, I object.

Mr. MARSHALL. If it is not out of order, since the gentleman has entered his objection, I would like to say that the contingent fund of the House was made in an amount that will not any more than cover the actual expenses connected with the operations of the House, which we all know includes the various people who have to do with the work in the House. This expense which is required to be expended is an expense which is necessary in this investigation, and is due to the work which the members of this House in adopting this resolution imposed upon the committee who are required to make this investigation. In order to do that, there are certain expenses which are absolutely indispensable. The expenses are not those of the committee, but expenses incident to hearing and bringing and taking the testimony of such witnesses as we must hear. It is very important that this matter be taken care of. We have some of those expenses already incured, and as they are incurred they ought to be taken care of. They must be taken care of sometime or other. If this resolution lies over for printing today it means that the House cannot act upon it until next week. If it is passed today the Senate is still in session and will be able to take care of it before it adjourns.

I might say for the information of the House that this was not introduced on my own initiative, it was done after conference with leaders in the House and Senate who have devised and agreed upon this plan as the only possible way to meet this situation under the circumstances. The members of the House have asked us to engage upon a certain procedure. Now, in fairness to us and in fairness to the people that we must get to help us, we ask, I ask as chairman of this sub-committee that you co-operate with us in this matter, because it is vital and important and must be met sooner or later. Delaying it until next week only creates embarassment for those who have to meet this situation. With that explanation, if the gentleman from Philadelphia will co-operate, if he has no other reason for objecting than what I assume he has, he will withdraw his objection and let this matter be voted upon at this time, messaged to the Senate and acted upon there. It will create a very pressing and embarassing situation if that is not done.

Mr. SOWERS. Mr. Speaker, the last words of the gentleman from Beaver tell me exactly what probably is back of this accusation. Now, they are asking for five thousand dollars, and if they had a real case against this particular judge, if they are really in earnest, they dont need our money to pay their carfares down here. I again object and will not withdraw my objection.

The SPEAKER. The Chair hears objection and cannot entertain the resolution at this time.

## QUESTION OF INFORMATION

Mr. LUDLOW. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman will state his question of information.

Mr. LUDLOW. Mr. Speaker, is it proper at this time to move to suspend the rule requiring unanimous consent.

The SPEAKER. The Chair thinks it is proper to move at any time to suspend the rule if the gentleman so wants to move.

## MOTION TO SUSPEND RULE

Mr. LUDLOW. Mr. Speaker, I move that the House suspend the rule which provides for unanimous consent at this time for the consideration of the resolution offered by the gentleman from Beaver.

## POINT OF ORDER.

Mr. SOWERS. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state his point of order.

Mr. SOWERS. Mr. Speaker, my point of order is, that this is not the regular business before the House.

The SPEAKER. The point of order is well taken.

## MOTION TO SUSPEND RULE

Mr. LUDLOW. Mr. Speaker, I move you sir that we suspend the rules of the House relating to the order of the House so that we may proceed with the consideration of this resolution.

## POINT OF ORDER.

Mr. SOWERS. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state his point of order.

Mr. SOWERS. Mr. Speaker, I still raise the same objection and rise to the same point of order that this is not the regular order of business before the House.

The SPEAKER. The point of order is well taken.

## SENATE MESSAGE.

### RECALLING SENATE BILL No. 61 FROM THE GOVERNOR.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate of Pennsylvania, March 3, 1925.

Be it resolved, (if the House of Representatives concur), That Senate Bill No. 61, entitled:

An Act to amend route number one hundred and two of section six of an act approved the thirty-first day of May one thousand nine hundred and eleven (P. L. 468), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of Commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance, and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part, requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and state-aid highways; providing method of application for state aid in the improvement, maintenance, and repair of township or county roads, and prescribing the contests of township, county, borough, or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated towns and requiring Contracts by counties townships boroughs and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of his act," as amended.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## COMMUNICATIONS FROM THE GOVERNOR.

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL No. 297.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 3, 1925.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: I have the honor to inform you that I have this day approved and signed House Bill No. 297, entitled, "An act authorizing counties of the fourth class and cities of the third class to appropriate moneys to State park and State park and harbor commissions."

GIFFORD PINCHOT.

## COMMUNICATION FROM THE GOVERNOR.

The Secretary to the Governor being introduced, presented a communication in writing from His Exeellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS Nos. 45, 170, and 193.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 3, 1925.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: I have the honor to inform you that I have this day approved and signed the following:

House Bill No. 45, entitled, "An Act to amend section fifty-seven of the act approved the twenty-third day of May one thousand eight hundred and seventy-four (Pamphlet Laws two hundred and thirty) entitled 'An act dividing the cities of this state into three classes regulating the passage of ordinances providing for contracts for supplies and work for said cities authorizing the increase of indebtedness and the creation of a sinking fund to redeem the same defining and punishing certain offences in all said cities and providing for the incorporation and government of cities of the third class' providing for the acceptance of said act by certain cities of the third class providing for the election of certain city officers and members of city council in such cities and fixing the time when the terms of members of councils and certain city officers then in office shall cease and be terminated."

House Bill No. 170, entitled, "An Act providing for and regulating the validation of certain borough ordinances."

House Bill No. 193, entitled, "An Act to validate acts done by corporations before the recording of their characters".

GIFFORD PINCHOT.

## BILL ON THIRD READING.

Mr. HAAS, Mr. Speaker, I desire to call up at this time House Bill No. 644, file folio 1325 on page 8 of today's calendar, Bills on Third Reading Postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Haas.

The House resumed the consideration on third reading of House Bill No. 644 entitled

An Act to amend sections two, five and six of the act approved the sixteenth day of July, one thousand nine hundred and thirteen (P. L. 752), entitled "A supplement to an act entitled, 'An act providing for the incorporation and government of cities of the third class', approved the twenty-third day of May, Anno Domini one thousand eight hundred eighty-nine, creating a City Planning Department, defining its jurisdiction, and extending the same so as to regulate the laying out and recording of plans of lots within the limits of the city, and for three miles beyond the city limits; and to regulate the making and use of certain public improvements until said plans are approved by said department and authoriizng the exercise of the powers herein provided by a park or other municipal commission," prohibiting the recording of deeds transfers of certain properties until the streets and roads abutting upon or bounded within the same have been legally established or approved by the Commission, and providing penalties.

On the question,

Will the House agree to the bill on third reading?

## BILL RECOMMITTED.

Mr. HAAS. Mr. Speaker, I move that House Bill No. 644, file folio 1325, be recommitted to the Committee on Municipal Corporations for the purpose of amendment.

Mr. WELTY. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 731, entitled:

An Act to amend section seven hundred and sixteen of the act approved the tweny-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consoliating and changing the law relating thereto"

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—177.

| | | | |
|---|---|---|---|
| Alexander, | Flinchbaugh, | Ludlow, | Royle, |
| Allman, | Flynn, | Lukehart, | Sarig, |
| Anderson, | Fockler, | Lynch, | Sautter, |
| Armstrong, | Fratt, | Malie, | Schilling, |
| Aston, | Frye, | Marcus, | Schoener, |
| Bagshaw, | Gelnett, | Marshall, | Scott, |
| Baldi, | Gilchrist, | Martz, | Shaffer, |
| Bartley, | Goehring, | Mathay, | Shambach, |
| Bell, F. A., | Goodnough, | McBride, | Sheffer, |
| Bell, W. T., | Greeby, | McCann, | Smith, G. A., |
| Bentley, | Greenstein, | McClure, J. F., | Soffel, |
| Bickett, | Griffith, | McClure, J. H., | Sowers, |
| Bidelspacher, | Grimes, | McCormick, | Spencer, |
| Blair, | Guerin, | McDaniel, | Stadtlander, |
| Blumberg, | Haas, | McDermott, | Stark, |
| Bray, | Haines, | McGowan, | Staudenmeier, |
| Brewster, | Hall, | McKim, | Stavitski, |
| Bromley, | Hantz, | McLaughlin, | Sterling, |
| Brown, E., | Harding, | Memolo, | Storb, |
| Brown, E. P., | Harer, | Metzinger, | Storer, |
| Brown, T. J., | Haws, | Millar, | Strayer, |
| Burchinal, | Heffernan, | Miller, H. A., | Talbot, |
| Burke, | Heffran, | Moffatt, | Thomas, L. D., |
| Bush, | Hess, | Moore, | Thomas, M. G., |
| Calhoun, | Himes, | Morrison, | Toepfer, |
| Canon, | Holcombe, | Munley, | Towner, |
| Colville, | Holmes, | Myers, | Trescher, |
| Conner, | Holtzman, | Neely, | Turner, |
| Craig, | Hoover, | Nicholson, | Voltz, |
| Critchfield, | Horn, | Nolte, | Washington, |
| Cross, | Howe, | North, | Watson, |
| Davis, | Hricko, | Orr, | Weamer, |
| DeFrehn, | Huber, | Parkinson, | Wells, |
| Dengler, | Irvin, | Patterson, B. H., | Wettach, |
| Derby, | Jones, | Patterson, F. W., | Wheeler, |
| Dietz, | Kelly, | Patterson, M., | Whitehouse, |
| Dilsheimer, | Labar, | Peelor, | Williams, |
| Drinkhouse, | Lafferty, | Perry, | Wilson, |
| Drumbor, | Lauver, | Pitts, | Witherspoon, |
| Duddy, | Leidich, | Posey, | Witkin, |
| Eaches, | Little, H. A., | Prosser, | Wood, W. P., |
| Earley, | Little, J. T., | Pryor, | Wright, |
| Ede, | Lockhardt, | Raymond, | Bluett, |
| Edmonds, | Long, | Reader, | Speaker. |
| Emhardt, | Lucas, | Rhodes, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 339, as follows:

An Act to amend part of section six of an act approved the thirty-first day of May one thousand nine hundred and twenty-three (Pamphlet Laws four hundred eighty-one) entitled "An act providing for the appointment of boards of examiners to examine applicants for certificates of qualification as mine foreman assistant mine foreman and fire bosses in the bituminous coal mines of this Commonwealth prescribing the qualifications defining the powers and duties and fixing the compensation of such examiners authorizing the Chief of the Department of Mines to determine the district in which boards of examiners shall hold examinations and to designate the boards before whom applicants in the various inspection districts shall appear providing for the issuance of certificates of qualification to successful applicants fixing the fees to be paid by applicants and providing for their disposition forbidding the employment of unqualified persons as mine foremen assistant mine foremen and fire bosses providing a penalty for forging or making false statements regarding certificates" by providing for a change in the qualifications of applicants for mine foremen's assistant mine foremen's and fire bosses' certificates

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That part of section six of an act approved the thirty-first day of May one thousand nine hundred and twenty-three (Pamphlet Laws four hundred eighty-one) entitled "An act providing for the appointment of boards of examiners to examine applicants for certificates of qualification as mine foremen assistant mine foremen and fire bosses in the bituminous coal mines of this Commonwealth prescribing the qualifications defining the powers and duties and fixing the compensation of such examiners authorizing the Chief of the Department of Mines to determine the district in which boards of examiners shall hold examinations and to designate the boards before whom applicants in the various inspection districts shall appear providing for the issuance of certificates of qualification to successfull applicants fixing the fees to be paid by applicants and providing for their disposition forbidding the employment of unqualified persons as mine foremen assistant mine foremen and fire bosses providing a penalty for forging or making false statements regarding certificates" is hereby amended to read as follows

Section 6 Applicants for certificates of qualifications as mine foremen assistant mine foremen and fire bosses shall be citizens of the United States of good moral character and of known temperate habits at least twenty-three years of age and shall have had an aggregate of at least five years practical experience after sixteen years of age as miners or mining engineers or men of general work inside of the bituminous mines of the United States of which five years there must be not less than two years' practical experience inside of the bituminous mines of Pennsylvania Provided That graduates in the coal mining course of a recognized institution of learning may be granted certificates of qualification by the examining board as mine foremen assistant mine foremen and fire bosses if possessed of an aggregate of not less than three years' practical experience as miners or mining engineers or men of general work inside of the bituminous mines of Pennsylvania Applicants for certificates of qualification as fire bosses shall also have had experience in bituminous mines in Pennsylvania that generate explosive gas

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—184.

| | | | |
|---|---|---|---|
| Alexander, | Flinchbaugh, | Mangan, | Sarig, |
| Anderson, | Flynn, | Marcus, | Sautter, |
| Armstrong, | Fockler, | Marshall, | Schoener, |
| Aston, | Fratt, | Martz, | Schwartz, |
| Bagshaw, | Frye, | Mathay, | Scott, |
| Baldi, | Gelnett, | McBride, | Shaffer, |
| Bartley, | Gilchrist, | McCaig, | Shambach, |
| Behney, | Goehring, | McCann, | Sheffer, |
| Bell, W. T., | Goodnough, | McClure, J. F., | Smith, G. A., |
| Bentley, | Greeby, | McClure, J. H., | Smith, H. J., |
| Berkheiser, | Greenstein, | McCormick, | Sowers, |
| Bickett, | Griffith, | McDaniel, | Speer, |
| Bidelspacher, | Grimes, | McDermott, | Spencer, |
| Blair, | Guerin, | McKim, | Stadtlander, |
| Blumberg, | Haas, | McLaughlin, | Stark, |
| Bray, | Hall, | Memolo, | Staudenmeier, |
| Brewster, | Hantz, | Metzger, | Stavitski, |
| Bromley, | Harer, | Metzinger, | Sterling, |
| Brown, E., | Haws, | Millar, | Stock, |
| Brown, E. P., | Heffernan, | Miller, H. A., | Storer, |
| Brown, T. J., | Heffran, | Moffatt, | Strayer, |
| Burchinal, | Henderson, | Moore, | Talbot, |
| Bush, | Hess, | Morrison, | Thomas, L. D., |
| Canon, | Himes, | Muldowney, | Thomas, M. G., |
| Colville, | Holcombe, | Munley, | Towner, |
| Conner, | Holmes, | Myers, | Trescher, |
| Craig, | Holtzman, | Neely, | Voltz, |
| Critchfield, | Hoover, | Nicholson, | Washington, |
| Cross, | Horn, | Nolte, | Watson, |
| Davies, | Hricko, | North, | Weamer, |
| Davis, | Huber | Orr, | Wells, |
| DeFrehn, | Irvin, | Parkinson, | Welty, |
| Deibler, | Jones, | Patterson, B. H., | Wettach, |
| Derby, | Kelly, | Patterson, F. W., | Wheeler, |
| Diehm, | Labar, | Patterson, M., | Whitehouse, |
| Dietz, | Lafferty, | Peelor, | Williams, |
| Dilsheimer, | Leidich, | Perry, | Wilson, |
| Donnell, | Little, H. A., | Pitts, | Witherspoon, |
| Drumbor, | Little, J. T., | Posey, | Witkin, |
| Duddy, | Lockhardt, | Powell, | Wood, N., |
| Eaches, | Long, | Prosser, | Wood, W. P., |
| Earley, | Lotz, | Pryor, | Wright, |
| Ede, | Lucas, | Raymond, | Bluett, |
| Edmonds, | Ludlow, | Reader, | Speaker. |
| Emhardt, | Lukehart, | Rhodes, | |
| Evans, B. P., | Lynch. | Rieder, | |
| Evans, F. D., | MacMillan, | Royle, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 98, as follows:

An Act to further amend section thirty-six of an act approved the thirtieth day of June one thousand nine hundred and nineteen (Pamphlet Laws six hundred and seventy-eight) entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by or trailing after motor vehicles requiring the registration of the same and the licensing of all operators thereof providing the fees therefor and the disposition of such fees prohibiting the unauthorized use of and tampering with motor vehicles limiting and defining the powers of cities boroughs incorporated towns townships and counties as to the regulation of the use and equipment of motor vehicles and the taxing registering or licensing thereof imposing certain duties on the State Highway Commissioner and on proprietors of public garages procedure and penalties for violations thereof and the disposition of fines cllected and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle" as amended by extending the jurisdiction of magistrates in civil actions

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section thirty-six of an act approved the thirtieth day of June one thousand nine hundred and nineteen (Pamphlet Laws six hundred and seventy-eight) entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by or trailing after motor vehicles requiring the registration of the same and the licensing of all operators thereof providing the fees therefor and the disposition of such fees prohibiting the unauthorized use of and tampering with motor vehicles limiting and defining the powers of cities boroughs incor-

porated towns townships and counties as to the regulation of the use and equipment of motor vehicles and the taxing registration or licensing thereof impsoing certain duties on the State Highway Commissioner and on proprietors of public garages providing procedure and penalties for violations thereof and the disposition of fines collected and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle" which was amended by section thirty of an act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws seven hundred and eighteen) entitled "An act to amend an act approved the thirtieth day of June one thousand nine hundred and nineteen (Pamphlet Laws six hundred and seventy-eight) entitled 'An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by or trailing after motor vehicles requiring the registration of the same and the licensing of all operators thereof providing the fees therefor and the disposition of such fees prohibiting the unauthorized use of and tampering with motor vehicles limiting and defining the powers of cities boroughs incorporated towns townships and counties as to the regulation of the use and equipment of motor vehicles and the taxing registration or licensing thereof imposing certain duties on the State Highway Commissioner and on proprietors of public garages providing procedure and penalties for violation thereof and the disposition of fines collected and regulating the service of proces and proceedings in actions for damages arising from the use of any motor vehicle as amended by further regulating the use of registration plates prescribing fees for omnibuses and changing other existing fees changing the date for the licensing year limiting the weights of certain trailers providing for the examination of operators authorizing the State Highway Commissioner to publish and sell lists of registrations authorizing municipalities to enact certain ordinances making an appropriation for refunding moneys and providing penalties and repealing section seventeen of said act" is hereby further amended to read as follows

Section 36 All civil actions for damages arising from the use and operation of any motor vehicle may at the discretion of the plaintiff be brought before any alderman magistrate or justice of the peace in the county wherein the alleged damages were sustained if the plaintiff has had said damages repaired and shall produce a receipted bill for the same properly sworn to by the party making such repairs or his agent or said action may be brought in the court of common pleas of said county and service of process in either case may be made by the sheriff of the county where the suit is brought deputizing the sheriff of the county wherein the defendant or his registered agent resides or where service may be had upon him under the existing laws of this Commonwealth in like manner as process may now be served in the proper county Provided That no action involving more than three hundred ($300) dollars shall be brought before any alderman or justice of the peace or involving more than one hundred ($100) dollars before any magistrate

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas were taken and were as follows, viz:

YEAS—181.

| | | | |
|---|---|---|---|
| Alexander, | Emhardt, | Ludlow, | Reader, |
| Allman, | Evans, B. P., | Lukehart, | Rhodes, |
| Anderson, | Flynn, | Lynch, | Rieder, |
| Armstrong, | Fockler, | MacMillan, | Royle, |
| Aston, | Fratt, | Malie, | Sarig, |
| Bagshaw, | Frye, | Marcus, | Sautter, |
| Baldi, | Fuller, | Marshall, | Schoener, |
| Bartley, | Gelnett, | Mathay, | Schwartz, |
| Behney, | Gilchrist, | McBride, | Scott, |
| Bell, F. A., | Goehring, | McCaig, | Shaffer, |
| Bell, W. T., | Goodnough, | McCann, | Shambach, |
| Bentley, | Goss, | McClure, J. F., | Sheffer, |
| Berkheiser, | Griffith, | McClure, J. H., | Smith, G. A., |
| Bickett, | Grimes, | McCormick, | Smith, H. J., |
| Bidelspacher, | Guerin, | McDaniel, | Sowers, |
| Blumberg, | Haas, | McDermott, | Spencer, |
| Brewster, | Haines, | McGowan, | Stadtlander, |
| Bromley, | Hall, | McKim, | Stark, |
| Brown, E., | Hantz, | McLaughlin, | Staudenmeier, |
| Brown, E. P., | Harding, | Memolo, | Stavitski, |
| Brown, T. J., | Harer, | Metzger, | Stock, |
| Burchinal, | Haws, | Metzinger, | Storer, |
| Burke, | Heffernan, | Millar, | Strayer, |
| Bush, | Heffran, | Miller, H. A., | Talbot, |
| Canon, | Henderson, | Moffatt, | Thomas, L. D., |
| Colville, | Hess, | Moore, | Thomas, M. G., |
| Conner, | Holcombe, | Morrison, | Toepfer, |
| Craig, | Holmes, | Muldowney, | Turner, |
| Critchfield, | Holtzman, | Munley, | Voltz, |
| Cross, | Hoover, | Myers, | Watson, |
| Davies, | Horn, | Neely, | Weamer, |
| Davis, | Howe, | Nicholson, | Wells, |
| DeFrehn, | Hricko, | Nolte, | Welty, |
| Deibler, | Huber, | North, | Wettach, |
| Dengler, | Irvin, | Orr, | Wheeler, |
| Derby, | Jones, | Parkinson, | Whitehouse, |
| Diehm, | Kelly, | Patterson, F.W., | Williams, |
| Dietz, | Lafferty, | Patterson, M., | Wilson, |
| Dilsheimer, | Lauver, | Peelor, | Witherspoon, |
| Donnell, | Leidich, | Phillips, | Witkin, |
| Drumbor, | Little, H. A., | Pitts, | Wood, N., |
| Duddy, | Little, J. T., | Posey, | Wright, |
| Eaches, | Lockhardt, | Powell, | Bluett, |
| Earley, | Long, | Prosser, | Speaker. |
| Ede, | Lotz, | Pryor, | |
| Edmonds, | Lucas, | Raymond, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 715, entitled:

An Act to amend section two of the act approved the eighth day of May one thousand nine hundred and one (Pamphlet Laws one hundred forty-two) entitled "An act relative to verdicts and judgments in actions of ejectment and to regulate procedure in such actions" as amended by requiring defendants to file an answer within fifteen days after the declaration is served upon him and authorizing the prothonotary to enter judgment for failure thereof

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas were taken and were as follows, viz:

YEAS—183.

| | | | |
|---|---|---|---|
| Alexander, | Evans, B. P., | Ludlow, | Reader, |
| Allman, | Evans, F. D., | Lukehart, | Rhodes, |
| Anderson, | Flinchbaugh, | Lynch, | Rieder, |
| Armstrong, | Flynn, | MacMillan, | Royle, |
| Aston, | Fockler, | Malie, | Sarig, |
| Baldi, | Fratt, | Mangan, | Schoener, |
| Bartley, | Frye, | Marcus, | Schwartz, |
| Behney, | Gelnett, | Marshall, | Scott, |
| Bell, F. A., | Gilchrist, | Martz, | Shaffer, |
| Bell, W. T., | Goehring, | Mathay, | Sheffer, |
| Bentley, | Goodnough, | McBride, | Smith, G. A., |
| Berkheiser, | Greeby, | McCaig, | Smith, H. J., |
| Bickett, | Greenstein, | McCann, | Sowers, |
| Bidelspacher, | Griffith, | McClure, J. F., | Speer, |
| Blair, | Grimes, | McClure, J. H., | Spencer, |
| Blumberg, | Guerin, | McCormick, | Stadtlander, |
| Bray, | Haas, | McDaniel, | Stark, |
| Brewster, | Hall, | McDermott, | Staudenmeier, |
| Bromley, | Hantz, | McGowan, | Stavitski, |
| Brown, E., | Harding, | McKim, | Sterling, |
| Brown, E. P., | Harer, | McLaughlin, | Stock, |
| Brown, T. J., | Hart, | Metzger, | Storb, |
| Burchinal, | Haws, | Metzinger, | Storer, |
| Bush, | Heffernan, | Millar, | Strayer, |
| Calhoun, | Heffran, | Miller, H. A., | Thomas, L. D., |
| Colville, | Henderson, | Moffatt, | Thomas, M. G., |
| Conner, | Himes, | Moore, | Toepfer, |
| Craig, | Holcombe, | Morrison, | Towner, |

| | | | |
|---|---|---|---|
| Critchfield, | Holtzman, | Muldowney, | Turner, |
| Cross, | Hoover, | Myers, | Voltz, |
| Davies, | Horn, | Neely, | Washington, |
| Davis, | Howe, | Nicholson, | Watson, |
| DeFrehn, | Hricko, | Nolte, | Weamer, |
| Deibler, | Huber, | North, | Welty, |
| Derby, | Irvin, | Orr, | Wettach, |
| Diehm, | Jones, | Parkinson, | Wheeler, |
| Dietz, | Kelly, | Patterson, B. H., | Williams, |
| Dilsheimer, | Labar, | Patterson, F.W., | Wilson, |
| Donnell, | Lafferty, | Patterson, M., | Witherspoon, |
| Drumbor, | Lauver, | Peelor, | Witkin, |
| Duddy, | Leidich, | Perry, | Wood, N., |
| Eaches, | Little, H. A., | Phillips, | Wood, W. P., |
| Earley, | Lockhart, | Pitts, | Bluett, |
| Ede, | Long, | Powell, | Speaker. |
| Edmonds, | Lotz, | Prosser, | |
| Emhardt, | Lucas, | Raymond, | |

NAYS—1.

Whitehouse,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 783, entitled:

A supplement to an act approved the third day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred thirty-one) entitled "An act creating regulating and defining the powers of a County Planning Commission and authorizing the creation of a county plan in counties of the second class requiring the county commissioners to furnish to the commission before passage resolutions relating to county improvements to roads lands buildings or means of communications authorizing the commission to report suggestions to the county commissioners concerning improvements and to appear in court with reference thereto authorizing and making of a county map and plan including territory extending three miles beyond the county limits showing proposed improvements in roads lands buildings and means of communication" requiring certain plans of streets and highways and plans plots and replots of land to be submitted to and approved by the County Planning Commission before recording determining the effect of the approval and disapproval thereof and creating a presumption of law

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken as follows, viz:

YEAS—180

| | | | |
|---|---|---|---|
| Alexander, | Ede, | Leidich, | Powell, |
| Allman, | Edmonds, | Little, H. A., | Prosser, |
| Anderson, | Emhardt, | Little, J. T., | Raymond, |
| Armstrong, | Evans, B. P., | Lockhart, | Reader, |
| Aston, | Flinchbaugh, | Long, | Rhodes, |
| Barshaw, | Flynn, | Lotz, | Royle, |
| Baldi, | Fockler, | Ludlow, | Sarig, |
| Behney, | Fratt, | Lukehart, | Sautter, |
| Bell, F. A., | Frye, | Lynch, | Schwartz, |
| Bell, W. T., | Fuller, | MacMillan, | Scott, |
| Bentley, | Gelnett, | Mangan, | Shaffer, |
| Berkheiser, | Gilchrist, | Marshall, | Shambach, |
| Bickett, | Goehring, | Mathay, | Sheffer, |
| Bidelspacher, | Goodnough, | McBride, | Smith, G. A., |
| Blair, | Goss, | McCaig, | Smith, H. J., |
| Blumberg, | Greeby, | McClure, J. F., | Soffel, |
| Bray, | Griffith, | McClure, J. H., | Sowers, |
| Brewster, | Grimes, | McCormick, | Speer, |
| Bromley, | Guerin, | McDermott, | Stadtlander, |
| Brown, E., | Haas, | McGowan, | Stark, |
| Brown, E. P., | Haines, | McKim, | Staudenmeier, |
| Brown, T. J., | Hall, | McLaughlin, | Stavitski, |
| Burchinal, | Hantz, | Metzger, | Sterling, |
| Burke, | Harding, | Metzinger, | Stock, |
| Bush, | Harer, | Miller, H. A., | Storb, |
| Calhoun, | Hart, | Moffatt, | Storer, |
| Canon, | Haws, | Moore, | Strayer, |
| Colville, | Heffernan, | Morrison, | Talbot, |
| Conner, | Heffran, | Muldowney, | Thomas, L. D., |
| Craig, | Henderson, | Munley, | Thomas, M. G., |
| Critchfield, | Hess, | Myers, | Toepfer, |
| Cross, | Holcombe, | Neely, | Turner, |
| Davies, | Holmes, | Nicholson, | Voltz, |
| Davis, | Holtzman, | Nolte, | Watson, |
| DeFrehn, | Hoover, | North, | Weamer, |
| Deibler, | Horn, | Orr, | Wells, |
| Dengler, | Howe, | Parkinson, | Welty, |
| Derby, | Hricko, | Patterson, B. H., | Wheeler, |
| Diehm, | Huber, | Patterson, F.W., | Williams, |
| Dietz, | Irvin, | Patterson, M., | Witherspoon, |
| Dilsheimer, | Jones, | Peelor, | Witkin, |
| Donnell, | Kelly, | Perry, | Wood, N., |
| Duddy, | Labar, | Phillips, | Wright, |
| Eaches, | Lafferty, | Pitts, | Bluett, |
| Earley, | Lauver, | Posey, | Speaker. |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

## REPORT FROM COMMITTEE.

Mr. McCAIG asked and received unanimous consent to have bills reported from the Appropriations Committee at this time.

## REPORTS FROM COMMITTEES.

Mr. MILLAR, from the Committee on Appropriations, reported as committed, House Bill No. 651, entitled:

An Act authorizing the Valley Forge Park Commission to make use of the moneys now in its possession known as the "Wood Fund."

Mr. McCAIG, from the Committee on Appropriations, reported as committed, House Bill No. 13, entitled:

An Act making an appropriation to the Glen Mills Schools in the Eastern District of the Commonwealth of Pennsylvania.

Mr. McCAIG, from the Committee on Appropriations, reported as committed, House Bill No. 18, entitled:

An Act making an appropriation to the Pennsylvania Training School for Feeble Minded Children located at Elwyn in the County of Delaware and the Commonwealth of Pennsylvania.

Mr. BALDI, from the Committee on Appropriations, reported as amended, House Bill No. 19, entitled:

An Act making an appropriation to the Coleman Industrial Home for Colored Boys of 1721 Bedford Avenue, Pittsburgh, Pennsylvania.

Mr. BALDI, from the Committee on Appropriations, reported as amended, House Bill No. 22, entitled:

An Act making an appropriation to the Roselia Foundling Asylum and Maternity Hospital of the City of Pittsburgh.

Mr. CONNER, from the Committee on Appropriations, reported as amended, House Bill No. 23, entitled:

An Act making an appropriation to the Beaver Valley General Hospital, at New Brighton, Pennsylvania.

Mr. CONNER, from the Committee on Appropriations, reported as amended, House Bill No. 24, entitled:

An Act making an appropriation to the Rochester General Hospital, of Rochester, Beaver County, Pennsylvania.

Mr. BALDI, from the Committee on Appopriations, reported as amended House Bill No. 25, entitled:

An Act making an appropriation to the Beaver County Children's Home of New Brighton, Pennsylvania.

Mr. MYERS, from the Committee on Appropriations, reported as amended House Bill No. 26, entitled:

An Act making a deficiency appropriation to the Pennsylvania Institution for the Deaf, Mt. Airy, Philadelphia, to cover deficiency in maintenance and education of State pupils.

Mr. CONNER, from the Committee on Appropriations, reported as amended House Bill No. 28, entitled:

An Act making an appropriation to the Taylor Hospital Association, of the borough of Taylor, Lackawanna County, Pennsylvania.

Mr. CONNER, from the Committee on Appropriations, reported as amended House Bill No. 30, entitled:

An Act making an appropriation to the Maternity Hospital, in the City of Philadelphia, Pennsylvania.

Mr. HESS, from the Committee on Appropriations, reported as amended House Bill No. 44, entitled:

An Act making an appropriation to the Home for Friendless Children, of Lancaster, Pennsylvania.

Mr. EDMONDS, from the Committee on Appropriations, reported as amended House Bill No. 46, entitled:

An Act making an appropriation to the Lancaster General Hospital, Lancaster, Pennsylvania.

Mr. HESS, from the Committee on Appropriations, reported as amended House Bill No. 48, entitled:

An Act making an appropriation to the Columbia Hospital, at Columbia, Lancaster County, Pennsylvania.

Mr. CONNER, from the Committee on Appropriations, reported as amended, House Bill No. 63, entitled:

An Act making an appropriation to the Charleroi-Monessen Hospital, at Charleroi, Pennsylvania.

Mr. BALDI, from the Committee on Appropriations, reported as amended, House Bill No. 67, entitled:

An Act making an appropriation to the Christian Home, of Johnstown, Pennsylvania.

Mr. STARK, from the Committee on Appropriations, reported as amended, House Bill No. 70, entitled:

An Act making an appropriation to the Hahnemann Hospital, City of Scranton, Pennsylvania.

Mr. STARK, from the Committee on Appropriations, reported as amended, House Bill No. 71, entitled:

An Act making an appropriation to the Chambersburg Hospital, at Chambersburg, Pennsylvania.

Mr. SOFFEL, from the Committee on Appropriations, reported as amended, House Bill No. 72, entitled:

An Act making an appropriation to the Children's Aid Society, of Franklin County, Pennsylvania.

Mr. STARK, from the Committee on Appropriations, reported as amended, House Bill No. 73, entitled:

An Act making an appropriation to the Waynesboro Hospital, Waynesboro, Pennsylvania.

Mr. STARK, from the Committee on Appropriations, reported as amended, House Bill No. 79, entitled:

An Act making an appropriation to the Memorial Hospital, at Roxborough, Philadelphia, Pennsylvania.

Mr. STARK, from the Committee on Appropriations, reported as amended, House Bill No. 81, entitled:

An Act making an appropriation to the Lying-in Charity Hospital, Philadelphia.

Mr. LAFFERTY, from the Committee on Appropriations, reported as amended House Bill No. 83, entitled:

An Act making an appropriation to the Bradford Hospital, Bradford, Pennsylvania.

Mr. HEFFERNAN, from the Committee on Appropriations, reported as amended House Bill No. 84, entitled:

An Act making an appropriation to the Nursery Home of Harrisburg, Pennsylvania.

Mr. SOFFEL, from the Committee on Appropriations, reported as amended House Bill No. 86, entitled:

An Act making an appropriation to the Beacon Light Mission, near the city of Bradford, Pennsylvania.

Mr. EDMONDS, from the Committee on Appropriations, reported as amended House Bill No. 87, entitled:

An Act making an appropriation to the Hamot Hospital Association, of Erie, Pennsylvania.

Mr. LAFFERTY, from the Committee on Appropriations, reported as amended House Bill No. 89, entitled:

An Act making an appropriation to the Saint Vincent's Hospital Association, of the City of Erie, Pennsylvania.

Mr. SOFFEL, from the Committee on Appropriations, reported as amended House Bill No. 90, entitled:

An Act making an appropriation to the Erie Home for the Friendless, of the City of Erie, Pennsylvania.

Mr. LAFFERTY, from the Committee on Appropriations, reported as amended, House Bill No. 91, entitled:

An Act making an appropriation to the Pittston Hospital Association, of the City of Pittston, Pennsylvania.

Mr. HESS, from the Committee on Appropriations, reported as amended, House Bill No. 93, entitled:

An Act making an appropriation to the Erie Infant's Home and Hospital, of Erie, Pennsylvania.

Mr. HEFFERNAN, from the Committee on Appropriations, reported as amended, House Bill No. 94, entitled:

An Act making an appropriation to the Children's Industrial Home at Harrisburg.

Mr. HEFFERNAN, from the Committee on Appropriations, reported as amended, House Bill No. 95, entitled:

An Act making an appropriation to the Home for the Friendless of Harrisburg, Pennsylvania.

Mr. SOFFEL, from the Committee on Appropriations, reported as amended, House Bill No. 101, entitled:

An Act making an appropriation to the York Society to Protect Children and Aged Persons, of York, Pennsylvania.

Mr. SOFFEL, from the Committee on Appropriations, reported as amended, House Bill No. 102, entitled:

An Act making an appropriation to the Elmwood Home for Boys, at Erie, Pennsylvania.

Mr. LAFFERTY, from the Committee on Appropriations, reported as amended, House Bill No. 103, entitled:

An Act making an appropriation to the York Hospital, West College Avenue, York, Pennsylvania.

Mr. PERRY, from the Committee on Appropriations, reported as amended, House Bill No. 108, entitled:

An Act making an appropriation to the Memorial Hospital Association of Monongahela City, Washington County, Pennsylvania.

Mr. McKIM, from the Committee on Appropriations, reported as amended, House Bill No. 109, entitled:

An Act making an appropriation to the Northern Tier Home, Harrison Valley, Potter County, Pennsylvania.

Mr. LAFFERTY, from the Committee on Appropriations, reported as amended, House Bill No. 110, entitled:

An Act making an appropriation to the Adrian Hospital Association of Punxsutawney, Jefferson County, Pennsylvania.

Mr. McKIM, from the Committee on Appropriations, reported as amended, House Bill No. 116, entitled:

An Act making an appropriation to the Philadelphia Home for incurables.

Mr. EDMONDS, from the Committee on Appropriations, reported as amended, House Bill No. 118, entitled:

An Act making an appropriation to the Reading Hospital, of Reading, Pennsylvania.

Mr. MILLAR, from the Committee on Appropriations, reported as amended, House Bill No. 119, entitled:

An Act making an appropriation to the Board of Trustees of The Philadelphia Museums.

Mr. PERRY, from the Committee on Appropriations, reported as amended, House Bill No. 125, entitled:

An Act making an appropriation to the Ellwood City Hospital, Ellwood City, Pennsylvania.

Mr. HEFFERNAN, from the Committee on Appropriations, reported a s amended, House Bill No. 127, entitled:

An Act making an appropriation to the Harrisburg Polyclinic Hospital of Harrisburg, Pennsylvania.

Mr. PERRY, from the Committee on Appropriations, reported as amended, House Bill No. 128, entitled:

An Act making an appropriation to the Shenango Valley Hospital, at New Castle, Pennsylvania.

Mr. PERRY, from the Committee on Appropriations, reported as amended, House Bill No. 129, entitled:

An Act making an appropriation to the Uniontown Hospital Uniontown, Pennsylvania.

Mr. PERRY, from the Committee on Appropriations, reported as amended, House Bill No. 130, entitled:

An Act making an appropriation to the Trustees of the Samaritan Hospital, Philadelphia, Pennsylvania.

Mr. HALL, from the Committee on Appropriations, reported as amended, House Bill No. 132, entitled:

An Act making an appropriation to the Miners' Hospital, of Northern Cambria, at Spangler, Cambria County, Pennsylvania.

Mr. HALL, from the Committee on Appropriations, reported as amended, House Bill No. 134, entitled:

An Act making an appropriation to the Howard Hospital, of Philadelphia, Pennsylvania.

Mr. HALL, from the Committee on Appropriations, reported as amended House Bill No. 375, entitled:

An Act making an appropriation to the Women's Homeopathic Hospital, of Philadelphia.

Mr. HALL, from the Committee on Appropriations, reported as amended, House Bill No. 136, entitled:

An Act making an appropriations to the Ohio Valley General Hospital, at McKees Rocks, Pennsylvania.

Mr. HALL, from the Committee on Appropriations, reported as amended, House Bill No. 139, entitled:

An Act making an appropriation to the Robert Packer Hospital, of Sayre, Pennsylvania.

Mr. McKIM, from the Committee on Appropriations, reported as amended, House Bill No. 141, entitled:

An Act making an appropriation to the Florence Crittenton Home, of Harrisburg, Pennsylvania.

Mr. McCAIG, from the Committee on Appropriations, reported as amended, House Bill No. 142, entitled:

An Act making an appropriation to the Messiah Rescue and Benevolent Home of Harrisburg, Pennsylvania.

Mr. WELLS, from the Committee on Appropriations, reported as amended, House Bill No. 145, entitled:

An Act making an appropriation to the Citizens General Hospital, of New Kensington, Pennsylvania.

Mr. WELLS, from the Committee on Appropriations, reported as amended, House Bill No. 148, entitled:

An Act making an appropriation to the Harrisburg Hospital of Harrisburg, Pennsylvania.

Mr. WELLS, from the Committee on Appropriations, reported as amended, House Bill No. 151, entitled:

An Act making an appropriation to the Altoona Hospital, Altoona, Pennsylvania.

Mr. McKIM, from the Committee on Appropriations, reported as amended, House Bill No. 153, entitled:

An Act making an appropriation to the Almira Home Association, New Castle, Pennsylvania.

Mr. WELLS, from the Committee on Appropriations, reported as amended, House Bill No. 164, entitled:

An Act making an appropriation to the Mercy Hospital, of Altoona, Pennsylvania.

Mr. WELLS, from the Committee on Appropriations, reported as amended, House Bill No. 169, entitled:

An Act making an appropriation to the Centre County Hospital, located at Bellefonte, Centre County, Pennsylvania.

Mr. HAWS, from the Committee on Appropriations, reported as amended House Bill No. 175, entitled:

An Act making an appropriation to the Mercy Hospital, of Philadelphia, Pennsylvania.

Mr. McKIM, from the Committee on Appropriations, reported as amended House Bill No. 177, entitled:

An Act making an appropriation to the Home for Aged and Infirm Women, of Easton, Pennsylvania.

Mr. WETTACH, from the Committee on Appropriations, reported as amended House Bill No. 178, entitled:

An Act making an appropriation to the Easton Home for Friendless Children, at Easton, Pennsylvania.

Mr. HAWS, from the Committee on Appropriations, reported as amended House Bill No. 179, entitled:

An Act making an appropriation to the Easton Hospital, at Easton, Pennsylvania.

Mr. HAWS, from the Committee on Appropriations, reported as amended House Bill No. 186, entitled:

An Act making an appropriation to the General Hospital, East Stroudsburg, Monroe County, Pennsylvania.

Mr. HAWS, from the Committee on Appropriations, reported as amended House Bill No. 189, entitled:

An Act making an appropriation to the Indiana Hospital, of Indiana County, Pennsylvania.

Mr. HAWS, from the Committee on Appropriations, reported as amended House Bill No. 191, entitled:

An Act making an appropriation to the Nason Hospital Association, of Roaring Spring, Blair County, Pennsylvania.

Mr. WILLIAMS, from the Committee on Appropriations, reported as amended House Bill No. 197, entitled:

An Act making an appropriation to the Franklin Hospital, Franklin, Pennsylvania.

Mr. WILLIAMS, from the Committee on Appropriations, reported as amended House Bill No. 198, entitled:

An Act making an appropriation to the Northwestern General Hospital, of Philadelphia, Pennsylvania.

Mr. WILLIAMS, from the Committee on Appropriations, reported as amended House Bill No. 199, entitled:

An Act making an appropriation to the Mount Sinai Hospital, of Philadelphia, Pennsylvania.

Mr. WILLIAMS, from the Committee on Appropriations, reported as amended House Bill No. 201, entitled:

An Act making an appropriation to the Frankford Hospital, located at Frankford, Philadelphia.

Mr. WILLIAMS, from the Committee on Appropriations, reported as amended House Bill No. 202, entitled:

An Act making an appropriation to the Kane Summit Hospital Association, of Kane, McKean County, Pennsylvania.

Mr. FLYNN, from the Committee on Appropriations, reported as amended House Bill No. 203, entitled:

An Act making an appropriation to the Corry Hospital Association, of Corry, Pennsylvania.

Mr. FLYNN, from the Committee on Appropriations, reported as amended House Bill No. 205, entitled:

An Act making an appropriation to the Carbondale Emergency Hospital, Carbondale, Pennsylvania.

Mr. EACHES, from the Committee on Appropriations, reported as amended House Bill No. 206, entitled:

An Act making an appropriation to the Old Ladies' Home located at Wissinoming, Philadelphia.

Mr. FLYNN, from the Committee on Appropriations, reported as amended House Bill No. 207, entitled:

An Act making an appropriation to the Waynesburg Hospital, of Waynesburg, Pennsylvania.

Mr. FLYNN, from the Committee on Appropriations, reported as amended House Bill No. 209, entitled:

An Act making an appropriation to the Chester Hospital, Chester, Pennsylvania.

Mr. FLYNN, from the Committee on Appropriations, reported as amended House Bill No. 213, entitled:

An Act making an appropriation to the Coudersport General Hospital, at Coudersport, Pennsylvania.

Mr. POSEY, from the Committee on Appropriations, reported as amended House Bill No. 214, entitled:

An Act making an appropriation to the Western Pennsylvania Hospital.

Mr. POSEY, from the Committee on Appropriations, reported as amended House Bill No. 215, entitled:

An Act making an appropriation to the Pittsburgh Homeopathic Hospital, Pittsburgh, Pennsylvania.

Mr. WETTACH, from the Committee on Appropriations, reported as amended House Bill No. 222, entitled:

An Act making an appropriation to the Florence Crittenton Circle of Wilkes-Barre, Pennsylvania.

Mr. POSEY, from the Committee on Appropriations, reported as amended House Bill No. 224, entitled:

An Act making an appropriation to the J. C. Blair Memorial Hospital of Huntingdon, Pennsylvania.

Mr. POSEY, from the Committee on Appropriations, reported as amended House Bill No. 226, entitled:

An Act making an appropriation to the Maple Avenue Hospital Association of DuBois, at DuBois, Pennsylvania, and providing for a deficiency for the fiscal year ending June first, one thousand nine hundred and twenty-five.

Mr. POSEY, from the Committee on Appropriations, reported as amended House Bill No. 232, entitled:

An Act making an appropriation to the Pottstown Homeopathic Hospital, Pottstown, Pennsylvania.

Mr. HAINES, from the Committee on Appropriations, reported as amended House Bill No. 233, entitled:

An Act making an appropriation to the Pottstown Hospital, Pottstown, Pennsylvania.

Mr. HAINES, from the Committee on Appropriations, reported as amended House Bill No. 234, entitled:

An Act making an appropriation to the West Side Hospital Association of Scranton, Lackawanna County, Pennsylvania.

Mr. WETTACH, from the Committee on Appropriations, reported as amended House Bill No. 236, entitled:

An Act making an appropriation to the Home for the Aged, located at One Thousand Eight Hundred Nine Mount Vernon Street, Philadelphia, Pennsylvania.

Mr. HAINES, from the Committee on Appropriations, reported as amended House Bill No. 237, entitled:

An Act making an appropriation to the Diagnostic Hospital, Philadelphia, Pennsylvania.

Mr. WETTACH, from the Committee on Appropriations, reported as amended House Bill No. 238, entitled:

An Act making an appropriation to the Boys' Industrial Home of Western Pennsylvania, located at Oakdale, Allegheny County, Pennsylvania.

Mr. HAINES, from the Committee on Appropriations, reported as amended House Bill No. 238, entitled:

An Act making an appropriation to the Christian H. Buhl Hospital, of Sharon, Pennsylvania.

Mr. HAINES, from the Committee on Appropriations, reported as amended House Bill No. 240, entitled:

An Act making an appropriation to the Grove City Hospital, in the Borough of Grove City, Pennsylvania.

Mr. WILLISTON P. WOOD, from the Committee on Appropriations, reported as amended House Bill No. 241, entitled:

An Act making an appropriation to the Woman's Southern Homeopathic Hospital, of Philadelphia.

Mr. WETTACH, from the Committee on Appropriations, reported as amended House Bill No. 244, entitled:

An Act making an appropriation to the Philadelphia Home for the Infants, located at four thousand six hundred and eighteen, Westminister Avenue, Philadelphia, Pennsylvania.

Mr. EACHES, from the Committee on Appropriations, reported as amended House Bill No. 245, entitled:

An Act making an appropriation to the Union Home for Old Ladies, of West Philadelphia. Pennsylvania.

Mr. WILLISTON P. WOOD, from the Committee on Appropriations, reported as amended House Bill No. 246, entitled:

An Act making an appropriation to the Allegheny Valley Hospital, at Tarentum, Pennsylvania.

Mr. WILLISTON P. WOOD, from the Committee on Appropriations, reported as amended House Bill No. 247, entitled:

An Act making an appropriation to the Williams Valley Hospital, of Williamstown, Pennsylvania.

Mr. WHITEHOUSE, from the Committee on Appropriations, reported as amended House Bill No. 248, entitled:

An Act making an appropriation to the Home for Widows and Single Women, of Lebanon and Lebanon County, Pennsylvania.

Mr. WILLISTON P. WOOD, from the Committee on Appropriations, reported as amended House Bill No. 249, entitled:

An Act making an appropriation to the Good Samaritan Hospital, of Lebanon, Pennsylvania.

Mr. WILLISTON P. WOOD, from the Committee on Appropriations, reported as amended House Bill No. 252, entitled:

An Act making an appropriation to the Phoenixville Hospital, Phoenixville, Chester County, Pennsylvania.

Mr. WM. T. BELL, from the Committee on Appropriations, reported as amended House Bill No. 253, entitled:

An Act making an appropriation to the Oil City Hospital, Oil City, Pennsylvania.

Mr. WM. T. BELL, from the Committeeon Appropriations, reported as amended House Bill No. 260, entitled:

An Act making an appropriation to the Montgomery Hospital, at Norristown, Montgomery County, Pennsylvania.

Mr. EACHES, from the Committee on Appropriations, reported as amended House Bill No. 261, entitled:

An Act making an appropriation to the Philadelphia association for the Protection of Colored Women, Philadelphia, Pennsylvania.

Mr. EACHES, from the Committee on Appropriations, reported as amended House Bill No. 270, entitled:

An Act making an appropriation to the Pennsylvania Home Teaching Society and Free Circulating Library for the Blind, at Philadelphia.

Mr. WHITEHOUSE, from the Committee on Appropriations, reported as amended House Bill No. 272, entitled:

An Act making an appropriation to the Benevolent Association's Home for Children, Pottsville, Pennsylvania.

Mr. WM. T. BELL, from the Committee on Appropriations, reported as amended House Bill No. 278, entitled:

An Act making an appropriation to the Trustees of the Millikin Hospital, Pottsville, Pennsylvania.

Mr. WM. T. BELL, from the Committee on Appropriations, repported as amended House Bill No. 285, entitled:

An Act making an appropriation to the Conemaugh Valley Memorial Hospital, at Johnstown, Pennsylvania.

Mr. WM. T. BELL, from the Committee on Appropriations, reported as amended HouseBill No. 288, entitled:

An Act making an appropriation to the Annie M. Warner Hospital, Gettysburg, Adams County, Pennsylvania.

Mr. CHRISTIAN MILLER, from the Committee on Appropriations, reported as amended House Bill No. 290, entitled:

An Act making an appropriation to the Saint John's General Hospital, of Pittsburgh, Pennsylvania.

Mr. CHRISTIAN MILLER, from the Committee on Appropriations, reported as amended House Bill No. 291, entitled:

An Act making an appropriation to the Pottsville Hospital, Pottsville, Pennsylvania.

Mr. CHRISTIAN MILLER, from the Committee on Appropriations, reported as amended House Bill No. 295, entitled:

An Act making an appropriation to the Woman's Hospital of Philadelphia, two thousand one hundred and thirty-seven North College Avenue.

Mr. CHRISTIAN MILLER, from the Committee on Appropriations, reported as amended House Bill No. 296, entitled:

An Act making an appropriation to the Homeopathic Medical and Surgical Hospital of Reading, Pennsylvania.

Mr. WHITEHOUSE, from the Committee on Appropriations, reported as amended House Bill No. 298, entitled:

An Act making an appropriation to the Home for Colored Children, Termon Avenue, Twenty-seventh Ward, Pittsburgh, Pennsylvania, or its successor.

Mr. CHRISTIAN MILLER, from the Committee on Appropriations, reported as amended House Bill No. 300, entitled:

An Act making an appropriation to the Northeastern Hospital of Philadelphia, Philadelphia, Pennsylvania.

Mr. WHITEHOUSE, from the Committee on Appropriations, reported as amended House Bill No. 301, entitled:

An Act making an appropriation to the Curtis Home of Western Avenue, North Side, Pittsburgh, or its successor.

Mr. CHRISTIAN MILLER, from the Committee on Appropriations, reported as amended House Bill No. 302, entitled:

An Act making an appropriation to the Polyclinic Hospital of the University of Pennsylvania.

Mr. DRINKHOUSE, from the Committee on Appropriations, reported as amended House Bill No. 307, entitled:

An Act making an appropriation to the Medico-Chirurgical Hospital of the University of Pennsylvania.

Mr. DRINKHOUSE, from the Committee on Appropriations, reported as amended House Bill No. 310, entitled:

An Act making an appropriation to the Brownsville General Hospital, Brownsville, Pennsylvania.

Mr. DRINKHOUSE, from the Committee on Appropriations, reported as committed House Bill No. 315, entitled:

An Act making an appropriation to the Titusville, Hospital, at Titusville, Pennsylvania.

Mr. SCHILLING, from the Committee on Appropriations, reported as amended House Bill No. 316, entitled:

An Act making an appropriation to the Meadville Children's Aid Society and Home for the Aged, Meadville, Crawford County, Pennsylvania.

Mr. DRINKHOUSE, from the Committee on Appropriations, reported as amended House Bill No. 317, entitled:

An Act making an appropriation to the Meadville City Hospital Meadville, Pennsylvania.

Mr. DRINKHOUSE, from the Committee on Appropriations, reported as amended House Bill No. 318, entitled:

An Act making an appropriation to the Spencer Hospital, Meadville, Pennsylvania.

Mr. DRUMBOR, from the Committee on Appropriations, reported as amended House Bill No. 322, entitled:

An Act making an appropriation to The Pennsylvania Museum and School of Industrial Art, Philadelphia, Pennsylvania.

Mr. ALEXANDER, from the Committee on Appropriations, reported as amended House Bill No. 328, entitled:

An Act making an appropriation to the Coatesville Hospital, Coatesville, Pennsylvania.

Mr. ALEXANDER, from the Committee on Appropriations, reported as amended House Bill No. 343, entitled:

An Act making an appropriation to the Wayne County Memorial Hospital, at Honesdale, Pennsylvania.

Mr. ALEXANDER, from the Committee on Appropriations, reported as amended House Bill No. 346, entitled:

An Act making an appropriation to the Latrobe Hospital, Latrobe, Pennsylvania.

Mr. ALEXANDER, from the Committee on Appropriations, reported as amended House Bill No. 347, entitled:

An Act making an appropriation to the Westmoreland Hospital Association, of Greensburg, Pennsylvania.

Mr. ALEXANDER, from the Committee on Appropriations, reported as amended House Bill No. 350, entitled:

An Act making an appropriation to the Chester County Hospital, West Chester, Pennsylvania.

Mr. NOLTE, from the Committee on Appropriations, reported as amended, House Bill No. 351, entitled:

An Act making an appropriation to the Homeopathic Hospital, West Chester, Chester County, Pennsylvania.

Mr. NOLTE, from the Committee on Appropriations, reported as amended, House Bill No. 352, entitled:

An Act making an appropriation to the Pennsylvania Epileptic Hospital and Colony Farm, Chester County, Pennsylvania.

Mr. NOLTE, from the Committee on Appropriations, reported as amended, House Bill No. 354, entitled:

An Act making an appropriation to the Canonsburg General Hospital Association, at Canonsburg, Pennsylvania.

Mr. BLUMBERG, from the Committee on Appropriations, reported as committed, House Bill No. 357, entitled:

An Act making a deficiency appropriation to the Western Pennsylvania School for the Deaf.

Mr. SCHILLING, from the Committee on Appropriations, reported as amended, House Bill No. 359, entitled:

An Act making an appropriation to the Children's Home Society of Pennsylvania.

Mr. NOLTE, from the Committee on Appropriations, reported as amended, House Bill No. 371, entitled:

An Act making an appropriation to the Lock Haven Hospital, Lock Haven, Pennsylvania.

Mr. NOLTE, from the Committee on Appropriations, reported as amended, House Bill No. 375, entitled:

An Act making an appropriation to the Renovo Hospital, Renovo, Pennsylvania.

Mr. MYERS, from the Committee on Appropriations, reported as committed, House Bill No. 376, entitled:

An Act making an appropriation to the Board of Commissioners of Navigation for the River Delaware and its navigable tributaries.

Mr. DRUMBOR, from the Committee on Appropriations, reported as committed, House Bill No. 377, entitled:

An Act making an appropriation to the Board of Commissioners of Navigation for the River Delaware.

Mr. SCHILLING, from the Committee on Appropriations, reported as amended, House Bill No. 381, entitled:

An Act making an appropriation to the Pittsburgh Home for Babies, Pittsburgh, Pennsylvania.

Mr. DILSHEIMER, from the Committee on Appropriations, reported as amended, House Bill No. 385, entitled:

An Act making an appropriation to the Greenville Hospital, Greenville, Pennsylvania.

Mr. McCAIG, from the Committee on Appropriations, reported as amended, House Bill No. 387, entitled:

An Act making an appropriation to carry into effect the provisions of an act approved the tenth day of July, one thousand nine hundred and nineteen (Pamphlet Laws eight hundred ninety-three) entitled "An act providing for assistance to certain mothers; providing for the appointment of boards of trustees for the several counties of the Commonwealth, and for the appointment of a State Supervisor and assistants, and fixing the salaries of such State Supervisor and assistants; defining the powers and duties of boards of trustees, including the power of appointing assistants and investigators, and the distribution of funds at their disposal; providing for the apportionment of the State appropriation among the several counties, and requiring counties coming under the provisions of the act to appropriate certain moneys; and providing penalties" as amended.

Mr. McCAIG, from the Committee on Appropriations, reported as amended, House Bill No. 389, entitled:

An Act making an appropriation to pay for the care, treatment, removal, and maintenance of the indigent insane for two years ending the thirty-first day of May, one thousand nine hundred and twenty-seven.

Mr. DILSHEIMER, from the Committee on Appropriations, reported as amended, House Bill No. 395, entitled:

An Act making an appropriation to the Sewickley Valley Hospital Association, Incorporated, of Allegheny County, Pennsylvania.

Mr. DILSHEIMER, from the Committee on Appropriations, reported as amended, House Bill No. 396, entitled:

An Act making an appropriation to the Suburban General Hospital, of Bellevue, Allegheny County, Pennsylvania.

Mr. DILSHEIMER, from the Committee on Appropriations, reported as amended, House Bill No. 397, entitled:

An Act making an appropriation to the Rush Hospital, for Consumption and Allied Diseases of Philadelphia.

Mr. DILSHEIMER, from the Committee on Appropriations, reported as amended, House Bill No. 399, entitled:

An Act making an appropriation to the Good Samaritan Hospital, at Westfield, Tioga County, Pennsylvania.

Mr. SCHILLING, from the Committee on Appropriations, reported as amended, House Bill No. 400, entitled:

An Act making an appropriation to the Bethel Orphange, located at Osceola, Tioga County, Pennsylvania.

Mr. BLUMBERG, from the Committee on Appropriations, reported as amended, House Bill No. 407, entitled:

An Act making an appropriation to the Berean Manual Training and Industrial School.

Mr. BALDI, from the Committee on Appropriations, reported as amended, House Bill No. 408, entiteld:

An Act making an appropriation to the Women's Medical College of Philadelphia, Pennsylvania, for hospital maintenance.

Mr. GUERIN, from the Committee on Appropriations, reported as amended, House Bill No. 422, entitled:

An Act making an appropriation to the Butler County Memorial Hospital, Butler, Butler County, Pennsylvania.

Mr. HUBER, from the Committee on Appropriations, reported as amended, House Bill No. 433, entitled:

An Act making an appropriation to the Colored Women's Relief Association of Western Pennsylvania.

Mr. HUBER, from the Committee on Appropriations, reported a samended, House Bill No. 441, entitled:

An Act making an appropriation to the Pennsylvania Working Home for Blind Men, Philadelphia, Pennsylvania.

Mr. HUBER, from the Committee on Appropriations, reported as amended, House Bill No. 458, entitled:

An Act making an appropriation to the Grand View Institution for the Care and Treatment of Poor Consumptives, Oil City, Pennsylvania.

Mr. HUBER, from the Committee on Appropriations, reported as amended, House Bill No. 461, entitled:

An Act making an appropriation to the Pittsburgh Newsboys' Home, of Pittsburgh, Pennsylvania.

Mr. GUERIN, from the Committee on Appropriations, reported as amended, House Bill No. 466, entitled:

An Act making an appropriation to the Memorial Hospital, at Mount Pleasant, Pennsylvania.

Mr. GUERIN, from the Committee on Appropriations, reported as amended, House Bill No. 474, entitled:

An Act making an appropriation to the Mid-Valley Hospital Association, at Blakely, Pennsylvania.

Mr. GUERIN, from the Committee on Appropriations, reported as amended, House Bill No. 478, entitled:

An Act making an appropriation to the Homestead Hospital, Homestead, Pennsylvania.

Mr. GUERIN, from the Committee on Appropriations, reported as amended, House Bill No. 480, entitled:

An Act making an appropriation to the Taylor Hospital, Ridley Park, Delaware County, Pennsylvania.

Mr. LONG, from the Committee on Appropriations, reported as committed, House Bill No. 488, entitled:

An Act making an appropriation to the Home for Veterans of the Grand Army of the Republic and wives, Philadelphia.

Mr. BLUMBERG, from the Committee on Appropriations, reported as committed, House Bill No. 494, entitled:

An Act making an appropriation to the United Baking Company of Pittsburgh, Pennsylvania, for the purpose of refunding moneys erroneously paid to the State Treasury as taxes under the Mercantile License Act.

Mr. HESS, from the Committee on Appropriations, reported as amended, House Bill No. 508, entitled:

An Act making an appropriation to the United Charities of Hazleton, Pennsylvania.

Mr. HARER, from the Committee on Appropriations, reported as amended, House Bill No. 509, entitled:

An Act making an appropriation to the Bloomsburg Hospital, Bloomsburg, Pennsylvania.

Mr. HARER, from the Committee on Appropriations, reported as amended, House Bill No. 510, entitled:

An Act making an appropriation to the Berwick Hospital, Berwick, Pennsylvania.

Mr. LONG, from the Committee on Appropriations, reported as committed, House Bill No. 548, entitled:

An Act making an appropriation to the Pittsburgh and Allegheny Home for the Friendless, situated in the city of Pittsburgh, Pennsylvania.

Mr. HARER, from the Committee on Appropriations, reported as amended, House Bill No. 556, entitled:

An Act making an appropriation to the Kittanning General Hospital, Kittanning, Pennsylvania.

Mr. LONG, from the Committee on Appropriations, reported as amended, House Bill No. 558, entitled:

An Act making an appropriation to the Williamsport Hospital, of the City of Williamsport, Pennsylvania.

Mr. HARER, from the Committee on Appropriations, reported as committed, House Bill No. 560, entitled:

An Act making an appropriation to the Williamsport Training Home for Girls, at Williamsport, Lycoming County, Pennsylvania.

Mr. LONG, from the Committee on Appropriations, reported as amended, House Bill No. 565, entitled:

An Act making an appropriation to the Florence Crittenton Mission, of the City of Williamsport, Lycoming County, Pennsylvania.

Mr. McBRIDE, from the Committee on Appropriations, reported as amended, House Bill No. 566, entitled:

An Act making an appropriation to the Home for the Friendless, of the City of Williamsport, Pennsylvania.

Mr. HARER, from the Committee on Appropriations, reported as amended, House Bill No. 599, entitled:

An Act making an appropriation to the Frederick Douglass Memorial Hospital and Training School, at Philadelphia, Pennsylvania.

Mr. McBRIDE, from the Committee on Appropriations, reported as amended, House Bill No. 604, entitled:

An Act making an appropriation to the George Junior Republic Association of Western Pennsylvania.

Mr. SARIG, from the Committee on Appropriations, reported as amended, House Bill No. 632, entitled:

An Act making an appropriation to the National Stomach Hospital, of Philadelphia, Pennsylvania.

Mr. McBRIDE, from the Committee on Appropriations, reported as amended, House Bill No. 634, entitled:

An Act making an appropriation to the Northern Hebrew Day Nursery, Philadelphia, Pennsylvania.

Mr. EDMONDS, from the Committee on Appropriations, reported as amended, House Bill No. 635, entitled:

An Act making an appropriation to the Warren General Hospital, of Warren, Pennsylvania.

Mr. SARIG, from the Committee on Appropriations, reported as amended, House Bill No. 638, entitled:

An Act making an appropriation to the Belvedere General Hospital, of Pittsburgh, Allegheny County, Pennsylvania.

Mr. McBRIDE, from the Committee on Appropriations, reported as amended, House Bill No. 641, entitled:

An Act making an appropriation to the Orphan Asylum of the Holy Family, of Emsworth, Allegheny County, Pennsylvania.

Mr. SARIG, from the Committee on Appropriations, reported as amended House Bill No. 642, entitled:

An Act making an appropriation to Saint Francis Hospital, of Pittsburgh.

Mr. SARIG, from the Committee on Appropriations, reported as amended House Bill No. 648, entitled:

An Act making an appropriation to the Trustees of the Garretson Hospital, Philadelphia, Pennsylvania.

Mr. STORB, from the Committee on Appropriations, reported as amended House Bill No. 653, entitled:

An Act making an appropriation to the Westmoreland Children's Aid Society, at Greensburg, Pennsylvania.

Mr. STORB, from the Committee on Appropriations, reported as amended House Bill No. 657, entitled:

An Act making an appropriation to the Pennsylvania Association for the Blind, Inc., at Pittsburgh, Pennsylvania.

Mr. SARIG, from the Committee on Appropriations, reported as amended House Bill No. 694, entitled:

An Act making an appropriation to the Washington Hospital Association of Washington, Pennsylvania.

Mr. MATTHEW PATTERSON, from the Committee on Appropriations, reported as amended House Bill No. 698, entitled:

An Act making an appropriation to the Braddock General Hospital, Braddock, Pennsylvania.

Mr. STORB, from the Committee on Appropriations, reported as amended House Bill No. 714, entitled:

An Act making an appropriation to the Tuberculosis League, of Pittsburgh, Pennsylvania.

Mr. MATTHEW PATTERSON, from the Committee on Appropriations, reported as amended House Bill No. 718, entitled:

An Act making an appropriation to the West Philadelphia General Homeopathic Hospital, Philadelphia, Pennsylvania.

Mr. McCAIG, from the Committee on Appropriations, reported as amended House Bill No. 729, entitled:

An Act making an appropriation to the Agricultural Experiment Station of the Pennsylvania State College to maintain substations for the purpose of making experiments in the improvement, culture, curing, and preparation of tobacco, and providing for the publication of the report thereof.

Mr. DRUMBOR, from the Committee on Appropriations, reported as committed House Bill No. 742, entitled:

An Act making an appropriation to the Board of Commissioners of Public Grounds and Buildings for the acquisition and maintenance of bridges over the Delaware River between the Commonwealth of Pennsylvania and the State of New York.

Mr. DRUMBOR, from the Committee on Appropriations, reported as amended House Bill No. 745, entitled:

An Act making an appropriation to the National Farm School at Doylestown.

Mr. MATTHEW PATTERSON, from the Committee on Appropriations, reported as amended House Bill No. 753, entitled:

An Act making an appropriation to the Wilkes-Barre General (formerly City) Hospital, Wilkes-Barre, Pennsylvania.

Mr. MYERS, from the Committee on Appropriations, reported as committed, House Bill No. 759, entitled:

An Act making an appropriation to the Board of Trustees of Locust Mountain Memorial Hospital.

Mr. MATTHEW PATTERSON, from the Committee on Appropriations, reported as amended, House Bill No. 769, entitled:

An Act making an appropriation to the American Oncologic Hospital at Philadelphia.

Mr. MATTHEW PATTERSON, from the Committee on Appropriations, reported as amended, House Bill No. 778, entitled:

An Act making an appropriation to the Jefferson Medical College of Philadelphia for Maintenance of its Hospital.

Mr. STORB, from the Committee on Appropriations, reported as committed, House Bill No. 781, entitled:

An Act making an appropriation to the Children's Aid Society of Western Pennsylvania, at Pittsburgh, Pennsylvania.

Mr. STORB, from the Committee on Appropriations, reported as amended, House Bill No. 786, entitled:

An Act making an appropriation to the First Allegheny day Nursery and Temporary Home for Children, Pittsburgh, Pennsylvania.

Mr. MILLAR, from the Committee on Appropriations, reported as amended, House Bill No. 787, entitled:

An Act making an appropriation to the Eye and Ear Hospital of Pittsburgh, Pennsylvania.

Mr. HESS, from the Committee on Appropriations, reported as amended, House Bill No. 804, entitled:

An Act making an appropriation to the Elk County General Hospital, of Ridgway, Pennsylvania.

Mr. HESS, from the Committee on Appropriations, reported as committed House Bill No. 805, entitled:

An Act making an appropriation to the Andrew Kaul Memorial Hospital, at St. Mary's, Elk County, Pennsylvania.

Mr. MILLAR, from the Committee on Appropriations, reported as amended House Bill No. 808, entitled:

An Act making an appropriation to Appleby Brothers and Whitaker Company of Harrisburg, Pennsylvania, for the purpose of refunding moneys erroneously paid into the State treasury as taxes under the Mercantile License Act.

Mr. MILLAR, from the Committee on Appropriations, reported as amended House Bill No. 823, entitled:

An Act making an appropriation to the Simon H. Barnes Memorial Hospital, of Susquehanna, Pennsylvania.

Mr. BLUMBERG, from the Committee on Appropriations, reported as amended House Bill No. 852, entitled:

An Act to reimburse Josephine Wrucina for overpayments to the State Treasurer.

Mr. HESS, from the Committee on Appropriations, reported as committed House Bill No. 867, entitled:

An Act making an appropriation to the Florence Crittenton Home, of Erie, Pennsylvania.

Mr. MYERS, from the Committee on Appropriations, reported as amended House Bill No. 888, entitled:

An Act making an appropriation to the several fire companies of the city of Harrisburg.

Mr. BLUMBERG, from the Committee on Appropriations, reported as committed House Bill No. 899, entitled:

An Act making an appropriation to the Western Pennsylvania School for the Blind, located at Pittsburgh, Pennsylvania, to cover deficiency in maintenance and education of State pupils.

Mr. MYERS, from the Committee on Appropriations, reported as committed House Bill No. 901, entitled:

An Act making an appropriation for the purpose of maintaining the public roads through the Cornplanter Indian Reservation in Elk Township, Warren County, Pennsylvania.

Mr. EDWARDS, from the Committee on Appropriations, reported as amended House Bill No. 959, entitled:

An Act making an appropriation to the Stetson Hospital, of Philadelphia, Pennsylvania.

## BILLS ON FIRST READING.

Mr. McCAIG asked and received unanimous consent to have the appropriations bills just reported, read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 13, entitled:

An Act making an appropriation to the Glen Mills Schools in the Eastern District of the Commonwealth of Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 18, entitled:

An Act making an appropriation to the Pennsylvania Training School for Feeble Minded Children located at Elwyn, in the County of Delaware and the Commonwealth of Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 19, entitled:

An Act making an appropriation to the Coleman Industrial Home for Colored Boys of 1721 Bedford Avenue Pittsburgh Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 22, entitled

An Act making an appropriation to the Roselia Foundling Asylum and Maternity Hospital of the city of Pittsburgh

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 23, entitled

An Act making an appropriation to the Beaver Valley General Hospital at New Brighton Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 24, entitled

An Act making an appropriation to the Rochester General Hospital of Rochester Beaver County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 25, entitled

An Act making an appropriation to the Beaver County Children's Home of New Brighton Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 26, entitled

An Act making a deficiency appropriation to the Pennsylvania Institution for the Deaf Mt. Airy Philadelphia to cover deficiency in maintenance and education of State pupils

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order.

The House proceeded to the first reading and consideration of House Bill No. 28, entitled

An Act making an appropriation to the Taylor Hospital Association of the borough of Taylor Lackawanna County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 30, entitled:

An act making an appropriation to the Maternity Hospital in the City of Philadelphia Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 44, entitled:

An Act making an appropriation to the Home for Friendless Children of Lancaster Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 46, entitled

An Act making an appropriation to the Lancaster General Hospital Lancaster Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 48, entitled

An Act making an appropriation to the Columbia Hospital at Columbia Lancaster County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 63, entitled

An Act making an appropriation to the Charleroi-Monessen Hospital at Charleroi Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 67, entitled

An Act making an appropriation to the Christian Home of Johnstown Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 70, entitled

An Act making an appropriation to the Hahnemann Hospital City of Scranton Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 71, entitled

An Act making an appropriation to the Chambersburg Hospital at Chambersburg Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 72, entitled

An Act making an appropriation to the Children's Aid Society of Franklin County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 73, entitled

An Act making an appropriation to the Waynesboro Hospital Waynesboro Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 79, entitled

An Act making an appropriation to the Memorial Hospital at Roxborough Philadelphia Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 81, entitled

An Act making an appropriation to the Lying-in Charity Hospital Philadelphia Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 83, entitled

An Act making an appropriation to the Bradford Hospital Bradford Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 84, entitled

An Act making an appropriation to the Nursery Home of Harrisburg Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 86, entitled

An Act making an appropriation to the Beacon Light Mission near the city of Bradford Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 87, entitled

An Act making an appropriation to the Hamot Hospital Association of Erie Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 89, entitled

An Act making an appropriation to the Saint Vincent's Hospital Association of the City of Erie Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 90, entitled

An Act making an appropriation to the Erie Home for the Friendless of the City of Erie Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 91, entitled

An Act making an appropriation to the Pittston Hospital Association of the City of Pittston Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 93, entitled

An Act making an appropriation to the Erie Infants' Home and Hospital of Erie Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 94, entitled

An Act making an appropriation to the Children's Industrial Home at Harrisburg Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 95, entitled

An Act making an appropriation to the Home for the Friendless of Harrisburg Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 101, entitled

An Act making an appropriation to the York Society to Protect Children and Aged Persons of York Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 102, entitled

An Act making an appropriation to the Elmwood Home for Boys at Erie Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 103, entitled

An Act making an appropriation to the York Hospital West College Avenue York Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 108, entitled

An Act making an appropriation to the Memorial Hospital Association of Monongahela City Washington County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 109, entitled

An Act making an appropriation to the Northern Tier Home Harrison Valley Potter County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 110, entitled

An Act making an appropriation to the Adrian Hospital Association of Punxsutawney Jefferson County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 116, entitled

An Act making an appropriation to the Philadelphia Home for Incurables

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 118, entitled

An Act making an appropriation to the Reading Hospital of Reading Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 119, entitled:

An Act making an appropriation to the Board of Trustees of the Philadelphia Museums

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 125, entitled:

An Act making an appropriation to the Ellwood City Hospital Ellwood City Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 127, entitled:

An Act making an appropriation to the Harrisburg Polyclinic Hospital of Harrisburg Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 128, entitled:

An Act making an appropriation to the Shenango Valley Hospital at New Castle Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 129, entitled:

An Act making an appropriation to the Uniontown Hospital Uniontown Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 130, entitled:

An Act making an appropriation to the Trustees of the Samaritan Hospital Philadelphia Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 132, entitled:

An Act making an appropriation to the Miners' Hospital of Northern Cambria at Spangler Cambria County Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 134, entitled:

An Act making an appropriation to the Howard Hospital of Philadelphia Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 135, entitled:

An Act making an appropriation to the Women's Homeopathic Hospital of Philadelphia

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 136, entitled:

An Act making an appropriation to the Ohio Valley General Hospital at McKees Rocks Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 139, entitled:

An Act making an appropriation to the Robert Packer Hospital of Sayre Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 141, entitled:

An Act making an appropriation to the Florence Crittenton Home of Harrisburg Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 142, entitled:

An Act making an appropriation to the Messiah Rescue and Benevolent Home of Harrisburg Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 145, entitled:

An Act making an appropriation to the Citizens General Hospital of New Kensington Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 148, entitled:

An Act making an appropriation to the Harrisburg Hospital of Harrisburg Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 151, entitled:

An Act making an appropriation to the Altoona Hospital Altoona Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 153, entitled:

An Act making an appropriation to the Almira Home Association New Castle Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 164, entitled:

An Act making an appropriation to the Mercy Hospital of Altoona Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 169, entitled:

An Act making an appropriation to the Centre County Hospital located at Bellefonte Centre County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 175, entitled:

An Act making an appropriation to the Mercy Hospital of Philadelphia Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 177, entitled:

An Act making an appropriation to the Home for Aged and Infirm Women of Easton Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 178, entitled:

An Act making an appropriation to the Easton Home for Friendless at Easton Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 179, entitled:

An Act making an appropriation to the Easton Hospital at Easton Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 186, entitled:

An Act making an appropriation to the General Hospital East Stroudsburg Monroe County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 189, entitled:

An Act making an appropriation to the Indiana Hospital of Indiana County Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 191, entitled:

An Act making an appropriation to the Nason Hospital Association of Roaring Spring Blair County Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 197, entitled:

An Act making an appropriation to the Franklin Hospital Franklin Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 198, entitled:

An Act making an appropriation to the Northwestern General Hospital of Philadelphia Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 199, entitled:

An Act making an appropriation to the Mount Sinai Hospital of Philadelphia Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 201, entitled:

An Act making an appropriation to the Frankford Hospital Located at Frankford Philadelphia

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 202, entitled:

An Act making an appropriation to the Kane Summit Hospital Association of Kane McKean County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 203, entitled:

An Act making an appropriation to the Corry Hospital Association of Corry Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 205, entitled:

An Act making an appropriation to the Carbondale Emergency Hospital Carbondale Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 206, entitled:

An Act making an appropriation to the Old Ladies Home located at Wissinoming Philadelphia

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 207, entitled:

An Act making an appropriation to the Waynesburg Hospital of Waynesburg Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 209, entitled:

An Act making an appropriation to the Chester Hospital Chester Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 213, entitled:

An Act making an appropriation to the Coudersport General Hospital at Coudersport Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 214, entitled:

An Act making an appropriation to the Western Pennsylvania Hospital

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 215, entitled:

An Act making an appropriation to the Pittsburgh Homeopathic Hospital Pittsburgh Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 222, entitled:

An Act making an appropriation to the Florence Crittenton Circle of Wilkes-Barre Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 224, entitled:

An Act making an appropriation to the J. C. Blair Memorial Hospital of Huntingdon Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 226, entitled:

An act making an appropriation to the Maple Avenue Hospital Association of DuBois at DuBois Pennsylvania and providing for a deficiency for the fiscal year ending June first one thousand nine hundred and twenty-five

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 232, entitled:

An Act making an appropriation to the Pottstown Homeopathic Hospital Pottstown Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 233, entitled:

An Act making an appropriation to the Pottstown Hospital Pottstown Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 234, entitled:

An Act making an appropriation to the West Side Hospital Association of Scranton Lackawanna County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 236, entitled:

An Act making an appropriation to the Home for the Aged located at One Thousand Eight Hundred Nine Mount Vernon Street Philadelphia Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 237, entitled:

An Act making an appropriation to the Diagnostic Hospital Philadelphia Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 238, entitled:

An Act making an appropriation to the Boy's Industrial Home of Western Pennsylvania located at Oakdale Allegheny County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 239, entitled:

An Act making an appropriation to the Christian H. Buhl Hospital of Sharon Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 240, entitled:

An Act making an appropriation to the Grove City Hospital in the Borough of Grove City Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 241, entitled:

An Act making an appropriation to the Women's Southern Homeopathic Hospital of Philadelphia

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 244, entitled:

An Act making an appropriation to the Philadelphia Home for Infants located at four thousand six hundred and eighteen West Minister Avenue Philadelphia Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 245, entitled:

An Act making an appropriation to the Union Home for Old Ladies of West Philadelphia Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 246, entitled:

An Act making an appropriation to the Allegheny Valley Hospital at Tarentum Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 247, entitled:

An Act making an appropriation to the Williams Valley Hospital of Williamstown Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 248, entitled:

An Act making an appropriation to the Home for Widows and Single Women of Lebanon and Lebanon County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 249, entitled:

An Act making an appropriation to the Good Samaritan Hospital of Lebanon Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 252, entitled:

An Act making an appropriation to the Phoenixville Hospital Phoenixville Chester County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 253, entitled:

An Act making an appropriation to the Oil City Hospital Oil City Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 260, entitled:

An Act making an appropriation to the Montgomery Hospital at Norristown Montgomery County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 261, entitled

An Act making an appropriation to the Philadelphia Association for the Protection of Colored Women Philadelphia Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 270, entitled

An Act making an appropriation to the Pennsylvania Home Teaching Society and Free Circulating Library for the Blind at Philadelphia

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 272, entitled

An Act making an appropriation to the Benevolent Association's Home for Children Pottsville Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 278, entitled

An Act making an appropriation to the Trustees of the Millikin Hospital Pottsville Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 285, entitled

An Act making an appropriation to the Conemaugh Valley Memorial Hospital at Johnstown Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 288, entitled

An Act making an appropriation to the Annie M. Warner Hospital Gettysburg Adams County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 290, entitled

An Act making an appropriation to the Saint John's General Hospital of Pittsburgh Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 291, entitled

An Act making an appropriation to the Pottsville Hospital Pottsville Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 295, entitled

An Act making an appropriation to the Woman's Hospital of Philadelphia two thousand one hundred and thirty-seven North College Avenue

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 296, entitled

An Act making an appropriation to the Homeopathic Medical and Surgical Hospital of Reading Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 298, entitled

An Act making an appropriation to the Home for Colored Children Termon Avenue Twenty-seventh Ward Pittsburgh Pennsylvania or its successor

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 300, entitled

An Act making an appropriation to the Northeastern Hospital of Philadelphia Philadelphia Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 301, entitled

An Act making an appropriation to the Curtis Home of Western Avenue North Side Pittsburgh or its successor

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 302, entitled

An Act making an appropriation to the Polyclinic Hospital of the University of Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 307, entitled

An Act making an appropriation to the Medico-Chirurgical Hospital of the University of Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 310, entitled

An Act making an appropriation to the Brownsville General Hospital Brownsville Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 315, entitled

An Act making an appropriation to the Titusville Hospital at Titusville Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 316, entitled:

An Act making an appropriation to the Meadville Children's Aid Society and Home for the Aged Meadville Crawford County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 317, entitled

An Act making an appropriation to the Meadville City Hospital Meadville Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 318, entitled:

An Act making an appropriation to the Spencer Hospital Meadville Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 322, entitled:

An Act making an appropriation to the Pennsylvania Museum and School of Industrial Art Philadelphia Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 328, entitled:

An Act making an appropriation to the Coatesville Hospital, Coatesville Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 343, entitled:

An Act making an appropriation to the Wayne County Memorial Hospital at Honesdale Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 346, entitled

An Act making an appropriation to the Latrobe Hospital Latrobe Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 347, entitled

An Act making an appropriation to the Westmoreland Hospital Association of Greensburg Peensylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 350, entitled

An Act making an appropriation to the Chester County Hospital West Chester Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 351, entitled

An Act making an appropriation to the Homeopathic Hospital West Chester Chester County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 352, entitled

An Act making an appropriation to the Pennsylvania Epileptic Hospital and Colony Farm Chester County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 354, entitled

An Act making an appropriation to the Canonsburg General Hospital Association at Canonsburg Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 357, entitled

An Act making an appropriation to the Western Pennsylvania School for the Deaf

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 359, entitled:

An Act making an appropriation to the Children's Home Society of Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 371, entitled:

An Act making an appropriation to the Lock Haven Hospital Lock Haven Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 375, entitled:

An Act making an appropriation to the Renovo Hospital Renovo Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 376, entitled:

An Act making an appropriation to the Board of Commissioners of Navigation for the River Delaware and its navigable tributaries

And said bill having been read at length the first time, Ordered, To be laid aside for second reading

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 377, entitled:

An Act making an appropriation to the Board of Commissioners of Navigation for the River Delaware

And said bill having been read at length the first time, Ordered, To be laid aside for second reading

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 381, entitled:

An Act making an appropriation to the Pittsburgh Home for Babies Pittsburgh Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 385, entitled:

An Act making an appropriation to the Greenville Hospital Greenville Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 387, entitled:

An Act making an appropriation to carry into effect the provisions of an act approved the tenth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred ninety-three) entitled "An act providing for assistance to certain mothers providing for the appointment of boards of trustees for the several counties of the Commonwealth and for the appointment of a State Supervisor and assistants and fixing the salaries of such State Supervisors and assistants defining the powers and duties of boards of trustees including the power of appointing assistants and investigators and the distribution of funds at their disposal providing for the apportionment of the State appropriation among the several counties and requiring counties coming under the provisions of the act to appropriate certain moneys and providing penalties" as amended

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 389, entitled:

An Act making an appropriation to pay for the care treatment removal and maintenance of the indigent insane for two years ending the thirty-first day of May one thousand nine hundred and twenty-seven

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 395, entitled:

An Act making an appropriation to the Sewickley Valley Hospital Association Incorporated of Allegheny County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 396, entitled:

An Act making an appropriation to the Suburban General Hospital of Bellevue Allegheny County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 397, entitled:

An Act making an appropriation to the Rush Hospital for Consumption and Allied Diseases of Philadelphia

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 399, entitled:

An Act making an appropriation to the Good Samaritan Hospital at Westfield Tioga County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 400, entitled:

An Act making an appropriation to the Bethel Orphanage located at Osceola Tioga County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 407, entitled:

An Act making an appropriation to the Berean Manual training and Industrial School

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 408, entitled:

An Act making an appropriation to the Woman's College of Philadelphia Pennsylvania for hospital maintenance

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of Houss Bill No. 422, entitled:

An Act making an appropriation to the Butler County Memorial Hospital Butler Butler County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 433, entitled:

An Act making an appropriation to the Colored Women's Relief Association of Western Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 441, entitled:

An Act making an appropriation to the Pennsylvania Working Home for Blind Men Philadelphia Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 458, entitled:

An Act making an appropriation to the Grand View Institution for the Care and Treatment of Poor Consumptives Oil City Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 461, entitled:

An Act making an appropriation to the Pittsburgh Newsboys' Home of Pittsburgh Pennsylvania

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 466, entitled:

An Act making an appropriation to the Memorial Hospital at Mount Pleasant Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 474, entitled:

An Act making an appropriation to the Mid-Valley Hospital Association at Blakely Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 478, entitled:

An Act making an appropriation to the Homestead Hospital Homestead Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 480, entitled:

An Act making an appropriation to the Taylor Hospital Ridley Park Delaware County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of of House Bill No. 488, entitled:

An Act making an appropriation to the Home for Veterans of the Grand Army of the Republic and Wives Philadelphia

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 494, entitled:

An Act making an appropriation to the United Baking Company of Pittsburgh Pennsylvania for the purpose of refunding moneys erroneously paid into the State Treasury as taxes under the Mercantile License Act

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 508, entitled:

An Act making an appropriation to the United Charities of Hazleton Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 509, entitled:

An Act making an appropriation to the Bloomsburg Hospital Bloomsburg Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 510, entitled:

An Act making an appropriation to the Berwick Hospital Berwick Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 548, entitled:

An Act making an appropriation to the Pittsburgh and Allegheny Home for the Friendless situated in the City of Pittsburgh Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 556, entitled:

An Act making an appropriation to the Kittanning General Hospital Kittanning Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 558, entitled:

An Act making an appropriation to the Williamsport Hospital of the City of Williamsport Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 560, entitled:

An Act making an appropriation to the Williamsport Training Home for Girls at Williamsport Lycoming County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 565, entitled:

An Act making an appropriation to the Florence Crittenton Mission of the City of Williamsport Lycoming County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 566, entitled:

An Act making an appropriation to the Home for the Friendless of the City of Williamsport Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 599, entitled:

An Act making an appropriation to the Frederick Douglass Memorial Hospital and Training School at Philadelphia Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 604, entitled:

An Act making an appropriation to the George Junior Republic Association of Western Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 632, entitled:

An Act making an appropriation to the National Stomach Hospital of Philadelphia Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 634, entitled:

An Act making an appropriation to the Northern Hebrew Day Nursery Philadelphia Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 635, entitled:

An Act making an appropriation to the Warren General Hospital of Warren Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 638, entitled:

An Act making an appropriation to the Belvedere General Hospital of Pittsburgh Allegheny County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 641, entitled:

An Act making an appropriation to the Orphan Asylum of the Holy Family of Emsworth Allegheny County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 642, entitled:

An Act making an appropriation to Saint Francis Hospital of Pittsburgh

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 648, entitled:

An Act making an appropriation to the trustees of the Garreston Hospital Philadelphia Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 653, entitled

An Act making an appropriation to the Westmoreland Children's Aid Society at Greensburg Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 657, entitled

An Act making an appropriation to the Pennsylvania Association for the Blind Incorporated at Pittsburgh Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 694, entitled

An Act making an appropriation to the Washington Hospital Association of Washington Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 698, entitled

An Act making an appropriation to the Braddock General Hospital Braddock Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 714, entitled

An Act making an appropriation to the Tuberculosis League of Pittsburgh Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 718, entitled

An Act making an appropriation to the West Philadelphia General Homeopathic Hospital Philadelphia Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 729, entitled

An Act making an appropriation to the Agricultural Experiment Station of the Pennsylvania State College to maintain substations for the purpose of making experiments in the improvement culture curing and preparation of tobacco and providing for the publication of the report thereof

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 742, entitled

An Act making an appropriation to the Board of Commissioners of Public Grounds and Buildings for the acquisition and maintenance of bridges over the Delaware River between the Commonwealth of Pennsylvania and the State of New York

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 745, entitled

An Act making an appropriation to the National Farm School at Doylestown

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 753, entitled

An Act making an appropriation to the Wilkes-Barre General (formerly City) Hospital Wilkes-Barre Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 759, entitled

An Act making an appropriation to the Board of Trustees of Locust Mountain Memorial Hospital

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 769, entitled

An Act making an appropriation to the American Oncologic Hospital at Philadelphia

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 778, entitled

An Act making an appropriation to the Jefferson Medical College of Philadelphia for maintenance of its Hospital

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 781, entitled

An Act making an appropriation to the Children's Aid Society of Western Pennsylvania at Pittsburgh Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 786, entitled

An Act making an appropriation to the First Allegheny Day Nursery and Temporary Home for Children Pittsburgh Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 787, entitled

An Act making an appropriation to the Eye and Ear Hospital of Pittsburgh Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 804, entitled

An Act making an appropriation to the Elk County General Hospital of Ridgway Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 805, entitled

An Act making an appropriation to the Andrew Kaul Memorial Hospital at St. Mary's Elk County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 808, entitled

An Act making an appropriation to Appleby Brothers and Whitaker Company of Harrisburg Pennsylvania for the purpose of refunding moneys erroneously paid into the State treasury as taxes under the Mercantile License Act

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 823, entitled

An Act making an appropriation to the Simon H. Barnes Memorial Hospital of Susquehanna Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 852, entitled

An Act to reimburse Josephine Wrucina for overpayments to the State Treasurer

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 867, entitled

An Act making an appropriation to the Florence Crittenton Home of Erie Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 888, entitled

An Act making an appropriation to the several fire companies of the city of Harrisburg

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 899, entitled

An Act making an appropriation to the Western Pennsylvania School for the Blind located at Pittsburgh Pennsylvania to cover deficiency in maintenance and education of State pupils

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 901, entitled

An Act making an appropriation for the purpose of maintaining the public roads through the Corn Planter Indian Reservation in Elk Township Warren County Pennsylvania

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 959, entitled

An Act making an appropriation to the Stetson Hospital of Philadelphia Pennsylvania

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

## BILLS ON SECOND READING.

The SPEAKER. The Chair would like to take up at this time bills on second reading for the purpose of advancing our calendar.

Is there any objection?

This Chair hears none, and we will proceed with the Second Reading Calendar.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 569, as follows:

An Act providing that the negligence of a servant or employe of any municipality shall under the rule of respondeat superior be attributable to the municipality responsible for his compensation or wages

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That where injury is caused to any person or property by the negligence of any servant or employe of any municipality in the performance of his or her duty such negligence under the rule of respondeat superior shall be attributable to the municipality employing such servant or employe and which is liable for the payment of his or her wages or other compensation Provided That this act shall not apply to the servants or employes of the police and fire departments

Section 2 All acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 570, as follows:

An Act to further amend part of section two of the act approved the seventeenth day of June one thousand nine hundred and fifteen (Pamphlet Laws one thousand and twelve) entitled "An act regulating the business of loaning money in sums of three hundred ($300) dollars or less either with or without security to individuals pressed by lack of funds to meet immediate necessities fixing the rates of interest and charges therefor requiring the licensing of lenders and prescribing penalties for the violation of this act" by changing the rate of interest chargeable

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the first paragraph of section two of the act approved the seventeenth day of June one thousand nine hundred and fifteen (Pamphlet Laws one thousand and twelve) entitled "An act regulating the business of loaning money in sums of three hundred ($300) dollars or less either with or without security to individuals pressed by lack of funds to meet immediate necessities fixing the rates of interest and charges therefor requiring the licensing of lenders and prescribing penalties for the violation of this act" which was amended by section two of the act approved thefourth day of June one thousand nine hundred thority of the same That the first paragraph of section proved the fourth day of June one thousand nine hundred and nineteen (Pamphlet Laws three hundred and seventy-five) entitled "An act to amend sections one two and three of the act approved the seventeenth day of June one thousand nine hundred and fifteen (Pamphlet Laws ten hundred and twelve) entitled 'An act regulating the business of loaning money in sums of three hundred ($300) dollars or less either with or without security to individuals pressed by lack of funds to meet immediate necessities fixing the rate of interest and charges therefor requiring the licensing of lenders and prescribing penalties for the violation of this act" is hereby further amended to read as follows

Section 2 Any persons copartnership association or corporation who shall obtain a license in accordance with the provisions of section one of this act shall be entitled to loan money in sums of three hundred ($300) dollars or less either with or without security to individuals pressed by lack of funds to meet immediate necessities at his their or its place of business for which said license is issued and to charge the borrowers thereof for its use or loan interest at a rate not to exceed [three and one-half (3½)] two and one-half (2½) per centum per month No fees fines or other charges either in addition to or as a part of the above specified interest shall be charged or collected under any pretext whatsoever

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 428, as follows:

An Act providing that all county and township bridges on state highway routes shall be taken over by the Commonwealth of Pennsylvania providing for the assumption of contracts by the Commonwealth

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That on and after September first one thousand nine hundred and twenty-five all county and township bridges on state highway routes shall be taken over by the Department of Highways and when so taken over shall thereafter be built rebuilt repaired and maintained by the Department of Highways at the expense of the Commonwealth

Section 2 Where any agreement or contract exists between any person copartnership association or corporation and any county or township the terms of which require said person copartnership association or corporation to build rebuild maintain repair or improve any bridge on a state highway route the said contract shall remain in force and the Commonwealth shall succeed to and take over to itself all the rights of said

county or township under said contract and the said person co-partnership association or corporation shall be bound to carry out all of the requirements and comply with all of the provisions of said contract with the Commonwealth the same as though the said contract had been originally made between the Commonwealth and said person co-partnership association or corporation

Section 3 All such contracts made after the approval of this act and prior to its going into effect shall be subject to the approval of the Department of Highways

Section 4 All acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 126, as follows:

An Act to amend an act approved the thirty-first day of May one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and eighty-six) entitled "An act to amend section one of an act approved the twenty-seventh day of April one thousand nine hundred and eleven (Pamphlet Laws eighty-six) entitled 'An act regulating the compensation of court criers and tipstaves in counties containing more than ninety thousand and less than one hundred and fifty thousand inhabitants providing for the payment of the same by the particular county limiting the number of tipstaves to be appointed and repealing an act of Assembly entitled 'An act to regulate the fees of court criers and tipstaves of the courts in judicial districts containing more than ninety thousand and less than one hundred and fifty thousand inhabitants' approved the twenty-ninth day of April Anno Domini one thousand nine hundred and nine' as amended"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That an act approved the thirty-first day of May one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and eighty-six) entitled "An act to amend section one of an act approved the twenty-seventh day of April one thousand nine hundred and eleven (Pamphlet Laws eighty-six) entitled 'An act regulating the compensation of court criers and tipstaves in counties containing more than ninety thousand and less than one hundred and fifty thousand inhabitants providing for the payment of the same by the particular county limiting the number of tipstaves to be appointed and repealing an act of Assembly entitled 'An act to regulate the fees of court criers and tipstaves of the courts in the judicial districts containing more than ninety thousand and less than one hundred and fifty thousand inhabitants' approved the twenty-ninth day of April Anno Domini one thousand nine hundred and nine' as amended" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in counties of this Commonwealth which contain more than ninety thousand and less than one hundred and fifty thousand inhabitants the court criers of the several courts shall be paid an annual salary of not to exceed one thousand six hundred and fifty dollars and the tipstaves shall be paid an annual salary of not to exceed fifteen hundred dollars to be fixed by the court of common pleas said salaries to be paid monthly out of the treasury of the particular county in which the services shall be rendered Provided however That in none of the counties falling within the provisions of this act shall there be more than six tipstaves employed at any one time

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 660, as follows:

An Act to amend section ten of an act approved the eighth day of June one thousand nine hundred and seven (Pamphlet Laws four hundred and eighty-eight) entitled "A supplement to an act entitled 'An act to provide for the better government of cities of the first class in this Commonwealth' approved the first day of June one thousand eight hundred and eighty-five creating a Department of Wharves Docks and Ferries for the improvement regulation and supervision of the construction extension alteration maintenance and use of wharves piers bulkheads docks slips basins ferries harbors and harbor structures in cities of the first class and providing for the making and enforcement of rules and regulations and fixing certain penalties for violation thereof and providing for the acquisition of property by said cities by purchase and by condemnation for certain purposes" as amended by providing the requirement for a permit for the construction extension or alteration of any bridge wholly within the limits of said cities

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section ten of an act approved the eighth day of June one thousand nine hundred and seven (Pamphlet Laws four hundred and eighty-eight) entitled "A supplement to an act entitled 'An act to provide for the better government of cities of the first class in this Commonwealth' approved the first day of June one thousand eight hundred and eighty-five creating a Department of Wharves Docks and Ferries for the improvement regulation and supervision of the construction extension alteration maintenance and use of wharves piers bulkheads docks slips basins ferries harbors and harbor structures in cities of the first class and providing for the making and enforcement of rules and regulations and fixing certain penalties for violation thereof and providing for the acquisition of property by said cities by purchase and by condemnation for certain purposes" as amended by an act approved the twenty-ninth day of May one thousand nine hundred and thirteen (Pamphlet Laws three hundred and eighty) entitled "An act to amend an act entitled 'A supplement to an act entitled "An act to provide for the better government of cities of the first class in this Commonwealth" approved the first day of June one thousand eight hundred and eighty-five creating a Department of Wharves Docks and Ferries for the improvemet regulation and supervision of the construction extension alteration maintenance and use of wharves piers bulkheads docks slips basins ferries harbors and harbor structures in cities of the first class and providing for the making and enforcement of rules and regulations and fixing certain penalties for violations thereof and providing for the acquisition of property by said cities by purchase and by condemnation for certain purposes' approved the eighth day of June Anno Domini one thousand nine hundred and seven as amended by an act entitled 'An act to amend the fifteenth section of an act approved the eighth day of June Anno Domini one thousand nine hundred and seven entitled "A supplement to an act entitled 'An act to provide for the better government of cities of the first class in this Commonwealth' approved the first day of June one thousand eight hundred and eighty-five creating a Department of Wharves Docks and Ferries for the improvement regulation and supervision of the construction extension alteration maintenance and use of wharves piers bulkheads docks slips basins ferries harbors and harbor structures in cities of the first class and providing for the making and enforcement of rules and regulations and fixing certain penalties for violation thereof and providing for the acquisition of property by said cities by purchase and by condemnation for certain purposes" by fixing the number of jury at three approved the twenty-seventh day of April Anno Domini one thousand nine hundred and eleven" is hereby further amended to read as follows

Section 10 Whenever any person or persons shall desire to construct extend alter improve or repair any wharf or other building in the nature of a wharf or bridge or other harbor structure situate wholly within any city of the first class such person or persons shall make applica-

tion to the director stating in writing the nature and extent of such proposed structure extension alteration improvement or repair and file in the office of the director the plans and specifications showing fully the proposed structure extension alteration improvement or repair and produce his or their deed or deeds or other evidence of title to the premises on which such proposed structure extension alteration improvement or repair is to be erected or made whereupon if such proposed structure extension alteration improvement or repair will encroach upon the water-way the director shall give notice of the time and place of hearing such application to all parties interested by advertising twice a week for two successive weeks in two newspapers of general circulation published within the said city and by posting notice upon the said premises and if the director upon such hearing or without such hearing where such hearing is not required by the provisions hereof shall approve such proposed structure extension alteration improvement or repair and the plans and specification submitted therefor he shall give his assent to and issue a license or permit for the erection and making thereof and cause the fact of the issue of such license or permit to be recorded in his office in a book to be kept by him for that purpose and such license or permit shall not be unreasonably withheld Provided That necessary repairs costing one hundred dollars or less and not affecting the stability or strength of the structure may be made without first procuring a license or permit

Whenever any person or persons shall desire to construct extend alter improve or repair any structure to be erected or already erected on ground supported by bulkheads and to be used or already used for the purpose of loading or unloading passengers or freight on or from physically connected or to be used or already used as apvessels or any structure to be physically connected or already purtenant to any wharf or structure hereinbefore described situate within any city of the first class and for such purpose he or they shall have applied for a permit from the Bureau of Building Inspection in said city and the said Bureau of Building Inspection shall notify the director of the Department of Wharves Docks and Ferries of such application and shall thereafter grant the permit applied for only when the application shall have received the approval of the said director which he is hereby empowered to grant

The cities of the first class may by ordinance regulate and determine the license fees for the license and approval required by the provisions of this act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 216, as follows:

An Act to define the crime of negligent homicide when committed by the operation of a vehicle and to provide for its punishment

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the came That every person who by the operation of any vehicle at an immoderate rate of speed or in a careless reckless or negligent manner but not willfully or wantonly shall cause the death of another shall be guilty of the crime of negligent homicide and upon conviction shall be sentenced to pay a fine not exceeding one thousand dollars or to undergo imprisonment for a period not exceeding three years or by both such fine and imprisonment in the discretion of the court

Section 2 The crime of negligent homicide shall be deemed to be included within every crime of manslaughter charged to have been committed in the operation of any vehicle and in any case where the defendant is charged with manslaughter committed in the operation of any vehicle if the jury shall find the defendant not guilty of the crime of manslaughter such jury may in its discretion render a verdict of guilty of negligent homicide

Section 3 In any prosecution under this act whether the defendant was driving at an immoderate rate of speed shall be a question of fact for the jury and shall not depend upon the rate of speed fixed by law for operating such vehicle

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. BLUMBERG. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary General for the purpose of public hearing.

Mr. HARDING. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 585, entitled:

An Act to amend paragraph eleven of Section three of Article five of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" by providing for the construction and maintenance of gutters

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph eleven of section three of Article five of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" is hereby amended to read as follows

Eleven To require owners of property abutting on any public street lane or alley to construct pave curb gutter repave and recurb the sidewalks and keep said sidewalks curbs and gutters in good repair along such property with such materials at such grades and under such regulations as may be prescribed by ordinance and upon failure of such owners to comply therewith upon notice to authorize the same to be done by the city and the expense thereof be levied and collected from such owners with costs which amount shall be a lien upon such premises from the time of the commencement of the work which date shall be fixed by certificates of the city engineer filed with the clerk and may be collected by action at law or such lien may be filed and proceeded in as herein provided in the case of municipal liens or the cost may be borne by the city in whole or in part if in part the rest to be collected from the owners in manner as above provided

On the question,

Will the House agree to the section?

Mr. HORN. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 2, line 4, by striking out the word "Eleven" and inserting in lieu thereof "11".

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to,

The title was read and agreed to as follows:

An Act to amend paragraph eleven of section three of Article five of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" by providing for the construction and maintenance of gutters

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 669, entitled:

An Act validating the title to real estate taken and held by corporations of other States without first having established known places of business and designated authorized agents for the transaction of their business within this Commonwealth

The first and second sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever any corporation organized and existing under the laws of any other State and as such authorized to hold and convey real estate has taken title to real estate situate within this Commonwealth without having first complied with the laws of this Commonwealth relative to having known places of business and authorized agents for the transaction of its business the title to such real estate so taken and held shall be good and valid and such corporation may hold and convey the same with the same effect as though it had complied with all the provisions of the laws of this Commonwealth relating to corporations of other States doing business therein prior to the time of taking title thereto Provided however The said corporation shall have prior to the passage of this act complied with the laws of this Commonwealth in having a known place or places of business and an authorized agent or agents for the transaction of its business

Section 2 All act or parts of acts is so far as they are inconsistent with the provisions of this act are hereby repealed

The title was read as follows:

An Act validating the title to real estate taken and held by corporations of other States without first having established known places of business and designated authorized agents for the transaction of their business within this Commonwealth

On the question,

Will the House agree to the title?

Mr. RHODES. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 3, by striking out the word "by".

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the title as amended?

It was agreed to,

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 727, entitled:

An Act to amend an act approved the third day of May one thousand nine hundred and nine (Pamphlet Laws four hundred and twenty-four) entitled "An act providing that in all counties having more than five hundred thousand inhabitants advertisements and notices required by law or rules of court to be published in newspapers of general circulation unless dispensed with by special order of court shall be published in the legal newspaper issued at least weekly of the proper county designated by rules of court for the publication of court or other legal notices" as amended by extending the provisions thereof to counties of the fifth class

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the third day of May one thousand nine hundred and nine (Pamphlet Laws four hundred and twenty-four) entitled "An act providing that in all counties having more than five hundred thousand inhabitants advertisements and notices required by law or rules of court to be published in newspapers of general circulation unless dispensed with by special order of court shall be published in the legal newspaper issued at least weekly of the proper county designated by rules of court for the publication of court or other legal notices" which was amended by the act approved the fifth day of April one thousand nine hundred and seventeen (Pamphlet Laws forty-nine) entitled "An act to amend section one of an act entitled 'An act providing that in all counties having more than five hundred thousand inhabitants advertisements and notices reguired by law or rules of court to be published in newspapers of general circulation unless dispensed with by special order of court shall be published in the legal newspaper issued at least weekly of the proper county designated by rules of court for the publication of court or other legal notices' approved the third day of May Anno Domini one thousand nine hundred and nine so as to cause advertisements and notices required by law or rules of court to be published in newspapers of general circulation unless dispensed with by special order of court to be published in the legal newspapers issued at least weekly of the proper county designated by rules of court for the publication of court or other notices in counties having a population of one hundred and fifty thousand inhabitants or more instead of five hundred thousand inhabitants as required by the first act" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter in all counties of the first second third fourth and fifth class of the Commonwealth every notice or advertisement required by law or rules of court to be published in one or more newspapers of general circulation unless dispensed with by special order of court shall also be published in the legal newspaper issued at least weekly in said county designated by rules of court for the publication of court or other legal notices if such newspaper exists publication in such legal newspaper shall be made as often as required to be made in such newspapers in general circulation and shall be subject to the same stipulations and regulations as those imposed for the like services upon all newspapers Provided That nothing herein contained shall be construed to require the publication in such legal newspapers of municipal ordinances mercantile appraisers' notices advertising for bids for contracts for public work or lists of delinquent taxpayers

On the question,

Will the House agree to the section?

Mr. LOTZ. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend sec. 1, page 2, line 29, by striking out the word "fololws" and inserting in lieu thereof "follows."

Amend sec. 1, page 3, line 19, by striking out the word "pubilcation" and inserting in lieu thereof "publication."

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend an act approved the third day of May one thousand nine hundred and nine (Pamphlet Laws four hundred and twenty-four) entitled "An act providing that in all counties having more than five hundred thousand inhabitants advertisements and notices required by law or rules of court to be published in newspapers of general circulation unless dispensed with by special order of court shall be published in the legal newspaper issued at least weekly of the proper county designated by rules of court for the publication of court or other legal notices" as amended by extending the provisions thereof to counties of the fifth class

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 809, entitled:

An Act to amend an act approved the twenty-seventh day of March one thousand nine hundred and three (Pamphlet Laws one hundred six) entitled "An act making it a misdemeanor for persons to unlawfully use or wear any insignia or button of any association society or trades union"

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That Section One of an act approved the twenty-ceventh day of March one thousand nine hundred three (Pamphlet Laws one hundred six) entitled "An act making it a misdemeanor for persons to unlawfully use or wear any insignia or button of any association society or trade's union" is hereby amended to read as follows to wit

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any person who shall wilfully wear or display on a vehicle any insignia emblem or button of any association club society or trade's union or use the same to obtain aid (or) assistance or service within this State unless he shall be entitled to use (or) wear or display the same under the constitution and by-laws rules and regulations of such organizations shall be guilty of a misdemeanor and upon conviction shall be fined not to exceed one hundred dollars and in default of payment committed to jail for a period of not to exceed sixty days"

On the question,

Will the House agree to the section?

Mr. HAAS. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows

Amend sec. 1, page 1, line 6, by striking out the "Making" and inserting in lieu thereof "making"

Amend sec. 1, page 2, line 4 by striking out the parentheses inclosing the word (or) and inserting in lieu thereof brackets [ ]

Amend sec. 1, page 2, line 5 by striking out the parentheses inclosing the word (or) and inserting in lieu thereof brackets [ ]

On the question.

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read as follows:

An Act to amend an act approved the twenty-seventh day of March one thousand nine hundred and three (Pamphlet Laws one hundred six) entitled "An act making it a misdemeanor for persons to unlawfully use or wear any insignia or button of any association society or trade's union"

On the question,

Will the House agree to the title?

Mr. HAAS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 4 by striking aut the word "Making" and inserting in lieu thereof "making".

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Wil the House agree to the title as amended?

It was agreed to,

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 798, entitled:

An Act relating to adoption

The first and second sections were separately read and agreed to as follows:

PETITIONS IN ADOPTION PROCEEDING

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be lawful for any adult citizen of this Commonwealth residing therein desirous of adopting any person either a minor or adult as his or her heir or as one of his or her heirs to present his or her petition to the Orphans' Court or to a law judge thereof of the county where he or she may be resident declaring such desire and that he or she will perform all the duties of a parent to such person Such petition shall also set forth the name age date and place of birth of the person proposed to be adopted the name residence and marital status of the adopting parent or parents the name and place of residence of each of the natural parents or of the surviving parent or of any other person whose consent to the proposed adoption is necessary as hereinafter provided and shall

embody or have attached thereto the consents in writing of the person or persons whose consent to the proposed adoption is necessary as hereinafter provided

Section 2 Consents Necessary to Adoption Consent to the adoption is necessary as follows

(a) Of the person proposed to be adopted if over twelve years of age and of said person's husband or wife if any

(b) Of the adopting parent's husband or wife unless they jointly adopt such person

(c) Of the parents or surviving parents of the person proposed to be adopted that except in the case of an illegitimate child the consent of the mother only is necessary unless the father has acknowledged such child but the consent of a parent who has been adjudged a lunatic or habitual drunkard or who has abandoned the child is unnecessary provided such fact is proven to the satisfaction of the court or judge hearing the petition in which case such court or judge shall so find as a fact

(d) If the person proposed to be adopted has no father or mother living or whose consent is necessary hereunder then of the legal guardian if any there be and of the person or persons having the legal custody of such child if any such person can be found but if such child has no father or mother living or whose consent is necessary hereunder and no legal guardian and no person can be found who has the legal custody of such child and the same be proven to the satisfaction of the court or judge hearing the petition the said court or judge shall so find as a fact

The third section was read as follows:

Section 3 Hearings Upon presentation of any such petition as aforesaid a time for hearing thereon shall be fixed not less than ten days from said presentation which said hearing may be before the said court or any law judge thereof at chambers and may be adjourned from time to time if the nature of the case should so require At said hearing the adopting parents or parent the person proposed to be adopted and all the persons whose consent is necessary hereunder must appear in person and be examined under oath by such court or judge but the personal appearance of the natural parents or other persons whose consent is necessary hereunder may be dispensed with in the discretion of the court or judge hearing the petition if such person reside without the jurisdiction of the court or if for any other reason the said court or judge deem it unnecessary provided the duty executed consents of such persons in writing have been filed with the petition and the said court or judge may in its discretion require the personal appearance of the natural parents of the child at a different time and separate and apart from that of the other parties in interest The said court or judge shall also hear any other testimony as to the facts set forth in the petition or necessary to inform the court as to the desirability of the proposed adoption and may also make or cause to be made an investigation by some person or agency specifically designated by said court or judge to verify the statements of the petition and such other facts as will give the court full knowledge as to the desirability of the proposed adoption

On the question,

Will the House agree to the section?

Mr. STERLING. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 3, page 3, line 20, by striking out the word "duty" and inserting in lieu thereof "duly".

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to,

The fourth, fifth and sixth sections were separately read and agreed to as follows:

Section 4 Decrees of Court Records If satisfied that the statements made in the petition are true and that the welfare of the person proposed to be adopted will be promoted by such adoption and that all the requirements of this act have been complied with the court or judge shall make a decree so finding and reciting the facts at length and directing that the person proposed to be adopted shall have all the rights of a child and heir of such adopting parent or parents and be subject to the duties of such child but otherwise shall make a decree refusing the adoption and dismissing the petition If desired by the parties the decree may also provide that the person adopted shall assume the name of the adopting parent or parents Such decree shall be filed and spread at length upon the records of said court and shall be sufficient evidence of the adoption and shall be open to the public All other papers pertaining to the case and the testimony if written out shall be kept in the files of said court as a permanent record thereof and may in the discretion of said court or judge be withheld from inspection by a proper order in which case no person shall be allowed access thereto except upon an order of court granted upon cause shown

Section 5 Repeals The following acts and parts of acts of assembly are hereby repealed absolutely

Section seven of an act approved the fourth day of May one thousand eight hundred and fifty-five (Pamphlet Laws four hundred and thirty) entitled "An act relating to certain duties and rights of Husband and Wife and Parents and Children"

An Act approved the second day of April one thousand eight hundred and seventy-two (Pamphlet Laws thirty-one) entitled "An act relating to the rights of adopted children being a supplement to an act entitled 'An act relating to certain duties and rights of husband and wife and parents and children' approved the fourth day of May one thousand eight hundred and fifty-five"

Section ten of an act approved the eleventh day of June one thousand eight hundred and seventy-nine (Pamphlet Laws one hundred and forty-two) entitled "An act to protect children from neglect and cruelty and relating to their employment and adoption"

An act approved the nineteenth day of May one thousand eight hundred and eighty-seven (Pamphlet Laws one hundred and twenty-five) entitled "An act amending section seventh of an act entitled 'An act relating to certain duties and rights of husband and wife and parents and children' approved the fourth day of May Anno Domini one thousand eight hundred and fifty-five providing that married men or women in case of drunkenness or profligacy of husbands or wives may consent to the adoption of their children"

An Act approved the ninth day of May one thousand eight hundred and eighty-nine (Pamphlet Laws one hundred and sixty-eight) entitled "An act relating to the adoption of any person as an heir"

An Act approved the second day of July one thousand nine hundred and one (Pamphlet Laws six hundred and six) entitled "An act conferring jurisdiction upon the courts of common pleas of the counties of this Commonwealth to authorize the adoption of children in the said county by a person living in another State upon petition of either parent of such child"

An Act approved the twenty-second day of April one thousand nine hundred and five (Pamphlet Laws two hundred and ninety-seven) entitled "An act to amend an act entitled 'An act amending section seventh of an act entitled "An act relating to certain duties and rights of husband and wife and parents and children" approved the fourth day of May Anno Domini one thousand eight hundred and fifty-five providing that married men or women in case of drunknness or profligacy of husbands or wives may consent to the adoption of their children' "

An Act approved the first day of June one thousand nine hundred and eleven (Pamphlet Laws five hundred and thirty-nine) entitled "An act relating to the adoption of adult persons as heirs"

An Act approved the twenty-eighth day of May one thousand nine hundred and fifteen (Pamphlet Laws five hundred and eighty) entitled "An act amending section one of an act entitled 'An act amending section seven of an act entitled "An act relating to certain duties and rights of husband and wife and parents and children" approved the fourth day of May Anno Domini one thousand

eight hundred and fifty-five providing that married men or women in case of drunkenness or profligacy of husbands or wives may consent to the adoption of their children' approved the nineteenth day of May Anno Domini one thousand eight hundred and eighty-seven"

All other acts of Assembly or parts thereof that are in any way in conflict or inconsistent with this act or any parts thereof are hereby repealed

Section 6 Effective Date This act shall take effect and be in force on the first day of July one thousand nine hundred and twenty-five

The title was read as follows:

An Act relating to adoption

On the question,

Will the House agree to the title?

Mr. STERLING. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 3, by striking out the word "Proceeding" and inserting in lieu thereof "Proceedings"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 608, entitled:

An Act to further amend section six and to amend section seven of the act approved the seventh day of June one thousand eight hundred and ninety-five (Pamphlet Laws one hundred and sixty-seven) entitled "An act to provide for the better protection of life and health by diminishing the danger from infectious and contagious diseases through the creation of a State Board of Undertakers in the cities of the first second and third classes with systematic examinations registration and licenses for all entering the business of burying the dead and penalties for violation of the provisions thereof" as amended by requiring undertakers' assistants to register and licensed undertakers to register annually with the State Board of Undertakers

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section six of the act approved the seventh day of June one thousand eight hundred and ninety-five (Pamphlet Laws one hundred and sixty-seven) entitled "An act to provide for the better protection of life and health by diminishing the danger from infectious and contagious diseases through the creation of a State Board of Undertakers in cities of the first second and third classes with systematic examinations registration and licenses for all entering the business of burying the dead and penalties for violation of the provisions thereof" which was amended by section two of the act approved the twenty-fourth day of April one thousand nine hundred and five (Pamphlet Laws two hundred and ninety-five) entitled "An act to amend sections five and six of an act entitled 'An act to provide for the better protection of life and health by diminishing the danger from infectious and contagious diseases through the creation of a State Board of Undertakers in cities of the first second an dthird classes with systematic examinations registration and licenses for all entering the business of burying the dead and penalties for violation of the provisions thereof' approved the seventh day of June Anno Domini one thousand eight hundred and ninety-five by extending the provisions of the said act throughout this Commonwealth and providing for the payment of the expenses thereof" is hereby further amended to read as follows

Section 6 Before any person persons or corporation shall hereafter engage in the business of undertaking or the care preparation disposition and the burial of the bodies of deceased persons in their own name and on their own account in this Commonwealth and before any person persons or corporations now so engaged in said business who shall have failed to register with said board in accordance with section five of this act shall continue in said business such person or persons or person comprising or representing such corporations shall apply to said board for a license to practice the same and shall accompany such application with a fee of ten dollars whereupon the applicant as aforesaid shall present himself or herself before said board at a time and place to be fixed by said board If the board shall find upon due examination that the applicant or applicants are of good moral character possessed of skill and knowledge of the said business of undertaking and have a reasonable knowledge of sanitation preservation of the dead disinfecting the body of diseased persons the apartment clothing and bedding in cases of death from infection or contagious diseases and have had practical experience in the business of undertaking for two years continuously with an undertaker or undertakers the board shall issue to said applicant or applicants upon payment of a fee of twenty-five dollars a license to practice said business of undertaking and shall register such applicants or applicant as duly licensed undertakers

Said board shall have full power at any time to revoke any licenses theretofore granted on proper cause and after full hearing of all the parties in interest

Such license shall be signed by a majority of the board and attested by its seal All persons receiving such license who shall register before said board as provided in section five of this act shall also register the fact at the office of the board of health at the city or at the office of the board of health nearest to the place in which it is proposed to carry on said business and any person persons or corporation obtaining a license under this section shall register that fact at the office of the board of health of the city or at the office of the board of health nearest to the place in which it is proposed to carry on said business and shall display said license in a conspicuous place in the office of the place of such licensee

Every person registered as a licensed undertaker shall annually hereafter during the month of January cause his or her certificate to be recorded in the office of the State Board of Undertakers for which annual registration the said licensed undertaker shall pay a fee of two dollars or such other fee as may be fixed by the Department of Public Instruction under authority of law The board on or before the first day of November of each year shall mail to every person registered as a licensed undertaker a blank application for registration Upon receipt of such application blank each licensed undertaker shall fill in such information as the board may deem necessary and forward the same to the board together with the aforesaid fee

Every person employed as a undertaker's assistant and not registered as a licensed undertaker shall register with the State Board of Undertakers and shall furnish such information as the board may deem necessary together with a registration fee of one dollar or such other fee as may be fixed by the department of Public Instruction under authority of law Such registration shall be valid as long as such person remains an assistant to the undertaker by whom he was employed at the time of registration should a registered undertaker's assistant for any reason leave the employ of such undertaker and accept employment as an assistant to any other undertaker he or she shall immediately re-register with the Board and for such re-registration shall pay an additional fee of one dollar or such other sum as may be fixed by the Department of Public Instruction under authority of law

All fees collected under the provisions of this section shall go to and be used by the State Board of Undertakers to defray its necessary expenses

On the question,

Will the House agree to the section?

Mr. EARLEY. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 1, page 2, line 12 by striking out the word "ninety-five" and inserting in lieu thereof "ninety-nine."

Amend section 1, page 2, line 15 by striking out the word "diminhing" and inserting in lieu thereof "diminishing."

Amend section 1, page 3, line 16 by striking out the word "diseased" and inserting in lieu thereof "deceased."

Amend section 1, page 4, line 27 by striking out the word "a" and inserting in lieu thereof "an".

Amend section 1, page 4, lines 18 and 19 by striking out out all the words in said line following the word "dollars" in line 18, to and including the word "law" in line 19.

Amend section 1, page 5, lines 2, 3, and 4, by striking out all the words in said lines following the word "dollar" in line 2, to and including the word "law" in line 4.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section and title were separately read and agreed to as follows:

Section 2 That section seven of said act is hereby amended to read as follows

Section 7 Any person persons corporation or member thereof who shall practice or hold himself herself themselves or itself out as practicing the business of undertaking or the care preparation disposition and burial of the bodies of deceased persons or be employed as an undertaker's assistant without having complied with the provisions of sections five and six of the act to which this is an amendment shall be guilty of misdemeanor and upon conviction thereof before any court shall be sentenced to pay a fine of not less than fifty dollars or more than five hundred dollars or undergo an imprisonment not exceeding one year or both at discretion of the court for each and every offense Provided That nothing contained in this act shall be construed to apply to (bona fide employes of a duly licensed or registered undertaker or to) persons engaged simply as layers out or shrouders of the dead or to the employes of any cemetery whose duties or business extends no further

An Act to further amend section six and to amend section seven of the act approved the seventh day of June one thousand eight hundred and ninety-five (Pamphlet Laws one hundred and sixty-seven) entitled "An act to provide for the better protection of life and health by diminishing the danger from infectious and contagious diseases through the creation of a State Board of Undertakers in the cities of the first second and third classes with systematic examinations registration and licenses for all entering the business of burying the dead and penalties for violation of the provisions thereof" as amended by requring undertakers' assistants to register and licensed undertakers to register annually with the State Board of Undertakers

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 712, entitled

An Act providing for the compensation of the county solicitor and the solicitor of the county controller in counties of the third class

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the compensation of the county solicitor and the solicitor of the county controller in counties of the third class shall be fixed by the salary board

On the question,

Will the House agree to the section?

Mr. THOMAS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 1, line 6, by adding the minimum in each case not to be less than two thousand dollars per annum

On the question

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section and title were separately read and agreed to as follows:

Section 2 All acts and parts of acts inconsistent herewith are hereby repealed

An Act providing for the compensation of the county solicitor and the solicitor of the county controller in counties of the third class

And said bill having been read at length the second time and agreed to as amended:

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 436, as follows:

An Act providing for the compensation of county solicitors

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the compensation of the county solicitor in each county shall be fixed by the county commissioners of the county

Section 2 Section fourteen of an act approved the thirty-first day of March one thousand eight hundred and seventy-six (Pamphlet Laws thirteen) entitled "An act to carry into effect section five of article fourteen of the Constitution relative to the salaries of county officers and the payment of fees received by them into the state or county treasury in counties containing over one hundred and fifty thousand inhabitants" and the act approved the second day of July one thousand eight hundred and ninety-five (Pamphlet Laws four hundred and twenty-four) entitled "An act to amend an act entitled 'An act to carry into effect section five of article fourteen of the Constitution relative to the salaries of county officers and the payment of fees received by them into the State or county treasury in counties containing over one hundred and fifty thousand inhabitants' approved thirty-first March one thousand eight hundred and seventy-six providing for assistant district attorneys and fixing the salary of the same and increasing the salary of county solicitor clerk of the courts recorder of deeds register of wills and treasurer county prison warden or jailor county commissioners controllers coroners county directors of the poor jury commissioners and county detective and decreasing the salaries of auditors and county surveyor" are hereby repealed in so far as they fix the salary of county solicitors The act approved the twelfth day of June one thousand nine hundred and thirteen (Pamphlet Laws four hundred and ninety-two) entitled "An act fixing the salaries and providing for the expenses of county solicitors in counties of this Commonwealth over one hundred and fifty thousand population and less than

two hundred and fifty thousand population" and the act approved the twenty-first day of July one thousand nine hundred and thirteen (Pamphlet Laws eight hundred and seventy) entiteld "An act to fix the salary of county solicitor in counties containing a population of more than two hundred and fifty thousand and less than one million and providing for the payment thereof" are hereby repealed All other acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 736, as follows:

An Act defining and regulating the business of auctioneers providing for State and local licensing thereof imposing duties upon the Secretary of the Commonwealth and providing penalties

OATH OF AUCTIONEER.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That an auctioneer shall not advertise represent or hold forth a sale of goods wares or merchandise at public auction within this Commonwealth unless before so doing he shall state under oath to the Secretary of the Commonwealth either in the original application for a State license or in a supplementary application subsequently filed and copied on the license all the facts pertaining to the reasons and character of such sale so advertised represented or held forth at public auction together with the name under which he intends to operate This statement shall include the names of the persons firms or corporations from whom the said goods wares or merchandise were last obtained the place from which they were last taken and the date of delivery to the persons applying for the license As a further part of this statement the person applying for the license shall state the average quantity of the said goods wares or merchandise to be advertised represented or sold at public auction and all details to exactly locate them

Section 2 State and Local Licenses An auctioneer whether principal or agent before beginning business shall take out a State and local license in the manner hereinafter prescribed but the right of a municipal corporation to pass such additional ordinances relative to auction as may be permissible under the general law or its charter shall in no way be affected

Section 3 State License An auctioneer desiring to do business in this State shall deposit with the Secretary of the Commonwealth the sum of five thousand dollars as a special deposit and thereafter upon application in proper form and the payment of a further sum of one hundred dollars as a State license fee such Secretary of Commonwealth shall issue to him a State Auctioneer's License authorizing him to do business in this Commonwealth for one year from the date thereof Such license shall set forth a copy of the application upon which it is granted The license shall not be transferable nor permit more than one person to sell goods wares or merchandise at public auction either by agent clerk or in any other way than in person

Section 4 Licensee May Have Assistants A licensee described in the next preceeding section may have the assistance of one or more persons who may aid him in conducting his business but not act for or without him

Section 5 A licensee shall not employ by-bidders or what are commonly known as "cappers" nor shall he offer or make any false bid to buy or pretend to buy any such goods wares or merchandise sold or offered or sale at any such auction sale

Section 6 Truthful Representation An auctioneer when offering for sale at such public auction any such goods wares and merchandise shall in describing the same be truthful with respect to the quality kind and description of the same and which for the purpose thereof shall be considered as warranties

Section 7 Auctioneer Defined The term "Auctioneer" shall for the purposes of this act mean and include all persons copartnerships associations or corporations whether principals or agents who advertise represent or hold forth a sale of goods wares or merchandise at public auction and who for the purposes of carrying on such business hire lease or occupy any building or public structure for the exhibition of such goods wares or merchandise No auctioneer shall be relieved or exempted from the requirements hereof by reason of associating himself temporarily with any local dealer trader or merchant or by conducting such business in connection with or as a part of the business of or in the name of any such local dealer trader or merchant The provisions of this section shall not however apply to judicial sales or sales by executors or administrators nor to sales by or in behalf of licensed pawnbrokers in manner prescribed by law nor to the sale of farm products farming implements live stock and household goods nor to sales at public auction of stock on hand of any person firm or corporation that shall for the period of one year next preceding such sale have been continuously in business in the Commonwealth as a retail or wholesale merchant of goods wares or merchandise And provided further that such sale at public auction of the stock on hand of such merchant or merchants shall not be fed in anticipation of such auction sale or pending or during such auction sale and that said auction sale shall be held in successive days Sundays and legal holidays excepted and shall not continue for more than thirty days within the period of one year

Section 8 Local License Before selling under a State license an auctioneer shall exhibit it to the clerk or mayor of a municipal corporation where he proposes to do business Upon payment to such clerk or mayor of a local license fee as provided by ordinance or in the absence of such ordinance such amount as the clerk or mayor determines and proof of payment of all other license fees legally chargeable upon local auction sales the clerk shall record such State license indorse upon it the words "local" license fee paid" and affix his official signature with the date of such indorsement He shall then issue a local license authorizing an auction sale within the limits of such city or village

Section 9 Penalty Failure to obtain a local license and have proper indorsements made on the State license shall be subject to like penalty as if a State license had not been issued

Section 10 Production of License upon Demand The mayor clerk city solicitor or assistant solicitor of any municipal corporation within this State shall have power to demand the production of the proper local and State licenses from an auctioneer advertising or actually engaged in business in such municipal corporation and failure to produce such license shall be prima facie evidence that such auctioneer has none

Section 11 Expiration and Surrender of State License Disposition of Special Deposit State licenses shall expire by limitation one year from the date thereof and may be surrendered at any time prior thereto for cancellation Upon the expiration and surrender of a State license the Secretary of the Commonwealth shall cancel it endorse the date of delivery and cancellation thereon and place it on file He shall hold the special deposit of such licenses mentioned in this chapter for sixty days and after satisfying all claims made upon it under the next two succeeding sections shall return such deposit or portion thereof as remains in his hands to the licensee depositing it

Section 12 Deposit Subject to Attachment and Execution A deposit so made with the Secretary of the Commonwealth shall be subject to attachment and execution on behalf of creditors whose claims arise in connection with business done in this State and to payment of fines incurred by the licensee through violation of this chapter or the penal statutes relating thereto

Section 13 Secretary of State is Trustee Order of payments of claims under civil process shall be enforced against the Secretary of the Commonwealth as garnishee or trustee by action in the usual form and claims for satisfaction of fines and penalties under the penal statutes of this State shall be enforced by the judge or clerk of any court in which proceedings for the enforcement of any such fine writing over his signature of the pendency of said proceedings and of the final judgement when obtained together with the amount of the fine or penalty imposed in said judgment and it shall be the duty of such judge or clerk to notify the Secretary of

the Commonwealth as hereinbefore provided upon application of the complaining witness in any proceeding such as hereinbefore described or of the prosecuting officer conducting such proceeding Claims upon each deposit shall be satisfied after judgment in the order in which notice of the claim is received by the Secretary of the Commonwealth until such claims are satisfied or the deposit exhausted but notices filed after the expiration of such sixty day's limit shall not be valid A deposit shall not be paid by the Secretary of the Commonwealth to licensees as long as there are outstanding claims against it unless there is reasonable delay in enforcing them

Section 14 Any person copartnership association or corporation violating any provision of this act shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding five hundred dollars ($500) or undergo imprisonment not exeeeeding three months or both in the discretion of the Court

Section 15 All acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordere, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 489, as follows:

An Act for the protection of the public from exhorbitant charges for rooms in hotels inns boarding houses and other places conducted for the accomodation of the public

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That every proprietor manager or keeper of any hotel inn boarding house or other place conducted for the accommodation of the public shall post in a conspicuous place in every bedroom in any such hotel inn or boarding house occupied by guests a card containing a printed or written statement of the charges or rates of charges by the day for the use and occupacy of such room It shall be unlawful for any proprietor manager or keeper or his her or its agent servant or employe to charge or collect from any occupant of such room a rate in excess of that stated on said card or for a longer time than the person so charged actually remained in or occupied said room

Section 2 Any person violating any of the provisions of this act shall forfeit any charge made for the use and occupancy of such room and shall be upon conviction thereof in a summary proceeding before any alderman magistrate or justice of the peace sentenced pay a fine not exceeding twenty-five dollars and in default of the payment of said fine and costs be sentenced to undergo an imprisonment not exceeding ten days

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. MARCUS. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary Special for the purpose of a public hearing.

Mr. STADLANDER, Mr. Speaker, I second the motion.

The motion was agreed to.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The House proceeded to the second reading and consideration of House Bill No. 799, entitled:

An Act relating to Boarding Houses for Infants providing for the licensing thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare and fixing penalties

The first, second, third, fourth, fifth, sixth, seventh, and eighth sections were separately read and agreed to as follows:

### BOARDING HOUSE FOR INFANTS DEFINED

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the term "Boarding House for Infants" as used in this act shall mean any place other than institutions duly incorporated for the purpose maintained operated and conducted for hire gain or reward for the reception of more than one infant child under three years of age unaccompanied by parent or guardian for the purpose of providing such children with care food and lodging unless such children are realted to the person or persons maintaining and conducting such place by blood or marriage within the second degree

Section 2 Maintenance of Without License Prohibited No person or persons shall maintain operate or conduct any Boarding House for Infants without having a license therefor issued by the Department of Welfare of the Commonwealth

Section 3 Application for License Any person or persons desiring to secure a license for maintaining operating and conducting a Boarding House for Infants shall make application therefor to the said Department of Welfare upon blanks to be furnished by the said Department

Section 4 Approval of Local Health Authorities All applications for licenses to maintain operate and conduct Boarding Houses for Infants within cities of the first second or third class shall before being submitted to the said Department of Welfare first be approved by the health authorities of such city and for licenses for maintaining operating and conducting such Boarding Houses for Infants in boroughs towns and townships the application shall first be approved by such person or persons or public or private agency a may be designed by the said Department of Welfare

Section 5 Issuance of License The Department of Welfare shall when satisfied that the applicant or applicants for such license are proper persons and that the place sought to be used as a Boarding House for Infants is a fit and suitable place for such purpose and when all the requirements of this act and the rules and regulations of the department have been complied with issue such license and keep a record thereof and of the application therefor

Section 6 Term and Contents of License All licenses granted by the Department shall be for a period of not more than one year The license shall state the name of the licensee or licensees the particular premises where such boarding house may be maintained operated and conducted and the number of infants which may be boarded therein at one time

Section 7 Number of Infants to be Kept Posting License No greater number of infants than is authorized by the license therefor shall be kept at any one time in any Boarding House for Infants and when required by the Department of Welfare said license shall be posted in a conspicuous place on the premises wherein such Boarding House for Infants is to be maintained

Section 8 Department of Welfare to Adopt Rules and Regulations The Department of Welfare may with the approval of the State Welfare Commission make and adopt rules and regulations not inconsistent with this act for the issuance and renewal of such licenses and the proper maintenance operation and conduct of such Boarding Houses for Infants and for the effective enforcement thereof

The ninth section was read as follows:

Section 9 Revocation of Licenses The Department of Welfare may revoke such license and shall note such revocation upon the fact of the record thereof and shall give written notice of such revocation to the licensee or licensees by delivering the said notice to him or them in person by leaving it on the licensed premises

On the question,

Will the House agree to the section?

Mr. STERLING. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 9, page 3, line 26, by striking out the word "fact" and inserting in lieu thereof "face"

On the question,
Will the House agree to the amendment?
It was agreed to.
On the question,
Will the House agree to the section as amended?
It was agreed to.

The tenth, eleventh, twelfth, thirteenth, fourteenth, and fifteenth sections and title were separately read and agreed to as follows:

Section 10 Right to Enter and Inspect the Premises The Department of Welfare and the health authorities in cities of the first second and third class and the agents designated by the Department of Welfare to receive and approve licenses in boroughs towns and townships shall have the right at any time to enter visit and inspect the premises of Boarding Houses for Infants within their respective jurisdictions

Section 11 Records to be Kept by Licensee Every person licensed to maintain operate and conduct a Boarding House for Infants shall keep a record in a form prescribed by the Department of Welfare of every infant received the date of its reception the name and address of the person from whom received the date of its discharge and the name and address of the person to whom delivered or discharged

Section 12 Registration of Infants The Department of Welfare shall prescribe for the registration and record of infants cared for in Boarding Houses for Infants and shall furnish to the licensees of such Boarding Houses for Infants the forms upon which such registration and record shall be made together with such instructions as may be required to secure the complete registration of all infants received by said Boarding Houses for Infants or released therefrom

Section 13 Penalty Any person violating any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one hundred dollars or to undergo imprisonment not exceeding one year or both in the discretion of the court

Section 14 Burden of Proof In any prosecution arising out of the violation of this act or the rules and regulations of the Department of Welfare pertaining to the maintenance operation and conduct of Boarding Houses for Infants where a defendant relies in defense upon the relationship of any infant to himself he shall have the burden of proof thereof

Section 15 Acts Repealed The following acts are hereby repealed absolutely

An act approved the twenty-eighth day of May one thousand eight hundred and eighty-five (Pamphlet Laws twenty-seven) entitled "An act supplementary to an act entitled 'An act to protect children from neglect and cruelty and relating to their employment protection and adoption' approved the eleventh day of June one thousand eight hundred and seventy-nine providing for the further protection of minors and regulating the boarding and maintaining of infants children for hire"

An act approved the twenty-seventh day of April one thousand nine hundred and nine (Pamphlet Laws two hundred eleven) entitled "An act regulating the licensing of persons engaged in the business of receiving boarding or keeping infant children under the age of three years for hire or reward in cities of the first class providing that such licenses shall be granted annually by the Director of the Department of Public Health and Charities in such cities authorizing the making of rules and regulations for the issuing and registering of such licenses for the conduct of such business and for the inspection of the premises in which said business is conducted making the violation of the act and of the rules and rgulations made thereunder a misdemeanor and prescribing the penalty therefor"

An Act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws eight hundred fifty-four) entitled "An act providing for and regulating the licensing of persons engaged in the business of receiving boarding or keeping of infant children under the age of three years for hire reward or otherwise in cities of the third class and authorizing the passing of general ordinances providing for and regulating the issuing of said licenses and imposing penalties"

All other acts and parts of acts inconsistent herewith are hereby repealed

An Act relating to Boarding Houses for Infants providing for the licensing thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare and fixing penalties

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 514, entitled:

An Act to amend an act approved the twenty-second day of April one thousand nine hundred and five (Pamphlet Laws two hundred and eighty-six) entitled "An act authorizing the courts of this Commonwealth to certify the evidence and enter judgment upon the whole record whenever a request for binding instructions has been reserved or declined by the trial judge and authorizing appeals from the judgment so entered and the entry of the proper judgment in the Supreme or Superior Court" by authorizing appeals whenever under such circumstances the court shall decline to enter judgment upon the whole record but shall direct a new trial

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the twenty-second day of April one thousand nine hundred and five (Pamphlet Laws two hundred and eighty-six) entitled "An act authorizing the courts of this Commonwealth to certify the evidence and enter judgment upon the whole record whenever a request for binding instructions has been reserved or declined by the trial judge and authorizing appeals from the judgment so entered and the entry of the proper judgment in the Supreme or Superior Court" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That whenever upon the trial of any issue a point requesting binding instructions has been reserved or declined the party presenting the point may within the time prescribed for moving for a new trial or within such other or further time as the court shall allow move the court to have all the evidence taken upon the trial duly certified and filed so as to become part of the record and for judgment non obstante veredicto upon the whole record whereupon it shall be the duty of the court if it does not grant a new trial to so certify the evidence and to enter such judgment as should have been entered upon that evidence at the same time granting to the party against whom the decision is rendered an exception to the action of the court in that regard From the judgment thus entered either party may appeal to the Supreme or Superior Court as in other cases which shall review the action of the court below and enter such judgment as shall be warranted by the evidence taken in that court

On the question,
Will the House agree to the section?

Mr. STERLING. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 2, line 13, by striking out the word "Prescribed" and inserting in lieu thereof "prescribed".

On the question,
Will the House agree to the amendment?
It was agreed to.
On the question,

Will the House agree to the section as amended?

It was agreed to.

The second and third sections and title were separately read and agreed to as follows:

Section 2 Whenever a point requesting binding instructions has been reserved or declined and the party presenting the point has moved to have the evidence certified and filed and for judgment non obstante veredicto in the manner set forth in section one hereof and the court after consideration of such motion shall decline to enter judgment non obstante veredicto but shall direct a new trial upon the motion of either party then it shall be the duty of the court having directed such new trial to so certify the evidence and to grant an exception to the party whose motion for judgment non obstante verdicto hos been declined That party may thereupon forthwith appeal to the Supreme or Superior Court from the refusal to enter judgment in his favor upon his motion The Supreme or Superior Court shall review the action of the court below and shall enter such judgment for either party as shall be warranted by the evidence taken in that court or shall affirm the action of that court in granting a new trial

Section 3 The provisions of section two hereof allowing appeals in certain cases shall apply to all such cases pending at the time of the passage hereof in which the order of court refusing the motion and directing a new trial shall have been entered except those cases in which the new trial so ordered has actually occurred

An Act to amend an act approved the twenty-second day of April one thousand nine hundred and five (Pamphlet Laws two hundred and eighty-six) entitled "An act authorizing the courts of this Commonwealth to certify the evidence and enter judgment upon the whole record whenever a request for binding instructions has been reserved or declined by the trial judge and authorizing appeals from the judgment so entered and the entry of the proper judgment in the Supreme or Superior Court" by authorizing appeals whenever under such circumstances the court shall decline to enter judgment upon the whole record but shall direct a new trial

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 338, as follows:

An Act to amend rule seventy-nine section six of article eleven of an act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws seven fifty-six) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That rule seventy-nine section six of article eleven of an act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws seven fifty-six) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith" is hereby amended to read as follows

Storage Battery System

79 Storage battery locomotives may be used in gaseous mines only when all electrical parts that it is practicable to enclose are enclosed in flame and explosion-proof casings (for regulations covering the installation of the trolley wire see section three rules thirty-eight to forty-two inclusive)

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 811, as follows:

An Act to amend section seven of an act approved the third day of June one thousand nine hundred and eleven (Pamphlet Laws six hundred and thirty-nine) entitled "An act relating to the right to practice medicine and surgery in the Commonwealth of Pennsylvania and providing a Bureau of Medical Education and Licensure as a bureau of the Department of Public Instruction and means and methods whereby the right to practice medicine and surgery and any of its minor branches may be obtained and exemptions therefrom and providing for an appropriation to carry out the provisions of said act and providing for revocation or suspension of licenses given by said bureau and providing penalties for violation thereof and repealing all acts or parts of acts inconsistent therewith" as amended commonly known as "The Medical Practice Act" by providing for the annual registration of all persons duly qualified and licensed to conduct the practice of medicine or any of the allied branches thereof in the Commonwealth of Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seven of an act approved the third day of June one thousand nine hundred and eleven (Pamphlet Laws six hundred and thirty-nine) entitled "An act relating to the right to practice medicine and surgery in the Commonwealth of Pennsylvania and providing a Bureau of Medical Education and Licensure as a bureau of the Department of Public Instruction and means and methods whereby the right to practice medicine and surgery and any of its minor branches may be obtained and exemptions therefrom and providing for an appropriation to carry out the provisions of said act and providing for revocation or suspension of licenses given by said bureau and providing penalties for violation thereof and repealing all acts or parts of acts inconsistent therewith" be amended to read as follows

Section 7 All persons who have complied with the requirements of the rules and regulations of the board and who shall have passed a final examination and who have otherwise complied with the provisions of this act shall receive from the Department of Public Instruction acting for the said board a licensing certificate entitling them to the right to practice medicine and surgery or special branches of medicine and surgery as provided for in section six in this Commonwealth which said license certificate shall be duly registered in the office of the Department of Public Instruction of this Commonwealth in a record book to be properly kept for that purpose and which shall be open to public inspection and a certified copy of said record shall be received as evidence in all courts in this Commonwealth in the trial of any case Provided That this section relating to certificates to practice medicine and surgery shall not apply to officers in the regular medical service of the United States Army and Navy or the United States Public Health and Marine Hospital Service while in discharge of their official duties or to any one who may be a duly registered practitioner of medicine in any other State or Commonwealth who may be called upon by a registered physician of this Commonwealth to consult with him in a case under treatment or any one while actually serving as a member of the resident medical or surgical staff of any legally incorporated or State hospital And provided further That any duly registered practitioner of medicine residing in any State near the boundary line between said State and this Commonwealth whose practice extends into this State shall have the right to practice in this Commonwealth at the discretion of the board provided he files with the secretary of the Board of Medical Education and Licensure of this Commonwealth a certified copy of his registration in the State where he resides and provided that the Board of Examiners of the adjoining State reciprocate by extending the same privilege to practitioners of medicine and surgery in this Commonwealth in which case he shall receive from the secretary of the board created by this act a licensing certificate issued by the said board but which shall be automatically revoked if he changes his said residence or office of practice A record of all persons so li-

censed shall be kept in the archives of the Department of Public Instruction at Harrisburg and shall have the standing before the law of any other license issued by the said Department for the Board of Medical Education and Licensure In these records shall be registered the names and addresses of each person duly qualified to conduct the practice of medicine or any of the allied branches of the healing art as provided for in this act in Pennsylvania And it shall be the duty of all persons now qualified and engaged in the practice of medicine or any of the allied branches of the healing art who shall hereafter be licensed by the Department of Public Instruction for the Board of Medical Education and Licensure to engage in such practice in the Commonwealth of Pennsylvania to be registered with the said Board of Medical Education and Licensure in the Department of Public Instruction as practitioners on or before the first day of January one thousand nine hundred and twenty-six and thereafter to register in like manner annually on or before the first day of January of each succeeding year The form and method of such registration shall be provided for by the said Board of Medical Education and Licensure in such manner as will enable the Board of Medical Education and Licensure to carry into effect the purposes of this act

Each person so registering with the Board of Medical Education and Licensure shall pay for each annual registration and for the certificate hereinafter provided for a fee of one dollar or such other sum as may be fixed by the Department of Public Instruction under authority of law which fee shall accompany the application for such registration The money thus received shall be available for the use of the said Board of Medical Education and Licensure for the purpose of enforcing the provisions of this act against unlicensed illegal and unregistered practitioners

Upon receiving a proper application for such registration accompanied by the fee above provided for the Department of Public Instruction acting for said Board of Medical Education and Licensure shall issue its certificate of registration to the applicant Said certificate together with its renewals shall be good and sufficient evidence of registration under the provisions of this act

Any person who shall practice medicine or any of the allied branches of the healing art which come under the provisions of this act without having been registered in accordance with the provisions of this act shall on conviction thereof before any magistrate alderman or justice of the peace in the county where the offense shall have been committed be subject to a fine of not less than ten dollars and not more than one hundred dollars to be collected by summary conviction as like fines are now collected by law or in case of non-payment of the fine to undergo an imprisonment in the county jail for a period not exceeding ten days Provided That any person so convicted shall have the right of appeal as in any other case of summary conviction

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 686, entitled:

An Act regulating and providing fees of the several clerks of Quarter Sessions of the several counties of this Commonwealth other than in counties of the first and second classes

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the fees of the several Clerks of Quarter Sessions of the several counties of this Commonwealth other than in counties of the first and second class shall be as follows to wit

Venire for and swearing Grand Jury one dollar and fifty cents

Filing and entering if necessary all papers relating to one prosecution where True Bill is found including arrangment of defendant and entering pleas three dollars

The same services where bill is returned Ignoramus two dollars

Calling recognizance and entry of forfeiture forty cents

Taking recognizance in Court fifty cents

Continuance forty cents

Discharge continuance and dismissed cases fifty cents

Entering retraction or pleas fifty cents

Entering submission and judgment sixty cents

Swearing jury witnesses constables entering verdict and judgment seventy-five cents

Process on indictment docket entry and return two dollars

Copy of rule and order of court with certificate one dollar

Filing petition and order thereon forty cents

Filing petition for view or review of road or bridge and order thereon one dollar and twenty-five cents

Recording return of viewers and confirmation for every page seventy-five cents

Order to open or view road under seal one dollar and fifty cents

Constables Bond receiving and entering fifty cents

Filing and recording returns of borough and township elections each person elected to be paid by county twenty-five cents

Recording entering and filing each district in municipal elections including special election per district three dollars

Issuing subpoenas under seal fifty cents

Certifying special elections two dollars and fifty cents

Certificate and seal fifty cents

Every search where no other service is performed to which any fee is attached fifty cents

Issuing attachment entering motion and return seventy-five cents

Copy of record or any paper filed page fifty cents

Taxing costs other than Clerk of the Sessions fifty cents

Retaxing parties bill of cost and making report fifty cents

Entering proceedings of Supreme Court fifty cents

Entering appeals from Justices seventy-five cents

Certificate of Pay for jurors and constables one dollar

Issuing notice to defaulting jurors twenty-five cents

Filing any paper not relating to any suit pending or not hereinbefore provided for fifty cents

Every warrant of seizure and proceedings thereon one dollar

Commitments to County Prison one dollar

Commitments to Penitentiary and Reformatory one dollar

Bail Piece one dollar

Nolle Prosequi capias entering and execution of one dollar

Fees for services not herein specially provided shall be the same as for similar services

Exemplification of the records homicide cases five dollars

Exemplification of the records in other cases per page fifty cents

Exemplification of the records in appeals to Superior and Supreme Court ten dollars

On the question,

Will the House agree to the section?

Mr. THOMAS. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend sec. 1. page 2, line 20 by striking out the word "Constables" and inserting in lieu thereof "Constable's".

Amend sec. 1. page 3, line 9 by inserting after the word "parties" and apostrophe thus:—"parties'"

Amend sec. 1. page 3, line 9 by striking out the word "cost" and inserting in lieu thereof "costs".

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section and title were separately read and agreed to as follows:

Section 2 Section four of the act approved the second day of April one thousand eight hundred and sixty-eight

(Pamphlet Laws three) entitled "An act to ascertain and appoint the fees to be received by the several officers of this Commonwealth" is hereby repealed

All acts or parts of acts inconsistent herewith are hereby repealed

An Act regulating and providing fees of the several clerks of Quarter Sessions of the several counties of this Commonwealth other than in counties of the first and second classes

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 775, entitled:

An Act to amend Section one of and to add Sections four five and six to an act entitled "An act authorizing cities of the third class to regulate the location of business trades and industries the location size and use of buildings and the areas of yards courts and open spaces" approved the third day of April one thousand nine hundred and twenty-three (Pamphlet Laws fifty-four) extending the provisions thereof to structures other than buildings providing for a board of appeals to review decisions of the officer charged with the enforcement of any zoning ordinance duly adopted by said cities establishing appeals from the decision of said board of appeals to the court of common pleas of the respective counties and authorizing said appeals to be advanced also providing for the enforcement of zoning regulations established by said cities and providing penalties for the violation of the same

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That Section one of an act entitled "An act authorizing cities of the third class to regulate the location of business trades and industries the location size and use of buildings and the areas of yards courts and open spaces" approved the third day of April one thousand nine hundred and twenty-three (Pamphlet Laws fifty-four) is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That for the purpose of promoting the public health safety order convenience prosperity or general welfare cities of the third class may by ordinance regulate the location of business trades and industries the location size and use of buildings and other structures and the areas of yards courts and open spaces therein and may make different regulations for different districts thereof and may alter the same but no alteration of such regulations may be made except by the affirmative vote of not less than two-thirds of the elected or appointed members of council or other local legislative body having the jurisdiction Such regulations shall provide that a board of appeals may determine and vary their application in harmony with their general purpose and intent and in accordance with general or specific rules therein contained

On the question,

Will the House agree to the Section?

Mr. HAAS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 2, line 25 by striking out the word "the"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section was read and agreed to as follows:

Section 2 The said act is hereby further amended by adding thereto the following sections to be known as Sections four five and six

Section 4 The legislative body of such cities shall provide for the appointment of a board of appeals and in the regulations and restrictions adopted pursuant to the authority of this act shall provide that the board of appeals may in appropriate cases and subject to appropriate conditions and safeguards make special exceptions to the terms of the ordinance in harmony with its general purpose and intent and in accordance with general or specific rules therein contained

The board of appeals shall consist of three members one of whom shall be appointed to serve until the first day of January following the adoption of the zoning ordinance one until the first day of the second January thereafter and one until the first day of the third January thereafter Their successors shall be appointed on the expiration of their respective terms to serve three years The appointing authority upon written charges shall have the power to remove any member for cause and after public hearing Vacancies shall be filled for the unexpired term of any member whose place becomes vacant

The board shall adopt rules in accordance with the provisions of any ordinance adopted pursuant to this act Meetings of the board shall be held at the call of the chairman and at such other times as the board may determine Such chairman or in his absence the acting chairman may administer oaths and compel the attendance of witnesses All meetings of the board shall be open to the public The board shall keep minutes of its proceedings showing the vote of each member upon each question or if absent or failing to vote indicating such fact and shall keep records of its examinations and other official actions Every rule or regulation every amendment or repeal thereof and every order requirement decision or determination of the board shall immediately be filed in the office of the board and shall be a public record

Such board of appeals shall hear and decide appeals from and review any order requirement decision or determination made by an administrative official charged with the enforcement of any ordinance adopted pursuant to this act It shall also hear and decide all matters referred to it or upon which it is required to pass under any such ordinance Such appeal may be take by any person aggrieved or by any officer department board or bureau of the municipality affected by any decision of the administrative officer

Such appeal shall be taken within a reasonable time as provided by the rules of the board by filing with the officer from whom the appeal is taken and with the board of appeals a notice of appeal specifying the grounds thereof The officer from whom the appeal is taken shall forthwith transmit to the board all the papers constituting the record upon which the action appealed from was taken

An appeal stays all proceedings in furtherance of the action appealed from unless the officer from whom the appeal is taken certifies to the board of appeals after the notice of appeal shall have been filed with him that by reason of facts stated in the certificate a stay would in his opinion cause immient peril to life or property In such case proceedings shall not be stayed otherwise than by a restraining order which may be granted by the board of appeals or by a court of record on application on notice to the officer from whom the appeal is taken and on due cause shown

The board of appeals shall fix a reasonable time for the hearing of the appeal give public notice thereof as well as due notice at least six days prior to the hearing by mail to the parties in interest at the address filed with the appeal and decide the same within a reasonable time Upon the hearing any party may appear in person or by agent or by attorney

The board of appeals shall have the following powers

1 To hear and decide appeals where it is alleged there is error in any order requirement decisions or determination made by an administrative official in the enforcement of this act or of any ordinance adopted pursuant thereto

2 To hear and decide special exceptions to the terms of the ordinance upon which such board is required to pass under such ordinance

3 To authorize upon appeal in specific cases such variance from the terms of the ordinance as will not be con-

trary to the public interest where owing to special conditions a literal enforcement of the provisions of the ordinance will result in unnecessary hardship so that the spirit of the ordinance shall be observed and substantial justice done

In exercising the above-mentioned powers such board may in conformity with the provisions of this act reverse or affirm wholly or partly or may modify the order requirement decision or determination appealed from and may make such order requirement decision or determination as ought to be made and to that end shall have all the powers of the officer from whom the appeal is taken

Any person or persons jointly or severally aggrieved by any decision of the board of appeals or any taxpayer or any officer department board or bureau of the municipality may present to the court of common pleas of the respective county a petition duly verified setting forth that such decision is illegal in whole or in part specifying the grounds of the illegality Such petition must be presented to the court within thirty days after the filing of the decision in the office of the board

Upon the presentation of such petition the court may allow an appeal directed to the board of appeals to review such decision of the board of appeals and shall prescribe therein the time within which a return thereto must be made and served upon the relator's attorney which shall not be less than ten days and may be extended by the court The allowance of the writ shall not stay proceedings upon the decision appealed from but the court may on application on notice to the board and on due cause shown grant a restraining order

The board of appeals shall not be required to return the original papers acted upon by it but it shall be sufficient to return certified or sworn copies thereof or of such portions thereof as may be called for by such writ The return shall concisely set forth such other facts as may be pertinent and material to show the grounds of the decision appealed from and shall be verified

If upon the hearing it shall appear to the court that testimony is necessary for the proper disposition of the matter it may take evidence or appoint a referee to take such evidence as it may direct and report the same to the court with his findings of fact and conclusions of law which shall constitute a part of the proceedings upon which the determination of the court shall be made The court may reverse or affirm wholly or partly or may modify the decision brought up for review

Costs shall not be allowed against the board unless it shall appear to the court that it acted with gross negligence or in bad faith or with malice in maikng the decision appealed from

All issues in any proceeding under this section shall have preference over all other civil actions and proceedings

Section 5 The legislative body of such cities may provide by ordinance for the enforcement of this act and of any ordinance or regulation made thereunder A violation of this act or of such ordinance or regulation is hereby declared to be a misdemeanor and such legislative body may provide for the punishment thereof by fine or imprisonment or both It is also empowered to provide civil penalties for such violation

Section 6 The provisions of this act shall be severable and if any of its provisions shall be held to be unconstitutional the decision of the court shall not affect or impair any of the remaining provisions of the act It is hereby declared as a legislative intent that this act would have been adopted had such unconstitutional provision not been included therein

The title was read, and agreed to as follows:

An Act to amend section one of and to add sections four five and six to an act entitled "An act authorizing cities of the third class to regulate the location of business trades and industries the location size and use of buildings and the areas of yards courts and open spaces" approved the third day of April one thousand nine hundred and twenty-three (Pamphlet Laws fifty-four) extending the provisions thereof to structures other than buildings providing for a board of appeals to review decisions of the officer charged with the enforcement of any zoning ordinance duly adopted by said cities establishing appeals from the decision of said board of appeals to the court of common pleas of the respective counties and authorizing said appeals to be advanced also providing for the enforcement of zoning regulations established by said cities and providing penalties for the violation of the same

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 342, entitled:

An Act to amend section five of article two of an act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws seven hundred and fifty-six) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania and for the protection and preservation of property connetcted herewith"

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section five of article two of an act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws seven fifty-six) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith" is hereby amended to read as follows

Section 5 The operator or the superintendent of every mine shall furnish the inspector of the district with a true and correct copy of the aforesaid original map of said mine on tracing cloth and at the end of every six months thereafter the inspector shall return said copy o the operator or the superintendent who shall place or cause to be placed thereon all the extensions made and all portions of the mine worked out or abandoned during the preceding six months as provided for in section four of this article and shall forward the map to the inspector within thirty days from the time of receiving it Provided That in lieu of the map on tracing cloth as aforesaid the operator or the superintendent shall have the privilege of furnishing every six months a blue print showing the complete workings of the mine to date When more than one seam of coal is being worked in any mine the inspector shall be provided with a separate copy of the original map on tracing cloth or a blue print of the complete workings of each seam as provided for n this article The copies of the maps of the several mines as hereinbefore required to be furnished to the inspector shall remain in the care of the inspector of the district in which said mines are situated as official records pertaining strictly to the office of said inspector to be transfered by him to his successor in office and in no case shall any copy thereof be made or any information therefrom be given to any person without the consent of the operator except as provided for in section two of this article Provided further That when ne mine is working a seam of coal under another mine that is working an overlying seam and the two mines are operated by different operators Such operators shall exchange with each other copies of their respective mine maps showing such portions of their respective mines as may be directly above or below the other mine

On the question,

Will the House agree to the section?

Mr. HEFFRAN. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 1, page 2, line 23 by striking out the word "offiice" and inserting in lieu thereof "office"

Amend section 1, page 2, line 24 by striking out the word "transfered" and inserting in lieu thereof "transferred"

Amend section 1, page 3, by inserting on line 5 after the word "mine" the following words. "Such operators shall exchange with each other copies of their respective mine

maps showing such portions of their respective mines as may be directly above or below the other mine."

On the question,
Will the House agree to the amendments?
They were agreed to,
On the question,
Will the House agree to the section as amended?
It was agreed to.

The title was read as follows:

An Act to amend section five of article two of an act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws seven hundred and fifty-six) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania and for the protection and preservation of property connected herewith"

On the question,
Will the House agree to the title?
Mr. HEFFRAN. Mr. Speaker I desire to offer the following amendment.
The SPEAKER. The amendment will be read by the Clerk.
The amendment was read by the Clerk as follows:

Amend title, page 1, line 8 by striking out the word "herewith" and inserting in lieu thereof "therewith"

On the question,
Will the House agree to the amendment?
It was agreed to.
On the question,
Will the House agree to the title as amended?
It was agreed to.

And said bill having been read at length the second time and agreed to as amended.
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 709, entitled:

An Act to amend section thirteen of an act approved the nineteenth day of March one thousand nine hundred and nine (Pamphlet Laws forty-six) entitled "An act to regulate the practice of osteopathy in the State of Pennsylvania to provide for the establishment of a State Board of Osteopathic Examiners to define the powers and duties of said Board of Osteopathic Examiners to provide for the examining and licensing of osteopaths in this State and to provide penalties for the violation of this act" by requiring osteopathic physicians to register annually and imposing a fee therefor

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section thirteen of an act approved the nineteenth day of March one thousand nine hundred and nine (Pamphlet Laws forty-six) entitled "An act to regulate the practice of osteopathy in the State of Pennsylvania to provide for the establishment of a State Board of Osteopathic Examiers to define the powers and duties of said Board of Osteopathic Examiners to provide for the examining and licensing of osteopaths in this State and to provide penalties for the violation of this act" is hereby amended to read as follows

Section 13 From and after the approval of this act no person shall enter upon or continue the practice of osteopathy in the State of Pennsylvania unless he or she has complied with the provisions of this act and shall have exhibited to the prothonotary of the court of common pleas of the county in which he or she desires to practice osteopathy a license duly granted to him or her as hereinbefore provided whereupon he or she shall be entitled upon the payment of one dollar to be duly registered in the office of the prothonotary of the court of common pleas of said county It shall be the duty of all persons now qualified and engaged in the practice of osteopathy or who shall hereafter be licensed by the State Board of Osteopathic Examiners to engage in such practice in this Commonwealth to register with the said State Board of Osteopathic Examiners as practitioners on or before the first day of January one thousand nine hundred and twenty-six and thereafter to register with said Board in like manner annually on or before the first day of January of eaech succeeding year The form and method of such registration shall be provided for by such Board in such manner as will enable it to carry into effect the purposes of this act The said State Board of Osteopathic Examiners shall be entitled to demand for each annual registration a fee of five dollars or such other sum as shall be fixed by the Department of Public Instruction under authority of law The fee shall in all cases accompany the application for such registration All fees received hereunder shall unless otherwise provided by law be used by the said Board in carrying out the provisions of this act Any person who shall practice or attempt to practice osteopathy as defined in (section eleven of) this act in treating diseases or any ailment whatsoever of the human body or who shall use any of the terms or letters osteopath osteopathists osteopathy doctor of osteopathy diplomat in osteopathy or D O or and other titles or letters under such circumstances as to induce the belief that the person who uses such terms is engaged in the practice of osteopathy without having first obtained the license herein provided for or contrary to the provisions of this act or who shall under any other term or name practice or attempt to practice osteopathy as defined in this act or who for the purpose of obtaining such licenses shall falsely represent himself or herself to be the holder of a diploma as herein provided shall be deemed guilty of a misdemeanor and upon conviction thereof in the court of quarter sessions of the county wherein the offense shall have been committed shall pay a fine of not less than one hundred dollars nor more than five hundred dollars or by imprisonment in the county jail for not less than thirty days nor more than ninety days for each offense either or both at the discretion of the court Provided however That nothing contained in this act shall be construed as affecting the so-called practice of medicine

On the question,
Will the House agree to the section?
Mr. HALL. Mr. Speaker, I desire to offer the following amendments.
The SPEAKER. The amendments will be read by the Clerk.
The amendments were read by the Clerk as follows:

Amend Sec. 1, page 2, line 22, by striking out the word "Osteopahic" and inserting in lieu thereof "Osteopathic".
Amend Sec. 1, page 3, line 10, by striking out the parentheses inclosing the words (section eleven of) and inserting in lieu thereof brackets—"[ ]".

On the question,
Will the House agree to the amendments?
They were agreed to,
On the question,
Will the House agree to the section as amended?
It was agreed to.

The title was read and agreed to as follows:

An Act to amend section thirteen of an act approved the nineteenth day of March one thousand nine hundred and nine (Pamphlet Laws forty-six) entitled "An act to regulate the practice of osteopathy in the State of Pennsylvania to provide for the establishment of a State Board of Osteopathic Examiners to define the powers and duties of said Board of Osteopathic Examiners to provide for the examining and licensing of osteopaths in this State and to provide penalties for the violation of this act" by requiring osteopathic physicians to register annually and imposing a fee therefor

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 762, as follows:

An Act to amend section two hundred and forty of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" making misfeasance of township supervisors a misdemeanor

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two hundred and forty of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" is hereby amended to read as follows

Section 240 Any township supervisor township superintendent roadmaster or contractor employed to work on the roads bridges and highways of any township of the second class who shall violate any of the provisions of this act other than those for the violation of which specific penalties are provided or who shall fail neglect or refuse to carry out the provisions of this act shall be guilty of a misdemeanor and upon conviction in a court of quarter sessions be sentenced to pay a fine of not more than fifty dollars to be collected in the name of the township as other debts of like amount are collected All such fines shall be paid to the township treasurer for the use of the road fund

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 857, as follows:

An Act to amend section six of the act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred and two) entitled "An act relating to mattresses pillows bolsters feather beds comfortables cushions and upholstered furniture regulating the making remaking renovating sterilizeng disinfecting sale leasing delivering and consigning thereof and the possession thereof with intent to sell lease deliver or consign"

Section 1 Be it enacted by the Senate and House of Representative of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section six of the act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred and two) entitled "An act relating to mattresses pillows bolsters feather beds comfortables cushions and upholstered furniture regulating the making remaking renovating sterilizing disinfecting sale leasing delivering and consigning thereof and the possession thereof with intent to sell lease deliver or consign" is hereby amended to read as follows

Section 6 Each and every mattress or article covered by this act other than a feather or down filled pillow bolster bed comfortable cushion or any secondhand article of upholstered furniture shall bear securely attached thereto and visible on the outside covering a tag to be procured from the Department of Labor and Industry upon which shall be plainly and indelibly stamped or printed in English (a) a statement showing whether the materials used in filling said mattress or article are wholly new or secondhand or partly secondhand (b) the name and address of maker and vendor (c) the word secondhand upon any article of which prior use has been made (d) the number of the permit issued for sterilizing and disinfecting

Each and every pillow or other article covered by this act in which feathers or down are used shall bear securely attached thereto and visible on the outside covering a tag to be procured from the Department of Labor and Industry upon which shall be plainly and indelibly stamped or printed in English (a) statement that the feathers or down used in filling have been sterilized and disinfected in accordance with this act (b) the number of the permit issued for sterilizing and disinfecting the feathers or down (c) the name and address of maker and vendor (d) the word secondhand upon a feather or down filled article of which prior use has been made (e) the number of permit issued for sterilizing and disinfecting

Each and every article of upholstered furniture of which prior use has been made shall bear securely attached thereto and visible on the outside covering a tag to be procured from the Department of Labor and Industry upon which shall be plainly and indelibly stamped or printed in English the word secondhand together with the name and address of the vendor

No additional information shall be contained in said statements except however that when any article of stuffed or upholstered furniture is made up of more than one movable cushion mattress or pillow covered by this act the tag required by this section to be attached to each such cushion mattress or pillow may be attached to only one of the said cushions mattresses or pillows in which case said tag shall state thereon that similar material is used in filling the other cushions mattresses or pillows making up such article or furniture

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 661, as follows:

An Act to amend section two of the act approved the twelfth day of June one thousand nine hundred and nineteen (Pamphlet Laws four hundred and sixty-one) entitled "An act to provide for the removal or retirement of judges of the Supreme Superior common pleas orphan's municipal and county court permanently disqualified by reason of physical or mental disability to perform their regular judicial functions or duties and providing for the payment of compensation to them during the balance of the term for which they may have been elected and in certain cases for the remainder of their lives after resignation or retirement and for filling the vacancies caused thereby providing for judges who have been retired or who have retired or resigned under provisions of previous acts or otherwise and repealing certain acts" requiring that judges shall have reached the age of sixty-five years before being eligible to retirement

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of the act approved the twelfth day of June one thousand nine hundred and nineteen (Pamphlet Laws four hundred and sixty-one) entitled "An act to provide for the removal or retirement of judges of the Supreme Superior common pleas orphans' municipal and county court permanently disqualified by reason of physical or mental disability to perform their regular judicial functions or duties and providing for the payment of compensation to them during the balance of the term for which they may have been elected and in certain cases for the remainder of their lives after resignation or retirement and for filling the vacancies caused thereby providing for judges who have been retired or who may have retired or resigned under provisions of previous acts or otherwise and repealing certain acts" is hereby amended to read as follows

Section 2 Any judge of the Supreme Superior common pleas orphans' municipal or county court who shall have reached the age of sixty-five years and who shall have served in judicial office for twenty (20) years or more immediately prior to the date of his resignation or retirement may resign or retire and if after his resignation or honorable retirement from office by expiration of term or otherwise he shall hold himself in readiness to advise with his successors and their colleagues and to perform duties as sepcial master referee auditor or examiner in such ways as he may be reasonably able to do shall receive during the remainder of the term for which he was last elected if he shall so long live and during the remainder of his life after the expiration of the term for which he shall have been elected a sum equal to one-half (½) of the salary which would have been paid to him had he continued in active service in such court

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 529, entitled:

An Act providing for the payment by counties and poor districts of the salaries of officers where pending the settlement of a dispute the salary paid to such officer was less than the amount to which he was legally entitled

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever heretofore pending the settlement of a dispute any county or poor district has paid to a public officer a salary for the performance of his duties and in subsequent legal proceedings brought in a court of record by such officer during his incumbency in office it was decided that the salary of such officer as fixed by law was in excess of the amount which was being paid by the county or poor district to such officer prior to such legal proceedings then in any such case such officer shall be entitled to receive and be paid by the county or poor district responsible for the payment of the salary of such officer an amount equal to the difference between the amount to which he was legally entitled and the amounts received prior to such legal proceedings and no failure on the part of such officer to appeal from the annual report of any auditor or board of auditors or controller shall be held to bar his right to recover the salary to which he was legally and morally entitled Provided That this act shall not apply to the salary of any officer for any period prior to the first day of January one thousand nine hundred and seventeen

On the question,

Will the House agree to the section?

Mr. HALL. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 1, line 5, by striking out the word "pubilc" and inserting in lieu thereof "public."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act providing for the payment by counties and poor districts of the salaries of officers where pending the settlement of a dispute the salary paid to such officer was less than the amount to which he was legally entitled

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 586, entitled:

An Act to amend section one of article thirteen of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nominations and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" by authorizing cities to construct house connections from sewers to curbs and to assess the cost thereof to property owners

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of article thirteen of an act aproved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" is hereby amended to read as follows

Section 1 The council of any city of the third class shall have power subject to the provisions of existing laws without petition to construct and reconstruct or cause to be constructed sewers of all kinds including house connections to the curb in its public streets lanes alleys highways and over and across public and private lands or property and to pay the cost and expense thereof out of the general revenues or special funds raised for said purpose or to assess the same in whole or in part upon abutting property as hereinafter mentioned and where the cost of constructing any sewer is paid for wholly from city funds the respective city shall have authority to charge a reasonable fee for tapping or connecting with said sewer In the case of the construction of main sewers or of any sewer which can be used in part for main sewerage purposes and in all cases where said sewer will also serve as a local sewer the said city is authorized to and may provide for assessing the abutting property with the local sewerage part thereof according to the foot-front or the assessed valuation of the said property for city purposes or according to benefits The cost of all main sewers or of any sewers used in part for main sewerage purposes over and above the amount assessed for local sewerage as above provided shall be paid for from the city funds as aforesaid Council may also provide that the cost and expenses of local lateral branch including house connections to the curbs and other sewers may be assessed against the abutting property according to the foot-front or according to the assessed valuation thereof for city purposes or according to benefits And it shall be lawful for any such city to construct or cause to be constructed a sewerage system of sewers in streets lanes alleys and highways with extensions thereof and with lateral and branch sewers therefrom in other streets lanes alleys and highways and in public or private lands at the same time as part of the same improvement and under the same contract and the cost and expense thereof may be assessed as is herein provided

The title was read as follows:

An Act to amend section one of article thirteen of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An act providing for the incorpora-

tion regulation and government of cities of the third class regulating nominations and elections of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" by authorizing cities to construct house connections from sewers to curbs and to assess the cost thereof to property owners

On the question,

Will the House agree to the title?

Mr. HORN. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 6, by striking out the word "incorportion" and inserting in lieu thereof "incorporation."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 362, as follows:

An Act to amend section one of an act approved the second day of April one thousand nine hundred and nineteen (Pamphlet Laws thirty-three) entitled "An act providing for the appointment of assistant district attorneys in the several counties of this Commonwealth having a population of over one million and less than one million five hundred thousand inhabitants prescribing the powers and duties and fixing their salaries," extending the provisions of said act to counties of the second class and increasing the number and salaries of assistant district attorneys thereof.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of an act approved the second day of April one thousand nine hundred nineteen (Pamphlet Laws thirty-three) entitled "An act providing for the appointment of assistant district attorneys in the several counties of this Commonwealth having a population of over one million and less than one million five hundred thousand inhabitants prescribing the powers and duties and fixing their salaries" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in every county of the second class of this Commonwealth the district attorney shall have authority to appoint one or more assistants learned in the law not exceeding twelve in number to assist the district attorney in the discharge of his duties One of said assistant district attorneys who shall be designated as the first assistant shall receive a salary of sixty-five hundred dollars per annum One of the said assistant district attorneys who shall be designated as the second assistant shall receive a salary of fifty-five hundred dollars per annum One of the said assistant district attorneys who shall be designated as the third assistant shall receive a salary of five thousand dollars per annum One of said assistant district attorneys who shall be designated as the fourth assistant shall receive a salary of forty-five hundred dollars per annum Of the other eight assistant district attorneys four shall receive a salary of thirty-six hundred dollars per annum each and four shall receive a salary of thirty-two hundred dollars per annum each The salaries herein provided shall be paid out of the county treasury

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 418, as follows:

An Act authorizing and providing for the acquiring by agreement and operating by boroughs of water systems owned by corporations furnishing water within the acquiring borough and in adjacent townships or nearby boroughs authorizing the placing of liens upon and the issuing of obligations secured by the property acquired for the payment thereof and providing that the obligations shall be exempt from taxation for any purpose

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That where the price and terms are agreed upon a borough may become the owner of and operate any water system owned and operated by a corporation furnishing water within the acquiring borough and in adjacent townships or nearby boroughs and may pay therefor by obligations secured by liens on the property acquired and which shall impose no municipal liability Provided That this act shall not apply where a duly organized water company is authorized to furnish and is furnishing service in the adjacent townships or nearby boroughs where the water company whose system is purchased under the provisions of this act had been furnishing service

And said bill having been read at length the second time, and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 788, as follows:

An Act to amend clause fifteen of section three hundred and eighty of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet laws eight hundred and forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" by permitting the establishment of lights along county highways with the approval of the county commissioners in townships of the first class

Section 1 Be it enacted by the Senate and House of Representative of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause fifteen of section three hundred and eighty of the act approved the fourteenth day of July one thousand nine hundred and seventeen. (Pamphlet Laws eight hundred and forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" is hereby amended to read as follows

XV To establish lights on and along State highways county highways and turnpike roads running through such township No such lights shall be established upon State highways or upon turnpike roads under the jurisdiction of the State Highway Department until a permit has first been obtained from the State Highway Commissioner or upon county highways until a permit has also first been obtained from the county commissioners

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reaing.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 340, entitled:

An Act to amend paragraph two section nine article four paragraph three section fourteen article four and sections one and three of article ten of an act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws seven hundred and fifty-six) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania and for the protection and preservation of property connected therewith"

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representative of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph two section nine article four of an act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws seven hundred and fifty-six) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania and for the protec tion and preservation of property connected therewith" is hereby amended to read as follows

In such portions of a dry and dusty mine where explosive gas is being generated in quantities sufficient to be detected by an approved safety lamp the mine foreman shall direct and see that the rooms and entries are moistened by water or other efficient means as often as necessary to keep the dust in damp condition and he shall direct and see that the dust is loaded and taken out of the mine as often as necessary By damp conditions is meant that at least thirty per cent moisture shall be present in the coal dust so treated Provided however that the above provisions shall not prohibit the substitution for water of any other substance which will render coal dust on the sides bottom and timbers inert to explosibility

On the question,

Will the House agree to the section?

Mr. HEFFRAN. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 1, page 2, by striking out in line 10 after the word "necessary" the following words: "By damp con".

Amend section 1, page 2, by striking out the whole of line 11.

Amend section 1, page 2, by striking out in line 12 the following words: "shall be present in the coal dust so treated".

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section was read and agreed to as follows:

Section 2 That paragraph three section fourteen article four of said act is hereby amended to read as follows

No shot-firer or any other person shall fire a shot in any working place in any mine if his safety lamp can detect explosive gas at the roof In gaseous dusty mines in which approved locked safety lamps are used he shall fire no holes unless the entries and rooms which are dry and dusty are thoroughly wetted as provided for in section nine paragraph two so as to prevent the existence of any dry dust for a distance of not less than eighty feet from the hole to be fired unless the dust is rendered inert to explosibility by some other means Provided however that in all mines wherein the coal is being blasted from the solid the mine foreman shall direct and see that the provisions of this section are fully complied with

The third section was read as follows:

Section 3 That section one of article ten of said act is hereby amended to read as follows

APPROVED ELECTRIC LAMPS LOCKED SAFETY LAMPS AND OPEN LIGHTS DEFINING WHEN THEY CAN BE USED

Section 1 The use of open lights is prohibited in any entry airway traveling way room or any other working place where explosive gas is being generated in such quantity as can be detected by an approved safety lamp also in pillar workings where a sudden inflow of explosive gas is likely to be encountered and all such places shall be worked exclusive with locked safety lamps This does not prohibit the use of approved electric lamps Provided That the mine foreman the assistant mine foreman the fire bosses machine runners shot-firers and all other persons required by the mine foreman or the mine inspector shall in addition thereto use approved flame safety lamps for detecting explosive gas The use of open lights is also prohibited in all working places roadways or other portions of the mine through which explosive gas might be carried in the air current in quantities indicating danger Provided however That if the inspector is of the opinion that any mine or any portion of any mine should be operated by the use of loceked safety lamps exclusively he shall have the right to petition the Chief of the Department of Mines in writing setting forth such opinion and his reasons therefor Whereupon the said chief shall forthwith instruct two or more other inspectors to accompany the inspector of the district to make a further thorough examination into the matter in dispute and of all workings of said mine whether in active operation or not The said committee of inspectors shall within seven days of their appoint ment make a report in writing to the Chief of the Department of Mines and to the superintendent general manager operator or owner of said mine giving the conclusions arrived at with their reasons therefor and the decision of said committee shall be final and conclusive unless the superintendent general manager operator or owner shall within seven days of the receipt thereof appeal from such decision to the court of quarter sessions of the county in which the mine is located Whereupon the court or a judge of said court in chambers shall forthwith appoint four practical reputable and competent persons two of whom shall be recommended by the superintendent general manager operator or owner and the other two by the Chief of the Department of Mines and the four persons thus recommended shall name a fifth person who also must be practical reputable and equally competent and the five persons so named none of whom shall be in the employ of the operator operating company or any of its offices or of the State Department of Mines shall constitute a commission to investigate and report on the matter in dispute Provided however In case any or all of said four persons are not recommended by a writing filed in said court within seven days after the appeal is filed that then the said court shall fill the vacancy or vacancies by the appointment of a practical reputable and competent person or persons and in case the four persons thus chosen shall not agree in writing upon the fifth person of this commission within five days after they have received notice of their appointment then the said court shall appoint the said fifth person on this commission The duty of said commission of five persons shall be under the instruction of the court to forthwith examine said mine or portion thereof and report under oath within ten days after their appointment the facts as they exist and the conditions pertaining thereto and based upon such conditions and facts the decision of a majority on the matter in dispute and their report and decision shall be final and conclusive unless exceptions thereto shall be filed by the superintendent general manager operator or owner or the Chief of the Department of Mines within seven days of the filing of said commission's report If except tions are filed the court shall at once hear and upon testimony taken thereon determine them and enter a decree in accordance with such determination Provided That the Superintendent general manager operator owner or Chief of the Department of Mines shall thereafter have the right to have the record and proceedings removed to the supreme court for review by appeal or writ of error

On the question,

Will the House agree to the section?

Mr. HEFFRAN. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 3, page 3, inserting in line 18, after the word "shot-firers" the word "pumpers."

Amend section 3, page 3, by striking out in line 19 after the word "foreman" the words "or the mine."

Amend section 3, page 3, by striking out in line 20 the word "inspector."

On the question.

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The fourth section and title were separately read and agreed to as follows:

Section 4 That section three of article ten of said act is here by amended to read as follows

Section 3 The use of open lights is strictly prohibited in the return air current of any portion of a mine that is ventilated by the same continuous air current that ventilates any other portion of said mine in which locked safety lamps or electric lamps are used as provided for in section one article ten of this act The provisions of this section shall not apply to any mine wherein explosive gas is generated only at the face of active entries

An Act to amend paragraph two section nine article four paragraph three section fourteen article four and sections one and three of article ten of an act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws seven hundred and fifty-six) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania and for the protection and preservation of property connected therewith"

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 575, (Senate Bill No. 94), entitled:

An Act to validate the obligation of school districts issued prior to January first one thousand nine hundred and twenty-four pursuant to section five hundred and eight of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof, providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith," and its amendments, notwithstanding that said obligations were not issued under the seal of the district if any were not properly attested by the president and secretary of the board of directors of such district and that the incurring of said indebtedness and the issuing of obligations therefor were not first authorized by not less than two-thirds of the members of the board of school directors and that no provision for the payment of the same from the current revenue of said district was made.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 576, (Senate Bill No. 98), entitled:

An Act to further amend section one of the act approved the eighth day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred and fifteen) entitled "An act to fix the salaries of the deputies in the offices of the clerk of the courts county controller recorder of deeds county treasurer chief deputy sheriff and chief clerk to the county commissioners in counties of this Commonwealth having over two hundred and fifty thousand population and less than four hundred thousand population" as amended by providing that the deputy prothonotary in counties of the third class shall receive the same salary paid other deputies in such county

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 818, (Senate Bill No. 85), entitled:

An Act for the promotion of the safety of the traveling public by authorizing counties and townships to purchase or condemn by the right of eminent domain property and lands along highways so as to eliminate dangerous curves and widen narrow highways

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 722, (Senate Bill No. 165), entitled:

An Act authorizing counties to engage in health work and to appropriate monies for such purposes

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 726, (Senate Bill No. 47), entitled:

An Act regulating the sale of oysters at retail

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 992, (Senate Bill No. 455), entitled:

An Act to amend section three of the act approved the thirteenth day of July one thousand nine hundred and twenty-three (Pamphlet Laws one thousand ninety) entitled "A Supplement to an act approved the twenty-seventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand one hundred and seventy-three) entitled 'An act constituting a commission to make an investigation of the battlefields of France and Belgium and to select points for the erection of monuments and markers of appropriate

design to commemorate the achievements of Pennsylvania soldiers during the World War defining the powers and duties of the commission and making an appropriation' continuing said commission providing for the erection of certain memorials in France and Belgium and making an appropriation"

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## QUESTION OF PERSONAL PRIVILEGE.

Mr. ALEXANDER. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. ALEXANDER. Mr. Speaker this is the conclusion of the arrangement. The ticket agent of the Pennsylvania Railroad Company will be at the desk beside the Speaker's desk immediately after adjournment with tickets and also space in the cars. You can get your tickets immediately after adjournment.

## ANNOUNCEMENT BY THE SPEAKER.

The SPEAKER. The Chair desires to state that there is a possibility next week we may have to remain here until Thursday if we want to carry out our program of adjourning on April 16th. The Chair merely makes this announcement at this time so the members may make their arrangements to stay until Thursday of next week.

## RESOLUTION RELATIVE TO EXPENSES OF COMMITTEE INVESTIGATING CHARGES AGAINST JUDGE BERKEY.

Mr. MARSHALL. Mr. Speaker I ask unanimous consent to offer a resolution at this time.

The SPEAKER. Does the gentleman from Philadelphia, Mr. Sowers, withdraw his objection?

Mr. SOWERS. Mr. Speaker, I now understand that the resolution as now offered reduces the amount from $5,000 to $2,500. Is that correct Mr. Marshall?

Mr. MARSHALL. Mr. Speaker, that is correct, I have cut it in two at the request of Mr. Sowers. We do not know at this time what the total amount of this expense will be, but there are certain items that must be paid and I would ask that this be considered now.

Mr. SOWERS. Mr. Speaker, I will withdraw my objection. The reason for my objection was that I had been informed that they were going to bring one hundred and ninety witnesses and they were charging ten cents a mile for all of these witnesses. It seemed to me to be an extravagence that we should not pay, but if the amount is cut to $2,500 I will withdraw my objection.

The SPEAKER. Is there any objection to the consideration of this resolution at this time?

Mr. MARSHALL. Mr. Speaker, I wish to state in explanation of the expense———

The SPEAKER. The gentleman from Beaver is out of order, we are not discussing the resolution. The question before the House now is, will the House give its unanimous consent to the consideration of the resolution at this time. Is there any objection? The Chair hears none and the resolution will be read by the clerk for information.

The Clerk read the resolution as follows:

In The House of Representatives, March 3, 1925.

Whereas, The House of Representatives by Resolution No. 1, adopted on the seventeenth day of February, one thousand nine hundred and twenty-five, authorized the Judiciary General Committee of the House of Representatives to inquire into and concerning the official conduct of the Honorable John A. Berkey, Judge of the several courts of the sixteenth judicial district of the Commonwealth of Pennsylvania, and

Whereas, Said Resolution provided that the expenses of said investigation should be paid out of the Contingent Fund of the House, and

Whereas, Said Contingent Fund is already so depleted as to render it impossible to pay such expenses out of said Fund, therefore

Be It Resolved, (If the Senate concur), That the Chief Clerk of the House of Representatives is herby authorized to borrow from any bank or trust company a sum of money not exceeding twenty-five hundred dollars, for the purpose of defraying said expenses; be it further

Resolved, That said loan be reimbursed either by an item inserted in the General Appropriation Bill or by a special appropriation made by the General Assembly of the Session of Nineteen Hundred and Twenty-five.

On the question,

Will the House adopt the resolution?

Mr. McCAIG. Mr. Speaker, I don't quite understand this resolution. Is it your purpose to borrow the money from a bank and put it in the contingent fund of the clerk in order to defray these expenses, do I understand rightly?

Mr. MARSHALL. That is correct, according to the resolution. The original resolution provided that the expense connected with this work be paid out of the contingent fund of the House. We are informed that the contingent fund will be entirely consumed in defraying the expenses incidental to the House. We have received nothing whatever from it and it has been suggested by some of the State leaders that the only way to meet this situation, the best way to meet it would be to have the Chief Clerk borrow the money?

Mr. McCAIG. If the House so decrees that we shall pay these expenses why not place them in the general bill as a deficiency to the House contingent fund?

Mr. MARSHALL. The House has already decreed that these expenses be paid, that was incorporated in the original resolution. This resolution provides that these expenses be put in an item inserted in the general appropriation bill or in a separate bill. It was thought advisable to provide two alternatives, that was suggested by some of the State leaders.

Mr. McCAIG. Is it the purpose of the committee to pay all these witness fees, their railroad fare and so forth?

Mr. MARSHALL. No, the witnesses will only get the actual fees allowed by law, the law allows a certain amount for witness fees and a certain amount for attending court. That is all they will get but it will not cover their expenses. They will only get the actual amount allowed by law for witnesses in any hearing.

Mr. McCAIG. Will $2,500.00 cover it?

Mr. MARSHALL. Well, I don't know but I think the one side has about thirty witnesses. We have had a great deal of testimony but I understand the other side is not going to touch on anything but important matters. If you can tell me of any way in which I can set this amount—

Mr. McCAIG. I am not on the committee.

Mr. MARSHALL. You cannot determine how much testimony is going to be introduced at this time or how much time will be consumed on cross-examination. I can say that we are going to push this thing along as rapidly as we can. We have already insisted upon that, and a considerable amount of testimony has been dropped that they intended to introduce.

Mr. DILSHEIMER. I do not think there is any member of this House who wants to block this investigation, but I do not think we ought to incur any more expense than is actually necessary. We surely ought to know something about the expense what it actually would amount to, and I think it would be a proper basis for the sub-committee to at least set an amount of witnesses who are to be heard, otherwise God knows when the end will come. I think it is the thought of the House that the committee should use its own judgment, but we do not know where this investigation will go. So in all fairness to this investigation we surely ought to know something about the expenditures, and I therefore suggest to the committee that has this investigation in charge, that they at least place a limit on the number of witnesses on each side to be heard and the investigation should not be carried out to any great length of time. I give that as my belief.

On the question recurring,

Will the House adopt the resolution?

It was adopted.

Ordered, That the Clerk present the same to the Senate for concurrence.

## ADJOURNMENT.

Mr. ORR. Mr. Speaker, I move that this House do now adjourn until Monday evening March 9th, at 9:00 o'clock.

The motion was agreed to, and (at 2.00 o'clock P. M.), the House adjourned until Monday, March 9th, 1925, at 9.00 o'clock P. M.

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal

Session 1925 — 126th of the General Assembly

Vol. 8. HARRISBURG, PA., MONDAY MARCH 9, 1925. No. 20

## SENATE

MONDAY, March 9th, 1925.

The Senate met at 9:00 o'clock P. M.

The PRESIDENT (Lieutenant-Governor David J. Davis) in the Chair.

### PRAYER.

The Chaplain, Rev. Edward S. Ninde, offered the following prayer:

Our Heavenly Father: We are thankful that Thou dost never grow weary of our coming to Thee. "Like as a father pitieth his children, so the Lord pitieth them that fear Him. He knoweth our frame, He remembereth that we are dust." Thou invitest us to come to Thee just as we are, with our joys and sorrows, our hopes and fears, and Thou wilt never send us away empty. Giving doth not impoverish Thee, and from the unwasting fulness of Thy bounty Thou wilt care for us as Thou seest we need. So we pray Thee to bless us at this time. Be with the Senators as they take up the business of this new week, and in all that they do may they be guided by divine wisdom.

We ask it in the name of Jesus Christ. Amen.

### JOURNAL APPROVED.

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BUCKMAN, the further reading was dispensed with, and the Journal was approved.

### PETITIONS.

#### PROTESTING AGAINST APPROPRIATIONS TO SECTARIAN INSTITUTIONS.

The Chair laid before the Senate petitions of Nanty Glo Rebekah Lodge No. 220 and Liberty Lodge No. 84, Order of Pathfinders, protesting against appropriations to sectarian institutions.

Which were referred to the Committee on Appropriations.

#### JOINT RESOLUTION OF STATE SENATE OF NEVADA.

He also laid before the Senate communication from the Association against the Prohibition Amendment, Inc., of Reno, Nevada, which was read as follows and referred to the Committee on Law and Order.

NEVADA DIVISION,
THE ASSOCIATION AGAINST THE PROHIBITION AMENDMENT, Inc.

208 Nevada State Life Building
Reno, Nevada, March 4, 1925.

The Hon. President of the Senate,
Harrisburg, Pennsylvania.

Dear Sir: Your attention is directed to a Resolution passed by the Nevada Legislature, applying to Congress to call a constitutional convention to consider means of amending the 18th Amendment to the Constitution of the United States. A copy of the Resolution is enclosed herewith.

Adoption of similar resolutions by the legislatures of other States affords the only practical means of changing the existing law.

The attempt to enforce prohibition by penal statute has failed and has led to abuses which have become intolerable. The best minds of the nation are now directed toward a solution of this problem.

Will you not give this matter your immediate, serious consideration and do all in your power to secure the adoption of a similar resolution by the legislature of your state?

Yours very truly,
(Signed) Charles Stever.

STATE OF NEVADA

SENATE JOINT RESOLUTION No. 6

Introduced by Senator Scott, Feb. 4, 1925
Passed by both houses of the Nevada Legislature

Senate Joint Resolution:

Making application to the Congress of the United States to call a convention for proposing an amendment to article XVIII of the amendment to the Constitution of the United States.

Whereas, Both by popular vote and legislative action, the people of the State of Nevada are on record as favoring prohibition; and

Whereas, Experience has demonstrated that the attempt to abolish recognized abuses of the liquor traffic by the radical means of constitutional prohibition has generally failed of its purpose; and

Whereas, The Congress is now powerless to enact a law upon the subject, except under such constitutional limitations as to make its remedial value extremely doubtful; and

Whereas, The Constitution of the United States requires the Congress to call a constitutional convention upon application of the legislatures of two-thirds of the states; now, therefore be it

Resolved by the Senate and Assembly of the State of Nevada, That the legislature of the State of Nevada make, and that said Legislature hereby does make, application to the Congress of the United States, and that the Congress propose the method of ratification thereof; be it further

Resolved, That copies of this resolution, duly authenticated, be transmitted without delay by the secretary of state of Nevada to the Congress of the United States, and also to the legislatures of the several states.

#### PROTEST AGAINST THE PASSAGE OF HOUSE BILL No. 677.

He also laid before the Senate communication from the Philadelphia Real Estate Board, protesting against the

passage of House Bill No. 677, which was read as follows and referred to the Committee on Municipal Affairs:

PHILADELPHIA REAL ESTATE BOARD.

Office of the President,
39 South Seventeenth Street, March 5, 1925.

Lieut.-Gov. David J. Davis, President of the Senate, Harrisburg, Pa.

My dear Mr. President: Enclosed is a copy of a Resolution which was unanimously adopted by the Board of Directors of the Philadelphia Real Estate Board, which we desire to bring to your notice as evidence of the opposition of this organization to the proposed Zoning Act, House Bill 677, now pending in the Senate.

I might say to you that this organization consists of a membership representing many millions of property values in this city, and therefore qualified as men who are familiar at first hand with real estate conditions in this city.

We trust that we may have your help in accordance with our Resolution to prevent by proper means the passage of the proposed Zoning Act.

Very truly yours,
Walter C. Redding
President.

Whereas, there has been introduced in the House of Representatives, at Harrisburg, and acted upon favorably by the members thereof, a proposed Zoning Law, officially designated as House Bill 677, and

Whereas, the provisions of this proposed act are such as to result in unfavorable effect upon real estate and real estate conditions generally throughout the city of Philadelphia, therefore, be it

Resolved, by the Board of Directors of the Philadelphia Real Estate Board, the latter comprising a membership which represents many millions of invested capital, that they are opposed to the passage of the aforesaid proposed Zoning Act, and be it further

Resolved, that the members of the Senate of the Commonwealth of Pennsylvania, especially the representatives of the City of Philadelphia in that body, be informed of the Resolution and requested to use every proper means to prevent final passage of the aforesaid Zoning Bill.

## LEAVES OF ABSENCE.

Mr. KRAUSE asked and obtained leave of absence for the Senator from Philadelphia, Mr. McNichol.

## REPORTS FROM COMMITTEES.

Mr. SCHANTZ, from the Committee on Appropriations, reported as committed, Senate Bill No. 514, entitled:

An Act making an appropriation to the Board of Trustees of the Harrisburg State Hospital.

Also, from the Committee on Appropriations, reported as committed, Senate Bill No. 519, entitled:

An Act making an appropriation to the Board of Trustees of the Warren State Hospital.

Also, from the Committee on Appropriations, reported as committed, Senate Bill No. 522, entitled:

An Act making an appropriation to the Board of Trustees of the Hazleton State Hospital.

Also, from the Committee on Appropriations, reported as committed, Senate Bill No. 532, entitled:

An Act making an appropriation to the Board of Trustees of the Torrance State Hospital.

Also, from the Committee on Appropriations, reported as committed, Senate Bill No. 535, entitled:

An Act making an appropriation to the Board of Trustees of the Farview State Hospital.

Also, from the Committee on Appropriations, reported as committed, Senate Bill No. 536, entitled:

An Act making an appropriation to the Board of Trustees of the Coaldale State Hospital.

Also, from the Committee on Appropriations, reported as committed, Senate Bill No. 537, entitled:

An Act making an appropriation to the Board of Trustees of the Ashland State Hospital.

Also, from the Committee on Appropriations, reported as committed, Senate Bill No. 538, entitled:

An Act making an appropriation to the Board of Trustees of the Allentown State Hospital.

Also, from the Committee on Appropriations, reported as committed, Senate Bill No. 542, entitled:

An Act making an appropriation to the Board of Trustees of the Connellsville State Hospital.

Also, from the Committee on Appropriations, reported as committed, Senate Bill No. 543, entitled:

An Act making an appropriation to the Board of Trustees of the Wernersville State Hospital.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 2, entitled:

An Act making an appropriation to the Pennsylvania Institution for the Instruction of the Blind.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 84, entitled:

An Act making an appropriation to the State Highway Department for the payment of rewards to townships of the second class.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 108, entitled:

An Act making an appropriation for the purchase of copies of the history of the Twenty-eighth Division during the World War; and providing for the distribution thereof by the Governor.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 113, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 117, entitled:

An Act making an appropriation to the Board of Trustees of the Laurelton State Village, at Laurelton, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 118, entitled:

An Act making an appropriation to the Board of Trustees of the Shamokin State Hospital.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 131, entitled:

A Further Supplement to an act, approved the first day of April, one thousand eight hundred and sixty-three, (Pamphlet Laws two hundred thirteen), entitled "An Act to accept the grant of public lands by the United States to the several States for the endowment of agricultural colleges," and making an appropriation for carrying the same into effect.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 185, entitled:

An Act making an appropriation to the School of Horticulture for Women, at Ambler, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 280, entitled:

An Act making an appropriation to the Woman's Medical College of Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 330, entitled:

An Act making an appropriation to the Jefferson Medical College of Philadelphia, Pennsylvania, for Medical Education.

Also from the Committee on Appropriations, reported as amended, Senate Bill No. 374, entitled:

An Act making an appropriation to the Board of Trustees of the State Industrial Home for Women, at Muncy, Pennsylvania.

Also from the Committee on Appropriations, reported as amended, Senate Bill No. 386, (House Bill No. 393), entitled:

A Supplement to an act, entitled "An act to provide for the ordinary expenses of the Executive, Judicial, and Legislative Departments of the Commonwealth, interest on the public debt, and the support of the public schools, for the two fiscal years beginning June first, one thousand nine hundred and twenty-three; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and twenty-three," as approved the thirtieth day of June, Anno Domini one thousand nine hundred and twenty-three; providing for deficiencies in certain appropriations made to the Executive, and Judicial Departments by the act to which this is a supplement, and for other minor expenses, incurred or to be incurred to May thirty-first, one thousand nine hundred and twenty-five, by certain of the Executive and Judicial Departments not provided for by said act.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 459, entitled:

An Act making an appropriation to the Board of Trustees of the Pennsylvania Industrial Reformatory, at Huntingdon, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 477, entitled:

An Act making an appropriation to Duquesne University of the Holy Ghost at Pittsburgh, Pennsylvania.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 515, entitled:

An Act making an appropriation to the Washington Crossing Park Commission for the purpose of the acquisition of land and property, and the making of improvements, in accordance with the provisions of the Act of July twenty-fifth one thousand nine hundred and seventeen, (P. L. 1,209) entitled "An act to authorize the acquisition, by purchase or condemnation, of land for a park, and the erection of a monument commemorative of Washington crossing the River Delaware, and for the appointment of a commission to acquire said lands and erect such monument; and making an appropriation for the purpose of this act."

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 544, entitled:

An Act making an appropriation to the Valley Forge Park Commission.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 558, entitled:

An Act making an appropriation to the Pennsylvania State Park and Harbor Commission of Erie.

Also, from the Committee on Appropriations, reported as amended, Senate Bill No. 579, entitled:

An Act making an appropriation to the Nanticoke State Hospital, Nanticoke, Luzerne County, Pennsylvania.

Mr. GRISWOLD, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 510, (House Bill No. 673), entitled:

An Act to further amend section eleven of article six and section fifteen of article seven of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" by changing the salaries of councilmen and mayors.

Mr. BETTS, from the Committee on Public Health and Sanitation, reported as committed, Senate Bill No. 466, entitled:

A supplement to an act approved the seventeenth day of May, one thousand nine hundred seventeen (P. L. 208) entitled, "An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words 'drug' and 'poison'; and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength and purity"; providing for the registration of apprentices in pharmacy, requiring employers of such apprentices to see that they are registered, and imposing penalties.

Mr. GELDER, from the Committee on Public Health and Sanitation, reported as committed, Senate Bill No. 439, (House Bill No. 419), entitled:

An Act to amend sections three and four of the act approved the twenty-sixth day of June, one thousand nine hundred and nineteen (P. L. 640), entitled "An act to discontinue the State quarantine; abolishing all offices and places connected therewith, including the State Quarantine Board, the Quarantine Physician, and the Health Officer for the Port of Philadelphia; providing for the possession, control, and custody of certain books, records, paraphernalia, and property; authorizing the leasing or sale of the real estate or personal property connected with the Marcus Hook Station to the United States Government; and repealing certain acts".

Mr. DAIX, from the Committee on Judiciary Special, reported as committed, Senate Bill No. 552, entitled:

An Act to promote general safety in the use of motion picture film by regulating the manufacture, purchase, lease, use, sale, projection, exhibition, or other disposition of motion picture film of a nitro-cellulose or similarly hazardous base and by removing existing restrictions on the manufacture, purchase, lease, use, sale, projection, exhibition, or other disposition of motion picture film of an acetate of cellulose or similarly non-hazardous base; and providing for the enforcement of the provisions of this act, and penalties for violations of the provisions of this act; and providing for the making and the promulgation of administrative rules and regulations in connection therewith; and providing certain designated fees required thereunder.

Mr. EARNEST, from the Committee on Public Health and Sanitation, reported as committed, Senate Bill No. 299, entitled:

An Act defining Chiropractic creating a Board of Chiropractic Examiners and defining its powers and duties, providing the eligibility of applicants for licensure and regulating the examination and licensure of Chiropractors and the revocation of licenses, making an appropriation and pro-

viding penalties, and to prohibit the practice of any other mode or system under the name of Chiropractic.

Mr. MANSFIELD, from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 481, entitled:

An Act to amend section one thousand one hundred and eighty of the act, approved the fourteenth day of July, one thousand nine hundred and seventeen, (P. L. 840), entitled, "An act concerning townships; and revising, amending and consolidating the law relating thereto," by authorizing townships of the first class to contract with private water companies for a supply of water for public and private uses.

Mr. DAIX, from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 533, entitled:

An Act to amend section three hundred eighty-one of the act approved the fourteenth day of July, one thousand nine hundred and seventeen, (P. L. 840), entitled "An Act concerning townships; and revising, amending, and consolidating the law relating thereto," by providing for the establishment of lights along village streets in townships of the first class and authorizing the levy of a special tax therefor

## BILLS INTRODUCED.

Mr. SALUS read in his place and presented to the Chair, Senate Bill No. 580, entitled:

An Act concerning additional sale of chattels attached or to be attached to realty and regulating the recording and effect thereof and providing remedies and penalties

Which was committed to the Committee on Judiciary General.

Mr. MILLER read in his place and presented to the Chair, Senate Bill No. 581, entitled:

An Act to further amend section two thousand one hundred and eight of an act, approved the 18th day of May, one thousand nine hundred and eleven (P. L. 309), "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof that are or may be inconsistent therewith."

Which was committed to the Committee on Education.

Mrs. VARE read in her place and presented to the Chair, Senate Bill No. 582, entitled:

An Act authorizing cities of the first class and adjoining counties to enter into contracts and proceed with the work of construction and maintenance of meadow banks and dikes at or near the boundary line between said cities and adjoining counties.

Which was committed to the Committee on Municipal Affairs.

Mr. QUIGLEY read in his place and presented to the Chair, Senate Bill No. 583, entitled:

An Act to further amend section one thousand one hundred and twenty-one of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof, providing revenue to establish and maintain the same, and the method of collecting such revenue, and repealing all laws general or special or local, or any parts thereof, that are or may be inconsistent therewith."

Which was committed to the Committee on Education.

Also read in his place and presented to the Chair Senate Bill No. 584, entitled:

An Act to amend section 2,105 of the act approved the 18th day of May, 1911 (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and for the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith."

Which was committed to the Committee on Education.

Mr. NORTON read in his place and presented to the Chair Senate Bill No. 585, entitled:

An Act to provide for the purchase by the Commonwealth of agricultural lands suited to the growing of forest tree seedlings and fixing a maximum amount that may be paid therefor.

Which was committed to the Committee on Agriculture.

Mr. DERRICK read in his place and presented to the Chair Senate Bill No. 586, entitled:

An Act providing for the acquisition of a site for, and the construction of, the Somerset County State Normal School, by the Department of Property and Supplies with the approval of the Superintendent of Public Instruction; providing for the appointment of a Board of Trustees therefor and making an appropriation.

Which was committed to the Committee on Education.

Mr. SONES read in his place and presented to the Chair Senate Bill No. 587, entitled:

An Act making an appropriation to the Aged Colored Women's Home, at Williamsport, Lycoming County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. PAINTER read in his place and presented to the Chair Senate Bill No. 588, entitled:

An Act to establish as a state highway a certain section of public road in the county of Butler.

Which was committed to the Committee on Public Roads and Highways.

Mr. DAIX read in his place and presented to the Chair Senate Bill No. 589, entitled:

An Act to exempt from county, city, borough, township, road, school, and poor taxes the domiciles of veterans who served in the civil war.

Which was committed to the Committee on Finance.

Mr. BARR read in his place and presented to the Chair Senate Bill No. 590, entitled:

An Act to amend sections one thousand four hundred and twenty-five, one thousand four hundred and twenty-six, and one thousand four hundred and twenty-seven, of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same and the method of collecting such revenue; and repeal-

ing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended, by providing for the biennial enumeration of illiterates and aliens.

Which was committed to the Committee on Education.

Also read in his place and presented to the Chair Senate Bill No. 591, entitled:

An Act to further amend clause eight of section one and clause two of section twelve of the act approved the eighteenth day of July, one thousand nine hundred and seventeen, (P. L. 1043) entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," providing for the reinstatement of persons separating from school service for more than five years and returning thereto.

Which was committed to the Committee on Education.

Also read in his place and presented to the Chair Senate Bill No. 592, entitled:

An Act to amend section one, and section seventeen as amended, of the act approved the seventeenth day of June, one thousand nine hundred and thirteen, (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State Purposes;" exempting scrip, bonds, certificates and evidences of indebtedness issued by school districts from taxation under this act.

Which was committed to the Committee on Education.

Mr. BUCKMAN read in his place and presented to the Chair Senate Bill No. 593, entitled:

A Joint Resolution proposing an amendment to Article nine, Section four of the Constitution of the Commonwealth of Pennsylvania, authorizing the State to issue bonds to the amount of one hundred and fifty millions of dollars for the improvement of the highways of the Commonwealth.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 594, entitled:

An Act to amend section ten of an act, approved the thirty-first day of May, one thousand nine hundred and eleven (P. L. 468), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes, defining their duties and the jurisdiction of the State Highway Department and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing roads connecting county-seats, principal cities, and towns extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 595, entitled:

An Act ratifying and confirming all of the actions of the "Pennsylvania Commission" and of the "Joint Commission" created by the Act approved the ninth day of July, one thousand nine hundred and nineteen, (P. L. 814) entitled, "An act providing for the erection and construction by the Commonwealth of Pennsylvania and the State of New Jersey of a bridge over the Delaware River, connecting the city of Philadelphia and the City of Camden, and the approaches thereto; providing for a joint commission for that purpose, and defining its powers and duties; providing for an independent commission in this Commonwealth in relation thereto, and defining its powers and duties; providing for the payment of a part of the cost thereof by the city of Philadelphia; and providing for the acquiring, taking, and condemnation of the real estate for the site and the approaches thereof; providing for the turning over of said bridge upon its completion; and making an appropriation for the purposes of this act," as amended in which the Governor, the Auditor General and the State Treasurer of this Commonwealth or any of them have participated since June fifteenth one thousand nine hundred and twenty-three.

Which was committed to the Committee on Public Roads and Highways.

Also read in his place and presented to the Chair Senate Bill No. 596, entitled:

An Act to amend sections two and three of the act approved the ninth day of July, 1919 (P. L. 814) entitled, "An Act providing fro the erection and construction by the Commonwealth of Pennsylvania and the State of New Jersey of a bridge over the Delaware River, connecting the City of Philadelphia and the City of Camden, and the approaches thereto; providing for a joint commission for that purpose, and defining its powers and duties; providing for an independent commission in this Commonwealth in relation thereto, and defining its powers and duties; providing for the payment of a part of the cost thereof by the city of Philadelphia; and providing for the acquiring, taking and condemnation of the real estate for the site and approaches

thereof; providing for the turning over of said bridge upon its completion; and making an appropriation for the purposes of this act," as amended.

Which was committed to the Committee on Public Roads and Highways.

Mr. WOODWARD read in his place and presented to the Chair Senate Bill No. 597, entitled:

An Act to further amend the fourteenth and twenty-second sections of the act entitled "An Act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in regard to such elections," approved the tenth day of June, eighteen hundred and ninety-three, as amended.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair Senate Bill No. 598, entitled:

An Act to amend sections one, two and three of an act, entitled "A further supplement to the act regulating elections in this Commonwealth," approved the thirtieth day of January, Anno Domini one thousand eight hundred and seventy-four, as amended, so as to abolish the December assessment of voters.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair Senate Bill No. 599, entitled:

An Act to provide for the appointment of District Registrars as assessors in cities of the first class.

Which was committed to the Committee on Elections.

Mr. EARNEST read in his place and presented to the Chair Senate Bill No. 600, entitled:

An Act to amend the title and to re-enact Section four of the Act approved the nineteenth day of May, one thousand nine hundred and fifteen, (P. L. 543) entitled "An act relating to the sale of goods" by including within the subject and Section four of the said act choses in action as well as goods.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 601, entitled:

An Act making a deficiency appropriation to the Harrisburg Polyclinic Hospital of Harrisburg, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also, read in his place and presented to the Chair Senate Bill No. 602, entitled:

An Act to amend section four hundred and one of an act, approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended, by making further provisions for kindergartens.

Which was committed to the Committee on Education.

## BILL ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 3, entitled:

An Act making an appropriation to the West Philadelphia Hospital for Women in the City of Philadelphia.

And said bill having been read at length the third time,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate agree to the bill?

Mr. SCHANTZ. Mr. President, I ask unanimous consent to amend title, page 1, line 2 by striking out the word "a"

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 6, entitled:

An Act making a deficiency appropriation to the Home for Training in Speech of Deaf Children before they are of school age at Philadelphia Pennsylvania

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 7, entitled:

An Act making an appropriation to the Home for the Training in Speech of Deaf Children before they are of school age at Belmont Avenue and Monument Road Philadelphia

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 43, entitled:

An Act making an appropriation to the Allentown Hospital Allentown Lehigh County Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 44, entitled:

An Act making an appropriation to the Saint Luke's Hospital located at Bethlehem Lehigh County Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 45, entitled:

An Act making an appropriation to the Children's Home of Bethlehem Salisbury Township Lehigh County Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Leslie, | Schantz, |
| Betts, | Freeman, | Lanius, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 57, entitled:

An Act making an appropiration to the Carlisle Hospital Carlisle Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL RECOMMITTED.

Mr. SCHANTZ. Mr. President, I move that Senate Bill No. 59, on third reading, entitled:

An Act making an appropriation to the Lewistown Hospital of Lewistown Pennsylvania

be recommitted to the Committee on Appropriations.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 62, entitled:

An Act making an appropriation to the North Pennsylvania General Hospital and Sanatorium at Austin Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 64, entitled:

An Act making an appropriation to the Home for Friendless Women and Children of the city of Scranton

And said bill having been read at length the third time,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate agree to the bill?

Mr. DAVIS. Mr. President, I ask unanimous consent to amend Section 1, page 1, line 9, by inserting after the word "purpose" the word "of"

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 67, entitled:

An Act making an appropriation to the Clearfield Hospital, Clearfield, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 73, entitled:

An Act making an appropriation to the Punxsutawney Hospital Association of Punxsutawney, Jefferson County, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 75, entitled:

An Act making an appropriation to the Brookville Hospital, Brookville, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 76, entitled:

An Act making an appropriation to the Pennsylvania Memorial Home of Brookville, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 77, entitled:

An Act making an appropriation to the trustees of the Philadelphia School of Design for Women at Philadelphia Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Quigley, |
| Baumer, | Einstein, | Lanius, | Salus, |
| Betts, | Freeman, | Leslie, | Schantz, |
| Bonbrake, | Gelder, | MacDade, | Snyder, |
| Brown, | Griswold, | Mansfield, | Sones, |
| Buckman, | Harris, | Miller, | Sprowls, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 90, entitled:

An Act making an appropriation to the Industrial Home for Crippled Children at Pittsburgh Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 95, entitled:

An Act making an appropriation to Liberty Fire Company No. 1 of Spring City Pennsylvania for loss sustained while in attendance at fire on property of State Institution

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 100, entitled:

An Act making an appropriation to the Tabor Home for Children Doylestown Bucks County Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 104, entitled:

An Act making an appropriation to the Allegheny General Hospital

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution. and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 105, entitled:

An Act making an appropriation to the Woods Run Settlement Association Petosky Street North Side Pittsburgh Allegheny County Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Ordered, That the Clerk present said bill to the House of of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 114, entitled:

An Act making an appropriation to the Hospital of the University of Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |

| | | | |
|---|---|---|---|
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 119, entitled:

An Act making an appropriation to the Mary M. Packer Hospital Sunbury Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 129, entitled:

An Act making an appropriation to the Home for Friendless Children in the city of Reading Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 140, entitled:

An Act making an appropriation to the Eagleville Sanatoruim for consumptives located at Eagleville Montgomery County Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 142, entitled:

An Act making an appropriation to the South Side Hospital of Pittsburgh Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 170, entitled:

An Act making an appropriation to carry into effect the provisions of an act, approved the ninth day of July, one thousand nine hundred and nineteen (Pamphlet Laws eight hundred and fourteen), entitled "An Act providing for the erection and construction by the Commonwealth of Pennsylvania and the State of New Jersey of a bridge over the Delaware River, connecting the City of Philadelphia and the City of Camden, and the approaches thereto; providing for a joint commission for that purpose, and defining its powers and duties, providing for an independent commission in this Commonwealth in relation thereto, and defining its powers and duties; providing for the payment of a part of the cost thereof by the City of Philadelphia; and providing for the acquiring, taking, and condemnation of the real estate for the site and approaches thereof; providing for the turning over of said bridge upon its completion; and making an appropriation for the purposes of this act," and its amendments.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Homsher, | North, | Stites, |
| Culbertson, | Heaton, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 180, entitled:

An Act making an appropriation to the Christian Home for Women at Fourteen Hundred and Twenty-three Liverpool Street North Side City of Pittsburgh Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Homsher, | North, | Stites, |
| Culbertson, | Heaton, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 181, entitled:

An Act making an appropriation to the Home for the Aged and Infirm Colored Women at Pittsburgh Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 184, entitled:

An Act making an appropriation to the Chester Day Nursery and Children's Home at Chester Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 186, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Einstein, | Kutz, | Salus, |
| Baumer, | Earnest, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL RECOMMITTED.

Mr. SCHANTZ. Mr. President, I move that Senate Bill No. 192, on third reading, entitled:

An Act making an appropriation to the Children's Aid Society of Pennsylvania

be recommitted to the Committee on Appropriations.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 193, entitled:

An Act making an appropriation to the Wills Eye Hospital of Philadelphia Pennsylvania

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

And the amendments made thereto having been printed as required by the Constitution,

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 194, entitled:

An Act making an appropriation to the Hospital of the Hahnemann Medical College and Hospital of Philadelphia

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 195, entitled:

An Act making an appropriation to the Philadelphia Orthopaedic Hospital and Infirmary for Nervous Diseases of Philadelphia

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |

| | | | |
|---|---|---|---|
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 214, entitled:

An Act making an appropriation to the Grand View Hospital located near Sellersville Bucks County Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 228, entitled:

An Act making an appropriation to the Beulah Anchorage of Reading Pennsylvania

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 231, entitled:

An Act making an appropriation to the American Hospital for Diseases of the Stomach of Philadelphia Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 258, entitled:

An Act making an appropriation to the Home for Widows and Single Women of Reading Pennsylvania

And said bill having been reat at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurreuce.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 281, entitled:

An Act making an appropriation to the Western Temporary Home of Philadelphia

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate porceeded to the third reading and consideration of Senate Bill No. 301, entitled:

An Act making an appropriation to the Mercy Hospital at Wilkes-Barre Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 302, entitled:

An Act making an appropriation to the Pennsylvania Seamen's Friend Society of Philadelphia Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 327, entitled:

An Act making an appropriation to the McKeesport Hospital Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILLS RECOMMITTED.

Mr. KUNKLE. Mr. President, I move that Senate Bill No. 338 on third reading, entitled:

An Act to amend section one as amended of an act approved the first day of May, one thousand nine hundred and nine, (P. L. 346), entitled "An act regulating, requiring and defining certain general specifications for the use and construction of permanent booths or enclosures for operating therein moving-picture machines; regulating, requiring, and defining certain general specifications for the use and construction of portable booths or enclosures for operating therein moving-picture machines; and providing for the supervision and inspection of the same by the Department of Factory Inspection of the Commonwealth of Pennsylvania; and providing penalties for the violation of the provisions thereof; and providing that the provisions thereof shall not apply to

cities of the first and second classes;" providing for the promulgation of rulings by the Industrial Board of the Department of Labor and Industry; and providing for appeal to the said Industrial Board; and providing for the supervision and inspection of the said booths or enclosures by the Department of Labor and Industry of the Commonwealth of Pennsylvania; and providing penalties for the violation of the provisions thereof; and providing that the provisions thereof shall not apply to cities of the first and second classes.

be recommitted to the Committee on Judiciary Special for amendment.

Mr. ARON. Mr. President, I second the motion.

The motion was agreed to.

Mr. KUNKLE. Mr. President, I move that Senate Bill No. 339 on third reading, entitled:

An Act providing for the licensing of motion picture projectionists and apprentice projectionists imposing certain duties upon the Department of Labor and Industry and fixing penalties.

be recommitted to the Committee on Judiciary Special for amendment.

Mr. ARON. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 344, entitled:

An Act making an appropriation to The Friends' Home for Children of the City of Philadelphia and State of Pennsylvania.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 345, entitled:

An Act making an appropriation to The House of Industry for Dischraged prisoners of the City of Philadelphia and State of Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 353, entitled:

An Act making an appropriation to the commission for the acquisition of the various toll-bridges over the Delaware River between the Commonwealth of Pennsylvania and the State of New Jersey for the acquisition and maintenance of toll-bridges

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taen agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 357, entitled:

An Act authorizing the Board of Trustees of Farview State Hospital to utilize for maintenance certain moneys now in its possession

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 362, entitled:

An Act making an appropriation to the National Farm School at Doylestown Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Einstein, | Kutz, | Salus, |
| Baumer, | Earnest, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 364, entitled:

An Act making an appropriation to the Children's Homeopathic Hospital of Philadelphia Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-third of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 369 entitled:

An Act making an appropriation to the Midnight Mission of Philadelphia Pennsylvania.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 370, entitled:

An Act making an appropriation to the Florence Crittenton Home located at one hundred and thirty-nine Queen Street Germantown Philadelphia Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |

| | | | |
|---|---|---|---|
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 371, entitled:

An Act making an appropriation to the Germantown Dispensary and Hospital Germantown Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 380, as follows:

An Act concerning Conditional sales and to make uniform the law relating thereto

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Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That Definition of Terms In this act "Conditional Sale" means (1) Any contract for the sale of goods under which possession is delivered to the buyer and the property in the goods is to vest in the buyer at a subsequent time upon the payment of part or all of the price or upon the performance of any other condition of the happening of any contingency or (2) any contract for the bailment or leasing of goods by which the bailee or lessee contracts to pay as compensation a sum substantially equivalent to the value of the goods and by which it is agreed that the bailee or lessee is bound to become or has the option of becoming the owner of such goods upon full compliance with the terms of the contract

"Buyer" means the person who buys or hires the goods covered by the conditional sale or any legal successor in interest of such person

"Filing district" means the subdivision of the State in which conditional sale contracts or copies thereof are required by this act to be filed

"Goods" means all chattels personal other than things in action and money and includes emblements industrial growing crops and things attached to or forming a part of land which are agreed to be severed before sale or under the conditional sale

"Performance of the Condition" means the occurrence of the event upon which the property in the goods is to vest in the buyer whether such event is the performance of an act by the buyer or the happening of a contingency

"Person" includes an individual partnership corporation and any other association

"Purchase" includes mortgage and pledge

"Purchaser" includes mortgagee and pledgee

"Seller" means the person who sells or leases the goods covered by the conditional sale or any legal successor in interest of such person

Section 2 Primary Rights of Buyer The buyer shall have the right when not in default to retain possession of the goods and he shall also have the right to acquire the property in the goods on the performance of the conditions of the contract The seller shall be liable to the buyer for the breach of all promises and warranties express or implied made in the conditional sale contract whether or not the property in the goods has passed to the buyer

Section 3 Primary Rights of Seller The buyer shall be liable to the seller for the purchase price or for installments thereof as the same shall become due and for breach of all promises made by him in the conditional sale contract whether or not the property in the goods has passed to the buyer

Section 4 Conditional Sales Valid Except as Otherwise Provided Every provision in a conditional sale reserving property in the seller after possession of the goods is delivered to the buyer shall be valid as to all persons except as hereinafter otherwise provided

Section 5 Conditional Sales Void as to Certain Persons Every provision in a conditional sale reserving property in the seller shall be void as to any purchaser from or creditor of the buyer who without notice of such provision purchases the goods or acquires by attachment or levy a lien upon them before the contract or a copy thereof shall be filed as hereinafter provided unless such contract or copy is so filed within ten days after the making of the conditional sale

Section 6 Place of Filing The conditional sale contract or copy shall be filed in the office of the prothonotary in the county in which the goods are first kept for use by the buyer after the sale It shall not be necessary to the validity of such conditional sale contract or in order to entitle it to be filed that it be acknowledged or attested This section shall not apply to the contracts described in section eight

Section 7 Fixtures If the goods are so affixed to realty at the time of a conditional sale or subsequently as to become a part thereof and not to be severable wholly or in any por-

tion without material injury to the freehold the reservation of property as to any portion not so severable shall be void after the goods are so affixed as against person who has not expressly assented to the reservation If the goods are so affixed to realty at the time of a conditional sale or subsequently as to become part thereof but to be severable without material injury to the freehold the reservation of property shall be void after the goods are so affixed as against subsequent purchasers of the realty for value and without notice of the conditional seller's title unless the conditional sale contract or a copy thereof together with a statement signed by the seller briefly describing the realty and stating that the goods are or are to be affixed thereto shall be filed before such purchase in the office where a deed of the realty would be recorded or registered to affect such realty As against the owner of realty the reservation of the property in goods by a conditional seller shall be void when such goods are to be so affixed to the realty as to become part thereof but to be severable without material injury to the freehold unless the conditional sale contract or a copy thereof together with a statement signed by the seller briefly describing the realty and stating that the goods are to be affixed thereto shall be filed before they are affixed in the office where a deed would be recorded or registred to affect such realty

Section 8 Railroad Equipment or Rolling Stock No conditional sale of railroad or street or interurban railway equipment or rolling stock shall be valid as against the purchasers and creditors described in section five unless the contract shall be acknowledged by the buyer or attested in like manner as a deed of real property and the contract or a copy thereof shall be filed or recorded in the office of the recorder of deeds of the county wherein the same is located and unless when any engine or car so sold is delivered there shall then be plainly and conspicuously marked upon each side thereof the name of the seller followed by the word "owner"

Section 9 Conditional Sale of Goods for Resale When goods are delivered under a conditional sale contract and the seller expressly or impliedly consents that the buyer may resell them prior to performance of the condition the reservation of property shall be void against purchasers from the buyer for value in the ordinary course of business and as to them the buyer shall be deemed the owner of the goods even though the contract or a copy thereof shall be filed according to the provisions of this act

Section 10 Filing The filing officer shall mark upon the contract or copy filed with him the day and hour of filing and shall file the contract or copy in his office for public inspection He shall keep a separate book in which he shall enter the names of the seller and buyer the date of the contract the day and hour of filing a brief description of goods the price named in the contract and the date of cancellation thereof except that in entering the contracts mentioned in section eight the recorder of deeds shall record either the sum remaining to be paid upon the contract or the price of the goods Such book shall be indexed under the name of both seller and buyer For filing and entering such contract or copy the filing officer shall be entitled to a fee of fifty cents except that for filing and entering a contract described in section eight the recorder of deeds shall be entitled to the same fee as he is now allowed by law for similar services

Section 11 Refiling The filing of conditional sale contracts provided for in sections five six and seven shall be valid for a period of three years only The filing of the contract provided for by section eight shall be valid for a period of fifteen years only The validity of the filing may in each case be extended for successive additional periods of one year from the date of refiling by filing in the proper filing district a copy of the original contract within thirty days next preceding the expiration of each period with a statement attached signed by the seller showing that the contract is in force and the amount remaining to be paid thereon Such copy with statement attached be filed and entered in the same manner as a contract or copy filed and entered for the first time and the filing office shall be entitled to a like fee as upon the original filing

Section 12 Cancellation of Contract After the performance of the condition upon written demand delivered personally or by registered mail by the buyer or any other person having an interest in the goods the seller shall execute acknowledge and deliver to the demandant a statement that the condition in the contract has been performed If for ten days after such demand the seller fails to mail or deliver such a statement of satisfaction he shall forfeit to the demandant five dollars and be liable for all damages suffered Upon presentation of such statement of satisfaction the filing officer shall file the same and note the cancellation of the contract and the date thereof on the margin of the page where the contract has been entered For filing and entering the statement of satisfaction the filing officer shall be entitled to a fee of thirty cents except that the recorder of deeds shall be entitled to a fee of fifty cents for filing and entering a statement of the satisfaction of a contract described in section eight

Section 13 Prohibition of Removal or Sale Without Notice Unless the contract otherwise provides the buyer may without the consent of the seller remove the goods from any filing district and sell mortgage or otherwise dispose of his interest in them but prior to the performance of the condition no such buyer shall remove the goods from a filing district in which the contract or a copy thereof is filed except for temporary uses for a period of not more than thirty days unless the buyer not less than ten days before such removal shall give the seller personally or by registered mail written notice of the place to which the goods are to be removed and the approximate time of such intended removal nor prior to the performance of the condition shall the buyer sell mortgage or otherwise dispose of his interest in the goods unless he or the person to whom he is about to sell mortgage or otherwise dispose of the same shall notify the seller in writing personally or by registered mail of the name and address of the person to whom his interest in the goods is about to be sold mortgaged or otherwise transferred not less than ten days before such sale mortgage or other disposal If any buyer does so remove the goods or does so sell mortgage or otherwise dispose of his interest in them without such notice or in violation of the contract the seller may retake possession of the goods and deal with them as in case of default in payment of part or all of the purchase price The provisions of this section regarding the removal of goods shall not apply however to the goods described in section eight

Section 14 Refiling on Removal When prior to the performance of the condition the goods are removed by the buyer from a filing district in this State to another filing district in this State in which such contract or a copy thereof is not filed or are removed from another State into a filing district in this State where such contract or copy is not filed the reservation of the property in the seller shall be void as to the purchasers and creditors described in section five unless the conditional sale contract or a copy thereof shall be filed in the filing district to which the goods are removed within ten days after the seller has received notice of the filing district to which the goods have been removed The provisions of this section shall not apply however to the goods described in section eight The provisions of section eleven regarding the duration of the validity of the filing and the necessity for refiling shall apply to contracts or copies which are filed in a filing district other than where the goods are originally kept for use by the buyer after the sale

Section 15 Fraudulent Injury Concealment Removal or Sale When prior to the performance of the condition the buyer maliciously or with intent to defraud shall injure destroy or conceal the goods or remove them to a filing district where the contract or a copy thereof is not filed without having given the notice required by section thirteen or shall sell mortgage or otherwise dispose of such goods under claim of full ownership he shall be guilty of a crime and upon conviction thereof shall be imprisoned in the county jail for not more than one year or be fined not more than five hundred dollars or both

Section 16 Retaking Possession When the buyer shall be in default in the payment of any sum due under the contract or in the performance of any other condition which the contract requires him to perform in order to obtain the property in the goods or in the performance of any promise the breach of which is by the contract expressly made a ground for the retaking of the goods the seller may retake possession thereof Unless the goods can be retaken without breach of the peace they shall be retaken by legal process but nothing herein shall be construed to authorize a violation of the criminal law

Section 17 Notice of Intention to Retake Not more than forty nor less than twenty days prior to the retaking the seller if he so desires may serve upon the buyer personally or by registered mail a notice of intention to retake the goods on account of the buyer's default The notice shall state the default and the period at the end of which the goods will be retaken and shall briefly and clearly state what the buyer's rights under this act will be in case they are retaken If the notice is so served and the buyer does not perform the obligations in which he has made default before the day set for retaking the seller may retake the goods and hold them subject to the provisions of sections nineteen twenty twenty-one twenty-two and twenty-three regarding the sale but without any right of redemption

Section 18 Redemption If the seller does not give the notice of intention to retake described in section seventeen he shall retain the goods for ten days after the retaking within the State in which they were located when retaken during which period the buyer upon payment or tender of the amount due under the contract at the time of retaking and interest or upon performance or tender of performance of such other condition as may be named in the contract as precedent to the passage of the property in the goods or upon performance or tender of performance of any other promise for the breach of which the goods were retaken and upon payment of the expenses of retaking keeping and storage may redeem the goods and become entitled to take possession of them and to continue in the performance of the contract as if no default had occurred Upon written demand delivered personally or by registered mail by the buyer the seller shall furnish to the buyer a written statement of the sum due under the contract and the expense of retaking keeping and storage For failure to furnish such statement within a reasonable time after demand the seller shall forfeit to the buyer ten dollars and also be liable to him for all damages suffered because of such failure If the goods are perishable so that retention for ten days as herein prescribed would result in their destruction or substantial injury the provisions of this section shall not apply and the seller may resell the goods immediately upon their retaking The provision of this section requiring the retention of the goods within the State during the period allowed for redemption shall not apply to the goods described in section eight

Section 19 Compulsory Resale by Seller If the buyer does not redeem the goods within ten days after the seller has retaken possession and the buyer has paid at least fifty per cent of the purchase price at the time of the retaking the seller shall sell them at public auction in the State where they were at the time of the retaking such sale to be held not more than thirty days after the retaking The seller shall give to the buyer not less than ten days' written notice of the sale either personally or by registered mail directed to the buyer at his last known place of business or residence The seller shall also give notice of the sale by at least three notices posted in different public places within the filing district where the goods are to be sold at least five days before the sale If at the time of the retaking five hundred dollars or more has been paid on the purchase price the seller shall also give notice of the sale at least five days before the sale by publication in a newspaper published or having a general circulation within the filing district where the goods are to be sold The seller may bid for the goods at the resale If the goods are of the kind described in section eight the parties may fix in the conditional sale contract the place where the goods shall be resold

Section 20 Resale At Option of Parties If the buyer has not paid at least fifty per cent of the purchase at the time of the retaking the seller shall not be under a duty to resell the goods as prescribed in section nineteen unless the buyer serves upon the seller within ten days after the retaking a written notice demanding a resale delivered personally or by registered mail If such notice is served the resale shall take within thirty days after the service in the manner at the place and upon the notice prescribed in section nineteen The seller may voluntarily resell the goods for account of the buyer on compliance with the same requirements

Section 21 Proceeds of Resale The proceeds of the resale shall be applied (One) To the payment of the expenses thereof (Two) to the payment of the expenses of retaking keeping and storing the goods (Three) to the satisfaction of the balance due under the contract Any sum remaining after the satisfaction of such claims shall be paid to the buyer

Section 22 Deficiency on Resale. If the proceeds of the resale are not sufficient to defray the expenses thereof and also the expenses of the retaking keeping and storing the goods and the balance due upon the purchase price the seller may recover the deficiency from the buyer or from any one who has succeeded to the obligations of the buyer

Section 23 Rights of Parties Where There is No Resale Where there is no resale the seller may retain the goods as his own property without obligation to account to the buyer except as provided in section twenty-five and the buyer shall be discharged of all obligation

Section 24 Election Of Remedies After the retaking of possession as provided in section sixteen the buyer shall be liable for the price only after a resale and only to the extent provided in section twenty-two Neither the bringing of an action by the seller for the recovery of the whole or any part of the price nor the recovery of judgment in such action nor the collection of a portion of the price shall be deemed inconsistent with a later retaking of the goods as provided in section sixteen But such right of retaking shall not be exercised by the seller after he has collected the entire price or after he has claimed a lien upon the goods or attached them or levied upon them as the goods of the buyer

Section 25 Recovery of Part Payments If the seller fails to comply with the provisions of sections eighteen nineteen twenty twenty-one and twenty-three after retaking the goods the buyer may recover from the seller his actual damages if any and in no event less than one-fourth of the sum of all payments which have been made under the contract with interest

Section 26 Waiver of Statutory Protection No act or agreement of the buyer before or at the time of the making of the contract nor any agreement or statement by the buyer in such contract shall constitute a valid waiver of the provisions of sections eighteen nineteen twenty twenty-one and twenty-five except that the contract may stipulate that on such default of the buyer as is provided for in section sixteen the seller may rescind the conditional sale either as to all the goods or as to any part thereof for which a specific price was fixed in the contract If the contract thus provides for rescission the seller at his option may retake such goods without complying with or being bound by the provisions of sections seventeen to twenty-five inclusive as to the goods retaken upon crediting the buyer with the full purchase price of those goods So much of this credit as is necessary to cancel any indebtedness of the buyer to the seller shall be so applied and the seller shall repay to the buyer on demand any surplus not so required

Section 27 Loss and Increase After the delivery of the goods to the buyer and prior to the retaking of them by the seller the risk of injury and loss shall rest upon the buyer The increase of the goods shall be subject to the same conditions as the original goods

Section 28 Act Prospective Only This act shall not apply to conditional sales made prior to the time when it takes effect

Section 29 Rules For Cases Not Provided For In any case not provided for in this act the rules of law and equity including the law merchant and in particular those relating to principal and agent and to the effect of fraud misrepresentation duress or coercion mistake bankruptcy or other invalidating cause shall continue to apply to conditional sales

Section 30 Uniformity of Interpretation This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those States which enact it

Section 31 Short Title This act may be cited as the Uniform Conditional Sales Act

Section 32 Inconsistent Laws Repealed Except so far as they are applicable to conditional sales made prior to the time when this act takes effect the following act shall be and is hereby repealed to wit

The act approved the seventh day of June one thousand nine hundred and fifteen (Pamphlet Laws eight hundred sixty-six) entitled "An act defining conditional sales and regulating the recording and effect thereof and providing penalties"

All other acts or parts of acts inconsistent with this act are repealed

Section 33 Time of Taking Effect This act shall take effect the first day of September one thousand nine hundred and twenty-five

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 383, entitled:

An Act making an appropriation to the Wyoming Valley Homeopathic Hospital at Wilkes-Barre Pennsylvania.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 399, entitled:

An Act to further amend section one thousand four hundred and fourteen of an act approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws, three hundred and nine), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by granting full term school privilege to children in fourth class districts up to fourteen years of age.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILLS COMMITTED.

Mr. BETTS. Mr. President, I move that Senate Bill No. 401 on third reading entitled:

An Act to amend sections six hundred and twenty-three and six hundred and twenty-four of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by making further provision against fire hazard in school building

be recommitted to the Committee on Education.

Mr. MANSFIELD. Mr. President, I second the motion.

The motion was agreed to.

Mr. LESLIE. Mr. President, I move that Senate Bill No. 407 on third reading entitled:

A Joint Resolution providing for the continuation of the Commission appointed in accordance with the provisions of a joint resolution approved the fourteenth day of June, one thousand nine hundred and twenty-three, (P. L. 750), entitled "A Joint Resolution constituting a commission to examine the tax laws of the Commonwealth and of other States and countries, and to prepare and submit bills to carry into effect its recommendations; prescribing the powers and duties of said commission; and making an appropriation;" providing for additional members; and making an appropriation.

be recommitted to the Committee on Appropriations.

Mr. SCHANTZ. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 427, (House Bill No. 319), entitled:

An Act authorizing cities of the second class to regulate by ordinance sales of merchandise at public auction and to fix penalties for the violation of the provisions thereof

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

## BILL OVER IN ORDER.

Mr. SALUS. Mr. President, I ask that Senate Bill No. 446, on third reading, entitled:

An Act authorizing cities of the first class to enter into contracts or agreements for the establishment maintenance or continuance of maritime service between said cities and other ports by others providing among other things for the payment or guarantee of losses or deficiencies incurred therein

go over in its order.

The President. Is there objection? The Chair hears none.

## BILL ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 448, entitled:

An Act making an appropriation to the Robert Wood Home of Philadelphia Pennsylvania

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILLS ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 450 entitled:

An Act maing an appropriation to the Department of Property and Supplies to reimburse David Creamer for moneys erroneously paid into the State Treasury

And said bill having been read at length the third time,

And amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate agree to the bill?

Mr. EARNEST. Mr. President, I ask unanimous consent to amend title, line 2, by striking out "Creamer" and insert in lieu thereof the word, "Cramer"; also the first whereas clause, page 1, line 4, by striking out "Creamr" and insert in lieu thereof the word "Cramer"; also, the second whereas clause, line 2, page 1, by striking out "Creamer" and insert in lieu thereof the word "Cramer"; also, the third whereas clause, page 1, line 2, by striking out "Creamer" and insert in lieu thereof the word "Cramer"; also, the fourth whereas clause, page 1, last line on the page, by striking out "Creamer" and insert in lieu thereof the word "Cramer"; also, section 1, page 2, line 9, by striking out "Creamer" and insert in lieu thereof the word "Cramer"; also section 2, page 2, line 12, by striking out "Creamer" and insert in lieu thereof the word "Cramer."

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 451, entitled:

An Act to further amend clause five of section twenty-nine of the act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) entitled "An act to provide for the incorporation and regulation of certain corporations"

And said bill having been read at length the third time,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Mr. EARNEST. Mr. President, I ask unanimous consent to amend Section 1, page 2, line 6 by striking out "mortgages" and inserting in lieu thereof the word "mortgagees"; also page 3, line 3 by striking out "therefore" and inserting in lieu thereof the word "therefor" Sec. 1, page 2, lines 18, 19 and 20 by striking out the words "participation

in the general trust fund of legal trust investments may be assigned by such corporation to various estates" and inserting in lieu thereof the words "said companies may assign to their various trust estates participation in a general trust fund of mortgages upon real estate securing bonds"; also Section 1, page 2, line 22 by striking out the word "securities" and inserting in lieu thereof the word "bond and mortgage"; also page 2, line 22, by striking out the word "security" and inserting in lieu thereof the word "bond and mortgage"; also page 3, line 1 by striking out the words "and in the case of mortgages" and inserting in lieu thereof the word "but"; also page 3, line 2 by striking out the word "securities" and inserting in lieu thereof the words "bond and mortgages"; also page 3, lines 3 and 4 by striking out the words "legal trust investments at market prices" and inserting in lieu thereof the words "bonds and mortgages".

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILL ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 458 entitled:

An Act making a deficiency appropriation to the Pennsylvania Industrial Reformatory at Huntingdon Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 462 entitled:

An Act to further amend section thirty-five of the act approved the thirteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws five hundred and fifty-one) entitled "An act relating to roads highways and bridges" by authorizing in proceedings pending or hereafter begun such bridges to be located wherever necessary

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. MILLER. Mr. President, I ask unanimous consent to amend Section 1, page 1, line 11 by inserting before the word "of" the figure "(35)"

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILL ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 474, (House Bill No. 266), entitled:

An Act to amend section one of an act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand and twenty-one) entitled "An act to exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto" as amended by extending the provisions thereof to property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors and marines and discharging certain taxes.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

## BILLS ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 475, entitled:

An Act to amend section one of an act approved the fifteenth day of June one thousand nine hundred and eleven (Pamphlet Laws nine hundred and eighty-six) entitled "An act to fix and regulate the compensation of directors of the poor of poor districts composed of several townships boroughs and cities situate wholly within counties of this Commonwealth not exceeding five hundred thousand population" as amended

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. DAIX. Mr. President, I ask unanimous consent to amend Section 1, page1, lines 9-10 by striking out "Commonwealh" and inserting in lieu thereof the word "Commonwealth."

The PRESIDENT. Is there objection? he Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILL ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 513, (House Bill No. 621), entitled:

An Act making an appropriation to the Board of Finance and Revenue out of the Motor License Fund for paying the interest on and redeeming at maturity the bonds of this Commonwealth heretofore or hereafter issued for the purpose of improving and rebuilding highways and for the payment of compensation to the Commonwealth's loan and transfer agent

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 16, as follows:

An Act validating ordinances assessments and proceedings Councils in Cities for the paying and curbing of public highways and validating municipal liens therefor filed in the name of the City to the use of the contractor

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever in any City in this Commonwealth prior to the passage of this act a highway or part thereof has been improved by being paved graded or paved and curbed with brick concrete asphalt or other paving and curbing material in the pursuance of authority of an act of Assembly and an ordinance passed and enacted in pursuance thereof and the costs and expenses or part thereof of the improvement assessed on the abutting property owners as provided by the ordinance and act of Assembly authorizing and directing such improvement and a municipal claim or lien has been filed against the property therefor either in the name of the City or in the name of the City to the use of the contractor but owing to some defect in the ordinance assessment or for any other reason the ordinance or proceeding by the council authorizing and directing the improvement and making the assessment therefor or the proceeding in the filing of any municipal claim or lien therefor are for any reason defective or invalid and especially in any case in which the city solicitor or the solicitor for the use plainttiff has failed to file said lien in the Prothonotary's Office within the time provided by law such ordinance or proceeding authorizing the improvement and making the assessment therefor and the assessment itself and any municipal claim or lien filed therefor either in the name of the City or in the name of the City to the use of the contractor to whom said lien has been assigned and are hereby validated and made binding for the amount justly and equitably due and payable on account of such grading paving and curbing Provided That this act shall not apply to any proceeding suit or lien wherein a final order or judgment of any court of record has already been made or entered

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 50, as follows:

An Act to define Real Estate Brokers and Real Estate Salesmen and providing for the Licensing regulation and supervision of Resident and non-resident Real Estate Brokers and Real Estate Salesmen and their business through a Bureau in the Department of the Secretary of Insurance

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That this act shall be known and may be cited as the Real Estate Brokers' License Act of one thousand nine hundred and twenty-five

Section 2 (a) The term "real estate broker" shall include all persons copartnerships associations and corporations foreign and domestic who for another and for a fee commission or other valuable consideration shall sell exchange purchase or rent or shall negotiate the sale exchange purchase or rental or shall offer or attempt to negotiate the sale exchange purchase or rental or shall hold himself or themselves out as engaged in the business of selling exchanging purchasing or renting of any real estate or interest in real estate the property of another whether the same shall be located within the State of Pennsylvania or elsewhere or shall collect or offer or attempt to collect rental for the use of real estate the property of another or shall negotiate or offer or attempt to negotiate a loan secured or to be secured by mortgage or other encumbrance upon or transfer of any such real estate It shall also include any person copartnership association or corporation employed by the owner or owners of lots

or other parcels of real estate at a stated salary and commission basis or otherwise to sell such real estate or any parts thereof in lots or other parcels and who shall sell or exchange or offer or attempt to negotiate the sale or exchange of any such lot or parcel of real estate One act in consideration of compensation by fee commission or otherwise of buying selling renting or exchanging any such real estate of or for another or attempting or offering so to do or negotiating a loan upon or leasing or renting or placing for rent any such real estate or collection of rent therefrom shall constitute the person copartnership association or corporation so acting or attempting to act a real estate broker within the meaning of this act

(b) The term "real estate salesman" shall mean and include any person employed by a licensed real estate broker to sell or offer for sale to buy or offer to buy or to negotiate the purchase sale or exchange of any real estate or interest in real estate the property of another or to negotiate a loan upon real estate or to lease or rent or offer to lease or rent or place for rent any such real estate

(c) Neither of the said terms "real estate broker" or "real estate salesman" shall be held to include within the meaning of this act any person firm association partnership or corporation who as owner shall perform any of the acts with reference to property owned by them nor any person holding in good faith a duly executed letter of attorney from the actual owner of any real estate authorizing the sale conveyance or leasing of such real estate for and in the name of such owner nor shall they be held to include in any way attorneys at law and justices of the peace nor shall they be held to include any receiver trustee in bankruptcy administrotor or executor or any other person or corporation acting under the appointment or order of a court or as trustee under the authority of a will or deed of trust

Section 3 There is hereby created in the Department of the Secretary of Insurance a bureau to be known as the Pennsylvania Real Estate License Commission for the issuance of real estate brokers' and salesmen's licenses under the provisions of this act and the supervision and control of all such licenses as herein after specifically provided

Section 4 The Governor shall on or before October the first one thousand nine hundred and twenty-five appoint to be members of the said Commission three persons whose vocation for a period of at least seven years prior to and at the date of their appointment shall have been and be that of a real estate broker or real estate salesman These appointments shall be confirmed by the State Senate and the Chairman of the Commission shall be designated by the Governor One member shall be appointed for a term of one year one member shall be appointed for a term of two years and one member shall be appointed for a term of three years and until their respective successors shall be appointed and qualified thereafter the term of the members of said Commission shall be for three years and until their successors shall be appointed and qualify Members to fill vacancies shall be appointed for the unexpired term The Commission appointed in one thousand nine hundred and twenty-five shall organize within two weeks from date of appointment and then prepare to issue licenses on January the first one thousand nine hundred and twenty-six and may do all things convenient for carrying into effect the provisions of this act and to that end may from time to time adopt and promulgate rules and regulations necessary for the administration of this act In subsequent years the commission shall organize immediately upon the qualification of the new member appointed

Each member of the Commission shall receive as full compensation for each day actually spent on the work of said Commission the sum of twenty-five ($25.00) dollars per day and his actual and necessary expenses incurred in the performance of duties pertaining to his office

Section 5 A secretary of this commission shall be appointed by the Commission to hold office during the pleasure and subject to the approval of the Commission the Commission shall employ and at its pleasure discharge such deputies clerks and assistants as shall be deemed necessary to discharge the duties imposed by the provisions of this Act and shall outline their duties and fix their compensation subject to the general laws of the State

Section 6 The Board of Commissioners of Public Grounds and Buildings shall furnish and equip suitable rooms at the Capitol for the use of said Commission The printing for said Commission shall be done by the State Printer on requisition of the Commission to the Superintendent of Public Printing and Binding

Section 7 From and after the date of approval of this act all moneys collected by this commission as license fees charges or otherwise shall be paid by the Commission into the general fund of the State Treasury All expenses incurred by the Commission under the provisions of this Act including compensation to members secretaries clerks and assistants shall be paid out of the general fund in the State Treasury upon warrants of the Auditor General from the time when vouchers therefor are exhibited and approved by the Commissioner provided that the total expense for every purpose incurred shall not exceed the total fees and charges collected and paid into the State Treasury

Section 8 The Commission shall adopt a seal with the words "Real Estate License Commisison of the Commonwealth of Pennsylvania" and such other divice as the Commission may select A description of the seal with the impression thereof shall be filed in the office of the Secretary of the Commonweatlh

Section 9 (a) Copies of all records and papers or documents filed in the office of the Real Estate License Commission and as well of all proceedings by or before the Commission or any of its deputies with the commission's action thereon and stenographic notes of testimony or other evidence submitted when certified under the hand and seal of the commission shall be admitted to be read in evidence in all courts in this Commonweatlh in all cases where the originals would be admissable in evidence under the provisions of this act Provided That in any proceeding the court having jurisdiction may on cause shown require the production of the original

(b) For every copy of a paper filed with the Real Estate License Commission in any proceedings before it the commission may charge such fees as it may by general rule or regulation prescribe

Section 10 Neither the Members of the Real Estate License Commission nor any deputy clerk or other employe of the said bureau shall directly or indirectly wilfully exhibit publish divulge or make known to any person or persons any record report statement letter or any other matter fact or thing contained among the papers documents or records of said bureau or ascertained from any of the same or from any investigation or proceedings made or held under the provisions of this act by or before the commission or any of its deputies excepting in such manner as is expressly authorized by this act and excepting when the production of such information in a proceeding in any court is duly required by subpoena issued by special order of the court or other regular process any violation of the provisions of this section shall be a misdemeanor upon conviction whereof the person so offending shall be sentenced to pay a fine not exceeding one thousand ($1,000) dollars and shall be dismissed from his appointment by said commission

Provided however That the provisions of this section shall not apply to any ruling or decision of the commission with the record relative thereto and upon which the same was founded which ruling or decision shall have been duly made and entered under and in accordance with the provisions of this act after investigation and hearing as hereinafter provided All such records shall immediately upon entry of such ruling or decision become public records of the Real Estate License Commission subject to inspection by any person interested

Section 11 From and after January first one thousand nine hundred and twenty-six it shall be unlawful for any person copartnership association or corporation to engage in or carry on the business or act in the capacity of a real estate broker or a real estate salesman within this Commonwealth without first obtaining a license as a real estate broker or real estate salesman from the Real Estate License Commission

Section 12 (a) It shall be the duty of the Real Estate License Commission upon payment of license fees required by this Act to issue license as real estate broker or real estate salesman to all individuals and as real estate broker alone to all copartnerships associations and corporations who shall be duly qualified under and shall comply with the provisions of this Act

(b) Applications for licenses as real estate broker shall be made in writing to the Real Estate License Commission upon a blank provided for the purpose by the said bureau and shall contain such information as to the applicant or when the application is made by a corpartnership association or a corporation as to its members or officers as the Commission shall require The application shall be signed by the applicant and shall be accompanied by the recommendation

of at least two citizens not related to the applicant or in the case of a copartnership or corporation to any member or officer thereof who shall be owners of real estate within and residents of the county in which the applicant resides or has his or their or its place of business certifying to the honesty truthfulness and good repute of the applicant or in the case of a copartnership or association or corporation its members or officers by name and recommending that a license be granted the applicant If the applicant or in the case of a copartnership or corporation any of its members or officers shall have resided or shall have engaged in business for less than one year in the county from which the application is made such application shall also be accompanied by the recommendation of at least two (2) real estate owners not related to the applicant of each of the counties where he or each of such members or officers has formerly resided or engaged in business during the said period of one year prior to the filing of such application certifying to the honesty truthfulness and good repute of the applicant or its members or officers by name and recommending that the license be granted Where the applicant for real estate broker's license maintains more than one place of business within the Commonwealth he shall be required to apply for and procure a duplicate license for each branch office so maintained by him such duplicate license to be issued with an additional charge of five dollars for each additional office or place of business Every such application shall state the name of the person copartnership association or corporation and the location of the place or places of business for which such license is desired and the license shall expire December thirty-first of the year issued unless sooner revoked by the Real Estate License Commisison

(c) Application for license as real estate salesman shall be made in writing to the said Commission signed by the applicant setting forth the period of time during which he has been engaged in the business stating the name of the last employer and the name and place of business of the person firm copartnership association or corporation then employing him or into whose employ he is then about to enter All applications shall be made upon a blank provided for the purpose by the Real Estate License Commission and shall contain such information as to the applicant in addition to that above prescribed as the Commission shall require The application shall be accompanied by the recommendation of his employer or prospective employer certifying that the applicant is honest truthful and of good repute and recommending that such license be granted All such licenses shall expire December thirty-first of the year issued unless sooner revoked by the Real Estate License Commission

(d) The Real Estate License Commission may require such other and further evidence as it may deem advisable of the qualifications of any applicant for a license or of the members of any copartnership or of the officers of any association or corporation making such application before issuing such license

(e) Authority to transact business as a real estate broker or real estate salesman under any license issued by the Real Estate License Commission shall be restricted to the person named in such license and shall not inure to the benefit of any other person or persons whatsoever Where a real estate broker's license shall be issued to a corporation or association authority to transact business thereunder shall be limited to one officer of such corporation or association to be designated in the application and named in the license Each other officer of such association or corporation desiring to act as a real estate broker in connection with the business of the said association or corporation shall be required to make application for and take out a separate license "in the name of the association or corporation with the designation of himself or herself to act thereunder for and on behalf of such association or corporation" where the license is a copartnership the license issued to such copartnership shall confer authority to act as real estate broker upon one member of such copartnership only who shall be designated in the application and named in the license all the other members of such copartnership shall be required to apply for and take out licenses in "the name of such co-partnership with the designation of himself or herself to act thereunder for and on behalf of said co-partnership"

(f) A non-resident of this state may be licensed as a real estate broker or a real estate salesman upon complying with all the provisions and conditions of this act relative to resident brokers and salesmen

(g) In connection with the application of a non-resident of this State for a license as Real Estate Broker or Real Estate Salesman the Real Estate License Commission may accept in lieu of the recommendations and statements otherwise required to accompany the application for such license the license as real estate broker or real estate salesman issued to such applicant by the proper authority of the state of his domicile upon the payment by the applicant of the proper license fee and the filing with the Commission of a duly certified copy of the license issued to such applicant by such other state In such case the licensee shall not be required to maintain a definite place of business within this State provided that he if a broker shall maintain an active place of business within the state of his domicile Provided however and it is hereby expressly stipulated that the provisions of this sub-paragraph "(g)" of Section twelve of this Act shall only apply to licensed real estate brokers and real estate salesmen of those states under the laws of which similar recognition and courtesies are extended to licensed real estate brokers and real estate salesmen of this State Provided further that every non-resident applicant shall file an irrevocable consent that suits and actions may be commenced against such applicant in the proper court of any county of this State in which a cause of action may arise in which the plaintiff may reside by the service of any process or pleading authorized by the laws of this State on the Secretary of the Commission said consent stipulating and agreeing that such service of such process or pleadings on said secretary shall be taken and held in all courts to be as valid and binding as if due service had been made upon said applicant personally within the State Said instrument containing such consent shall be authenticated by the seal thereof if a corporation or by the acknowledged signature of a member or officer thereof if otherwise All such applications except from individuals shall be accompanied by the duly certified copy of the resolution of the proper officers or managing board authorizing the proper officer to execute the same In case any process or pleadings mentioned in the case are served upon the Secretary of the Commission it shall be by duplicate copies one of which shall be filed in the office of the Commission and the other immediately forwarded by registered mail to the main office of the applicant against which said process or pleadings are directed

Section 13 The fees to be charged by and paid to the Real Estate License Commission by licensee for all licenses issued shall be as follows

(1) For each real estate broker's license a fee of twenty dollars ($20.00) Provided That there shall be an additional license fee of five dollars for each additional office or place of business

(2) For each license as real estate broker issued to an officer of a corporation or association or member of a copartnership other than the officer or member named in the license issued to such association corporation or copartnership a fee of ten dollars ($10.00)

(3) For each real estate salesman's license a fee of five dollars ($5.00)

(4) Provided however that for any and all licenses issued subsequently to the first day of July in any year the license fee charged shall be but one-half of the annual license fee as respectively above prescribed The fees herein prescribed for real estate brokers' and real estate salesman's licenses shall be in lieu of any and all other license fees or license taxes imposed or to be imposed upon real estate brokers and real estate salesmen by this Commonwealth or any subdivision thereof

Section 14 (b) Every person copartnership association or corporation licensed as a real estate broker under the provisions of this act shall be required to have and maintain a definite place of business within the Commonwealth which shall serve as his their or its office for the transaction of business under the authority of the said license and where the license shall be prominently displayed The said place of business shall be specified in the application for license and designated in the license and no license issued under the authority of this act shall authorize the licensee to transact business from any office other than that designated in the license Notice in writing shall be given within ten days to the commission of any change of business location whereupon the Commission shall forthwith issue a new license for the unexpired period without charge The change of the specified business location without notification to the said commission and the issuance by it of a new license

therefor shall automatically cancel the license theretofore issued

(b) All real estate brokers shall also prominently display in their place or places of business the licenses of all real estate salesmen employed by them therein or in connection therewith All licenses issued to real estate salesmen shall designate the employer of such salesmen by name Prompt notice in writing within ten (10) days shall be of any change of employer and of the name of the new employer into whose service such salesman is about to enter or has entered and a new license shall thereupon be issued without charge by the commission to such salesman for the unexpired term of the original license provided that such new employer shall be a duly licensed real estate broker The change of employer or employment by any licensed real estate salesman without notice to the commission as aforesaid shall automatically cancel the license to him theretofore issued and it shall be the duty of the employer named in such license to notify the Commission promptly of any such change of employer or employment

Section 15 (a) The Real Estate License Commisison may upon its own notice and shall promptly upon the verified complaint in writing of any person setting forth specifically the wrongful act or acts complained of investigate any action or business transaction of any licensed real estate broker or real estate salesman and shall have the power temporarily to suspend or permanently to revoke licenses theretofore issued by the Commission under the provisions of this act at any time when after due proceedings as hereinafter provided it shall find the holder thereof to have been guilty in the performance or attempt to perform any of the acts prohibited to others than licensed real estate brokers or real estate salesmen under the provisions of this act

(1) Of making any substantial misrepresentation or

(2) Of making any false promise of character likely to influence persuade or induce or

(3) Of a continued or flagrant course of misrepresentation or making false promises through agents or salesmen or

(4) Of any other conduct whether of the same or of a different character than that hereinbefore specified which shall constitute dishonest dealing or when it shall be shown that the licensee within five years prior to the issuance of the license then in force has been convicted in a court of competent jurisdiction of this or any other state of forgery embezzlement obtaining money under false pretenses extortion conspiracy to defraud or other like offense or offenses

(b) Before refusing suspending or revoking and license the Commission shall in writing notify the applicant or licensee of the charges against him accompanying the notice with a copy of the complaint if any filed and the Commission shall accord the applicant or licensee ample opportunity to be heard theron in person or by counsel If the applicant or licensee shall so desire the Commission shall grant a hearing upon such charges to be held on not less than ten (10) days prior notice in writing to the applicant or licensee given and shall furnish licensee at the time of giving the said notice with copies of any and all communications reports affidavits and depositions in the possession of the Commisison touching or relating to the matter in question At such hearing the applicant or licensee shall be entitled to examine either in person or by counsel any and all persons complaining against him and as well all other witnesses whose testimony is relied upon to substantiate the charges made He shall also be entitled to present such evidence oral and written as he may see fit and as may be pertinent to the inquiry The said hearings may be held by the Commission or any member thereof or by any of its duly authorized deputies or by any other person duly deputized by the Commission for such purpose in any particular case and they shall be held if the applicant or licensee so desires within the county where the applicant's or licensee's principal place of business is situated At such hearings all witnesses shall be duly sworn by the Commissioner or the duly authorized deputy general or special before whom the hearing is held and stenographic notes of the proceedings shall be taken and filed as part of the record in the cause Any party to the proceedings desiring it shall be furnished with a copy of such stenographic notes upon the payment to the Commission of such fee as the Commission shall by general rule or regulation prescribe therefor not exceeding however twenty-five cents per folio

(c) The refusal of the Commission to issue any license after application properly made and compliance by the applicant with the requirements of this Act shall be subject to review by the Court of Common Pleas of the County in which the principal office or place of business of the applicant shall be located upon petition for writ of mandamus or other appropriate remedy with the right of appeal to the applicant as in other and similar cases

(d) The decision of the Commission in suspending or revoking any license issued under this act shall be subject to review by the Court of Common Pleas of the county in which the principal office or place of business of the license is located The Commission shall maintain in its main office a public docket or other record in which it shall record from time to time as made the rulings or decisions upon all complaints filed with it and all investigations instituted by it in the first instance upon or in connection with which any such hearing shall have been had or in which the licensee charged shall have made no defense The Commission shall also give immediate notice in writing of such ruling or decision to the licensee affected thereby and as well where the investigation shall have been instituted by complaint filed to the party or parties by whom the complaint was made If such ruling shall be to the prejudice of or shall injuriously affect the licensee the Commission shall also state in said notice the date upon which the said ruling or decision shall become effective if not theretofore appealed from and such date shall be not less than fifteen (15) days from and after the date of the said notice If the licensee cannot at such time be found his whereabouts being then unknown such notice may be given by the Commission by advertisement inserted in one issue of a newspaper of general circulation published within the county where was located the principal office of the licensee as designated in the license

Such ruling or decision of the Commission shall be final when in favor of the licensee and in dismissal of the complaint filed if any If against the licensee or in any way to the licensee's injury or prejudice the licensee may at any time prior to the date fixed by the Commission in its said notice as the date it shall become effective appeal from such decision to the Court of Common Pleas of the county in which the licensee's principal office or place of business is located by serving upon the Commission written notice of such appeal Such service shall be made either by filing the said notice of appeal in the office of the Real Estate License Commission at Harrisburg or by delivering the same to the deputy whether general or special before whom the hearing in the case was had

Within thirty (30) days after the service of such notice of appeal the Commission shall file with the prothonotary of the said court of common pleas a transcript of the record of the proceedings in its office duly certified over the seal of the Real Estate License Commission which record shall include all papers on file with the said Commission affecting or relating to the inquiry or investigation conducted by the Commission and all the evidence taken in the said hearing including the stenographic notes of testimony Notice of the filing of the said transcript with the term and number to which filed shall be forthwith given by the Commission to the licensee and as well to the party or parties if any upon whose complaint the proceedings before the Commission were insituated The cost of the said transcript at twenty-five cents per folio and one dollar for certification shall be entered as part of the record costs in the cause to be paid as the said court may direct In all proceedings upon such appeal the Real Estate License Commission shall appear for and represent the Commonwealth

The appeal shall thereupon be heard in due course by the judge or judges of the said court of common pleas without a jury by whom the proceedings before the Commission its findings and rulings shall be given similar weight force and effect as are accorded to the findings and report of a referee selected or appointed under the provisions of the act entitled "An act to provide for the submission of civic cases by agreement of the parties to a referee learned in the law" approved the fourteenth day of May one thousand eight hundred and seventy-four and its supplements The court may however in its discretion receive and consider any additional pertinent evidence whether oral or written either in open court or by deposition as the said court shall direct and the decision of the Commission shall be reviewed in the light of such evidence

(e) The order or ruling of the Commission in any such proceeding shall become of full force and effect upon the

date fixed by the Commission in the said notice by it given thereof to the parties thereto unless notice of appeal therefrom shall prior to said date be duly served upon the Commission as hereinbefore provided If an appeal shall be so taken such an appeal shall act as a supersedeas until ten (10) days from and after the date of the filing of the transcript by the Commission in the Court of Common Pleas to which the appeal is taken and notice thereof by it given to the licensee but not longer unless the said Court of Common Pleas shall upon motion of the licensee grant an order of supersedeas in which case the appeal shall be heard by the said court and its decision entered within thirty (30) days after the granting of such order of supersedeas An appeal shall lie from the decision of the said Court of Common Pleas to the Superior Court but no such appeal shall operate as a supersedeas

Section 16 (a) In all proceedings before the Commission and as well in all proceedings upon appeal from any of its decisions the record or a duly certified or exemplified copy thereof in any proceeding at law or in equity in any court of competent jurisdiction in this or any other State in which the applicant or licensee charged or under investigation shall have been a party shall be admissible where the issues of fact involved in such proceedings are pertinent to the inquiry before the Commission and the verdict of the jury or judgment of the court in any such action at law or the decree of the court in any such proceeding in equity shall be conclusive as to the facts at issue in such proceeding and necessarily adjudicated therein So also the verdict of the jury in any criminal prosecution in a court of record of this or any other State in which the applicant or licensee charged shall have been the defendant shall be conclusive as to the facts charged and at issue in such prosecution

(b) Where during the term of any license issued by the said Commission the licensee shall be convicted in a court of competent jurisdiction in this or any other State of forgery embezzlement obtaining money under false pretenses extortion criminal conspiracy to defraud or other like offense or offenses and a duly certified or exemplified copy of the record in such proceeding shall be filed with the Commission the Commission shall revoke forthwith the license by it theretofore issued to the licensee so convicted

(c) In the event that any licensee shall be indicted in this or any other State for forgery embezzlement obtaining money false pretenses extortion criminal conspiracy to defraud or other like offense or offenses and a certified copy of the indictment be filed with the Commission or other proper evidence thereof be to it given the Commisison shall have authority in its discretion to suspend the license issued to such licensee pending trial upon such indictment

(d) In the event of the revocation or suspension of the license issued to any member of a copartnership or to any officer of an association or corporation the license issued to such copartnership association or corporation shall be revoked by the Commission unless within a time fixed by the Commission where a copartnership the connection therewith of the member whose license has been revoked shall be severed and his interest in the copartnership and his share in its activities brought to an end or where an association or corporation the offending officer shall be discharged and shall have no further participation in its activities

(e) Pending any investigation or proceeding before the Commission affecting any licensee and as well pending final decision upon any appeal taken by a licensee from the ruling of the Commission no new license shall be issued to such licensee or to a copartnership of which he is a member or employee or to an association or corporation of which he shall be an officer or employee except for the period of such investigation or proceeding and subject to the action of the Commission thereon or therein

(f) After the revocation of any license no new license shall be issued to the same licensee within a period of one year from and after the date of such revocation nor at any time thereafter except in the sole discretion of the Commission

(g) No license shall be issued by the Commission to any person known by it to have within five (5) years theretofore been convicted of forgery embezzlement obtaining money under false pretenses extortion criminal conspiracy to defraud or other like offense or offenses or to any co-partnership of which such person is a member or to any association or corporation of which said person is an officer or employee or in which as a stockholder such person has or exercises a controlling interest either directly or indirectly

Section 17 Any person copartnership association or corporation who shall after the first day of January nineteen hundred and twenty-six engage in or carry on the business or act in the capacity of a real estate broker or a real estate salesman within this Commonwealth without a license or shall carry on or continue business after the suspension or revocation of any such license to him or it issued or shall employ any person as a real estate salesman to whom a license as real estate salesman has not been issued or whose license as such shall have been revoked or suspended shall be deemed guilty of a misdemeanor and upon conviction thereof shall be sentenced for the first offense to pay a fine of not less than fifty dollars ($50) nor more than one hundred dollars ($100) and for a second and any subsequent offense shall be sentenced to pay a fine of not less than five hundred dollars ($500.00) nor more than one thousand dollars ($1,000.00) or undergo imprisonment for a period of not more than one (1) year or both in the discretion of the court

Section 18 (a) The Real Estate License Commission and each of its duly authorized assistants and deputies and as well any special deputy appointed by it to hold a hearing in any particular case shall have power to administer oaths and to issue subpoenas for the attendance of witnesses and the production of books and papers In any hearing in any part of the Commonwealth the process issued by the Commission shall extend to all parts of the Commonwealth and such process shall be served either in like manner as are served writs of subpoena in the court of Common Pleas or by any person designated by the Commission for such purpose The person serving such process shall receive such compensation as may be allowed by the Commission not to exceed the fee prescribed by law for similar services in the courts of common pleas and such fees shall be paid in the same manner as provided herein for the fees of witnesses subpoenaed at the instance of the Commission All witnesses who shall be subpoenaed and who shall appear in any proceeding before the Commission shall receive the same fees and mileage as allowed by law to witnesses in the Common pleas which amount shall be paid by the party at whose instance the subpoena was issued or upon whose behalf the witness has been called When any witness who has not been subpoenaed at the instance of any party to the proceeding shall be subpoenaed at the nistance of the Commission or its assistant or deputy general or special the fees and mileage of such witness shall be paid from the funds appropriated to the use of the said Commission in the same manner as other expenses of said Commission are paid

(b) Where in any proceeding before the Commission any witness shall fail or refuse to attend upon subpoena issued by the Commission or any of its assistants or deputies general or special or appearing shall refuse to testify or shall refuse to produce any books and papers the production of which is called for by the subpoena the attendance of such witness and the giving of his testimony and the production of the books and papers required shall be enforced by any court of common pleas of this Commonwealth in like manner as are enforced the attendance and testimony of witnesses before commissioners appointed by any court of the United States of any other State to examine or take the testimony of witnesses within this Commonwealth

(c) The court of common pleas of any county shall upon the application of the Commission issue commissions or letters rogatory to other States for the taking of evidence there for use in any proceeding before the Commission The Commission shall make such application at the instance of any party to the proceeding before it unless in the opinion of the Commission such application is made for the purpose of delay Any such party shall be entitled as of right to subpoenas from the Commission directed to such witnesses and for the production of such books and papers as the party may desire

Section 19 No violation of any of the provisions of this act on the part of any real estate salesman or other employee of any licensed real estate broker shall be ground for the revocation of the license of the employer of such salesman or employee unless it shall appear upon the hearing had that such employer had guilty knowledge of such violation A course of dealing shown to have been persistently and consistently followed by such employee shall constitute prima facie evidence of such knowledge upon the part of his employer

Section 20 (a) It shall be unlawful for any licensed real estate broker or real estate salesman to pay any compensation in money or other valuable thing to any person other than a licensed real estate broker or real estate salesman for the rendering of any service or the doing of any of the acts by this act forbidden to be rendered or performed by other than licensees

(b) No real estate salesman shall accept or receive compensation of any kind from any person other than the licensed real estate broker by whom he is employed for any service rendered or work done by such salesman in buying selling exchanging leasing or negotiating a loan upon real estate or interest therein

(c) The violation of the provisions of this section by any licensee shall be sufficient cause for the suspension or revocation of his license in the discretion of the Real Estate License Commission

Section 21 No action or suit shall be instituted nor recovery therein be laid in any court of this Commonwealth by any person copartnership assiociation or corporation for compensation for any act done or service rendered the doing or rendering of which is prohibited under the provisions of this act or others than licensed real estate brokers unless such person copartnership assiociation or corporation was duly licensed hereunder as a real estate broker at the time of the doing of such act or the rendering of such service

Section 22 This act is intended as a complete and exclusive measure for the licensing and regulation of real estate brokers and their salesmen as hereinbefore defined All laws or parts of laws imposing any license fees or in any way regulating said brokers and salesmen general local or special are hereby specifically repealed

Section 23 The Commission may act by a majority vote of the members thereof and authority is hereby given to the Commission to adopt fix and establish all rules and regualtions in its opinion necessary for the conduct of its business the holding of hearings before it and its deputies and otherwise generally for the carrying out of the provisions of this act

Section 24 If any section subsection sentence clause phrase or requirement of this Act is for any reason held to be unconstitutional such decision shall not affect the validity of the remaining portions thereof The Legislature hereby declares that it would have passed this Act each section subsection sentence clause phrase and requirement thereof irrespective of the fact that any one or more sections subsections sentences clauses pharses or requirements be declared unconstitutional

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. ARON. Mr. President, I move that Senate Bill No. 50 the bill just read, be recommitted to the Committee on Judiciary General.

Mr. CULBERTSON. Mr. President, I second the motion.

The motion was agreed to.

## BILL ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 262, as follows:

An Act authorizing the Commonwealth to recover any person causing a forest fire the expenses incurred by the Commonwealth by reason of such fire

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act any person who causes a forest fire within this Commonwealth shall be liable to the Commonwealth for all expenses incurred by the Commonwealth on account of such fire As here used the word "person" shall include individuals associations and corporations

Section 2 The Commonwealth may recover the expenses incurred by it on account of any forest fire from the person liable for the payment of such expense by instituting in the Court of Common Pleas of any county in which the defendant resides or has a place of business an action of assumpsit

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. STEELE. Mr. President, I move that Senate Bill No. 262, bill just read, be recommitted to the Committee on Forestry.

Mr. SNYDER. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 349, as follows:

An Act concerning the identification and marking of graves of soldiers and sailors of the Revolutionary War imposing certain duties on the Adjutant General and on certain municipal officers and making an appropriation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That when the grave of any person who served during the Revolutionary War in the military or naval forces of the Colony of Pennsylvania or of the other English Colonies in America which is located in this Commonwealth is not marked by a suitable headstone the Adjutant General shall upon application cause to be erected at such grave a headstone of such material and design as shall be approved by the Governor with the name of the deceased the date of his death and the organizations to which he belonged

The expense of such headstone shall not exceed thirty-five ($35) dollars

Section 2 It shall be the duty of the mayor of each city the burgess of each borough and incorporated town and the commissioners or supervisors of each township in the Commonwealth on the request of the Adjutant General to furnish data to the Adjutant General relative to unmarked graves of Revolutionary soldiers and sailors by giving a list of the sites of such unmarked graves in their respective cities or counties

Section 3 The sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Military Affairs to carry out the purposes of this act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 408, entitled:

An Act to amend paragraph six of section one of the act approved the twenty-seventh of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said

funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending its benefits to certain employes of the Department of Public Instruction and of the Legislature

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the arthority of the same That paragraph six of section one of the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) entitled "An Act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" is hereby amended to read as follows

Six "State employe" shall mean any person holding a State office under the Commonwealth of Pennsylvania or employed by the year or by the month by the State Government of the Commonwealth of Pennsylvania in any capacity whatsoever But the term "State employe" shall not include judges and it also shall not include those persons defined as employes in section one paragraph seven of the act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand forty-three) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions of the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as amended by section one paragraph seven of the act approved the twenty-first day of April one thousand nine hundred and twenty-one (Pamphlet Laws two hundred [fifty-five] forty-five excepting such officers and employes of the Department of Public Instruction as are not members of or who may withdraw from the public school employes' retirement association provided by said act and no member shall be deprived of credit for prior service as a State employe because of the fact that such service was rendered while he or she was a member of the public school employes' retirement association

The term "State employe" shall also include all State officers and employes regularly employed by the year or by the month but who during a legislative session instead of a fixed annual or monthly salary or compensation are paid upon a per diem basis or by a fixed salary or compensation for the legislative session

In all cases of doubt the retirement board shall determine whether any person is a State employe as defined in this paragraph and its decision shall be final

On the question,

Will the Senate agree to the section?

Mr. WOODWARD. Mr. President, I move to amend section 1, page 3, by striking out the whole of lines 21 to 26 both inclusive.

Mr. PHIPPS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The title of the bill was read as follows and agreed to.

An Act to amend paragraph six of section one of the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuites allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending its benefits to certain employes of the Department of Public Instruction and of the Legislature

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 409, as follows:

An Act to amend section three of the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities alowances returns benefits and rights from taxation and judicial process and providing penalties" by changing the time during which a State employe shall have the option of membership in the retirement association

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of the act appoved the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defiining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" is hereby amended to read as follows

Section 3 A state employes' retirement association is hereby organized the membership of which shall consist of all State employes as defined in paragraph six of section one of this act who by written application to the retirement board shall either as an original member or a new member elect to be covered by the retirement system Any State employe who [first] becomes a State employe subsequent to the thirty-first day of December nineteen hundred twenty-four shall during the first [six] twelve months of employment as a State employe have the option of membership but after the first [six] twelve months of such employment as a State employe membership as a new member shall be compulsory

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of

the Whole being in case dispense with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 410, as follows:

An Act to amend paragraph four of section six of the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by imposing certain duties upon recipients of state annuities thereunder

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph four of section six of the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing state employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which state employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" is hereby amended to read as follows

Section 6 (4) All payment from the funds created by this act shall be made by the State Treasurer only upon warrant signed by the chairman of the retirement board and countersigned by the secretary of the retirement board and no warrant shall be drawn except by order of the retirement board duly entered in the record of its proceedings

Provided that no warrant shall be signed by the chairman of the retirement board for any state annuity granted under any of the provisions of this act unless the contributor entitled to the annuity shall during his or her lifetime hold himself or herself in readiness to advise and consult with his or her successor or associates and to perform such duties as he or she shall be called upon to perform of a character similar to those which he or she performed at the time of retirement as shall be reasonable in view of his or her physical condition residence and occupation

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 416, (House Bill No. 82), entitled:

An Act amending sections one and two of an act approved the twelfth day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred and forty-eight) entitled "An act providing for the depositing of money with the clerk of the several courts of quarter sessions and oyer and terminer or other courts of record having jurisdiction in this Commonwealth in lieu of bail and recognizances with surety or sureties in criminal or quasi criminal prosecutions desertion or non support and surety of the peace cases pending in said courts and fixing the fees of the said clerk of the courts" providing for the depositing of cash bail by others than defendants

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 420, (House Bill No. 455), entitled:

An Act to further amend section six hundred seventeen of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. WEINGARTNER. Mr. President, I move that Senate Bill No. 420 the bill just read, be recommitted to the Committee on Education.

Mr. BARR. Mr. President, I second the motion.

The motion was agreed to.

## BILL ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 426, (House Bill No. 269), as follows:

An Act to amend clause (d) of section fifty-nine of an act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred and forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees duranta absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiudciaries concered with the estates of decedents" providing for the payments of property belonging to minors without appointment of guardian in estates of three hundred dollars or less

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause (d) of section fifty-nine of an act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred and forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decendents for the sale or purchase of real estate legacies including legacies charge on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses and other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" is hereby amended to read as follows

(d) The orphans' court shall not appoint the father or the mother of a minor as guardian of the estate of said minor Provided That nothing herein contained shall be construed to extend to the case of a testamentary guardian And provided further That where the estate of the minor shall be of the value of [one] two hundred dollars or less the court may in its discretion authorize payment or delivery thereof to the natural guardian of the minor or the person by whom the minor is maintained or to the minor without the appointment of a guardian by the court or the entry of security

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. FREEMAN. Mr. President, I move that Senate Bill No. 426, the bill just read, be recommitted to the Committee on Judiciary General, for the purpose of amendment.

Mr. GRISWOLD. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 441, (House Bill No. 543), entitled:

An Act repealing all acts and parts of acts general local and special which impose a State tax on the fees of notaries public

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 444, as follows:

An Act to further amend clause seven of section one of the act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand and forty-three) entitled "An act establishing a public school employes retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause seven of section one of the act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand and forty-three) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowance returns benefits and rights from taxation and judicial process and providing penalties" which was amended by section one of the act approved the twenty-first day of April one thousand nine hundred and twenty-one (Pamphlet Laws two hundred and forty-five) entitled "An act to amend sections one and twelve of an act approved the eighteenth day of July one thousand nine hundred seventeen (Pamphlet Laws ten hundred forty-three) entitled 'An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" is hereby further amended to read as follows

(7) "Employe" shall mean any teacher principal supervisor supervising principal county superintendent district superintendent assistant superintendent any member of the staff of the State normal schools or of the staff of the State Department of Public Instruction or of the staff of the State Board of Education or any clerk stenographer janitor attendance officer or other person engaged in any work concerning or relating to the public schools of this Commonwealth or in connection therewith or under contract or engagement to perform one or more of these functions Provided that no person shall be deemed an employe within the meaning of this act who is not regularly engaged in performing one or more of these functions as a full-time occupation outside of vacation periods In all cases of doubt the retirement board shall determine whether any person is an employe as defined in this act And Provided further That those employes of the Department of Public Instruction who are members of or are entitled to membership in the retirement system herein establishd may withdraw from the system and be entitled to reimbursement of moneys which they have paid in by so electing in writing filed with the Retirement Board on or before the first day of July one thousand nine hundred and [twenty-one] twenty-five After said date all new employes in the Department of Public Instruction shall be members of said system unless they elect otherwise in writing filed with the Retirement Board within [thirty days] one year after beginning their employment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 463, as follows:

An Act providing for the compensation of certain officers and employes in counties of the second class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the compensation of all officers of counties of the second class who are not elected by the people and of all employes of such counties shall be fixed by the salary board

Section 2. The following acts and parts of acts are hereby repealed as respectively indicated

The act approved the twenty-second day of March one thousand nine hundred and seventeen (Pamphlet Laws nine) entitled "An act to further amend section one of an act entitled 'An act to amend section first of the act of Assembly approved the twenty-eighth day of March Anno Domini one thousand nine hundred and seven entitled "An act authorizing and empowering county controllers in counties containing a population of from three hundred thousand to one million to designate and appoint a solicitor prescribing the duties of said solicitor and fixing his term of appointment and salary" so as to make it apply to counties containing a population of not less than eight hundred thousand nor more than one million four hundred thousand' approved the eighth day of June Anno Domini one thousand nine hundred and eleven" in so far as it fixes the salary of the controller's solicitor

Section two of the act approved the second day of April one thousand nine hundred and nineteen (Pamphlet Laws thirty-one) entitled "An act providing for the appointment by the district attorney in counties having a population of over one million and less than one million five hundred thousand inhabitants of a chief county detective an assistant chief county detective and special county detective defining their duties defining their authority fixing their salaries and authorizing the payment of the same together with the necessary traveling expenses by the county" in so far as it fixes the salaries of county detectives

The act approved the second day of April one thousand nine hundred and nineteen (Pamphlet Laws thirty-three) entitled "An act providing for the appointment of assistant district attorneys in the several counties of this Commonwealth having a population of over one million and less than one million five hundred thousand inhabitants prescribing the powers and duties and fixing their salaries" in so far as it fixes the salaries of assistant district attorneys

The act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand and thirty-five) entitled "An act fixing the salary of the county engineer in counties containing a population of more than eight hundred thousand and less than one million four hundred thousand" absolutely

The act approved the thirteenth day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred and thirty-five) entitled "An act fixing the salary of the deputy county engineer in counties of the second class" absolutely

The act approved the twenty-third day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and twenty-seven) entitled "A supplement to an act approved the twenty-third day of June one thousand nine hundred eleven (Pamphlet Laws one thousand nine hundred twenty-three) entitled 'An act establishing in each county a board of viewers prescribing their duties providing for their appointment as viewers road juries juries of view and commissioners to view land and providing for the charges upon the respective counties in the matter of salaries costs and expenses thereof' as the same was amended and supplemented by subsequent acts by providing for the compensation to be paid to the members of the board of viewers in counties of the second class" absolutely

All other acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 467, entitled:

An Act to amend section six of an act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws seven hundred forty-six) entitled "An act to regulate the construction maintenance and inspection of buildings used for the exhibition of moving-pictures in all cities of the first class providing for the enforcement thereof and fixing penalties for violation of the same" by providing for the heating by means of mechanical warm air

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section six of an act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws seven hundred forty-six) entitled "An act to regulate the construction maintenance and inspection of buildings used for the exhibition of moving-pictures in all cities of the first class providing for the enforcement thereof and fixing penalties for violation of the same" is hereby amended to read as follows

On the question,

Will the Senate agree to the section?

Mr. KRAUSE. Mr. President, I move to

Amend section 1, page 2, line 10 by striking out the word "fireproof" and inserting in lieu thereof the word "fireproofed", also page 3, line 12 by inserting after the word "each" the word "such".

Mr. NORTON. Mr. President, I second the motion.

The sixth section of the bill was read as follows and agreed to.

Section 6 In every building hereafter erected or altered to be used for the exhibition of moving-pictures regardless of size or seating capacity the platform shall be constructed of fireproof material except that portion equal to the width of the proscenium opening and the depth of the platform All partitions shall be constructed of fireproof material firmly secured to the floor and ceiling and all decorations must be fireproof and firmly fixed in position The flies or decorative fixtures upon the platform must be fireproofed and firmly fixed to the said platform The booth for the moving-picture machine shall be constructed of fireproof material with a ventilator extending through the front of the partition In the floor construction a wooden top floor may be used if attached to sleepers embedded in cinder-concrete The curtain shall be an approved asbestos curtain No dressing-rooms shall be allowed in such buildings The cellar shall not be used for manufacturing purposes or for the storage of materials All electrical installation throughout the building shall be approved by the chief of the electrical bureau of said cities There shall be provided emergency lights on separate circuit from the general house lights which emergency lights shall be kept lighted during all performances The lighting throughout the building shall be by means of electricity and the heating by means of steam [or] hot water or mechanical warm air And every such building shall have at least one front abutting upon the street which front shall be not less than twenty-five feet in width and shall be as wide as the widest part of the auditorium Gradients shall be used instead of steps wherever possible Provided That nothing in this act shall be construed to apply to theatres now in existence or hereafter constructed or to buildings in which moving-picture exhibitions are being given at the time of the passage of this act None of the provisions of this act shall apply to any church or other place not devoted to the business of such exhibitions so as to prohibit the giv-

ing of a single or occasional exhibition of moving-pictures therein if a permit for each exhibition shall first be obtained from the fire marshal of such city

The title of the bill was read as follows and agreed to.

An Act to amend section six of an act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws seven hundred forty-six) entitled "An act to regulate the construction maintenance and inspection of buildings used for the exhibition of moving-pictures in all cities of the first class providing for the enforcement thereof and fixing penalties for violation of the same" by providing for the heating by means of mechanical warm air

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 468, as follows:

An Act to provide for a second additional law judge of the court of common pleas of the Fourteenth Judicial District

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in addition to the judges provided for by existing law a second additional law judge is hereby authorized and provided for the court of common pleas of the Fourteenth Judicial District who shall possess the same qualifications which are required by the Constitution and laws for the president judge of said district and who shall hold his office for a like term and by the same tenure and shall have the same powers authority and jurisdiction and shall be subject to the same duties restrictions and penalties and shall receive the same compensation provided by law for judges of the courts of said judicial district

Section 2 At the next municipal election after the passage of this act the qualified electors of the said Fourteenth Judicial District shall elect in the manner prescribed by law for the election of a president judge one competent person learned in the law to service as second additional law judge of the court of common pleas in said Fourteenth district from the first Monday of January Anno Domini one thousand nine hundred and twenty-six for a term of ten years Vacancies in the office hereby created whether caused by death resignation expiration of term or otherwise shall be filled in the same manner as is required by law in case of a similar vacancy in the office of president judge

Section 3 The Governor is hereby authorized to appoint one competent person learned in the law as such additional law judge of the court of common pleas of the said Fourteenth Judicial District to serve until the first Monday in January succeeding the next municipal election

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 492, entitled:

An Act to amend section one of an act approved the twelfth day of May one thousand eight hundred aid eighty-seven (Pamphlet Laws ninety-six) entitled "A supplement to an act entitled 'An act supplementary to an act relative to burial grounds and cemeteries situated in incorporated boroughs' approved the nineteenth day of May one thousand eight hundred and seventy-four changing the title of said act and authorizing the court to make orders and decrees required by the act and to enforce the same by process approved the thirteenth day of May eighteen hundred and seventy-six further empowering courts to direct removal of remains in boroughs cities and towns from burial grounds where interments have ceased or have become so neglected as to become a public nuisance or such remains interfere with the improvements extensions and interests of such cities boroughs or towns" as amended providing that such removal may be authorized when such land is desired by said municipalities for opening laying out or extending streets or establishing playgrounds or recreation centres

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of an act approved the twelfth day of May one thousand eight hundred and eighty-seven (Pamphlet Laws ninety-six) entitled "A supplement to an act entitled 'An act supplementary to an act relative to burial grounds and cemeteries situated in incorporated boroughs' approved the nineteenth day of May one thousand eight hundred and seventy-four changing the title of said act and authorizing the court to make orders and decrees required by the act and to enforce to same by process approved the thirteenth day of May eighteen hundred and seventy-six further empowering courts to direct removal of remains in boroughs cities and towns from burial grounds where interments have ceased or have become so neglected as to become a public nuisance or such remains interfere with the improvements extensions and interests of such cities boroughs or towns" which was amended by section one of an act approved the twenty-ninth day of April one thousand nine hundred and nine (Pamphlet Laws two hundred and ninety-one) entitled "An act to amend sections one and two of an act entitled 'A supplement to an act entitled "An act supplementary to an act relative to burial-grounds and cemeteries situated in incorporated boroughs approved the nineteenth day of May one thousand eight hundred and seventy-four changing the title of said act and authorizing the court to make orders and decrees required by the act and to enforce the same by process" approved the thirteenth day of May eighteen hundred and seventy-six further empowering courts to direct removal of remains in boroughs cities and towns from burial grounds where interments have ceased or have become so neglected as to become a public nuisance or such remains interfere with the improvements extensions and interests of such cities boroughs or towns' by further providing that such removal may be authorized when said lands shall be desired by said municipalities or the school districts thereof for the erection of municipal school or public library buildings thereon or for any other public purpose" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That when by the growth of cities towns and boroughs and the opening of incorporated or unincorporated cemeteries in cities and boroughs or in the vicinity thereof or from other causes any burial-ground privately owned and in charge no person or persons or any burial-ground belonging to or in charge of any religious society or church directly or through trustees thereof or in charge of no person persons church or society has ceased to be used for interments or has become so neglected as in the opinion of the court to become a public nuisance or that the remains of bodies interred in any such neglected or disused cemetery in any city or borough interfere with and hinder the improvements extensions and general progressive interests of any city or borough or when the said land shall be desired by the said municipality or in the school district thereof for the erection thereon of any municipal school or free public library building or for use as recreation centres or municipal playgrounds or the opening laying out or extension through said land of any street or highway or for any other public purposes the court of quarter sessions of the several counties of this Commonwealth upon petition of the managers officers or on the petition of fifty or more citizens or residents in the vicinity in case where such cemetery or graveyard is not in charge of any person persons church or society or trustees of such society or church setting forth that the erection extension improvements and general progressive interests of such city or borough are hampered and interfered with and the welfare of such city or borough is injured to the detriment thereof and of the public good or upon the petition of said municipality or school district thereof that the said land shall be desired by said municipality for the erection thereon of any municipal school or free public li-

brary building or for use as recreation centres or municipal playgrounds or the opening laying out or extension through said land of any street or highway or for any other public purposes and after three weeks of advertisement or hearing in open court for the purpose may after a full hearing of the parties their proofs and allegations authorize and direct the removal of the remains of the dead from such burial grounds Provided That no such application shall be made by the managers officers or trustees of such society or church except in pursuance of the wishes of a majority of the members of such society or church expressed at a meeting held for that purpose after two weeks' public notice After the removal of all dead bodies from such burial grounds the said land shall cease to be a cemetery or burial ground for all and any purpose whatsoever and may be acquired by the municipality or school district thereof as other lands are acquired for municipal or school purposes

On the question,

Will the Senate agree to the section?

Mr. BALDWIN. Mr. President, I move to amend section 1, page 4, line 23, by inserting after the word "municipality" the words "or the school district thereof."

Mr. SALUS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The title of the bill was read as follows and agreed to

An Act to amend section one of an act approved the twelfth day of May one thousand eight hundred and eighty-seven (Pamphlet Laws ninety-six) entitled "A supplement to an act entitled 'An act supplementary to an act relative to burial grounds and cemetaries situated in incorporated boroughs' approved the nineteenth day of May one thousand eight hundred and seventy-four changing the title of said act and authorizing the court to make orders and decrees required by the act and to enforce the same by process approved the thirteenth day of May eighteen hundred and seventy-six further empowering courts to direct removal of remains in boroughs cities and towns from burial grounds where interments have ceased or have become so neglected as to become a public nuisance or such remains interfere with the improvements extensions and interests of such cities boroughs or towns" as amended providing that such removal may be authorized when such land is desired by said municipalities for opening laying out or extending streets or establishing playgrounds or recreation centres

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 493, as follows:

An Act to amend section two of the act approved the first day of June one thousand eight hundred and eighty-three (Pamphlet Laws fifty-eight) entitled "An act empowering and directing the county commissioners of any county to purchase ground at the county seat for the erection thereon of such building or buildings as may be necessary for the accommodation of the courts and of the several officers of the county and for the reception and safe keeping of the records and other papers in charge of such officers and also such other building or buildings as may be necessary and proper for the purposes of a county jail or workhouse when occasion shall require the erection of such building or buildings and in case the said ground cannot be obtained by agreement with the owner or owners at a reasonable price in the estimation of said commissioners then to resort to condemnation" providing for the leasing of part of ground so obtained to municipalities for use as comfort stations

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of the act approved the first day of June one thousand eight hundred and eighty-three (Pamphlet Laws fifty-eight) entitled "An act empowering and directing the county commissioners of any county to purchase ground at the county seat for the erection thereon of such building or buildings as may be necessary for the accommodation of the courts and of the several officers of the county and for the reception and safe keeping of the records and other papers in charge of such officers and also such other building or buildings as may be necessary and proper for the purposes of a county jail or workhouse when occasion shall require the erection of such building or buildings and in case the said ground cannot be obtained by agreement with the owner or owners at a reasonable price in the estimation of said commissioners then to resort to condemnation" is hereby amended to read as follows

Section 2 That upon the value of said ground being finally and definitely ascertained fixed and established and the payment of the same to the party or parties severally entitled thereto who shall have executed conveyances to the said county of their respective interest in the ground or lands so taken or in case of the disability neglect or refusal of any person or persons interested to make such conveyance then upon payment into court of the sums of money so found to be due such person or persons respectively the title to the land or ground and estates or other interests therein thus paid for shall become vested in fee in the said county so requiring and taking said land or ground of which the conveyances from the said parties or an exemplification of the record of the said court in the premises shall be the proper and sufficient evidence Any part of any ground heretofore or hereafter so selected and acquired by any county for any of the purposes aforesaid may be leased by such county to any municipality being the county seat of such county for the purpose of the construction thereon of a public comfort station by such municipality

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 504 (House Bill No. 630), entitled:

An Act to further amend clause three section one of an act approved the eighth day of May one thousand eight hundred and fifty-four (Pamphlet Laws six hundred forty-four) entitled "A further supplement to the act entitled 'An act concerning divorces'" as amended by taking away the right of support or alimony in certain cases

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 520, entitled:

An Act authorizing county commissioners of counties of the sixth class to provide an office at the cost of the county for the district attorney in the town borough or city where he resides if he does not have an office at the county seat and to furnish also at the cost of the county furniture telephone books blanks dockets supplies postage and stationery required by the district attorney

The first section of the bill was read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the county commissioners of coun-

ties of the sixth class may if the district attorney does not have an office at the county seat provide an office at the cost of the county for such district attorney and his assistants in any other town borough or city of the county where the district attorney resides The county commissioners may also at the cost of the county furnish such office with office furniture telephone blank books blanks dockets supplies postage and stationery required for the use of the district attorney

Section 2 All acts and parts of acts inconsistent with this act are hereby repealed

On the question,

Will the senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

On the question,

Will the Senate agree to the section?

Mr. PHIPPS. Mr. President, I move to amend section 1, page 2, line 1 by striking out the word "blank" which follows the word "telephone".

Mr. NORTON. Mr. President, I second the motion.

The title of the bill was read as follows and agreed to.

An Act authorizing county commissioners of counties of the sixth class to provide an office at the cost of the county for the district attorney in the town borough or city where he resides if he does not have an office at the county seat and to furnish also at the cost of the county furniture telephone books blanks dockets supplies postage and stationery required by the district attorney

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 524, as follows:

An Act to further amend sections two thousand six hundred and three and two thousand six hundred and twenty-three of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent herewith" authorizing school districts of the second class to employ certified public accountants in certain cases and providing for their compensation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two thousand six hundred and three of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" which was amended by section one of the act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred and forty-nine) entitled "An act to amend sections two thousand six hundred and three and two thousand six hundred and twenty and section two thousand six hundred and twenty-three as amended and to repeal section two thousand six hundred and nineteen of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' by providing for the audit of accounts of second and third class school districts by the city borough or township controller or auditor and fixing their compensation" is hereby further amended to read as follows

Section 2603 In all school districts of the second and third class by the proper city borough or township controller or auditors therein When in any school district of the second class the annual expenditures exclusive of moneys received from the sale of bonds shall exceed the sum of five hundred thousand dollars such district may employ a certified public accountant within sixty days from the close of the fiscal year

Section 2 That section two thousand six hundred and twenty-three of said act as last amended by section four of the said act approved June twenty-ninth one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred and forty-nine) is hereby further amended to read as follows

Section 2623 The compensation for auditors in school districts of the second and third class shall be five dollars ($5.00) per day for each day necessarily spent by each auditor and the total expense of such auditing including the cost of filing the report advertising and other necessary costs shall be paid by the school district The compensation of any certified public accountants employed by any school district of the second class shall be fixed by the directors of such district and paid by the district

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 525, entitled:

An Act to further amend paragraph nineteen of section one thousand two hundred and ten of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith"

The first section of the bill was read as follows.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph nineteen of section one thousand two hundred and ten of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribed penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended by an act approved the tenth day of July one thousand nine hundred nineteen (Pamphlet Laws nine hundred and ten) entitled "An act to further amend section one thousand two hundred and ten and to repeal sections one thousand two hundred eleven one thousand two hundred thirteen and two thousand eight hundred and five of an act approved the eighteenth day of May one thousand nine hundred eleven (Pamphlet Laws three hundred

and nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' and making an appropriation" and as amended by an act approved the twenty-eighth day of April one thousand nine hundred and twenty-one (Pamphlet Laws three hundred twenty-eight) entitled "An act to amend section one thousand two hundred ten as amended and section one thousand one hundred three and section five hundred twenty-four as amended of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled 'An act to establish a public school system in the Commonweath of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' and repealing section one thousand two hundred twelve theerof" as amended by an act approved the twenty-third day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and twenty-eight) entitled "An act to further amend section one thousand two hundred ten as amended of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby amended to read as follows

Nineteen Of the salaries herein provided for teachers supervisors principals and all other members of the teaching and supervisory staff in the public schools of the Commonwealth except part time and night school teachers the Commonwealth shall pay for the biennium year beginning June first one thousand nine hundred and twenty-three and each biennium year thereafter to such school districts as comply with the laws governing the public schools of the Commonwealth for each of said persons employed therein as shown by the certificate herein required to be filed with the Superintendent of Public Instruction in the November immediately preceding any such biennium year as follows In school districts of the first class for each member of the teaching and supervisory staff twenty-five per centum (25%) of the annual minimum salary prescribed herein for elementary teachers in such districts in school districts of the second and third class for each member of the teaching and supervisory staff thirty-five per centum (35%) of the annual minimum salary prescribed herein for elementary teachers in such districts in school districts of the fourth class for each member of the teaching and supervisory staff fifty per centum (50%) of the annual minimum salary prescribed herein for teachers in such districts Provided That the amount paid by the Commonwealth to a school district in any of the foregoing classes which has a true valuation per teacher of assessable property of fifty thousand dollars ($50,000) of less shall be seventy-five per centum (75%) of the annual minimum salary prescribed herein for elementary teachers in such districts and that the amount paid to a school district in any of the foregoing classes which has a true valuation per teacher of assessable property of more than fifty thousand dollars ($50,000) and not more than one hundred thousand dollars ($100,000) shall be sixty per centum (60%) of the annual minimum salary prescribed herein for elementary teachers in such districts Provided That where any member of the teaching or supervisory staff receives less salary than the minimum salary prescribed by the foregoing salary schedule for the class of district in which he is teaching there shall be paid to the district a corresponding per centum of the salary paid to such person [And provided further That wherever payment is made upon the salary from Federal or other State funds such amounts shall be to the extent thereof in lieu of the payment provided herein for such person] Provided further That the Superintendent of Public Instruction shall annually apportion to each fourth class district the sum of two hundred dollars ($200), for each school permanently closed or discontinued in such district since nineteen hundred eleven or which may hereafter be permanently closed or discontinued

The true valuation per teacher for each district shall be determined by the State Council of Education on data and material submitted by the officers of such district in the annual report to the Superintendent of Public Instruction It shall be found by dividing the true valuation of the district by the number of full time teachers which number shall include all teachers principals supervisors and superintendents employed in the vocational and non-vocational schools of the district for the year covered by such report The true valuation of the taxable property of each school district shall be obtained by dividing the amount of the assessed valuation certified in the annual report of the district for the school year ending June thirtieth one thousand nine hundred and twenty-two and every second year thereafter by the average rate of assssment certified in such annual reports for the three years immediately preceding the date on which such true valuation is determined For the two fiscal years beginning on June first one thousand nine hundred and twenty-three and ending on May thirty-first one thousand nine hundred and twenty-five such true valuation of the district shall be determined during the month of June one thousand nine hundred and twenty-three on the data and material available in the report filed with the Superintendent of Public Instruction on August first one thousand nine hundred and twenty-two The true valuation of each school district for the two fiscal years beginning on June first one thousand nine hundred and twenty-five and ending May thirty-first one thousand nine hundred and twenty-seven and for each biennium thereafter shall be determined during the month of October one thousand nine hundred and twenty-four and in the month of October of every second year thereafter The State Council of Education is hereby given full power and authority to make such investigations to take such action and to institute such proceedings as may be necessary to determine any of the questions that may be raised in the determination and adjustment of the aforesaid true valuations and the decisions which such council reaches in such questions shall be final and conclusive

On the question,

Will the Senate agree to the section?

Mr. GRISWOLD. Mr. President, I move to amend section 1, page 2, line 5, by striking out the word "prescribed" and inserting in lieu thereof the word "prescribing"; also page 3, line 10, by inserting after the word "and" the word "the"; also page 4, lines 15-29, by placing the numbers of said lines in correct position; also line 27, by striking out the word "of" and inserting in lieu thereof the words "or"; also by striking out the word "thereafter" and inserting in lieu thereof the word "hereafter".

Mr. HARRIS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The title of the bill was read as follows and agreed to.

An Act to further amend paragraph nineteen of section one thousand two hundred and ten of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith"

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 531,

An Act making an appropriation to the Department of Mines for the payment of salaries and expenses due anthracite and bituminous mine inspectors

Whereas There is now due from the Commonwealth the sum of four hundred dollars to each of fifty-one anthracite and bituminous mine inspectors for services performed during the two fiscal years ending May thirty-first one thousand nine hundred and twenty-five the sum of three thousand and four dollars and ninety-six cents ($3,004.96) to anthracite mine inspectors the sum of five thousand eight hundred and seventy-nine dollars and twenty-nine cents ($5,879.29) to bituminous mine inspectors for expenses incurred by such inspectors in the performance of their duties during the two fiscal years ending May thirty-first one thousand nine hundred and twenty-three therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-nine thousand two hundred and eighty-four dollars and twenty-five cents ($29,284.25) is hereby specifically appropriated to the Department of Mines for the following purposes

The sum of twenty thousand four hundred dollars ($20,400) for the payment of salaries due fifty-one anthracite and bituminous mine inspectors for services rendered during the two fiscal years ending May thirty-first one thousand nine hundred and twenty-five

The sum of three thousand and four dollars and ninety-six cents ($3,004.96) for the payment of expenses incurred by anthracite mine inspectors in the discharge of their duties during the two fiscal years ending May thirty-first one thousand nine hundred and twenty-three and

The sum of five thousand eight hundred and seventy-nine dollars and twenty-nine cents ($5,879.29) for the payment of expenses incurred by bituminous mine inspectors in the discharge of their duties during the two fiscal years ending May thirty-first one thousand nine hundred and twenty-three

Section 2 Payment of the amounts due the said anthracite and bituminous mine inspectors shall be made by the State Treasury upon requisition of the Secretary of Mines in the same manner that payments of salaries and expenses are ordinarily made

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. SCHANTZ. Mr. President, I move that Senate Bill No. 531 the bill just read, be recommitted to the Committee on Appropriations.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## BILL ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 539, as follows:

An Act to amend section twelve of the act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand and forty-three) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twelve of the act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand and forty-three) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of certain of said funds imposing powers and duties upon boards having the employment of public school employes excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" is hereby amended to read as follows

Withdrawal

Section 12 Should a contributor by resignation or dismissal or in any other way than by death or retirement separate from the school service he or she shall be paid on demand (a) the full amount of the accumulated deductions standing to the credit of his or her individual account in the annuity savings fund or in lieu thereof should he or she so elect (b) an annuity or a deferred annuity which shall be the actuarial equivalent of said accumulated deductions His or her membership in the retirement association shall thereupon cease

Two Should an employe so separated from the school service return within three years and restore to the annuity savings fund his or her accumulated deductions as they were at the time of his or her separation the annuity rights forfeited by him or her at that time shall be restored

Three Should a contributor die before retirement his or her accumulated deductions shall be paid to his or her estate or to such person as he or she shall have nominated by written designation duly executed and filed with the retirement board

Four In case of the separation of a contributor from the school service either by death resignation or dismissal the amount then in the Contingent Reserve Fund or the State Annuity Reserve Fund Number Two which at that time represented his or her State Annuity Reserve shall remain in and constitute a part of said fund for the purposes thereof and the amount thereof shall be certified by the retirement board to General Assembly of the Commonwealth of Pennsylvania as a guide in ascertaining the amount necessary to be appropriated to said funds by the Commonwealth

Five The portion of said amount representing the State Annuity Reserve of such contributor so separating from the school service which was contributed to such fund by the employer of such contributor shall be credited to such employer and shall be deducted from the next amount certified to such employer as being payable to such fund by such employer

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. SCHANTZ. Mr. President, I move that Senate Bill No. 539, the bill just read, be recommitted to the Committee on Appropriations.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## BILLS INTRODUCED.

Mr. SALUS. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SALUS, read in his place and presented to the Chair Senate Bill No. 603, entitled:

An Act creating a commission to select and acquire a site for the erection thereon of the Eastern State Penitentiary; defining its powers and duties; and making an appropriation.

Which was committed to the Committee on Appropriations.

Also, read in his place and presented to the Chair Senate Bill No. 604, entitled:

An act creating a commission to select a site for the location of the Eastern State Penitentiary; defining the powers and duties of the Commission; and making an appropriation.

Which was committed to the Committee on Appropriations.

## REPORTS FROM COMMITTEES.

Mr. BUCKMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN, from the Committee on Public Roads and Highways, reported as committed, Senate Bill No. 595, entitled:

An Act ratifying and confirming all of the actions of the "Pennsylvania Commission" and of the "Joint Commission" created by the Act approved the ninth day of July, one thousand nine hundred and nineteen, (P. L. 814) entitled, "An act providing for the erection and construction by the Commonwealth of Pennsylvania and the State of New Jersey of a bridge over the Delaware River, connecting the city of Philadelphia and the city of Camden, and the approaches thereto; providing for a joint commission for that purpose, and defining its powers and duties; providing for an independent commission in this Commonwealth in relation thereto, and defining its powers and duties; providing for the payment of a part of the cost thereof by the city of Philadelphia; and providing for the acquiring, taking, and condemnation of the real estate for the site and approaches thereof; providing for the turning over of said bridge upon its completion; and making an appropriation for the purposes of this act," as amended, in which the Governor, the Auditor General and the State Treasurer of this Commonwealth or any of them have participated since June fifteenth, one thousand nine hundred and twenty-three.

Also, from the Committee on Public Roads and Highways, reported as committed, Senate Bill No. 596, entitled:

An Act to amend Sections two and three of the Act approved the ninth day of July, one thousand nine hundred and nineteen, (P. L. 814), entitled "An act providing for the erection and construction by the Commonwealth of Pennsylvania and the State of New Jersey of a bridge over the Delaware River, connecting the city of Philadelphia and the city of Camden, and the approaches thereto; providing for a joint commission for that purpose, and defining its powers and duties; providing for an independent commission in this Commonwealth in relation thereto, and defining its powers and duties; providing for the payment of a part of the cost thereof by the city of Philadelphia; and providing for the acquiring, taking, and condemnation of the real estate for the site and approaches thereof; providing for the turning over of said bridge upon its completion; and making an appropriation for the purposes of this act", as amended.

Also from the Committee on Public Roads and Highways, reported as committed, Senate Bill No. 593, entitled:

A joint resolution proposing an amendment to Article nine, Section four of the Constitution of the Commonwealth of Pennsylvania, authorizing the State to issue bonds to the amount of one hundred and fifty millions of dollars for the improvement of the highways of the Commonwealth.

Also from the Committee on Public Roads and Highways, reported as committed, Senate Bill No. 594, entitled:

An Act to amend section ten of an act, approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred and sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two deputy Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions; providing for pencentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads. and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended.

Mr. SCHANTZ. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SCHANTZ, from the Committee on Appropriations, reported as committed, Senate Bill No. 22, entitled:

An Act authorizing the Governor to appoint a commission to provide for the construction, erection and dedication in the city of Chester of a monument to the memory of John Morton; and making an appropriation.

Also, from the Committee on Appropriations, reported as committed, Senate Bill No. 148, entitled:

An Act constituting the board of trustees of Washington and Jefferson College a commission to provide a memorial to the memory of the late James A. Beaver.

Also, from the Committee on Appropriations, re-reported as amended, Senate Bill No. 59, entitled:

An Act making an appropriation to the Lewistown Hospital of Lewistown Pennsylvania.

Also, from the Committee on Appropriations, re-reported as amended, Senate Bill No. 192, entitled:

An Act making an appropriation to the Children's Aid Society of Pennsylvania.

## BILLS INTRODUCED.

Mr. GELDER. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. GELDER read in his place and presented to the Chair Senate Bill No. 605, entitled:

An act to establish as a state highway a certain section of public road in the counties of Wyoming, Bradford and Susquehanna.

Which was committed to the Committee on Public Roads and Highways.

Mr. BONBRAKE. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BONBRAKE read in his place and presented to the Chair Senate Bill No. 606, entitled:

An act to validate the acts of persons acting as deputy prothonotaries who may not have been actually appointed and qualified as required by law.

Which was committed to the Committee on Judiciary General.

## NOMINATIONS BY THE GOVERNOR.

The Secretary to the Governor being introduced, presented communications in writing from his Excellency, the Governor of the Commonwealth, which were read as follows:

### NOTARIES PUBLIC.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 9, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

#### ALLEGHENY COUNTY.

Lawrence J. Buck, 713 E. North Ave., Pittsburgh, March 23, 1925.
S. H. Church, 916 Penna. Sta., Pittsburgh, March 23, 1925.
S. L. Dunlap, 35 Watsonia Blvd., Pittsburgh, March 23, 1925.
B. H. Giffen, 505-6 Curry Bldg., Pittsburgh, March 7, 1925.
Samuel T. Harris, 1017 5th St., Pittsburgh, Feb. 19, 1925.
John A. Hauck, 424 Lincoln Ave., Pittsburgh, Feb. 21. 1925.
Mrs. Rose K. Hommel, 1802 Commonwealth Bldg., Pittsburgh, March 7, 1925.
R. M. Hulsman, 3901 Forbes St., Pittsburgh, Feb. 28, 1925.
Jos. S. Krchmery, 3521 Beechwood Blvd., Pittsburgh, March 14, 1925.
Miss Eleanor Liebler, 5526 Penn Ave., Pittsburgh, March 7, 1925.
Carleton J. McCobb, 2316 Osgood St., Pittsburgh, March 7, 1925.
Frank S. Napierkowski, 4104 Butler St., Pittsburgh, March 23, 1925.
W. J. Snodgrass, 5th Ave. & Wood St., Pittsburgh, March 12, 1925.
Robt. S. Soles, McKeesport, March 7, 1925.
Harry E. Swartz, 630 Rising Main, Pittsburgh, March 7, 1925.
Thomas J. Vunak, Braddock, March 7, 1925.
Miss Bessie Ward, Hotel Anderson, Pittsburgh, March 7, 1925.

#### ARMSTRONG COUNTY.

Howard R. Kepler, Sagamore, March 7, 1925.

#### BEAVER COUNTY.

E. Earl Autenreith, New Brighton, March 23, 1925.

#### BERKS COUNTY.

Foster S. Biehl, Reading, March 23, 1925.
Rocco A. Frasso, Reading, March 17, 1925.
Miss Francina Franciscus Groff, Reading, March 7, 1925.
Miss Margaret I. Hallowell, Reading, March 7, 1925.
Miss Nellie C. Lynch, Reading, March 7, 1925.

#### BLAIR COUNTY.

Miss Leah R. Hammond, Altoona, March 7, 1925.

#### DAUPHIN COUNTY.

William Blanning, Williamstown, Feb. 28, 1925.

#### ERIE COUNTY.

Chas E. Neuer, Erie, March 7, 1925.

#### LACKAWANNA COUNTY.

Stanley, F. Coar, Scranton, March 21, 1925.
Miss M. E. McLaughlin, Scranton, March 7, 1925.
Miss Elsie Oliver, Scranton, March 7, 1925.

#### LEBANON COUNTY.

Miss Maude P. Maguire, Lebanon, March 23, 1925.

#### LUZERNE COUNTY.

Miss Mary Campbell, Hazleton, March 23, 1925.
Mrs. Frances Sippel Griffiths, Hazleton, March 12, 1925.
F. C. Mosier, West Pittston, March 12, 1925.

#### LYCOMING COUNTY.

Rodgers K. Foster, Williamsport, March 24, 1925.

#### McKEAN COUNTY.

Chas. J. Gregg, Bradford, March 7, 1925.

#### MONTGOMERY COUNTY.

Charles E. Bean, North Wales, March 10, 1925.
Frank B. Belyea, Norristown, March 7, 1925.
G. Carroll Hoover, Norristown, March 12, 1925.
Daniel A. Skelly, Norristown, March 7, 1925.

#### PHILADELPHIA COUNTY.

Vito M. Baldi, 928 S. 8th St., Philadelphia, March 17, 1925.
Stanley K. Brunner, 3238 N. Front St., Philadelphia, March 7, 1925.
Miss Helen M. Connor, 4629 Sansom St., Philadelphia, March 7, 1925.
Alexander L. DeLuca, 1149 E. Stafford, Philadelphia, March 23, 1925.
E. Jay Greene, 916 N. 6th St., Philadelphia, March 7, 1925.
George Naulty, 931 Oakmont St., Philadelphia, March 7, 1925.

### GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 9, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation:

#### ALLEGHENY COUNTY

John J. Elmore, Versailles
Walter F. Freund, 149 Brownsville Rd. Pittsburgh.
Matthew Gazdik, 6354 Aurelia St., Pittsburgh.
John Madden, Jr. 307 Grove St., Pittsburgh.

Mrs. Mildred S. Punco, Apt. 10, 251 S. St. Clair St., Pittsburgh.
E. C. Ramage, Edgewood.
Hermann F. Ruoff, 515 Park Building, Pittsburgh.
Robert W. Semenow, 5865 Alderson St., Pittsburgh.
Frank H. Sobczak, Carrick.

BUTLER COUNTY.

John R. Crider, Evans City.

CHESTER COUNTY.

Albert M. Suckle, Coatesville.

CLEARFIELD COUNTY.

Albert M. Jones, West Decatur.

DAUPHIN COUNTY.

A. Boyd Derr, Harrisburg.
Frank N. Payne, Harrisburg.

ERIE COUNTY.

Edward E. Green, Erie.
Frank J. Smith, Erie.

INDIANA COUNTY.

W. E. Foreman, Indiana.

LANCASTER COUNTY.

Harry H. Esbenshade, Lancaster.
Oscar A. Hutchins, Lancaster.

LUZERNE COUNTY.

Edward Marganstern, Wilkes-Barre.

LYCOMING COUNTY.

Mrs. Vina B. Ford, Jersey Shore.

MONTGOMERY COUNTY.

R. B. Caldwell, Jr., Bryn Athyn.

NORTHUMBERLAND COUNTY.

Alexander M. Halkowicz, Atlas.

PERRY COUNTY.

Mr. Emma E. Hain, Marysville.

PHILADELPHIA COUNTY.

Phil B. Baumholtz, 639 South St., Phila.
Miss Bertha R. Brod, 140 S. 60th St., Phila.
Joseph G. Camero, 6018 Columbia Ave., Phila.
Harold A. Custer, 5550 Ridge Ave., Phila.
Harold S. Daly, 2047 S. 22nd St., Phila.
Frank M. Doyle, 6720 Tulip St., Phila.
Miss Edith S. Mattson, Rockledge.
David A. Wallace, 1102 W. Moyamensing Ave., Phila.

SCHUYLKILL COUNTY.

James H. Rattigan, Pottsville.

WESTMORELAND COUNTY.

John A. Keck, Greensburg.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office., Harrisburg, March 9, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania,

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

ALLEGHENY COUNTY.

George B. Bleming, West View, March 19, 1925.
John W. Boggs, 2828 Perrysville Ave., Pittsburgh., March 11, 1925.
F. L. Bruning, 6117 Broad St., Pittsburgh, March 7, 1925.
W. Ellis Byers, Curtisville, March 19, 1925.
D. R. Davis, 1406 1st National Bank Building, Pittsburgh, March 7, 1925.
G. C. Dodson, Tarentum, March 20, 1925.
Charles Dunbar, 516 Federal St., Pittsburgh, March 20, 1925.
Edward Evans, Aspinwall, March 10, 1925.
Miss Loretta M. Fey, 5415 Butler St., Pittsburgh, March 16, 1925.
Sidney R. Gittons, 501 S. Lang Ave., Pittsburgh, March 7, 1925.
Wm. J. Graham, 630 Frick Bldg., Pittsburgh, March 7, 1925.
Miss Marie E. Green, 401 Curry Bldg., Pittsburgh, March 14, 1925.
Mrs. Ida Kane, North Braddock, March 7, 1925.
John A. Kocur, Springdale, March 7, 1925.
Miss Edith P. Lehm, 1511 Benedum-Trees Bldg., Pittsburgh, March 16, 1925.
J. S. Levy, 6633 Dalzoll Pl., Pittsburgh, March 7, 1925.
Luther Mandeville, 311 S. Lang Ave., Pittsburgh, March 19, 1925.
John D. Meyer, 123 Gordon St., Pittsburgh, March 7, 1925.
Frank B. Miller, 5866 Hobart St., Pittsburgh, March 12, 1925.
Thomas Nichols, Wilkinsburg, March 21, 1925.
G. H. Oppenheim, 929 Fifth Ave., Pittsburgh, March 17, 1925.
Miss Mamie M. Quast, 1135 Portland Ave., March 7, 1925.
W. D. Hankin, Farmers Bank Bldg., Pittsburgh, March 10, 1925.
O. M. Smith, 420 Kingsboro St., Pittsburgh, March 7, 1925.
Emil Steinbach, 5511 Margaretta St., Pittsburgh, March 19, 1925.
Andor Steinitz, 711-12 Berger Bldg., Pittsburgh, March 7, 1925.
Henry H. Steinmeyer, 718 E. Diamond St., Pittsburgh,
Mrs. Emma I. Vandermast, 1230 Lancaster Ave., Pittsburgh, March 18, 1925.
Chas. H. Stevenson, Coraopolis, March 17, 1925.

ARMSTRONG COUNTY.

J. Cal. George, Elderton, March 7, 1925.

BERKS COUNTY.

Geo. W. Bear, Hamburg, March 19, 1925.

BLAIR COUNTY.

Miss Leila P. Fisher, Altoona, March 21, 1925.
T. Chester Parsons, Altoona, March 7, 1925.

BUTLER COUNTY.

C. L. McQuistion, Butler, March 19, 1925.

CAMBRIA COUNTY.

Miss Bertha Lewis, Johnstown, March 22, 1925.
Miss Elizabeth R. Taney, Johnstown, March 7, 1925.
Miss Verna Williams, Ebensburg, March 7, 1925.

CHESTER COUNTY.

Charles A. Fries, St. Peters, March 7, 1925.

CLARION COUNTY.

Albert D. Rosier, Foxburg, March 7, 1925.

CLEARFIELD COUNTY.

Louis E. Boyer, DuBois, March 21, 1925.
J. Lewis Irwin, Clearfield, March 21, 1925.

CRAWFORD COUNTY.

Miss Clara E. Decker, Titusville, March 7, 1925.

CUMBERLAND COUNTY.

Mrs. Myrtle V. Milleisen, Mechanicsburg, March 7, 1925.
Bernard E. Stansfield, Mechanicsburg, March 7, 1925.

DAUPHIN COUNTY.

Miss L. G. Fisher, Harrisburg, March 7, 1925.
William J. Kennard, Middletown, March 17, 1925.
J. Frank Slack, Harrisburg, March 16, 1925.

DELAWARE COUNTY.

Robert B. Blackburn, Marcus Hook, March 21, 1925.
Miss Adilena C. Shannon, Upper Darby, March 7, 1925.

ELK COUNTY.

Louis A. Bonini, Ridgway, March 7, 1925.

ERIE COUNTY.

Miss Mary B. Hendry, Erie, March 7, 1925.
John A. Ignasiak, Erie, Feb. 19, 1925.
Chester K. Reichert, Erie, March 21, 1925.
Thomas W. Spofford, Erie, March 19, 1925.

FAYETTE COUNTY.

Ernest E. Harrison, S. Brownsville, March 7, 1925.

LACKAWANNA COUNTY.

Mrs. Katheryn C. Griffin, Scranton, March 19, 1925.
Joseph D. Milgram, Scranton, March 7, 1925.

LANCASTER COUNTY.

Miss Charlotte K. Keims, Columbia, March 7, 1925.

LEHIGH COUNTY.

Miss Minnie H. Becker, Allentown, March 21, 1925.

LUZERNE COUNTY.

Charles H. Biddle, Wilkes-Barre, March 22, 1925.
Miss Maude Brotherhood, Wilkes-Barre, March 7, 1925.
Miss Ruth C. Fox, Kingston, March 7, 1925.
Burt B. Lewis, Pittston, March 7, 1925.
M. H. McAniff, Wilkes-Barre, March 7, 1925.
George H. Sutton, Parsons, March 22, 1925.
John Wilhelm, Hazleton, March 16, 1925.
Constantine Yonelunas, Pittston, Feb. 19, 1925.

McKEAN COUNTY.

Miss Eethel Scott, Bradford, March 7, 1925.

MERCER COUNTY.

Harry Routman, Sharon, March 7, 1925.

MONTGOMERY COUNTY.

Rein C. Freed, Souderton, March 19, 1925.

NORTHAMPTON COUNTY.

Chas. H. Cashner, Bethlehem, March 21, 1925.
Louis P. Kardosh, Bethlehem, March 7. 1925.
Lee W. Sexton, Easton, March 21, 1925.
H. L. Short, Easton, March 18, 1925.
William Sinwell, Bethlehem, March 16, 1925.

NORTHUMBERLAND COUNTY.

Miss Nignon M. Mengel, Shamokin, March 7, 1925.

PHILADELPHIA COUNTY.

William Annesley, 7027 Dittman St., Phila., March 7, 1925.
Jacob Babis, 250 S. Broad St., Phila., March 22, 1925.
Julius A. Bacher, 7862 Oxford Ave., Phila., March 18, 1925.
Bernhard Beerger, 1014 S. 5th St., Phila., March 22, 1925.
Louis S. Berns, 1935 N. 31st St., Phila., March 21, 1925.
C. Ridgway Briggs, 1800 N. 8th St., Phila., March 12, 1925.
Francis E. Bucher, 50 N. 13th St., Phila., March 17, 1925.
Horace M. Burton, 2107 N. 12th St., Phila., March 16, 1925.
Linford B. Cassel, 116 S. 5th St., Phila., March 17, 1925.
Harry J. Clifton, 2656 E. Clf'd St., Phila., March 16, 1925.
Alexander Cuthill, 133 E. Rockland St., Phila., March 7, 1925.
Albert C. Ehmann, 1746 N. 13th St., Phila., March 21, 1925.
J. Edward R. Fox, 1206 W. Berks St., Phila., March 7, 1925.
William Malvern Fox, Wyndmoor, Phila., March 22, 1925.
Miss Anna M. Gannon, 1709 W. Erie Ave., Phila., March 7, 1925.
John B. Groves, 3446 Ainslie St., Phila., March 12, 1925.
Miss M. E. Harding, 1113 N. Amer. Bldg., Phila., March 16, 1925.
J. D. Harshaw, 511 Commerce St., Phila., March 17, 1925.
George D. Jackson, 2350 N. 18th St., Phila., March 7, 1925.
Willard F. Kerr, 1830 Frankford Ave., Phila., March 22, 1925.
John A. Lafferty, 664 E. Alle. Ave., Phila., March 7, 1925.
Frank L. McCardle, 1220 S. 56th St., Phila., March 21, 1925.
Miss Mamie I. McLaughlin, Glenolden, Phila., March 17, 1925.
Albert E. Miller, 4209 Sansom St., Phila., March 19, 1925.
Joseph P. Moore, 1828 Church Lane, Phila., March 7, 1925.
Edw. L. Neff, 1356 Colwyn St., Phila., March 7, 1925.
Bertram E. Oughton, Jasper & Butler, Sts., Phila., March 16, 1925.
Geo. B. Reading, 1818 Venango St., Phila., March 12, 1925.
John S. Ruletter, 1800 Morris St.. Phila., March 21, 1925.
Maurice Rosenblum, 1802 S. 6th St., Phila., March 7, 1925.
Lionel Teller Echlesinger, 333 Walnut St., Phila., March 11, 1925.
William J. Smiley, 1207 W. Susquehanna, Ave., Phila., March 22, 1925.
Murray H. Spahr, Jr., 1421 Chestnut St., Phila., March 7, 1925.
Vernon Stanton, 625, Witherspoon Bldg., Phila., March 22, 1925.
Albert C. Richter, 627 Elkins Ave., Phila., March 23, 1925.
Hugh L. Ross, 731 E. Alle. Ave. Phila. March 7, 1925.
James Ryan, Jr., 3238 N. Front St., Phila., March 7, 1925.
Charles Shoemaker, 7th & Erie Ave., Phila., March 23, 1925.
Morritt G. Williams, 6116 Torresdale Ave., Phila., March 7, 1925.
Royal W. Urie, 1615 Penna. Bldg., Phila., March 20, 1925.
Mrs. Emily V. Wiltbank, 618 S. 11th St., Phila., March 7, 1925.

SUSQUEHANNA COUNTY.

W. E. Barnes, Hallstead, March 17, 1925.
F. M. Gardiner, Forest City, March 19, 1925.

WARREN COUNTY.

Leo P. Walters, Warren, March 7, 1925.

WASHINGTON COUNTY.

John S. Mayer, Bentleyville, March 7, 1925.
D. J. Wilkowski, Burgettstown, March 7, 1925.

WAYNE COUNTY.

Miss Etta Nielson, Honesdale, March 16, 1925.

WESTMORELAND COUNTY.

Jos. J. Knappenberger, Greensburg, March 17, 1925.
Chas. M. Shoup, Ligonier, March 21, 1925.
John Tonkay, Greensburg, March 21, 1925.
L. H. Faulk, New Kensington, March 23, 1925.

YORK COUNTY.

Miss Mary F. Bievenour York, March 7, 1925.
Austin S. Ruth, Hanover, March 7, 1925.

GIFFORD PINCHOT.

JUSTICES OF THE PEACE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 9, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, George N. Bird, of East Smithfield, to be Justice of the Peace in and for the Township of Smithfield, Bradford County.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 9, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, W. W. Hunt, of Greenville, to be Justice of the Peace in and for the Borough of Greenville, Mercer County.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 9, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Elmer E. Hill, of Allison, to be Justice of the Peace in and for the Township of Luzerne, Fayette County.

GIFFORD PINCHOT.

MEMBER BOARD OF TRUSTEES MOTHERS' ASSISTANCE FUND.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 9, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Mrs. Clementina Rhodes Hartshorne, of Haverford, to be a member of the Board of Trustees of the Mothers' Assistance Fund for Delaware County.

GIFFORD PINCHOT.

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38, which requires reports of committees on nominations made by the Governor to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at to-days's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie. | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. BUCKMAN. Mr. President, I move that the Executive Session do now rise.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

APPROVAL OF SENATE BILLS NOS. 1, 303, 490, 54, 109, 196, 202.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 6, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

I have the honor to inform you that I have this day approved and signed Senate Bill No. 1, entitled, "An Act authorizing the issue and sale of bonds to the amount of fifty millions of dollars by the Commonwealth of Pennsylvania defining the powers and duties of the Governor the Auditor General and the State Treasurer in relation thereto making an appropriation of the proceeds of such bonds for the purpose of improving and rebuilding the highways of the Commonwealth providing for the payment of the interest on and the redemption of such bonds by the Board of Finance and Revenue and for the sale and registration of said bonds and making an appropriation to carry out the provisions of this act".

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 5, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

Ladies and Gentlemen: I have the honor to inform you that I have this day approved and signed the following:

House Bill No. 303, entitled, "An act to amend sections two and nine to repeal section ten to amend section sixteen and section twenty-two as amended sections twenty-three thirty-one section thirty-two as amended section fifty-two section fifty-four as amended section fifty-seven as amended and section sixty-five of an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and sixty-nine) entitled 'An act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth.'"

House Bill No. 490, entitled, "An act to validate acts done and contracts conveyances transfers and mortgages of property made to or by any corporation of the first class created or intended to be created by decree of the Courts of Common Pleas granting a charter where the applicants for incorporation had failed to register its proposed name as required by law and to validate charters of corporations of the first class granted since the sixteenth day of May one thousand nine hundred and twenty-three where there was a failure to register the name or title of the proposed corporation at the time of filing its application for a charter as required by law providing for the subsequent filing of such registration and providing for the amendment of names or titles of such corporations in certain cases.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 5, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

I have the honor to inform you that I have this day approved and signed the following:

Senate Bill No. 54, entitled, "An act validating certain proceedings of counties cities boroughs townships school districts and other incorporated districts or municipalities had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) entitled 'An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same

and to impose penalties for the illegal increase thereof' and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance to such proceedings"

Senate Bill No. 109, entitled, "An act validating certain proceedings and elections of counties cities boroughs townships school districts and other incorporated districts or municipalities had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) entitled 'An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof' and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance to such proceedings and elections".

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 5, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

I have the honor to inform you that I have this day approved and signed the following:

Senate Bill No. 196, entitled, "An act ratifying and confirming the action of the Department of Welfare in classifying the Wernersville State Hospital as a hospital for the care and treatment of the indigent insane".

Senate Bill No. 202, entitled, "An Act in relation to the procedure in certain classes of cases in which there is raised a question as to the jurisdiction of a court of first instance over the defendant or the cause of action for which suit is brought and authorizing appeals from the preliminary decision of such questions".

GIFFORD PINCHOT.

## APPROVAL OF RESOLUTION RECALLING FROM THE GOVERNOR SENATE BILL No. 61.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 5, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

I have the honor to inform you that I have this day approved and signed a resolution of the Senate and House recalling from the Governor Senate Bill No. 61, for the purpose of amendment.

Accordingly, the original Bill is herewith returned.

GIFFORD PINCHOT.

## RECONSIDERATION OF SENATE BILL NO. 61, RECALLED FROM THE GOVERNOR.

Mr. BALDWIN. Mr. President, I move to reconsider the vote by which the bill passed finally.

The PRESIDENT. How did the Senator vote?

Mr. BALDWIN. Mr. President, I voted "aye."

Mr. HOMSHER. Mr. President. I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. HOMSHER. Mr. President, I voted "aye."

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

Mr. BALDWIN. Mr. President, I move to reconsider the vote by which the bill passed third reading.

Mr. HOMSHER. Mr. President, I second the motion.

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. BALDWIN. Mr. President, I ask unanimous consent to amend title, page 3, next to the last line of the title, by striking out the word "the" and insert in lieu thereof the word "this"; also, section 1, page 4, line 28, by striking out the word "improveemnt" and inserting in lieu thereof the word "improvement"; also, page 5, line 19, by striking out the word "Sweden."

The PRESIDENT. Is there any objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended be printed for the use of the Senate.

## BILLS SIGNED.

The PRESIDENT, (Lieutenant-Governor David J. Davis), announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same be correct, the titles were publicly read as follows:

House Bill No. 15, entitled:

An Act to amend section four of an act approved the nineteenth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws sixty-seven) entitled "An act regulating the practice bail costs and fees on appeals to the Supreme Court and Superior Court" as amended fixing the time within which appeals may be allowed

House Bill No. 363, entitled:

An Act to amend section one of the act approved the eleventh day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred and thirty-eight) entitled "An act to regulate and establish the fees to be charged and collected by the several clerks of the courts of oyer and terminer general jail delivery and quarter sessions of the peace in counties of this Commonwealth having a population of over eight hundred thousand and less than one million five hundred thousand inhabitants as computed by the last preceeding United States census" by fixing fee for certifying certain conviction to Secretary of Highways

House Bill No. 390, entitled:

An Act to amend section two of an act approved the seventeenth day of April one thousand eight hundred and sixty-six (Pamphlet Laws one hundred and ten) entitled "An act relating to poor houses and lands"

House Bill No. 398, entitled:

An Act to provide for the position of Principal Deputy Prothonotary and second Deputy Prothonotary in counties of the first class prescribing their powers and duties and fixing their salaries

House Bill No. 620, entitled:

An Act relating to the allocation of moneys to the different counties by the Department of Highways for the construction of highways providing a method to compel the county commissioners to apply for such moneys and extending the time for filing applications for money allocated but unexpended prior to the approval of this act

Whereupon,

The PRESIDENT (Lieutenant-Governor David J. Davis) in the presence of the Senate signed the same.

## HOUSE MESSAGE.

## RESOLUTION RELATIVE TO LOAN FROM BANK OR TRUST COMPANY.

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the House of Representatives, which was twice read as follows.

In The House of Representatives, March 3, 1925.

Whereas, The House of Representatives by Resolution No. 1, adopted on the seventeenth day of February, one

thousand nine hundred and twenty-five, authorized the Judiciary General Committee of the House of Representatives to inquire into and concerning the official conduct of the Honorable John A. Berkey, Judge of the several courts of the sixteenth judicial district of the Commonwealth of Pennsylvania, and

Whereas, Said Resolution provided that the expenses of said investigation should be paid out of the Contingent Fund of the House, and

Whereas, Said Contingent Fund is already so depleted as to render it impossible to pay such expenses out of said Fund, therefore

Be It Resolved, (If the Senate concur), That the Chief Clerk of the House of Representatives is hereby authorized to borrow from any bank or trust company a sum of money not exceeding twenty-five hundred dollars, for the purpose of defraying said expenses; be it further

Resolved, That said loan be reimbursed either by an item inserted in the General Appropriation Bill or by a special appropriation made by the General Assembly of the Session of Nineteen Hundred and Twenty-five.

Mr. SCHANTZ. Mr. President, I move that the resolution be referred to the Committee on Appropriations.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## REPORTS FROM COMMITTEE.

Mr. BUCKMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN, from the Committee on Public Roads and Highways, reported as amended, Senate Bill No. 395, entitled:

An Act providing for the rebuilding of county bridges over two hundred feet in length on improved primary State highway routes in counties of the sixth, seventh and eighth classes by the Department of Highways at the expense of the Commonwealth.

Also from the Committee on Public Roads and Highways, reported as committed, Senate Bill No. 457, entitled:

An Act providing for the maintenance and repair of State-aid roads or highways by the Commonwealth.

## HOUSE MESSAGES.

## HOUSE BILLS FOR CONCURRENCE.

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House of Representatives as follows:

House Bill No. 98, (Senate Bill No. 607), entitled:

An Act to amend section thirty-six of an act approved the thirtieth day of June one thousand nine hundred and nineteen (Pamphlet Laws six hundred seventy-eight) entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by or trailing after motor vehicles requiring the registration of the same and the licensing of all operators thereof providing the fees therefor and the disposition of such fees prohibiting the unauthorized use of and tampering with motor vehicles limiting and defining the powers of cities boroughs incorporated towns townships and counties as to the regulation of the use and equipment of motor vehicles and the taxing registration or licensing thereof imposing certain duties on the State Highway Commissioner and on proprietors of public garages providing procedure and penalties for violations thereof and the disposition of fines collected and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle" as amended by extending the jurisdiction of magistrates in civil actions.

Which was committed to the Committee on Judiciary General.

House Bill No. 339, (Senate Bill No. 608), entitled:

An Act to amend part of section six of an act approved the thirty-first day of May one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and eighty-one) entitled "An act providing for the appointment of boards of examiners to examine applicants for certificates of qualification as mine foreman assistant mine foreman and fire bosses in the bituminous coal mines of this Commonwealth prescribing the qualifications defining the powers and duties and fixing the compensation of such examiners authorizing the Chief of the Department of Mines to determine the distict in which boards of examiners shall hold examinations and to designate the boards before whom applicants in the various inspection districts shall appear providing for the issuance of certificates of qualification to successful applicants fixing the fees to be paid by applicants and providing for their disposition forbidding the employment of unqualified persons as mine foremen assistant mine foremen and fire bosses providing a penalty for forging or making false statements regarding certificates" by providing for a change in the qualifications of applicants for mine foremen's assistant mine foremen's and fire bosses certificates.

Which was committed to the Committee on Mines and Mining.

House Bill No. 715, (Senate Bill No. 609), entitled:

An Act to amend section two of the act approved the eighth day of May one thousand nine hundred and one (Pamphlet Laws one hundred forty-two) entitled "An act relative to verdicts and judgements in actions of ejectment and to regulate procedure in such actions" as amended by requiring defendants to file an answer within fifteen days after the declaration is served upon him and authorizing the prothonotary to enter judgment for failure thereof.

Which was committed to the Committee on Judiciary General.

House Bill No. 731, (Senate Bill No. 610), entitled:

An Act to amend section seven hundred and sixteen of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto"

Which was committed to the Committee on Game and Fisheries.

House Bill No. 783, (Senate Bill No. 611), entitled:

A Supplement to an act approved the third day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred thirty-one) entitled "An act creating regulating and defining the powers of a County Planning Commission and authorizing the creation of a county plan in counties of the second class requiring the county commissioners to furnish to the commission before passage resolutions relating to county improvements to roads lands buildings or means of communications authorizing the commission to report suggestions to the county commissioners concerning improvements and to appear in court with reference thereto authorizing the making of a county map and plan including territory extending three miles beyond the county limits showing proposed improvements in roads lands buildings and means of communication" requiring certain plans of streets and highways and plans plots and replots of land to be submitted to and approved by the County Planning Commission before recording determining the effect of the approval and disapproval thereof and creating a presumption of law.

Which was committed to the Committée on New Counties and County Seats.

## MOTION TO READ BILLS THE FIRST TIME.

Mr. BUCKMAN. Mr. President, I move that all bills reported from committee at session be read the first time.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON FIRST READING.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 2, entitled:

An Act making an appropriation to the Pennsylvania Institution for the Instruction of the Blind.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 22, entitled:

An act authorizing the Governor to appoint a commission to provide for the construction, erection and dedication in the city of Chester of a monument to the memory of John Morton; and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 84, entitled:

An Act making an appropriation to the State Highway Department for the payment of rewards to townships of the second class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 108, entitled:

An Act making an appropriation for the purchase of copies of the history of the Twenty-eighth Division during the World War; and providing for the distribution thereof by the Governor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 113, entitled:

An act making an appropriation to the Trustees of the University of Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 117, entitled:

An Act making an appropriation to the Board of Trustees of the Laurelton State Village, at Laurelton, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 118, entitled:

An Act making an appropriation to the Board of Trustees of the Shamokin State Hospital.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 131, entitled:

A Further Supplement to an act, approved the first day of April, one thousand eight hundred and sixty-three, (P. L. 213), entitled "An act to accept the grant of public lands by the United States to the Several States for the endowment of agriculture colleges," and making an appropriation for carrying the same into effect.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 148, entitled:

An Act constituting the board of trustees of Washington and Jefferson College a commission to provide a memorial to the memory of the late James A. Beaver.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 185, entitled:

An Act making an appropriation to the School of Horticulture for Women, at Ambler, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 280, entitled:

An Act making an appropriation to the Woman's Medical College of Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 299, entitled:

An Act defining Chiropractic creating a Board of Chiropractic Examiners and defining its powers and duties, providing the eligibility of applicants for licensure and regulating the examination and licensing of Chiropractors and the revocation of licenses, making an appropriation and providing penalties, and to prohibit the practice of any other mode or system under the name of Chiropractic.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 330, entitled:

An Act making an appropriation to the Jefferson Medical College of Philadelphia Pennsylvania for Medical Education.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 374, entitled:

An Act making an appropriation to the Board of Trustees of the State Industrial Home for Women, at Muncy, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 386, (House Bill No. 393), entitled:

A Supplement to an act entitled "An act to provide for the ordinary expenses of the Executive Judicial and Legislative Departments of the Commonwealth interest on the public debt and support of the public schools for the two fiscal years beginning June first one thousand nine hnndred and twenty-three and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and twenty-three" as approved the thirtieth day of June Anno Domini one thousand nine hundred and twenty-three Appropriation Acts 35 providing for deficiencies in certain appropriations made to the Executive and Judicial Departments by the act to which this is a supplement and for other minor expenses incurred or to be incurred to May thirty-first one thousand nine hundred and twenty-five by certain of the Executive and Judicial Departments not provided for by said act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 395, entitled:

An Act providing for the rebuilding of county bridges over two hundred feet in length on improved primary State highway routes in counties of the sixth, seventh and eighth classes by the Department of Highways at the expense of the Commonwealth.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 439, (House Bill No. 419), entitled:

An Act to amend sections three and four of the act approved the twenty-sixth day of June one thousand nine hundred and nineteen (Pamphlet Laws six hundred and forty) entitled "An act to discontinue the State quarantine abolishing all offices and places connected therewith including the State Quarantine Board the Quarantine Physician and the Health Officer for the Port of Philadelphia providing for the possession control and custody of certain books records paraphernalia and property authorizing the leasing or sale of the real estate or personal property connected with the Marcus Hook Station to the United States Government and repealing certain acts."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 457, entitled:

An Act providing for the maintenance and repair of State-aid roads or highways by the Commonwealth.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 459, entitled:

An Act making an appropriation to the Board of Trustees of the Pennsylvania Industrial Reformatory, at Huntingdon, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 466, entitled:

A supplement to an act, approved the seventeenth day of May, one thousand nine hundred seventeen (Pamphlet Laws two hundred and eight), entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words 'drug' and 'poison'; and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength, and purity"; providing for the registration of apprentices in pharmacy, requiring employers of such apprentices to see that they are registered, and imposing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 477, entitled:

An Act making an appropriation to Duquesne University of the Holy Ghost at Pittsburgh, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 481, entitled:

An Act to amend section one thousand one hundred and eighty of the act, approved the fourteenth day of July, one thousand nine hundred and seventeen, (P. L. 840), entitled, "An act concerning townships; and revising, amending and consolidating the law relating thereto," by authorizing townships of the first class to contract with private water companies for a supply of water for public and private uses.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 510, (House Bill No. 673), entitled:

An Act to further amend section eleven of article six and section fifteen of article seven of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" by changing the salaries of councilmen and mayors.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 514, entitled:

An Act making an appropriation to the Board of Trustees of the Harrisburg State Hospital.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 515, entitled:

An Act making an appropriation to the Washington Crossing Park Commission for the purpose of the acquisition of land and property, and the making of improvements, in accordance with the provisions of the act of July twenty-fifth, one thousand nine hundred and seventeen (Pamphlet Laws, one thousand two hundred and nine), entitled "An act to authorize the acquisition, by purchase or condemnation, of land for a park, and the erection of a monument commemorative of Washington crossing the River Delaware, and for the appointment of a commission to acquire said lands and erect such monument; and making an appropriation for the purpose of this act."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 519, entitled:

An Act making an appropriation to the Board of Trustees of the Warren State Hospital.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 522, entitled:

An Act making an appropriation to the Board of Trustees of the Hazleton State Hospital.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 532, entitled:

An Act making an appropriation to the Board of Trustees of the Torrance State Hospital.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 533, entitled:

An Act to amend section three hundred eighty-one of the act approved the fourteenth day of July one thousand nine hundred and seventeen, (P. L. 840), entitled "An act concerning townships; and revising amending, and consolidating the law relating thereto," by providing for the establishment of lights along village streets in townships of the first class, and authorizing the levying of a special tax therefor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 535, entitled:

An Act making an appropriation to the Board of Trustees of the Farview State Hospital.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 536, entitled:

An Act making an appropriation to the Board of Trustees of the Coaldale State Hospital.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 537, entitled:

An Act making an appropriation to the Board of Trustees of the Ashland State Hospital.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 538, entitled:

An Act making an appropriation to the Board of Trustees of the Allentown State Hospital.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 542, entitled:

An Act making an appropriation to the Board of Trustees of the Connellsville State Hospital.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 543, entitled:

An Act making an appropriation to the Board of Trustees of the Wernersville State Hospital.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 544, entitled:

An Act making an appropriation to the Valley Forge Park Commission.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 552, entitled:

An Act to promote general safety in the use of motion picture film by regulating the manufacture, purchase, lease, use, sale, projection, exhibition, or other disposition of motion picture film of a nitro-cellulose or similarly hazardous base and by removing existing restrictions on the manufacture, purchase, lease, use, sale, projection, exhibition, or other disposition of motion picture film of an acetate of cellulose or similarly non-hazardous base; and providing for the enforcement of the provisions of this act, and penalties for violation of the provisions of this act; and providing for the making and promulgation of administrative rules and regulations in connection therewith; and providing certain designated fees required thereunder.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 558, entitled:

An Act making an appropriation to the Pennsylvania State Park and Harbor Commission of Erie.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 579, entitled:

An Act making an appropriation to the Nanticoke State Hospital, Nanticoke, Luzerne County, Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 593, entitled:

A joint resolution proposing an amendment to Article nine, section four of the Constitution of the Commonwealth of Pennsylvania, authorizing the State to issue bonds to the amount of one hundred and fifty millions of dollars for the improvement of the highways of the Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 594, entitled:

An Act to amend section ten of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred and sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State High-Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Hghway Department and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township or county roads and prescribing the contents of township, county, borough, or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, county township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 595, entitled:

An Act ratifying and confirming all of the actions of the "Pennsylvania Commission" and of the "Joint Commission" created by the act approved the ninth day of July, one thousand nine hundred and nineteen, (P. L. 814) entitled, "An act providing for the erection and construction by the Commonwealth of Pennsylvania and the State of New Jersey of a bridge over the Delaware River, connecting the city of Philadelphia and the city of Camden, and the approaches thereto; providing for a joint commission for that purpose, and defining its powers and duties; providing for an independent commission in this Commonwealth in relation thereto, and defining its powers and duties; providing for the payment of a part of the cost thereof by the city of Philadelphia; and providing for the acquiring, taking, and condemnation of the real estate for the site and approaches thereof; providing for the turning over of said bridge upon its completion; and making an appropriation for the purposes of this act," as amended, in which the Governor, the Auditor General and the State Treasurer of this Commonwealth or any of them have participated since June fifteenth, one thousand nine hundred and twenty-three.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 596, entitled:

An Act to amend sections two and three of the act approved the ninth day of July, one thousand nine hundred and nineteen, (P. L. 814), entitled "An act providing for the erection and construction by the Commonwealth of Pennsylvania and the State of New Jersey of a bridge over the Delaware River, connecting the city of Philadelphia and the city of Camden, and the approaches thereto; providing for a joint commission for that purpose, and defining its powers and duties; providing for an independent commission in this Commonwealth in relation thereto, and defining its powers and duties; providing for the payment of a part of the cost thereof by the city of Philadelphia; and providing for the acquiring, taking, and condemnation of the real estate for the site and approaches thereof; providing for the turning over of said bridge upon its completion; and making an appropriation for the purposes of this act," as amended.

And said bill having been read at length the first time,
Ordered, To be laid aside for a second reading.

## ADJOURNMENT.

Mr. SCHANTZ. Mr. President, I move that the Senate do now adjourn until 11 o'clock, to-morrow morning.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 10:56 P. M., until Tuesday morning, March 10, 1925, at 11 o'clock.

# HOUSE OF REPRESENTATIVES

MONDAY, March 9, 1925.

The House met at 9:00 o'clock P. M.

The SPEAKER (Thomas Bluett) in the Chair.

## PRAYER.

The Chaplain, Rev. George P. Donehoo, offered the following prayer:

O Thou one, only and true God, Thou God of Abraham, of Isaac and of Jacob, covenant-keeping God of Israel and God of our Fathers, we pray Thee that we all may glorify Thy name, whatever race or creed we may be;—that we may

glorify Thee and seek to do Thy will on earth as it is done in Heaven. Bless this House tonight as it enters upon the duties of this week; bless the presiding officer and all of the members; and bless us all and accept us in Thy name. Amen.

## JOURNAL APPROVED.

The SPEAKER. The Clerk will read the Journal of the procedings of Tuesday, March 3, 1925.

The Clerk proceeded to read the Journal of the proceedings of Tuesday, March 3, 1925, when, on motion of Mr. Bray, the further reading was dispensed with and the Journal approved.

## BILLS INTRODUCED AND REFERRED

By Mr. TURNER. HOUSE BILL No. 1073.

A Joint Resolution constituting a commission to examine the laws of the Commonwealth relating to rights of married persons, and to prepare and submit bills to carry into effect its recommendations; prescribing the powers and duties of said commission, and making an appropriation.

Referred to the Committee on Judiciary Special.

By Mr. BREWSTER. HOUSE BILL No. 1074.

An Act to validate certain municipal claims in the several boroughs in the Commonwealth; providing for the filing of liens therefor, and the proceedings for the collection of such claims.

Referred to the Committee on Municipal Corporations.

By Mr. McBRIDE. HOUSE BILL No. 1075.

An Act to amend the twenty-fourth clause of section two, article one, chapter five of the act, approved the fourteenth day of May, one thousand nine hundred and fifteen (Pamphlet Laws, three hundred twelve), entitled "An act providing for a system of government for boroughs, and revising, amending, and consolidating the law relating to boroughs."

Referred to the Committee on Municipal Corporations

By Mr. PHILLIPS. HOUSE BILL No. 1076.

An Act providing for the acquisition of a site for, and the construction of, the Somerset County State Normal School, by the Department of Property and Supplies with the approval of the Superintendent of Public Instruction; providing for the appointment of a Board of Trustees therefor; and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. EDMONDS. HOUSE BILL No. 1077.

An Act to amend section one and section two of the act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred and five) entitled "An act relating to the registration of motor vehicles and the licensing of certain operators thereof and providing for the revocation of the registration of any motor vehicle or of the license of any driver of a motor vehicle by the Highway Commissioner for violation of the provisions of the public service company law authorizing the rescission of such revocation and appropriating the fees derived therefrom to the State Highway Department," by extending its provisions to all common carriers.

Referred to the Committee on Public Roads.

By Mr. EDMONDS. HOUSE BILL No. 1078.

An Act to amend clause two of section one thousand two hundred ten, of an act, approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith", as amended, by repealing the proviso which authorizes and regulates the advance of the minimum maximum salary for High School Teachers in districts of the first class.

Referred to the Committee on Education.

By Mr. HRICKO. HOUSE BILL No. 1079.

An Act to further amend sections one and two, and to amend section eleven of article one, chapter nine of an act aproved the fourteenth day of May, one thousand nine hundred and fifteen, (P. L. 312), entitled "An act providing a system of government for boroughs, and revising, amending and consolidating the law relating to boroughs;" authorizing two or more boroughs to act jointly in the acquisition, improvement, maintenance and control of public parks, playgrounds, swimming pools and gymnasiums.

Referred to the Committee on Municipal Corporations.

By Mr. SOWERS. HOUSE BILL No. 1088.

An Act providing for the notification of witnesses for the defendant in criminal cases where the accused is held for want of bail and imposing certain duties on the district attorney.

Referred to the Committee on Judiciary Special.

By Mr. DIEHM. HOUSE BILL No. 1089.

An Act making an appropriation to carry out the provisions of an act, approved the twenty-fifth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, one thousand one hundred and ninety-five), entitled "An act for the encouragement of agriculture and the holding of agricultural exhibitions; providing State aid for certain agricultudal associations; and regulating the payment thereof.

Referred to the Committee on Appropriations.

By Mr. McCAIG. HOUSE BILL No. 1090.

An Act prohibiting the establishment of certain industries within five hundred feet of a church, in cities of the second class.

Referred to the Committee on Corporations.

By Mr. WILLISTON P. WOOD. HOUSE BILL No. 1091.

An Act making an appropriation to the Cornplanter Indian School located in Warren County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. STORB. HOUSE BILL No. 1092.

An Act Making an appropriation to the Julia White Priscilla Home for Aged Colored People, located at La Mott, Montgomery County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HAAS. HOUSE BILL No. 1093.

An Act to amend article thirteen of the act approved the twenty-seventh day of June, Anna Domini one thousand nine hundred and thirteen (P. L. 568), entitled "An act providing for the incorporation, regulation and government of cities of the third class; regulating nomination and election of municipal officers therein; and repealing, consolidating, and extending existing laws, in relation thereto", providing for a charge on property for the use of sewers and sewage disposal plants and the collection of such charge.

Referred to the Committee on Municipal Corporations.

By Miss GRIMES. HOUSE BILL No. 1094.

A supplement to an act entitled "An act defining public service companies; and providing for their regulation by

prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such commission and its officers, including the exclusive power to regulate the construction, alteration, relocation or abolition of the crossing of railroad corporations, street railway corporations or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the commission of the expense and damages resulting from such construction, alteration, relocation or abolition and for the payment of such expenses and damages severaly or proportionately, by the public sevice companies interested, the State or municipal corporation concerned, and giving persons whose property is thereby taken, injured or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries and the compensation of the members of the commission, its officers, counsel and employes; prescribing and regulating the tractors and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commision and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the public service commission to enforce the provisions of the Act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsyvania State Railroad Commission, and sections one and two of the act approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals:' and an act entitled 'To provide the maximum car service charges, in cluding car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unload within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved the twenty-fourth day of May, Anno Domini, one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four and all other legislation inconsistent with or supplied by this act", approved the 26th day of July, 1913, P. L. 1374, providing as to how and when contracts between public service companies and municipalities and within the jurisdiction of the Public Service Commission may be modified or abro gated.

Referred to the Commttee on Corporations.

By Miss GRIMES. HOUSE BILL No. 1095.

A supplement to an act entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining, and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of such commission; making it the duty of the Public Service Commission to enforce the provisions of the act aprved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals; and an act, entitled "To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unload within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved the twenty-ninth day of April, one thousand eight hundred and seventy-four and all other legislation inconsistent with or supplied by this act", approved the 26th day of July 1913, P. L. 1374, providing as to when increases shall become effective in the rates, charges, fares, or tolls of any public service company duly complained of within thirty days of the filing, posting, and publishing of the tariff or schedule of the same.

Referred to the Committee on Corporations.

By Miss GRIMES. HOUSE BILL No. 1096.

A Supplement to an act entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining, and limiting their powers, and regulating their incorporation, and to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionally, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employees; prescribing and regulating the practice and procedure before such commission, and

upon repeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the Commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled "An act to promote the safety of travelers and employes on railroads by compelling common carriers by railroad to properly man their trains," by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act approved the fourth day of June, one thousand eight hundred and eighty-three, entitled "An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals"; and an act entitled "To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading and not unload within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars," approved the twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act entitled "An act to provide for the incorporation and regulation of certain corporations," approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act" approved the 26th day of July, 1913, P. L. 1374, providing for reparation of illegal excess of rates, charges, fares, or tolls of public service companies.

Referred to the Committee on Corporations.

By Mr. BURKE. HOUSE BILL No. 1097.

An Act prohibiting the exposure of bare legs or the uncovered body on the stage.

Referred to the Committee on Iron and Coal.

By Mr. BURKE. HOUSE BILL No. 1098.

An Act relating to deadly weapons, making it a felony to possess or carry the same under certain conditions; permitting searches of suspects; providing for the licensing of certain persons to possess or carry pistols or revolvers; regulating the sale or furnishing of certain firearms; making unlawful the violation of such regulations; imposing certain duties on county commissioners and certain city, borough and town officers and on justices of the peace, and imposing the costs of license blanks on the counties.

Referred to the Committee on Judiciary Special.

By Mr. BROMLEY. HOUSE BILL No. 1109.

An Act to amend sections one and two of the act approved the third day of June, one thousand nine hundred and nineteen, (P. L. 369), entitled "An act providing for the appointment by the district attorney, in counties having a population of over one million five hundred thousand inhabitants, of a chief county detective, and assistant chief county detective, and special county detectives; defining their duties; defining their authority; fixing their salaries, and authorizing the payment of the same; together with the necessary traveling expenses, by the county;" extending said act to counties of the first class and increasing the number and salaries of county detectives in said counties.

Referred to the Committee on Judiciary Special.

By Mr. STERLING. HOUSE BILL No. 1110.

An Act to amend section one of an act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three, (P. L. 438), entitled "An act authorizing corporations incorporated under the laws of any other State of the United States to acquire, use, encumber, and dispose of such real estate, and rights, and interests in, in the nature of or in respect to real estate, in Pennsylvania, as may be necessary and proper for the exercise of such of their corporate purposes as it may be lawful for them to exercise in this State; defining certain of their powers, rights, and liabilities in connection therewith; regulating the exercise of said rights by foreign public service corporations; repealing certain acts; and validating certain titles, rights, and interests heretofore acquired," by extending its provisions to corporations incorporated under the laws of the District of Columbia or by Act of Congress.

Referred to the Committee on Judiciary General.

By Mr. STERLING. HOUSE BILL No. 1111.

An Act to fix the salaries of the deputy register, clerks, and employes in the office of the register of wills in counties of the first class of this Commonwealth.

Referred to the Committee on Judiciary Special.

By Mr. STAVITSKI. HOUSE BILL No. 1112.

An Act making an appropriation to the Nanticoke State Hospital, Nanticoke, Luzerne County, Pennsylvania.

Referred to the Committee on Appropriations.

## BILL RE-REFERRED.

Mr. McCAIG returned from the Committee on Appropriations, with recommendation that it be re-referred to the Committee on Forestry, House Bill No. 53, entitled:

An Act to amend sections one, two and three of the act approved the twenty-second day of May, one thousand nine hundred and twenty-three, (P. L. 305), entitled "A supplement to the act approved the twenty-fifth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, one thousand two hundred and seventy) entitled 'An act providing for the erection of a dam at the outlet of Pymatuning Swamp, and the establishment of a reservoir to conserve the waters thereof; providing for the taking of land and materials necessary thereto; vesting certain powers and duties in the Water Supply Commission; and making an appropriation'; providing for the sale and leasing of property acquired under said act; and making an appropriation of the proceeds thereof;" vesting the power to sell and lease lands in the Department of Forests and Waters, and making an appropriation of the moneys realized to said Department.

The SPEAKER. The bill is now re-referred to the Committee on Forestry.

## SENATE MESSAGE.

### SENATE BILLS FOR CONCURRENCE.

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 261. (HOUSE BILL No. 1080).

An Act to amend sections one and two of the act approved the fourteenth day of April one thousand nine hundred and five (Pamphlet Laws one hundred and sixty-two) entitled "An act regulating the method and procedure in the erection of line or partition fences" providing for fence view in cities of the third class by the members of council.

Referred to the Committee on Judciary General.

SENATE BILL No. 107. (HOUSE BILL No. 1081).

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section eighteen.

Referred to the Committee on Judiciary General.

SENATE BILL No. 182. (HOUSE BILL No. 1082).

An Act establishing certain public roads as State highways and providing for their construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Public Roads.

SENATE BILL No. 378. (HOUSE BILL No. 1083).

An Act fixing the pay of election officers and clerks in counties of the second class.

Referred to the Committee on Elections.

SENATE BILL No. 400. (HOUSE BILL No. 1084.)

An Act to authorize the Superintendent of Public Instruction to fix and to collect reasonable fees for certain services rendered by that Department

Referred to the Committee on Education.

SENATE BILL No. 402. (HOUSE BILL No. 1085.)

An Act to prevent fraudulent procedure in obtaining credentials from the Department of Public Instruction or any of the professional examining boards within such Department and providing penalties.

Referred to the Committee on Education.

SENATE BILL No. 406. (HOUSE BILL No. 1086.)

An Act to validate certain municipal assessments municipal claims and municipal liens in the several boroughs of the Commonwealth providing for the filing of claims therefor and the proceedings for the collection of such assessments and claims.

Referred to the Committee on Judiciary General.

SENATE BILL No. 453. (HOUSE BILL No. 1087.)

An Act to amend the act approved the twenty-eighth day of May, one thousand nine hundred seven, (Pamphlet Laws two hundred ninety), entitled "An act to provide for the employment of the insane, feeble-minded and epileptic persons confined in institutions, wholly or in part maintained by the State, for the care and treatment of the insane, feeble-minded and epileptic persons; and providing for the distribution of the supplies, manufactured articles, goods, and products made in State institutions for the care of the insane, feeble-minded, and epileptic persons", by making further provision for the disposition of products made in such institutions and authorizing boards of trustees of State Institutions to use the proceeds of sales of such products for certain purposes.

Referred to the Committee on Judiciary General.

SENATE BILL No. 15. (HOUSE BILL No. 1100).

An Act for the protection of public health by regulating the serving of milk for drinking purposes to patrons of hotels restaurants lunch rooms fountains and dining cars and providing penalties.

Referred to the Committee on Public Health and Sanitation.

SENATE BILL No. 307. (HOUSE BILL No. 1100).

An Act to amend section six, nine, eleven, twenty-eight, thirty and forty of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled "An act providing when, how, upon what property and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly."

Referred to the Committee on Judiciary General.

SENATE BILL No. 381. (HOUSE BILL No. 1101).

An Act authorizing the Auditor General State Treasurer and Secretary of Internal Affairs without the approval of the Attorney General to employ attorneys to conduct the legal affairs of their respective departments prescribing their powers and duties and providing for their compensation.

Referred to the Committee on Judiciary Special.

SENATE BILL No. 392. (HOUSE BILL No. 1102).

An Act to amend article two and article four of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended, by providing for county school boards and prescribing the duties and powers of such boards.

Referred to the Committee on Education.

SENATE BILL No. 393. (HOUSE BILL No. 1103).

An Act to further amend sections one thousand seven hundred and one, and one thousand seven hundred and seven, as amended, of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," and to repeal section one thousand seven hundred and two of said act.

Referred to the Committee on Education.

SENATE BILL No. 442. (HOUSE BILL No. 1104).

An Act to further amend paragraph nineteen of section one thousand two hundred and ten of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by including payments on account of special classes.

Referred to the Committee on Education.

SENATE BILL No. 136. (HOUSE BILL No. 1105).

An Act to repeal the act approved the twentieth day of May one thousand nine hundred and thirteen (Pamphlet Laws two hundred and forty-one) entitled "A supplement to an act approved the twenty-third day of April one thousand nine hundred and three entitled 'An act to designate a uniform date when the commissioners of the several counties shall issue their precepts to assessors to make the triennial assessments and the reassessment between the periods of the triennial assessment of property and fixing the time for the return thereof' as amended."

Referred to the Committee on Counties and Townships.

SENATE BILL No. 246. (HOUSE BILL No. 1106).

An act to amend section two of an act approved the twentieth day of June, one thousand nine hundred and nineteen, (P. L. 521), entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," as amended.

Referred to the Committee on Banks and Banking.

SENATE BILL No. 379. (HOUSE BILL No. 1107).

An Act regulating the expenses of county commissioners in counties of the seventh class.

Referred to the Committee on Counties and Townships.

SENATE BILL No. 470. (HOUSE BILL No. 1108).

An Act authorizing counties cities boroughs incorporated townships and school districts to make contracts of insurance with mutual fire insurance companies.

Referred to the Committee on Insurance.

## REPORTS FROM COMMITTEES.

Mr. BURCHINAL, from the Committee on Game, reported as committed, House Bill No. 454, entitled

An Act to amend part of section one hundred one of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three, (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto;" removing from skunks the protection afforded them as fur-bearing animals.

Mr. McCORMICK, from the Committee on Judiciary Special, reported as committed, House Bill No. 323, entitled

An Act to amend section one of an act approved the twenty-sixth day of June, one thousand eight hundred and ninety-five (P. L. 316), entitled "An act relating to husband and wife who are the parents of minor children, enlarging and extending the power, control and authority of the mother over their minor children under certain circumstances," giving the mother under all circumstances the same and equal power and rights with the father.

Mr. JAMES H. McCLURE, from the Committee on Judiciary General, reported as committed, House Bill No. 717, entitled

An Act authorizing the county controller to bring suit in the name of the county on contracts upon neglect or refusal of the board of commisioners so to do after notice.

Mr. HEFFERNAN, from the Committee on Municipal Corporations, reported as amended, House Bill No. 925, (Senate Bill No. 277), entitled

An Act to amend section one of article three, clause (b) of section four of article two and to add article twenty-four to, an act approved the twenty-fifth day of June, one thousand nine hundred and nineteen, (P. L. 581), entitled "An Act for the better government of cities of the first class of this Commonwealth," by abolishing the office of Purchasing Agent and substituting therefor a new department to be known as the Department of Supplies.

Mr. LUCAS, from the Committee on Municipal Corporations, reported as committed, House Bill No. 949, (Senate Bill No. 39), entitled

An Act to provide for an additional system for the collection of State and county taxes in cities of the third class.

Mr. F. A. BELL, from the Committee on Appropriations, reported as amended House Bill No. 506 (Senate Bill No. 46), entitled:

An act making an appropriation to the Auditor General to pay the balance of the claim of the architect employed by the Commission to erect an institution for inebriates under the provisions of the act approved the twenty-fifth day of July one thousand nine hundred and thirteen (P. L. 1306), entitled "An act to provide for the selection of a site and the erection of a State institution for the detention care and treatment of inebriates or persons habitually addicted to the use of alcoholic drink or intoxicating drugs to be called the State Institution for Inebriates and making an appropriation therefor" said claim having been adjusted and approved by the Auditor General State Treasurer and Attorney General and to pay the personal expenses of the members of the Commission.

Mr. McCAIG, from the Committee on Appropriations, reported as amended House Bill No. 311, entitled:

An Act making an appropriation to the Montefiore Hospital Association of Western Pennsylvania, Pittsburgh, Pennsylvania.

Mr. ALEXANDER, from the Committee on Appropriations, reported as committed House Bill No. 368, entitled:

An Act authorizing the department of Highways to correct errors made in allocating to the County of Butler its proportion of appropriations made by the General Assembly in one thousand nine hundred and seventeen, one thousand nine hundred and nineteen and one thousand nine hundred and twenty-one for State-aid road construction purposes; and making an appropriation therefor.

Mr. EDMONDS, from the Committee on Appropriations, reported as amended House Bill No. 987, entitled:

An Act making an appropriation to the Kensington Hospital for Women, of Philadelphia Pennsylvania.

Mr. DRINKHOUSE, from the Committee on Appropriations, reported as amended House Bill No. 988, entitled:

An Act making an appropriation to the Saint Christopher's Hospital for Children, Philadelphia, Pennsylvania.

Mr. McKIM, from the Committee on Appropriations, reported as committed House Bill No. 993, entitled:

An Act making an appropriation to the Children's Hospital of Pittsburgh, in the city of Pittsburgh, Penn-sylvania.

Mr. PERRY, from the Committee on Appropriations, reported as amended House Bill No. 998, entitled:

An Act making an appropriation to the Ladies of the Grand Army of the Republic Home, Department of Pennsylvania, at Hawkins Station, Allegheny County, Pennsylvania.

Mr. MILLAR, from the Committee on Appropriations, reported as amended House Bill No. 999, entitled:

An Act making an appropriation to Saint Luke's Homeopathic Hospital, of Philadelphia.

Mr. HARER, from the Commttee on Appropriations,, reported as amended House Bill No. 1016, entitled:

An Act making an appropriation to the Bethesda Home, Pittsburgh, Pennsylvania.

Mr. CONNER, from the Committee on Appropriations, reported as committed House Bill No. 1025, entitled:

An Act making an appropriation to the Northern Home for Friendless Children of Philadelphia, Pennsylvania.

Mr. CHRISTIAN MILLER, from the Committee on Appropriations, reported as amended, House Bill No. 1036, entitled:

An Act making an appropriation to the Nazarene Home for the Aged, at Philadelphia.

Mr. SOWERS, from the Committee on Municipal Corporations, re-reported as committed, House Bill No. 760, entitled:

A Supplement to the act approved the thirtieth day of June one thousand nine hundred and nineteen (Pamphlet Laws six hundred seventy-eight) entitled 'An act relating ing to and regulating the use and operation of motor vehicles and vehicles propelled by or trailing after motor vehicles requiring the registration of the same and the licensing of all operators thereof providing the fees therefor and the disposition of such fees prohibiting the unauthorized use of and tampering with motor vehicles limiting and defining the powers of cities boroughs incorporated towns townships and counties as to the regulation of the use and equipment of motor vehicles and the taxing registration or licensing thereof imposing certain duties on the State Highway Commissioner and on proprietors of public garages providing procedure and penalties for violations thereof and the disposition of fines collected and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle" providing for the local registration of motor vehicles and licensing of operators and issuing of learners' permits by the county commissioners in counties of the first class.

## BILL ON FIRST READING.

Mr. McCAIG asked and obtained unanimous consent that bills reported from the Committee on Appropriations this evening be read for the first time.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 311, entitled:

An Act making an appropriation to the Montefiore Hospital Association of Western Pennsylvania Pittsburgh Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 987, entitled:

An Act making an appropriation to the Kensington Hospital for Women of Philadelphia Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 988, entitled:

An Act making an appropriation to the Saint Christopher's Hospital for Children Philadelphia Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 993, entitled:

An Act making an appropriation to the Children's Hospital of Pittsburgh in the City of Pittsburgh Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 998, entitled:

An Act making an appropriation to the Ladies of the Grand Army of the Republic Home Department of Pennsylvania at Hawkins Station Allegheny County Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 999, entitled:

An Act making an appropriation to Saint Luke's Homeopathic Hospital of Philadelphia.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1036, entitled:

An Act making an appropriation to the Nazarene Home for the Aged at Philadelphia.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1025, entitled:

An Act making an appropriataion to the Northern Home for Friendless Children of Philadelphia Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1016, entitled

An Act making an appropriation to the Bethesda Home Pittsburgh Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 368, entitled:

An Act authorizing the Department of Highways to correct errors made in allocating to the County of Butler its proportion of appropriations made by the General Assembly in one thousand nine hundred and seventeen one thousand nine hundred and nineteen and one thousand nine hundred and twenty-one for State-aid road construction purposes and making an appropriation therefor

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

## RESOLUTION.

### FIXING FINAL DATE FOR INTRODUCTION OF BILLS

Mr. SOWERS offered the following resolution which was twice read and referred to the Committee on Rules, under the rules:

In the House of Representatives, March 2, 1925.

Resolved, That Monday, the sixth day of April, be fixed as the last day for the introduction of bills into the House of Representatives during the Legislative Session of one thousand nine hundred and twenty-five.

## RESOLUTION.

### GRANTING USE OF THE HALL OF THE HOUSE.

Mr. EDMONDS offered the following resolution which was twice read, considered an adopted:

In the House of Representatives, March 9, 1925.

Resolved, That the use of the Hall of the House of Representatives be extended to the Committee for receiving Penn's Charter, on March 25, 1925 at 3 o'clock, P. M.

## BILLS RECOMMITTED.

Mr. MARCUS. Mr. Speaker, I move that House Bill No. 826, file folio 1505, entitled:

An Act providing for the enumeration of registered persons in the Commonwealth and the publication of a tabulation thereof by the Secretary of the Commonwealth and imposing certain duties upon registrars assessors registry assessors and county commissioners

on page 4, of to-day's calendar, be re-committed to the Committee on Election for the purpose of amendment.

Mr. WETTACH. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. SHAMBACH. Mr. Speaker, I move that House Bill No. 573, (Senate Bill No. 52), entitled:

An Act making an appropriation to the Department of Highways to carry into effect the provisions of the act approved the eleventh day of July one thousand nine hundred twenty-three (Pamphlet Laws one thousand and seventy) entitled "An act empowering the State Highway Department to rebuild certain intercounty bridges located on the routes of State Highways which bridges cross rivers and have been heretofore destroyed by fire and making an appropriation."

on page 4, of to-day's calendar, be re-committed to the Committee on Appropriations for the purpose of a hearing.

Mr. ALEXANDER. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. GELNETT. Mr. Speaker, I move that House Bill No. 428, file folio 1515, entitled:

An Act providing that all county and township bridges on State highway routes shall be taken over by the Commonwealth of Pennsylvania providing for the assumption of contracts by the Commonwealth

on page 7 of to-day's calendar be recommitted to the Committee on Public Roads for the purpose of a hearing.

Mr. JAMES F. McCLURE. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. STERLING. Mr. Speaker, I move that House Bill No. 796, file folio 1305, entitled:

An Act constituting a commission to examine the parole laws of this Commonwealth and of other States and countries to investigate systems and methods of parole and commutation of sentences and to prepare and submit bills to carry into effect its recommendations prescribing the powers and duties of said commission and making an appropriation

on page 14 of to-day's calendar be re-committed to the Committee on Appropriations for the purpose of a hearing.

Mr. GREENSTEIN. Mr. Speaker, I second the motion.

The motion was agreed to.

Mr. BURKE. Mr. Speaker, I move that House Bill No. 570, file folio 1485, entitled:

An Act to further amend part of section two of the act approved the seventeenth day of June, one thousand nine hundred and fifteen (P. L. 1012), entitled "An act regulating the business of loaning money in sums of three hundred ($300) dollars or less either with or without security, to individuals pressed by lack of funds to meet immediate necessities; fixing the rates of interest and charges therefor; requiring licensing of lenders; and prescribing penalties for the violation of this act;" by changing the rate of interest chargeable.

on page 6 of today's calendar, be recommitted to the Committee on Judiciary Special for the purposes of a public hearing.

Mr. MARCUS. Mr. Speaker, I second the motion.

The motion was agreed to.

## RECONSIDERATION OF VOTE.

Mr. HEFFRAN. Mr. Speaker, I move that the vote by which House Bill No. 382, file folio 1227, entitled:

An Act authorizing departmental administrative boards and commissions under certain restrictions to sell surplus products of the soil, meats, live stock, timber or other materials raised or grown upon or taken from property of the Commonwealth administered by such boards or commissions and to expend the proceeds of such sales for the maintenance of the properties under their control.

was defeated on final passage on Tuesday, March 3rd, 1925, be reconsidered.

The SPEAKER. How did the gentleman vote?

Mr. HEFFRAN. Mr. Speaker, I voted in the negative..

Mr. SCHWARTZ. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman vote?

Mr. SCHWARTZ. Mr. Speaker, I voted in the negative.

On the question,

Will the House agree to the motion?

The SPEAKER declared the "nays" appeared to have it.

Whereupon, a division was called for and 97 members having voted in the affirmative and 71 in the negative, the question was determined in the affirmative and the motion was agreed to?

On the question recurring,

Shall the bill pass finally?

Mr. BREWSTER. Mr. Speaker, I am gratified to know that the members this evening have voted for a reconsideration of House Bill No. 382. As was stated by the gentleman from Monroe last Tuesday when this bill was defeated, I believe if the members of this House will examine the bill, as no doubt you have done, I believe you will find, as he stated at that time, that this is a bill that is saturated with merit. The bill was simply, as you will observe, a bill to allow the board of managers of the various institutions over this Commonwealth to dispose by sale the surplus products of their farms. In other words, for the benefit of approximately fifty members of this House who were not here on Tuesday, I will give you an illustration of what I mean. Coming from Huntingdon County, we have there, as you know, the Pennsylvania Industrial Reformatory. Now all over this Commonwealth there are like institutions, not penal institutions all of them, but other institutions; but quite frequently at the reformatory and perhaps at these other institutions, they will have a little surplus of their farm products. In other words, as I stated before and as I noticed here in my talk on this subject last week, I will use the same illustration: if they should raise one hundred bushels of potatoes more than they need, this bill gives them the right to sell those potatoes and then the fund they get from that goes back and is used by this particular institution. Now, the objection that was made to this bill last week, as I gathered from the addresses that were made, was that it would create a general fund. Now, there are a good many members in this House, I am well

aware, who will vote against any bill which might create a special fund. Now, this is not creating any special fund, because that one hundred bushels of potatoes for $100, and that is not a special fund, as I view it; it is simply a fund belonging to that institution. Special funds, as I see them, are funds like the fishery department, game department, but that is not the idea of this bill. It is simply a bill here to relieve a situation which appears to have arisen in some of the institutions of the State where they don't have any law authorizing them to make these sales. They are doing it right along and in order to relieve the situation this bill is introduced. I believe if the members of the House will examine this bill they will find that it is a bill of merit as the gentleman from Monroe stated, and I would ask the members of the House to vote in favor of it.

Mr. RHODES. Mr. Speaker, this bill was defeated last week, and it seems to me it should be defeated again. I understand there is some merit in the intention which is set forth in this bill, but nevertheless all of these institutions are the creatures of our government. They are not above the Legislature. The thing I object to, insofar as this bill is concerned, are the indeterminate sums which would thereby come to these various institutions separate and apart from their appropriations. It seems to me that government should be run on a sound, economical and business basis as well as any other business proposition. It is the duty of the Legislature to legislate; it is the duty of the Legislature to appropriate money for the purpose of running these various institutions, and there should be only one source of income and that should be certain and determinate. If this kind of a bill goes through these various institutions throughout the State would have an indeterminate income. They will not only have what we approproiate to them to run the various institutions but they will have these sums of money realized from the sale of their various products and various properties which they may wish to dispose of. Consequently, the Legislature has no control over the fiscal affairs of these institutions, and, as I said a moment ago, they are the creatures of the Legislature and should not be above the Legislature, but should be under the control and jurisdiction of the Legislature. As soon as you pass a bill of this kind, you are taking away from this body their power to legislate in this Commonwealth on the fiscal control of these institutions. The sums of money that they realize are not within our jurisdiction if this bill goes through, they are not within our control. We do not know how much they may receive in the course of the two years period, and, therefore, do not know by what amounts their appropriation may be augmented and increased. It seems to me that it is time that this legislative body should begin to assert its perogative. We are continually delegating our authority to legislate to different bodies, different bureaus, departments, commissions and to individuals, and, it seems to me, that this is the time when we would call a halt on the delegation of the power to legislate. It seems we have no right to do such a thing and these institutions are within our control and should be kept within our control and under our jurisdiction, financially and otherwise, therefore, this kind of a bill should be defeated.

Mr. EDMONDS. Mr. Speaker, when this bill was before the House last week I voted for it because it seemed to me to embody the principle that these funds were to be audited by the Auditor General. That seemed to me to be good; but in the debate then and tonight it is evident that some of the members of the House who may be in sympathy with that principal feel that the terms of the bill may be so broad, particularly with reference to timber, which was mentioned the last time the bill was before the House. I want to ask the gentleman from Huntingdon if he would not be willing to have the bill recommitted to the Committee that considered it, to see if some amendment could not be devised which would enable him to accomplish his purpose, and, at the same time, prevent the objections that are made here on the floor. What Committee considered it?

Mr. BREWSTER. The Committee on Agriculture.

Mr. EDMONDS. Would the gentleman agree to such a motion?

Mr. BREWSTER. Mr. Speaker, I would.

## RECONSIDERATION OF VOTE.

Mr. EDMONDS. Mr. Speaker, I move that the vote by which this bill passed third reading be re-considered.

Mr. BREWSTER. Mr. Speaker, I second the motion.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

## BILL RECOMMITTED.

Mr. EDMONDS. Mr. Speaker, I move that this bill be re-committed to the Committee on Agriculture for the purposes of amendment.

Mr. BREWSTER. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS SIGNED BY THE SPEAKER.

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 15.

An Act to amend section four of an act approved the nineteenth day of May, one thousand eight hundred and ninety-seven (P. L. 67), entitled "An act regulating the practice, bail, costs and fees on appeals to the Supreme Court and Superior Court," as amended, fixing the time within which appeals may be allowed.

HOUSE BILL No. 363.

An Act to amend section one of the act approved the eleventh day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred and thirty-eight) entitled "An act to regulate and establish the fees to be charged and collected by the several clerks of the courts of oyer and terminer general jail delivery and quarter sessions of the peace in counties of this Commonwealth having a population of over eight hundred thousand and less than one million five hundred thousand inhabitants as computed by the last preceding United States census" by fixing fees for certifying certain convictions to the Secretary of Highways

HOUSE BILL No. 398.

An Act to provide for the positions of Principal Deputy Prothonotary and Second Deputy Prothonotary in counties of the first class prescribing their powers and duties and fixing their salaries

HOUSE BILL No. 620.

An Act relating to the allocation of moneys to the different counties by the Department of Highways for the construction of highways providing a method to compel the county commissioners to apply for such moneys and extending the time for filing applications for money allocated but unexpended prior to the approval of this act

Whereupon the Speaker in the presence of the House, signed the same.

## BILLS ON FIRST READING.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 774, entitled

An Act giving permission to cities of the third class in the widening of a street or highway to occupy and take a portion of the grounds of a cemetery within the limits of cities of the third class and providing for the removal of bodies and tombstones and for the payment of damages

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 865, entitled

An Act fixing the salary of the clerks of the courts of common pleas in counties of the first class

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 380 entitled

An Act to prevent deception in and to regulate the sale of paint putty naval stores (turpentine and rosin) or any substitutes therefore providing penalties for the violation thereof providing for the enforcement of this act and repealing an act approved the first day of June one thousand nine hundred and fifteen entitled "An act to prevent deception in the sale of paint putty turpentine or any substitutes therefor and providing penalties for the violation thereof"

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 562, entitled

An Act to further amend section one of the act approved the seventeenth day of July, one thousand nine hundred and nineteen (P. L. 1093), entitled "An Act requiring licenses to sell steamship tickets or orders for transportation to and from foreign countries, and providing penalties", further extending the parties to whom said act shall not apply.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 321, entitled

An Act to amend chapter fourteen of the Act approved the fourteenth day of July, one thousand nine hundred and seventeen (P. L. 840), entitled "An act concerning townships; and revising, amending and consolidating the law relating thereto," by adding article three thereto; providing for a system of sewers and drains in townships of the second class.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 539, entitled:

An Act to amend section one of the act approved the fifteenth day of July one thousand eight hundred and ninety-seven (P. L. 292) entitled "An act to provide revenue by taxation" eliminating from said act the provisions for the taxation of bank stock on the par value thereof

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 426, entitled:

An Act to amend section five of the act approved the twentieth day of June, one thousand nine hundred and one (P. L. 578), entitled "An act relating to the collection of city, school and poor taxes in the several cities of the third class in this Commonwealth, and providing that the city treasurer of each of said cities, by virtue of his office, shall be the collector of the said several taxes; prescribing his duties and fixing his compensation;" by making more specific the powers of tax collectors.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 76, entitled:

An Act to further amend section two hundred thirty-five of an act, approved the fourteenth day of July, one thousand nine hundred seventeen, (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto," by increasing the compensation of supervisor.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 846, entitled:

An Act to repeal the act approved the twenty-fifth day of May one thousand nine hundred and twenty-one (P. L. 1131), entitled "An act to regulate the practice of the Profession of Engineering and of land Surveying" creating a State Board for the Registration of Professional Engineers and Land Surveyors; defining its powers and duties; imposing certain duties upon the Commonwealth and political sub-divisions thereof in connection with public work; and providing penalties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 183, entitled:

An Act to further amend sections one, two, three and four of article fourteen of an act approved the seventh day of March, one thousand nine hundred and one, (P. L. 20), entitled "An act for the government of cities of the second class;" providing for the division of such cities into councilmanic districts and for the election and compensation of members of council.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 593, entitled:

An Act to validate certain municipal assessments municipal claims and municipal liens in the several cities of the third class of the Commonwealth of Pennsylvania providing for filing claims therefor and the proceedings for the collection of assessments and claims

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 856, entitled:

An Act prohibiting the manufacture of gambling machines and providing penalties

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 989 (Senate Bill No. 279), entitled:

An Act to amend section one of an act approved the thirtieth day of May one thousand eight hundred and ninety-five entitled "An act to provide for safety guards upon passenger elevators and providing a penalty for violation thereof"

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

## BILLS ON SECOND READING.

The SPEAKER. If there is no objection, the Chair would like to take up at this time bills on second reading, for the reason that the Chair understands there are a number of amendments to these bills, mostly typographical errors, and we would like to help the printer by taking up this calendar at this time. Is there any objection? The Chair hears none.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and conisderation of House Bill No. 623, entitled:

An Act to amend sections eleven and twelve of an act approved the thirtieth day of June one thousand nine hundred and nineteen (Pamphlet Laws six hundred and seventy-eight) entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by or trailing after motor vehicles requiring the registration of the same and the licensing of all operators thereof providing the fees therefor and the disposition of such fees prohibiting the unauthorized use of and tampering with motor vehicles limiting and defining the powers of cities boroughs incorporated towns townships and counties as to the regulation of the use and equipment of motor vehicles and the taxing registration or licensing thereof imposing certain duties on the State Highway Commissioner and on proprietors of public garages providing procedure and penalties for violations thereof and the disposition of fines collected and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle" as amended

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section eleven of the act approved the thirtieth day of June one thousand nine hundred and nineteen (Pamphlet Laws six hundred and seventy-eight) entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by or trailing after motor vehicles requiring the registration of the same and the licensing of all operators thereof providing the fees therefor and the disposition of such fees prohibiting the unauthorized use of and tampering with motor vehicles limiting and defining the powers of cities boroughs incorporated towns townships and counties as to the regulation of the use and equipment of motor vehicles and the taxing registration or licensing thereof imposing certain duties on the State Highway Commissioner and on proprietors of public garages providing procedure and penalties for violations thereof and the disposition of fines collected and regulating the service and process and proceedings in actions for damages arising from the use of any motor vehicle" as amended by the act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws seven hundred and eighteen) entitled "An act to amend an act approved the thirtieth day of June one thousand nine hundred and nineteeen (Pamphlet Laws six hundred and seventy-eight) entitled 'An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by or trailing after motor vehicles requiring the registration of the same and the licensing of all operators thereof providing the fees therefor and the disposition of such fees prohibiting the unauthorized use of and tampering with motor vehicles limiting and defining the powers of cities boroughs incorporated towns townships and counties as to the regulation of the use and equipment of motor vehicles and the taxing registration or licensing thereof imposing certain duties on the State Highway Commissioner and on proprietors of public garages providing procedure and penalties for violations thereof and the disposition of fines collected and regulating the service of process and proceedings in actions for damages arising from the use of any motor vehicle' as amended by further regulating the use of registration plates prescribing fees for omnibuses and changing other existing fees changing the date for the licensing year limiting the weights of certain trailers providing for the examination of operators authorizing the State Highway Commissioner to publish and sell lists of registrations authorizing municipalities to enact certain ordinances making an apropriation for refunding moneys and providing penalties and repealing section seventeen of said act" is hereby further amended to read as follows

Section 11 The Secretary of Highways is authorized to order through the Department of Property and Supplies as purchasing agency the printing of necessary forms bulletins and other printed matter required for carrying out the provisions of this act and for the dissemination of information to the public

The second section was read as follows:

Section 2 That section twelve of said act as amended by said act of the fourteenth day of June one thousand nine hundred and twenty-three is hereby further amended to read as follows

Section 12 Moneys derived under the provisions of this act from registration and license fees and from fines and penalties collected under the provisions of this act for violations of the same and forfeited bail and other miscellaneous receipts shall be paid by the Department of Highways into the State Treasury there to be kept seperate and from all other moneys in the State Treasury and to be known as the "Motor License Fund" Except to the extent that the moneys in the said Motor License Fund shall be necessary for the payment by the Board of Finance and Revenue of interest and sinking fund charges on bonds of this Commonwealth issued for the purpose of improving and rebuilding highways and for the payment of the compensation of the State's fiscal agent for services in registering transferring and paying the interest on such bonds the moneys which may be from time to time in the said Motor License Fund from whatever source derived are hereby specifically appropriated to the Department of Highways to carry out and enforce the provisions of the act to which this is an amendment and all amendments and supplements thereto including the penal provisions thereof for the purpose of assisting in the maintenance construction replacement reconstruction improvement and repairs of State Highways and of State-aid Highways for the maintenance of inter-state bridges over the Delaware River between this Common wealth and the State of New Jersey at Milford Easton Riegelsville Point Pleasant New Hope Washington Crossing Yardley and Morrisville and of inter-state bridges between this Commonwealth and the State of New York at Hancock Shohola and Matamoras and for the payment of the salaries wages or other compensation of such deputies directors superintendents bureau or division chiefs assistant cheifs experts scientists engineers surveyors draftsmen accountants secretaries auditors inspectors examiners statisticians clerks stenographers bookkeepers messengers laborers and other assistants and employes as may be required for the proper conduct of the work of the Department of Highways for the payment of the traveling and other expenses of the Secretary of Highways and the other officers and em-

ployes of the Department for the purchase through the Department of Property and Supplies as purchasing agency of furniture furnishings stationery supplies materials equipment fuel motor vehicles and printing and binding necessary for the conduct of the work of the Department for the payment of rentals for branch offices or any other grounds buildings or quarters necessary for the work of the Department for the erection and repairs of buildings for the payment of postage telegrams telephone rentals and toll charges and rentals for or royalties upon leased office or other devices or machines and for any and all other expenses of every kind and description necessary to effectually carry on the work of the Department of Highways as described in the act of Assembly approved the thirty-first day of May one thousand nine hundred and eleven known as the State Highway Act and the amendments and supplements thereto and to carry out and enforce the provisions of the act to which this is an amendment and all amendments and supplements thereto including the penal provisions thereof and for that purpose the Commissioner is hereby authorized to appoint such employes as in his discretion are necessary said money to be paid from the State Treasury upon requisition of the Secretary of Highways and after audit and approval by the Auditor General and State Treasurer in the usual manner Provided however that it shall not be necessary for the Department of Highways to purchase through the Department of Property and Supplies as purchasing agency materials supplies and equipment necessary for the construction and repair of highways but all other materials supplies and equipment shall be purchased through the Department of Property and Supplies as heretofore and

Provided that in case any moneys are or have been paid to the State Treasurer as provided for in this section and to which it appears the department is not rightfully entitled the person or persons who have paid the same may present a claim to the department for a refund The said claim and all evidence presented therewith shall be presented to the Auditor General State Treasurer and Attorney Gneral who shall consider the same and if in their opinion the department has no valid claim to such moneys and the same properly belong to the claimant or claimants and ought in equity and good faith to be refunded to him or them they shall so certify under their hands and official seals specifying the amount or amounts to be refunded and the person or persons to whom the same are to be paid respectively The said certificates shall be filed in the office of the Auditor General who shall thereupon draw his warrant upon the State Treasurer payable to said claimant or claimants for the amount found to be due him or them The said claim to be paid out of the moneys derived under the provisions of this act from registration and license fees and from fines and forfeited bail and other miscellaneous receipts

On the question,

Will the House agree to the section?

Mr. HESS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 2, page 6, line 4, after the word "machines" insert the following: "for the payment of medical attendance and hospital charges for employes of the department injured in line of duty."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend sections eleven and twelve of an act approved the thirtieth day of June one thousand nine hundred and nineteen (Pamphlet Laws six hundred and seventy-eight) entitled "An act relating to and regulating the use and operation of motor vehicles and vehicles propelled by or trailing after motor vehicles requiring the registration of the same and the licensing of all operators thereof providing the fees therefor and the disposition of such fees prohibiting the unauthorized use of and tampering with motor vehicles limiting and defining the powers of cities boroughs incorporated towns townships and counties as to the regulation of the use and equipment of motor vehicles and the taxing registration or licensing thereof imposing certain duties on the State Highway Commbissioner and on proprietors of public garages providing procedure and penalties for violations thereof and the disposition of fines collected and regulating the service of process and proceedings in actions for damages arising from use of any motor vehicle" as amended

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 716, entitled:

An Act to amend an act approved the seventeenth day of March one thousand nine hundred and twenty-one (Pamphlet Laws thirty-two) entitled "An act authorizing the erection and construction by counties of memorial halls in memory of the soldiers sailors and marines of such counties providing for an election to determine whether such hall shall be erected providing for the purchase and condemnation of property for such purposes regulating the use of such halls and providing for the maintenance and care of the same by a board of control at the expense of the county" by providing that in counties of the first class the expenditures of which are defrayed by any city within such counties the powers duties and obligations of the county commissioners with respect to such act shall devolve upon such city

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the seventeenth day of March one thousand nine hundred and twenty-one (Pamphlet Laws thirty-two) entitled "An act authorizing the erection and construction by counties of memorial halls in memory of the soldiers sailors and marines of such counties providing for an election to determine whether such hall shall be erected providing for the purchase and condemnation of property for such purposes regulating the use of such halls and providing for the maintenace and care of the same by a board of control at the expense of the county" is amended by adding thereto section eight which reads as follows

Section 8 That in counties of the first class of this Commonwealth the expenditures of which are derived from the funds of any city within such counties by appropriation of the council of such city all the powers duties and obligations with respect to this act and hereinbefore required or authorized to be performed or exercised by the county commissioners shall devolve upon and be exercised and performed by such city by and through its council and its appropriate executive officials in accordance with their respective duties and functions Provided That this section shall not invalidate any action or proceeding heretofore had or taken in such counties for the carrying out of the provisions of this act

On the question,

Will the House agree to the section?

Mr. MATTHEW PATTERSON. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 2, line 19, by inserting after the word "commissioners" the following "and board of control"

On the question,
Will the House agree to the amendment?
It was agreed to.
On the question,
Will the House agree to the section as amended?
It was agreed to.

The title was read as follows:

An Act to amend an act approved the seventeenth day of March, one thousand nine hundred and twenty-one, (P. L. 32), entitled "An act authorizing the erection and construction by counties of memorial halls in memory of the soldiers, sailors and marines of such counties; providing for an election to determine whether such hall shall be erected; providing for the purchase and condemnation of property for such purposes; regulating the use of such halls; and providing for the maintenance and care of the same, by a board of control, at the expense of the county," by providing that in counties of the first class the expenditures of which are defrayed by any city within such counties, the powers, duties and obligations of the county commissioners with respect to such act shall devolve upon such city.

On the question,
Will the House agree to the title?
Mr. MATTHEW PATTERSON. Mr. Speaker, I desire to offer the following amendment.
The SPEAKER. The amendment will be read by the Clerk.
The amendment was read by the Clerk as follows:

Amend title, page 1, line 15 by inserting after the word "Commissioners" the following: "and board of control"

On the question,
Will the House agree to the amendment?
It was agreed to,
On the question,
Will the House agree to the title as amended?
It was agreed to.
And said bill having been read at length the second time and agreed to as amended.
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 250, as follows:

An Act concerning counties and county officers of the second third fourth fifth sixth seventh and eighth classes and revising amending and consoldiating the law relating thereto

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## ARTICLE I

## PRELIMINARY PROVISIONS

### SHORT TITLE

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That this act shall be known and may be sited as "The General County Act"

Section 2 Scope of Act This act does not apply to counties of the first class Except where otherwise specifically limited this act applies to all counties of the second third fourth fifth sixth seventh and eighth classes This act does not include any provisions and shall not be construed to repeal any acts relating to

(a) The procedure for the collection of county municipal claims by liens

(b) The amount and method of incurring and increasing indebtedness

(c) The assessment of property for taxation and the collection of taxes

(d) Conduct of elections

(e) Poor districts except the compensation of county commissioners acting as directors of the poor and the duties of county officers with respect to funds of poor districts in the county treasury

(f) The giving of county consent to public service corporations

(g) State roads State-aid roads township and private roads

(h) Validation of elections bonds resolutions and accounts of corporate officers

(i) Collections by county officers of moneys for the Commonwealth and the issuance of State licenses

(j) The government and regulation of jails prisons and other correctional institutions and the commitment thereto and the maintenance and care of prisoners or inmates therein

(k) Civil and criminal procedure except special provisions covering actions by or against counties or county officers

(l) Joint county and municipal buildings and works

(m) County libraries except law libraries

(n) The recording of deeds mortgages or other instruments in writing

(o) Court criers and tipstaves official court stenographers and interpreters and court room employes

(p) The clerk or clerks of the court for the county of Allegheny

Section 3 Effect of Act on Existing Laws The provisions of this act as far as they are the same as those of existing laws shall be construed as a continuation of such law and not as new enactments The repeal by this act of any provision of law shall not revive any law heretofore repealed or superseded nor affect the existence or class of any county heretofore created The provisions of this act shall not affect any act done liability incurred or right accrued or vested nor affect any suit or prosecution pending or to be instituted to enforce any right or penalty or punish any offense under the authority of such repealed laws

All resolutions regulations and rules made pursuant to any act of assembly by this act shall continue with the same force and effect as if such act had not been repealed All local acts of assembly applying to particular counties not specifically repealed shall continue in force and any provisions of this act inconsistent therewith shall not apply to the counties affected by such local laws

All acts and parts of acts of assembly relating to counties or particular classes of counties in force at the time of the adoption of this act and not repealed hereby shall remain in force in the same manner and with the same effect as prior to the adoption of this act

Section 4 Holding of Office Any persons holding office under any act of assembly repealed by this act shall continue to hold such office until the expiration of the term thereof subject to the conditions attached to such office prior to the passage of this act

Section 5 Reference to Other Acts Whenever in this act reference is made to any act by title such reference shall also apply to and include any codifications wherein the provisions of the act referred to are substantially reenacted

Section 6 Constitutionality The provisions of this act shall be severable and if any of its provisions are held to be unconstitutional the decision of the court shall not effect the validity of the remaining provisions of this act It is hereby declared as a legislative intent that this act would have been adopted by the general assembly had such unconstitutional provisions not been included therein

Section 7 Legislation According to Class The affairs of counties are herein and shall hereafter be legislated for and regulated by general laws applicable to all counties or to particular classes as herein fixed and appointed All laws adopted by the general assembly for one or more of the classes herein fixed and appointed shall be deemed to be general laws

Section 8 Proceedings for Recovery of Penalties Unless herein otherwise specially provided in every case in which any pecuniary penalty or forfeiture is imposed by this act the proceeding for the recovery of the same shall be by indictment in the court of quarter sessions or by civil action as debts of equivalent amount are by law recoverable Aldermen or justices of the peace shall not have jurisdiction of any suit or action for the recovery of any penalty imposed by this act for official misconduct Such suit or action when brought in the court of common pleas shall have a preference for trial over all other actions

## ARTICLE II

## ENUMERATION CORPORATE POWERS CLASSIFICATION AND TERRITORIAL LIMITS OF COUNTIES

(a) Division of the State into Counties Corporate Powers

Section 21 Enumeration of Counties The State shall

be divided into the following named counties as now by law established to wit Philadelphia Bucks Chester Lancaster York Cumberland Berks Northampton Bedford Northumberland Westmoreland Washington Fayette Franklin Montgomery Dauphin Luzerne Huntingdon Allegheny Mifflin Delaware Lycoming Somerset Greene Wayne Adams Centre Beaver Butler Mercer Crawford Erie Warren Venango Armstrong Indiana Jefferson McKean Clearfield Potter Tioga Cambria Bradford Susquehanna Schuylkill Lehigh Lebanon Columbia Union Pike Perry Juniata Monroe Clarion Clinton Wyoming Carbon Elk Blair Sullivan Forest Lawrence Fulton Montour Snyder Cameron and Lackawanna

Section 22 General Powers Each county shall have capacity as a body to corporate to

(a) Sue and be sued by the name of the county of .....

(b) Take and hold real estate within its limits and also personal property Such real and personal estate shall be taken and held only for the benefit of the inhabitants of the county and for such objects and purposes as county rates and levies are authorized by law to be laid for

(c) Make such contracts as may be necessary for carrying into execution the laws relating to counties

Section 23 Vesting of Corporate Power The corporate power of each county shall be vested in a board of county commissioners Provided however That whenever under the provisions of existing law any such powers are now vested in and exercised by any other board or body such powers shall continue to be exercised by such board or body and not by the county commissioners

Section 24 County Seal Each county shall have a seal which shall be in the custody of the commissioners thereof and the official acts of the commissioners shall be authenticated therewith There shall be engrave upon such seal the same device as is engraved on the great seal of the State together with the name of the county

(b) Classification

Section 31 Counties Divided into Eight Classes For the purpose of legislation and the regulation of their affairs counties of this Commonwealth now in existence and those hereafter erected shall be divided into eight classes as follows

Those having a population of one million five hundred thousand inhabitants and over shall constitute the first class

Those having a population of eight hundred thousand and more but less than one million five hundred thousand inhabitants shall constitute the second class

Those having a population of two hundred and fifty thousand and more but less than eight hundred thousand inhabitants shall constitute the third class

Those having a population of one hundred fifty thousand and more but less than two hundred and fifty thousand inhabitants shall constitute the fourth class

Those having a population of one hundred thousand and more but less than one hundred fifty thousand inhabitants shall constitute the fifth class

Those having a population of fifty thousand and more but less than one hundred thousand inhabitants shall constitute the sixth class

Those having a population of twenty thousand and more but less than fifty thousand inhabitants shall constitute the seventh class

Those having a population of less than twenty thousand inhabitants shall constitute the eigth class

Section 32 Ascertainment of Class Change of Class The classification of counties shall be ascertained and fixed according to their population by reference from time to time to the last preceding decennial United States census Whenever it shall appear by any such census that any county has attained a population entitling it to an advance in classification as herein prescribed it shall be the duty of the Governor under the great seal of this Commonwealth to certify that fact accordingly which certificate shall be forwarded to the recorder of deeds of the proper county and be recorded in his office

(c) Fixing and Relocating Lines and Boundaries

Section 36 Commission to Survey and Mark Line Between two Adjoining Counties If upon any petition of a taxpayer or of the commissioners of any county presented to the court of quarter sessions of any two adjoining counties it shall appear to such courts that the county line between such counties or any part thereof should be surveyed and marked a commission of three surveyors to designate survey and mark the same shall be appointed

The respective courts of quarter sessions of such counties shall each appoint one surveyor and the two surveyors so appointed shall appoint one surveyor If any of the said surveyors so appointed shall refuse to serve remove from the State die resign or shall be incapacitated and unable from any cause to perform the duties required the appointment of substitutes shall be made in conformity with the provisions of this section for the original appointment of such surveyor

Section 37 Compensation and Expenses of Surveyors Employment of Assistants Their Compensation and Expenses The surveyors composing such commission shall each receive a compensation of ten dollars per day for all time necessarily spent in the discharge of their duties and in addition thereto shall be reimbursed the necessary expenses paid by them respectively while engaged upon the work of such commission The commission may employ as assistants an axeman and two chain-carriers at a compensation of two dollars a day who shall likewise be reimbursed the actual necessary expenses paid by them respectively while employed by such commission The necessary expenses of advertising the meeting of the commissioners pursuant to the direction of this act and in procuring and setting the monuments needful to mark in a permanent manner such county line and the expenses of the commission shall be paid by such counties jointly in equal parts upon presentation of properly itemized bills duly verified by affidavit of the person claiming payment or some one on his behalf

Section 38 Oath Organization and Preliminary Duties of Commission Location Survey and Marking of Old Line The members of such commission shall take and subscribe an oath to perform their duties impartially and with fidelity Such commission shall meet and organize within two months of its appointment It shall select from its membership a chairman and also a secretary who shall keep a full record of the proceedings and work of the commission Before entering upon its duties it shall appoint by advertisement in not more than two newspapers published in each of said counties a time and place of meeting when and where parties interested shall be heard After such hearing it shall without unreasonable delay ascertain the location and survey and mark with suitable monuments of a permanent character the existing county line between such counties if it shall consider such old county line a proper one

Section 39 Establishment of New County Line Notice to Owners of Land Affected When the commission have ascertained located and determined said line if it appears to them that the existing county line from any cause whatever has become inconvenient for any purpose or improper difficult to ascertain or not related to the natural or other land marks the commission shall report these facts or any of them to the courts of quarter sessions of the counties interested with a recommendation that a new county line be established in whole or in part Thereupon if the said courts of quarter sessions shall be of opinion that it is to the interest and advantage of the respective counties that a new county line be established they may direct said commission to fix and determine such new county line and mark the same with suitable monuments Notice shall be given to the owners of all lands which will be affected by the proposed change of the time when the recommendation of the commission for a new county line will be considered by each of said courts

Section 40 Report of Commission Map or Draft of County Line to be Boundary Between Counties Recording The commission or a majority thereof shall make a report in writing and attach thereto a map or draft showing the courses and distances of the line ascertained and designated by them as the existing county line or where they may have been directed to fix and determine a new county line such map or draft in lieu thereof shall show the courses and distances of such new county line In either case said map or draft shall also show the lands through which said line passes and the buildings in close proximity thereto together with the roads and streams crossed by or near to such line Duplicate copies of such report and map signed by the members of the commission or a majority of them shall be filed in the court of quarter sessions of each of such counties and if approved by such courts shall be ordered recorded in the records thereof The line so ascertained surveyed and

fixed and so marked shall thenceforth be the boundary line between such counties The clerk of the court of quarter sessions shall certify the approval of the court on one of the copies of the report and map filed in his office and immediately transmit the same by mail to the Secretary of Internal Affairs to be by him deposited in his department

ARTICLE III

OFFICERS

(a) General Provisions

Section 51 Designation of Elected Officers In each county there shall be the following officers elected by the qualified electors of the county (a) three county commissioners (b) three auditors or (c) in all counties where the office of auditors has heretofore or shall hereafter be abolished one controller (d) one treasurer (e) one county surveyor (f) one coroner (g) one recorder of deeds (h) one prothonotary (i) one clerk of the court of quarter sessions and of the court of oyer and terminer (j) one clerk of the orphans' court (k) one register of wills (l) one sheriff (m) one district attorney and (n) two jury commissioners All such offices shall remain as now constituted in each county

All such officers shall be elected at the municipal election next preceding the expiration of the terms of the officers now in office and quadrennially thereafter This section does not create any office in any county where such office does not now exist

Section 52 Incompatible Offices No county officer shall at the time serve as a member of council of any city borough or town nor as school director of any school district

No member of Congress from this state nor any person holding or exercising any office or appointment of trust or profit under the United States shall at the same time hold or exercise any county office in this state to which a salary fee or perquisites are attached

Section 53 Oath of Office How Administered Penalties All county officers their deputies assistants and clerks shall before entering on the duties of their respective offices or employments take and subscribe the following oath or affirmation "I do solemnly swear (or affirm) that I will support obey and defend the Constitution of the United States and the Constitution of this Commonwealth and that I will discharge the duties of my office (or employment) with fidelity that I have not paid or contributed or promised to pay or contribute either directly or indirectly any money or other valuable thing to procure my nomination or election (or appointment) except for necessary and proper expenses expressly authorized by law that I have not knowingly violated any election law of this Commonwealth or procured it to be done by others in my behalf that I will not knowingly receive directly or indirectly any money or other valuable thing for the performance or non-performance of any act or duty pertaining to any office (or employment) other than the compensation allowed by law"

The foregoing oath shall be administered by some person authorized to administer oaths and shall be filed in the office of the prothonotary of the county in which the same is taken Any person refusing to take said oath or affirmation shall forfeit his office and any person who shall be convicted of having sworn or affirmed falsely or having violated said oath or affirmation shall be guilty of perjury and be forever disqualified from holding any office of trust or profit within this Commonwealth

Section 54 Official Bonds The sureties to be furnished on the bonds of all county officers and of all deputies and assistants by this or any other act of Assembly to give bond to the county shall be one or more surety companies authorized to do business in the Commonwealth of Pennsylvania and approved by the Insurance Commissioner The premiums for such bonds shall be paid out of the county treasury Such bonds shall be approved by the court of common pleas Each of said bonds shall be conditioned for the faithful discharge by such officer of all trusts confided in him and of all duties required of him by law for the faithful accounting and payment according to law of all money received by him and shall be taken in the name of the proper county and shall be for the use of the county and of the Commonwealth and for the use of such other party or parties for whom he shall collect or receive money as the interest of each shall appear in case of a breach of the conditions thereof The custody of each of said bonds shall belong to the county controller except the bond of the county controller the custody of which shall belong to the county commissioners In counties where the office of controller has not been established the custody of all bonds shall belong to the county commissioners except the bond of the commissioners and their chief clerk the custody of which shall belong to the prothonotary A copy of any of said bonds certified by the county controller or the chief clerk to the county commissioners or by the prothonotary as the case may be shall be competent evidence thereof in any judicial proceeding Nothing herein contained shall affect the bonds required by law to be given by any county officer to the Commonwealth

Section 55 Officers to Have Commissions Recorded It shall be the duty of every county officer receiving a commission from the Governor immediately after receiving such commission to deliver the same to the recorder of deeds by whom the same shall be recorded at the expense of such officer No such officer shall execute any of the duties of the office to which he has been elected or appointed until after said commission has been so left for recording

Section 56 Officers Records and Papers to be Kept at County Seat Penalty Disposition of Penalty The commissioners auditors controller treasurer sheriff recorder of deeds prothonotary clerk of courts of quarter sessions and oyer and terminer clerk of the orphans' court register of wills recorder of deeds and district attorney shall keep their respective offices and all public records and papers belonging thereto at the county seat and in such building as may be erected or appropriated for such purpose under a penalty in each case of five hundred dollars to be recovered by action of debt one-half thereof to be paid to the treasurer of the county to be applied by him to the payment of the erection or repairs of such buildings and the other half thereof to be for the use of him who shall sue for the penalty. The county commissioners shall furnish each of such officers with an office in the county building or other building at the county seat

Section 57 Office Furniture Stationery Et Cetera The county commissioners shall at the cost of the county furnish the office furniture equipment and supplies blank books blanks dockets books for records stationery postage fuel light and janitor and telephone service required for each of the county officers whose offices are located in the county buildings or at such other places at the county seat as may be designated by the court and all supplies used by the public in connection with such offices

Section 58 Officers to Secure Records Books et cetera from Predecessors Penalty for Detaining Same All persons elected or appointed to any county office shall demand and receive all records books drafts plans papers seals or other official documents belonging to such office from the person or persons who held the office immediately before his election or appointment or from the heirs executors or administrators of such person

Every person detaining from any person duly commissioned to any office any records books drafts plans papers seals or other documents belonging to such office after reasonable demand therefor is made shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to undergo imprisonment until such records books drafts plans papers seals or other documents so found to be in his her or their possession shall be delivered to the proper officer or until sooner discharged by order of the court and to pay a fine not exceeding one hundred dollars one-half to be paid to the officer from whom the documents were detained and the other half to the use of the county

Section 59 Additional Clerks and Employes All county officers now or hereafter paid by salary may employ such clerks and employes in addition to those specifically authorized by this or any other act of Assembly as may be authorized by the salary board in all counties having a salary board or by the county commissioners in all other counties

Section 60 Deputies to Act in Certain Cases Whenever any county officer is authorized or required to appoint a deputy or deputies such deputy or principal deputy where there are more than one shall during the necessary or temporary absence of his principal perform all the duties of such principal and also in case of a vacancy until a successor is qualified

No person temporarily succeeding to any county office by reason of the death or removal of the duly elected or ap-

pointed officer shall execute any of the duties of such office until he has first taken oath and filed the bond required of the principal officer

Section 61 Vacancies not Otherwise Provided For In case of a vacancy happening by death resignation or otherwise in any county office created by the constitution or laws of this Commonwealth and where no other provision is made by said constitution or by the provisions of this act to fill said vacancy it shall be the duty of the Governor to appoint a suitable person to fill such office who shall continue therein and discharge the duties thereof until the first Monday of January next succeeding the first municipal election which shall occur three or more months after the happening of such vacancy Such appointee shall be confirmed by the Senate if in session

Section 62 County Officials to Furnish Information et cetera to Heads of the Governmental Department of the Commonwealth Compensation It shall be the duty of all county officers to furnish on application therefor to the head of any department of the government of the Commonwealth such information and copies of such records or documents contained in their respective offices as in the opinion of such head of department may be necessary or pertinent to the work of his respective department The officer so furnishing information shall receive for his services in copying and forwarding the same such reasonable compensation as the Auditor General may determine Such compensation shall be paid by the State Treasurer out of moneys not otherwise appropriated upon warrant from the Auditor General

All county officers shall also furnish such information as may be requested by the Chief of the Bureau of Municipalities of the department of Internal Affairs or his duly authorized deputy

Section 63 Penalty for Neglect or Refusal to Perform Duties If any county officer neglects or refuses to perform any duty imposed on him by the provisions of this act or by the provisions of any other act of assembly or by any rule of court or other provision of law he shall for each such neglect or refusal be guilty of a misdemeanor and on conviction thereof be sentenced to pay a fine not exceeding five hundred dollars

Section 64 Absconding Office to be Vacant The office of any county officer absconding from the county shall be vacant to all intents and purposes

Section 65 Commissioners Treasurer and Controller not to be Interested in Contracts It is unlawful for any county commissioner treasurer or controller to be in any wise either directly or indirectly personally interested in any contract to which the county is a party or in the construction of any public work or improvement made or undertaken under the authority of the county commissioners or to receive any reward or gratuity from any person so interested Any person violating the provisions of this section shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding five hundred dollars ($500) and shall by decree of the court be removed from office

(b) State Associations

1 Commissioners Solicitors and Chief Clerks

Section 71 Organization Annual Meetings Purpose The county commissioners together with the county solicitor and chief clerk of the county commissioners of each county are hereby authorized to organize themselves into a State Association with the authority to hold annual meetings at such time and place within the Commonwealth as they may designate for the purpose of discussing the various questions arising in the discharge of their duties and for the purpose of providing for a uniform and economical method of administering the affairs of the respective counties

Section 72 Expenses to be Paid by County Time Limit on Meetings The actual expenses of the county commissioners county solicitor and chief clerk attending such meeting of said State Association including traveling expenses and hotel bills actually paid by them expenses of committees together with the necessary expenses of the convention including printing and the employment of stenographers shall be paid by the various counties by orders drawn on the county treasurer The time spent in attending said meetings shall not be more than four days exclusive of the time employed in traveling thereto and therefrom The expenses herein mentioned as the necessary expenses of the convention shall not be more than fifty dollars to any county per annum

2 Controllers

Section 76 Formation Authorized Purpose County controllers may form a State Association of county controllers and may hold meeting thereof for the purpose of discussing the various questions which arise in the discharge of their duties and for such other purposes as will conduce to greater efficiency in their respective offices

Section 77 Meetings The association of county controllers may meet at the same time and place as the State association of county commissioners solicitors and chief clerks and may meet in joint session with them if mutually agreed upon It shall however have a separate session on at least two days of the annual meeting

Section 78 Expenses of Members Attending Length of Meetings Expenses of Meetings Each controller or deputy controller and the solicitor to the controller shall be allowed his expenses actually and necessarily incurred in going to attending and returning from the annual meeting of the association The time spent in attending the meeting exclusive of the time employed in traveling shall not exceed four days These expenses shall be paid by the respective counties The expenses of the annual meeting of the association including printing committee expenses and stenographers shall be paid by the counties having controllers but shall not exceed twenty-five dollars per annum for each county in addition to the traveling expenses hereinbefore provided for

3 Sheriffs

Section 81 Formation of State Association Authorized The sheriffs of the several counties of this Commonwealth are hereby authorized to organize themselves into a State Association with power to hold annual meetings at such time and place within the State as they may designate for the purpose of securing more uniformity and cooperation in the conduct of their offices and improving their service to the public

Section 82 Expenses of Members Attending Length of Meetings Expenses of Meetings Except in counties of the sixth seventh and eighth classes each sheriff or deputy sheriff or solicitor representing any sheriff shall be allowed all reasonable expenses including hotel bills and traveling expenses actually incurred in going to attending and returning from any annual meeting of the Association which shall be paid by the county of which he is an officer by orders drawn on the treasurer thereof The time spent in attending such meeting shall not be more than three days exclusive of the time employed in traveling thereto and therefrom The expense of the annual meetings of the association including any necessary amount for printing committee meetings and stenographic service shall except in counties of the sixth seventh and eighth classes be paid by the proper counties but shall not exceed twenty-five dollars for each county the sheriff of which is a member of said association In any county of the sixth seventh or eighth class the sheriff of which may be a member of said association the county commissioners may allow like expenses to such sheriff or his representative for attending any such annual meeting and may join with the other counties aforesaid in sharing the expenses of such meetings to the extent aforesaid

4 District Attorneys

Section 86 Formation Purpose The district attorneys of the several counties of the Commonwealth are hereby authorized to organize themselves into a State association with the authority to hold meetings at such times and places within the Commonwealth as they may designate not to exceed one meeting in each year for the purpose of discussing the various questions arising in the discharge of their duties and for the purpose of providing for a uniform and economical method of administering the affairs of their respective offices

Section 87 Expenses Time Limit The actual expenses of association including traveling expenses and hotel bills acthe district attorneys attending such meetings of said State tually paid by them shall be paid by the various counties out of the county funds by orders drawn on the county treasury The time spent in attending such meetings shall not be more than two days exclusive of the time employed in traveling thereto and therefrom

5 Probation Officers

Section 91 Attendance on State Association or Conference of Probation and Parole The probation officers of the several counties of the Commonwealth are hereby authorized as a part of their official duties to attend the annual meeting of the State Association or Conference of Probation and Parole for the purpose of discussing the various questions arising in connection with the work of their official positions and ascertaining uniform and economical methods of administering their work

Section 92 Expenses Membership Subscription The actual expenses of the said probation officers in attending the said annual meeting including traveling and hotel expenses actually paid by them together with a membership subscription in said association or conference said subscription not exceeding five dollars per annum shall be paid by the county treasurer upon warrant of the county commissioners in the same manner as is provided for the payment of the compensation and expenses of such officers

(c) Commissioners

Section 101 Election and Vacancies Three county commissioners shall be elected in each county in the year one thousand nine hundred and twenty-seven and every fourth year thereafter In the election of commissioners each qualified elector shall vote for no more than two persons The three persons having the highest number of votes shall be elected Any casual vacancy in the office of county commissioners shall be filled for the balance of the unexpired term by the court of common pleas of the county in which such vacancy shall occur by the appointment of an elector of the county who voted for the commissioner whose place is to be filled

Section 102 Bond of Commissioners The county commissioners shall before entering upon their official duties each give bond for the faithful discharge of all duties enjoined upon them by law and for the faithful and legal appropriation of all county and other moneys which said commissioners have any authority to draw out of the county treasury upon checks or orders given by them or over which they have control Such bonds shall be acknowledged before the recorder of deeds of the county Except in counties of the second class the amount of such bonds shall be fixed by the court of quarter sessions at such sum as the court shall deem sufficient not less than two thousand dollars each In counties of the second class the amount of such bonds shall be ten thousand dollars each

Section 103 Eligibility No county commissioner shall be eligible to serve as member of the board of health during his continuance in office

Section 104 Organization The county commissioners shall meet on the first Monday of January in the year one thousand nine hundred and twenty-eight and on the first Monday of January every four years thereafter at twelve o'clock noon in the office provided for them at the county seat for the purpose of organization

Section 105 Quorum Two of the commissioners shall form a board for the transaction of business and when convened in pursuance of notice or according to adjournment shall be competent to perform all the duties appertaining to the office of county commissioners

Section 106 Certified Copies of Proceedings to be Evidence Copies of the proceedings of the commissioners and of all records in their possession certified by their chief clerk under the county seal shall be admitted in evidence in any of the courts within this Commonwealth

Section 107 Power to administer Oaths The commissioners shall respectively have power to administer oaths and affirmations in all cases arising in the performance of the duties of their office

Section 108 Expenses The county commissioners shall be allowed their expenses necessarily incurred and actually paid in the discharge of their official duties or in the performance of any service office or duty imposed upon county commissioners

Section 109 Chief Clerk The County commissioners shall appoint a chief clerk who shall hold his office for a term of four years In case of a vacncy by death resignation or removal for cause his successor shall serve for the unexpired time for which he was appointed The chief clerk shall enter into a bond to the county with sufficient sureties for the faithful performance of his duties in such sum as may be designated by the Commissioners He shall receive such salary as the board or the county commissioners in counties where there is no salary board shall determine In counties of the third class such salary shall not be less than three thousand dollars

Section 110 Duties and Powers of Chief Clerk The chief clerk shall keep the books and accounts of the board record and file their proceedings and papers attest all orders and warrants issued by them and perform all other duties pertaining to his office as chief clerk He shall have general power to administer oaths and affirmations pertaining to the business of the commissioner's office

(d) Auditors

Section 121 Election and Vacancies In each county where the office of controller has not been established three county auditors shall be elected in the year one thousand nine hundred and twenty-seven and every fourth year thereafter In the election of auditors each qualified elector shall vote for no more than two persons The three persons having the highest number of votes shall be elected Any casual vacancy in the office of county auditors shall be filled for the balance of the unexpired term by the court of common pleas of the county by the appointment of an elector who voted for the auditor whose place is to be filled

Section 122 Eligibility No person shall be eligible to the office of county auditor who within two years shall have been treasurer of the county No person holding the office of county auditor shall at the same time be county treasurer

Section 123 Meetings Quorum The auditors shall assembly at the county seat on the first Monday of January in each year and at such times as they may find necessary for the performance of the duties required of them by law Any two auditors when duly convened shall be a quorum for the purpose of transacting any business

Section 124 May Employ Counsel Compensation The auditors may employ a competent attorney-at-law to act as their counsel and attorney Such attorney shall be paid out of the funds of the county such reasonable compensation for his services as the board of auditors and the president judge of the court of common pleas may approve

(e) Controller

Section 131 Election and Term At the municipal election immediately preceeding the expiration of the term of the controller now in office and quadrennially thereafter the qualified electors of each county of the second third fourth and fifth classes and of every other county where the office of controller has been or may hereafter be established shall elect one citizen of the county who shall serve as controller for the term of four years from the first Monday of January following his election or until his successor shall be qualified if he so long shall behave himself well

Section 132 Eligibility No person holding office under the United States shall be eligible to the office of county controller during his continuance in such office nor until one year thereafter The county commissioners county treasurer prothonotary register of wills clerk of the courts recorder of deeds sheriff and district attorney and their chief clerks or deputies shall be ineligible during their continuance in such office and for two years thereafter to the office of county controller The controller shall always be eligible to re-election or appointment

Section 133 Bond of Controller Before entering on the duties of his office the controller shall give bond to the county for which he is appointed or elected in the sum of fifty thousand dollars in counties of the second class and twenty thousand dollars in all other counties conditioned for the faithful performance of his duties and those of his deputy

Section 134 Deputy Controller and Clerks The controller shall appoint a deputy controller and may appoint one or more of the clerks employed in his office to administer oaths and affirmations to all persons pertaining to the business of the office with the same force and effect as if administered by the controller or deputy controller

Section 135 Solicitor to the Controller The county controller may designate and appoint one person learned in the law to act as his solicitor Said solicitor shall advise upon all such legal matters as may be submitted to him and

shall conduct any litigation desired by the county controller He shall hold office at the pleasure of the controller

Section 136 Establishment of Office of Controller by Degree of Court in Counties of the Sixth Seventh and Eighth Classes The office of controller may be established in any county of the sixth seventh or eighth class by petition to the court of common pleas of such county of twenty-five per centum of the number of electors who voted at the general or municipal election as the case may be next preceding the date of such petition The petition shall include the signatures of a majority of the board of county commissioners the clerk of the courts coroner county treasurer prothonotary recorder of deeds and register of wills of the county Upon presentation of such petition the court shall direct that at the next municipal election and quadrennially thereafter the electors of such county shall choose a citizen of the county for the office of controller in place of the county auditors Such person shall serve for a term of four years or until his successor is qualified if he shall so long behave himself well Upon the filing of such decree the prothonotary shall transmit certified copies thereof to the county commissioners the sheriff and to the Governor Upon receipt thereof the sheriff shall give at least thirty days public notice by proclamation in addition to any other notice required by law Such proclamation shall be printed three times in every newspaper of general circulation in the county and shall contain a notice that a citizen of said county is to be elected at the next ensuing municipal election for the office of county controller Such controller shall be nominated and elected in compliance with the provisions of the general election laws

Section 137 Appointment by Governor Duties of Auditors Abolition of Office of Auditor Whenever the office of controller is established in any county under the provisions of the preceding section of this act or by a change in class of such county the Governor shall appoint a suitable person to act as controller of said county until his successor in office is duly elected and installed Upon the appointment of a controller as provided in this section the county auditors then in office shall proceed to audit all accounts as is now or may hereafter be required by law and shall file a report of such audit with the controller so appointed not later than three months after the controller assumes his office whereupon the said office of county auditor shall be abolished and cease to exist in said county

(f) Treasurer

Section 141 Eligibility No judge clerk or prothonotary of any court register of wills recorder of deeds county commissioner county controller or county auditor shall be eligible to serve as county treasurer during their continuance in office No county treasurer shall be eligible for the term next succeeding the one for which he may be elected

Section 142 Bond to the County Each county treasurer shall before entering upon the duties of his office give bond conditioned for the faithful performance of the duties of his office for a just account of all moneys that may come into his hands on behalf of the county for the delivery to his successor in office of all books papers documents and other things held in right of his offie and for the payment to him of any balance of money belonging to the county remaining in his hands

The amount of such bond in counties of the second class shall be two hundred thousand dollars In all other counties the amount thereof shall be fixed by the county commissioners In the event that the treasurer and commissioners take office at the same time the amount of the treasurer's bond shall be fixed by the new board of commissioners

Section 143 Removal from Office If the county commissioners believe the county treasurer is embezzling wasting using or improperly managing the public moneys committed to his charge they may petition the court of quarter sessions setting forth the facts complained of If the court believes said oomplaint well founded it shall make an order for the removal of such treasurer from office

Section 144 Bond in Favor of Commonwealth Each county treasurer shall also before entering upon the duties of his office give bond with sufficient security to be approved of by at least two of the judges if more than one of the court of quarter sessions of the same county and in such penalty as the said judges shall deem sufficient conditioned for the faithful discharge of all duties enjoined upon him by law in behalf of the Commonwealth and for the payment according to law of all moneys received by him for the use of the Commonwealth which bond shall be taken by and acknowledged before the recorder of deeds of the same county and recorded in his office at the cost of the county treasurer and the original bond shall be forthwith transmitted to the Auditor General

Copies of the record of such bond duly certified by the recorder of deeds for the time being shall be good evidence in any action brought against such treasurer or his sureties on such bond according to its form and effect in the same manner as the original would be duced and offered in evidence

Section 145 Removal from Office for Failure to Transmit Bond to Auditor General Appointment to Fill Vacancy If any county traesurer shall fail to transmit to the Auditor General within one month after his appointment the bond required by this act to be given by him for the use of the Commonwealth the Auditor General shall give notice thereof to the county commissioner who shall forthwith proceed to remove such treasurer from office and appoint some suitable person in his place

Section 146 When Auditor General to Deliver up Bond of Treasurer It shall be the duty of the Auditor General at the request of any person who may be authorized for that purpose to deliver up the bonds and obligations entered into by the county treasurers of the several counties of the State for the faithful performance of their duties after the Auditor General and State Treasurer shall be fully satisfied that the said county treasurer has settled his accounts and paid all demands due the Commonwealth Provided Such bond shall be held by the Auditor General one year after the settlement of said accounts

Section 147 Penalty for Misapplication of Funds Collected for Specific Purposes Whenever any moneys are collected by law in any county for any special purpose and paid into the hands of the treasurer of such county it shall be unlawful for such treasurer to apply such moneys or any part thereof to any other purpose than that for which such moneys were collected Every such mis-application shall be a misdemeanor upon conviction whereof such treasurer shall be punished by a fine of not less than the amount so misapplied and by imprisonment for not less than three months nor more than one year

(g) Solicitor

Section 151 Appointment Qualifiations Term Compensation The county commissioners may appoint a county solicitor who shall be an attorney at law admitted and qualified to practice in the courts of this Commonwealth He shall hold his office during the term of the commissioners appointing him and except where otherwise provided by this act shall receive such compensation as the commissioners may determine He shall before entering upon the duties of his office file with the county commissioners an agreement to pay all fees attorney's fees and commissions received from every source as county solicitor into the county treasury

Section 152 Duties He shall commence and prosecute all suits brought or to be brought by the county wherein or whereby any rights privileges properties claims or demands of the county are involved as well as defend all actions or suits brought against the county and shall perform all duties now enjoined by law upon county solicitors and shall do all and every professional act incident to the office which may be required of him by the commissioners

Section 153 Stenographer In counties of the third class the county solicitor may with the consent of the county commissioners employ a stenographer as an assistant in his office who shall receive a salary not to exceed four hundred and eighty dollars a year

(h) Surveyor

Section 161 Qualifications Duties and Compensation Vacancies The county surveyor shall be a practical surveyor an dshall do and perform all the duties and have and receive all the emoluments formerly pertaining to the respective deputies of the surveyor-general

Any vacancy occasioned by death resignation removal or otherwise shall be filled by the court of quarter sessions by

the appointment of a competent person being a practical surveyor to fill such vacancy during the balance of the unexpired term

Section 162 Removal by Court of Quarter Sessions The courts of quarter sessions of the respective counties shall have power on cause shown to remove the county surveyor for neglect refusal incompetency or inability to perform the duties of his office and shall also remove him upon his conviction of any infamous crime or misdemeanor

(i) Engineer

Section 166 Appointment Term Compensation The county commissioners of any county may appoint a registered professional engineer who shall be styled the county engineer Such engineer shall serve for a term of four years and shall receive such compensation as the county commissioners shall fix

Section 167 Duties The county engineer shall prepare plans specifications and estimates of all engineering work undertaken by the county and shall whenever required furnish the commissioners with reports information or estimates on any such work and in general shall perform all such duties with reference to any county engineering work as the county commissioners may from time to time prescribe

(j) Board of Viewers

Section 171 Number of Members Qualifications The board of viewers in counties of the second class shall consist of not less than six nor more than nine members one-third of whom may be learned in the law and members of the bar of the county In each county of the third fourth fifth sixth seventh and eights classes said board shall consist of not less than three nor more than nine members one-third of whom may be surveyors or members of the bar of the county The judges of the court of common pleas shall in each case determine within the aforesaid limits the total number of members of which the board shall be composed fixing and determining such number as shall be deemed necessary for the proper performance of the duties imposed upon the board The conurt may also from time to time change the total number of members within the above limits

Section 172 Qualifications Each member of the board of viewers must be at least twenty-five years of age must be a freeholder must be a qualified elector of the county must have resided therein for five years immediately prior to his appointment and must not be engaged in any public employment of profit The office of any member of the board shall be vacant immediately upon his ceasing to be a resident of the county in which he was appointed or upon his ceasing to possess any of the qualifications above required The court of common pleas shall from time to time determine summarily any facts thus bringing about a vacancy in the office

Section 173 Appointment of Members Vacancies The members of the board of viewers shall be appointed by the judges of the court of common pleas All vacancies happening from any cause shall be filled by appointment by the judges of the court of common pleas In counties having more than one court of common pleas the judges of all courts of common pleas shall meet at a body and shall make such appointment In judicial districts which comprise more than one county such appointment for each county shall be made by the judge or judges of the judicial district in which said county is situate

Section 174 Term of Office Removal Each of the members of the board of viewers shall be appointed for a term of three years from the date of his appointment whether such appointment be to fill an original or partly expired term Members may be reappointed from time to time when vacancies occur All appointments shall be subject to the power of the court of common pleas at any time for causes to them satisfactory to remove members of said board before the expiration of their respective term of office and to appoint successors

Section 175 Power to Administer oaths Any member of any board of viewers shall have general power to administer oaths and affirmations to other viewers of the same county to witness before them and to other persons pertaining to the business and duties of the board of viewers

Section 176 Clerks and Stenographers The board of viewers may employ such stenographers and clerical assistants and at such salaries as shall be authorized by the salary board or by the county commissioners in counties where there is no salary board

(k) Sheriff and Coroner

1 Sheriff

Section 181 Not Eligible to Succeed Himself No sheriff shall be eligible for the term next succeeding the one for which he was elected

Section 182 Bond Every sheriff whether elected or appointed to fill a vacancy before he is commissioned or executes any of the duties of his office shall give a bond in the sums and manner herein mentioned Such bond shall be acknowledged before the recorder of deeds and shall continue to be a lien on the real estate owned by the sheriff at the date of said bond for the term of ten years from said date The expiration of the lien of any sheriff's bond upon the real estate owned by him shall not release such sheriff his administrators or executors from liability to answer any claim which may be established for damages occasioned by official delinquency or misconduct of said sheriff

Section 183 Form of Sheriff's Bond The form of the bond to be given by the sheriff and his sureties shall be as follows to wit "Know all men by these presents that we (A B C D and E F) are held and firmly bound into the Commonwealth of Pennsylvania in the sum of ..... ..... dollars to be paid to the said Commonwealth for the uses intents and purposes declared and appointed by law to which payment well and truly to be made we bind ourselves our heirs executors and administrators jointly and severally firmly by these presents sealed with our seals dated ..... day of .....Anno Domini ..... The conditions of the above obligation is such that if the said (A B) shall and do without delay according to law well and serve and execute all writs and process of the said Commonwealth to him directed and shall and do from time to time upon request to him for that purpose made well and truly pay or cause to be paid to the several suitors and parties interested in the execution of such writs or process their lawful attorney factors agents or assigns all and every sum and sums of money to them respectively belonging which shall come to his hands and shall and do from time to time and at all times during his contiuance in the said office well and faithfully execute and perform all and every of the trusts and duties to the said office appertaining then this obligation to be void or else to be and remain in full force and virtue"

Section 184. Amount of Sheriff's Bond The bond of the sheriff of the several counties shall be taken in the following sums

Counties of the second class sixty thousand dollars
Counties of the third class fifteen thousand dollars
Counties of the fourth class sixty thousand dollars
Counties of the fifth class twenty-five thousand dollars
Counties of the sixth class twenty-five thousand dollars
Counties of the seventh class having a population of more than thirty thousand fifteen thousand dollars
Counties of the seventh class having a population of less than thirty thousand ten thousand dollars
Counties of the eighth class having a population of more than ten thousand ten thousand dollars
Counties of the eighth class having a population of less than ten thousand eight thousand dollars

Section 185 Unfinished Business Where Sheriff is Paid by County It shall be the duty of every outgoing sheriff in any county where he is paid by salary for his services as such sheriff to hand over to his successor in office all unfinished and unexecuted writs and process whatsoever whose duty it shall be to receive and execute the same as if said writs and process had been originally issued and directed to him

Section 186 When Required to Act in Person Sheriff may do so by Deputy Whenever the sheriff is or shall be required by law to act in person under any writ of inquisition condemnation inquiry of damages lunacy or habitual drunkard proceedings partition proceedings or by virtue of any other writ or process issued by the courts of this Commonwealth the said sheriff may act either in person or by a regularly appointed deputy sheriff

Section 187 Chief Deputy The sheriff of each county shall appoint by deed duly recorded in the office for recording deeds a chief deputy whose appointment shall be re-

vocable at pleasure on recording in said office a written revocation thereof The chief deputy during his continuance in office shall have full power and authority to perform any duty incumbent upon such sheriff with like effect in law as if such official act had been done by the sheriff in person regardless of the ability or temporary disability of such sheriff to act while such sheriff continues in office Nothing in this section shall operate to relieve such sheriff or his sureties from liability upon their official bond

Section 188 Solicitor in Fourth Class Counties In all counties of the fourth class the sheriff may appoint one person learned in the law as his solicitor Said solicitor shall advise upon all legal matters that may be submitted to him and shall conduct any litigation when requested so to do by the sheriff The solicitor shall hold office for the term for which the sheriff was elected

2 Coroner

Section 201 Bond Amount Condition The coroner of each county whether elected or appointed to fill a vacancy before he is commissioned or executes any of the duties of his office shall give bond in one-fourth of the sum reuired from the sheriff of the county Such bond shall be acknowledged before the recorder of deeds The condition of such bond shall be that the coroner will "well and truly perform all and singular the duties to the office of conorer appertaining" Such bond shall be a security to the Commonwealth and to all persons whomsoever for the faithful discharge and due performance of all the duties reuired by law from such coroner

Section 202 Appointment of Deputies Powers The coroner may appoint one or more deputies to act in his place and stand as he may deem proper and necessary Such deputy or deputies shall have the same powers as the coroner In counties of the fifth sixth seventh and eighth classes such deputies shall receive the same fees as the coroner

Section 203 Duties With Respect to County Morgues The coroner of each county in which a county morgue has been or may hereafter be established shall make general rules and regulations for its government and control and shall appoint suitable persons not exceeding three in number for each morgue so established to have charge of the same and who shall be removable at the pleasure of the coroner The number of such persons and the salary of each shall be fixed by the salary board or in counties where there is no salary board by the county commissioners

Section 204 To Act as Sheriff in Case of Vacancy If any sheriff shall be legally removed from his office or shall die before the expiration of the term for which he was commissioned the coroner of the county shall execute the office of sheriff and perform all things thereunto appertaining until another sheriff is commissioned and notice thereof is given to such coroner

Section 205 Vacancy in Certain Cases Abolition of Fees on Commissions If any person elected to the office of coroner shall neglect or refuse for the space of three months next after such election to assume the duties of said office and to comply with the requirements of the acts of assembly in such cases the office shall be vacant and it shall be the duty of the Governor to appoint and commission some person to fill such vacancy during the remainder of the term No fees shall hereafter be charged on commissions issued to the coroner

3. General Provisions

Section 211 Not to Exercise Office Until Commission Granted and Recorded Penalty No person elected or appointed to the office of sheriff or coroner shall presume to execute any of the duties of such office before a commission shall have been duly granted to him and left for record as provided in section fifty-five of this act under a penalty of imprisonment for a term of not exceeding six months at the discretion of the court of quarter sessions Such person shall nevertheless be liable to any person injured by any acts done by him under color of such office

Section 212 Real Estate of Sheriff and Coroner and Their Sureties to be Bound All the real estate within the county of a sheriff and coroner shall be bound by their bond as effectually as by a judgment for the same amount in any court of record of such county It shall be the duty of the controller or chief clerk of the county commissioners as the case may be as soon as the bond of the sheriff or coroner is filed to certify the same to the prothonotary who shall enter the names of the parties thereto upon his docket in like manner as judgments are by law directed to be entered

Section 213 Sale of Real Estate Bound by Lien If the sheriff or coroner shall sell any real estate bound by the lien of any bond such sheriff or coroner may present a petition to the court of common pleas accompanied by notice to his sureties setting forth the fact of such sale and praying for a release of said bond upon the real estate described in the petition The court being satisfied of the sufficiency of the sureties may release said lien upon such land

(1) Prothonotary Clerk of Courts Clerk of Orphans' Court Register of Wills and Recorder of Deeds

Section 221 How Offices to be Held In counties of the second third and fourth classes one person shall hold the office of prothonotary one person the office of clerk of the court of oyer and terminer and quarter sessions one person the offices of register of wills and clerk of the orphans' court and on person the office of recorder of deeds

In counties of the fifth class one person shall hold the offices of prothonotary and clerk of the court of oyer and terminer and general quarter sessions clerk of the orphans' ister of wills and clerk of the orphans' court and one person the office of recorder of deeds

In counties of the sixth and esventh class one person shall hold the offices of prothonotary and clerk of the court of oyer and terminer and quarter sessions and one person the offices of register of wills recorder of deeds and clerk of the orphans' court

In counties of the eighth class one person shall hold the offices of prothonotary clerk of the court of oyer and terminer and general quarter sessions clerk of the orphans' court register of wills and recorder of deeds

This section does not repeal any of the provisions of section one of the act approved the second day of July one thousand eight hunderd and thirty-nine (Pamphlet-Laws five hundred and fifty-nine) entitled "An act to provide for the election of Prothonotaries Clerks Recorders and Registers" nor any of the provisions of any other local law

Section 222 Counties of Forty Thousand Inhabitants Created Separate Judicial Districts In each county containing forty thousand inhabitants accepting the provisions of this section or which has heretofore accepted the provisions of the act approved the seventh day of May one thousand nine hundred and twenty-three (Pamphlet Laws five hundred and fifty-nine) entitled 'An act to proamend section one of the act approved the twelfth day of June one thousand nine hundred and one (Pamphlet Laws five hundred and fifty-nine entitled 'An act to provide for the election of one person to fill the office of prothonotary one person to fill the office of clerk of the courts of general quarter sessions and oyer and terminer one person to fill the office of register of wills and clerk of the orphans' court and one person to fill the office of recorder of deeds in counties containing forty thousand inhabitants and hereafter created separate judicial districts under the Constitution' providing that said act shall be in effect only upon the acceptance thereof" and which heretofore have been or hereafter may be created separate and independent judicial districts under section five article five of the Constitution there shall be elected one person to fill the office of prothonotary one person to fill the office of the clerk of the courts of general and quarter sessions and oyer and terminer one person to fill the office of register of wills and clerk of the orphans' court and one person to fill the office of recorder of deeds at the expiration of the terms of the persons then filling and exercising such offices in such counties

Such acceptance of the provisions of this section shall be exercised by a dceree of the court of common pleas of the county accepting the provisions thereof upon petition of the county commisisoners of such county Such petition and decree shall be recorded in the office of the recorder of deeds of the county and in the office of the Secretary of the Commonwealth Any county which now elects the said county officers in accordance with the provisions of this section shall be presumed to have accepted the provisions thereof and in such counties no actual acceptance of the provisions hereof shall be necesasry

Section 223 Incompatible Offices No person shall be capable of holding and exercising at the same time the office

of justice of the peace and that of prothonotary or clerk of any court Nor shall any prothonotary or clerk of any court practice as atorney or counsellor in the court of which he is prothonotary or clerk Nor shall the register of wills of any county practice as aforesaid in the orphans' court of the same county

Section 224 Appointment of First Deputies The prothonotary clerk of the courts of quarter sessions and oyer and terminer and clerk of the orphans' court register of wills and recorder of deeds shall appoint one first deputy to act in the case of the death or resignation of his principal or when the office shall become vacant from other causes

Section 225 Bonds of Prothonotary and Clerks of Courts The prothonotary the clerk of the courts of quarter sessions and oyer and terminer and the clerk of the orphons' court shall before they enter upon the duties of their offices give a bond the condition of which shall be to faithfully execute the duties of their respective offices and well and truly to account for and pay according to law all monies which are received by them in their official capacity and to deliver the books seals records writings and papers belonging to their respective offices whole safe and undefaced to their successors therein In counties of the second class the prothonotary's bond shall be in the sum of forty thousand dollars and that of the clerk of the courts of quarter sessions and oyer and terminer in the sum of ten thousand dollars The amount of all other bonds required by this sectin shall be fixed by the Governor

Section 226 Power of Prothonotaries and Clerks to Administer Oaths and Affirmations The prothonotaries clerks of the courts of quarter sessions and oyer and terminer and clerks of the orphans' courts shall have a general power to administer oaths and affirmations Provided That no prothonotary or clerk shall be compelled to administer the same in any matter not pertaining to the proper business of his office

Section 227 In Counties of the Second Class Appointment of Minute Clerks by Prothonotary and Clerk of Courts The prothonotary and the clerk of the courts of quarter sessions and oyer and terminer in counties of the second class may with the approval of the court of common pleas or the courts of quarter sessions and oyer and terminer as the case may be appoint minute clerks of said courts Such clerks shall receive such salaries as the court authorizing their appointment may fix and shall give bond in such sum as the respective courts may direct This act shall not affect the power of the prothonotary of Allegheny county to appoint clerks of the county court for the county of Allegheny under the provisions of section five of the act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred and ninety-eight) entitled "An act to establish a county court for the county of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" or its amendments

Section 228 Second Deputy Prothonotary The prothonotary may appoint a second deputy prothonotary who shall possess and discharge all the rights powers and duties of the principal deputy prothonotary during his necessary or temporary absence

Section 229 In Counties of the Second and Third Classes Deputy Prothonotary and Clerks to Administer Oaths and Affirmations In counties of the second and third classes the prothonotary shall designate from the force of clerks in his office one person to be the first deputy prothonotary The first deputy prothonotary shall give bond in the penal sum of ten thousand dollars conditioned for the proper and faithful performance of all his duties In counties of the third class the first deputy prothonotary shall be learned in the law

Any clerk in the office of such prothonotary designated by the prothonotary shall have the power of deputy prothonotary so far as relates to the administration of oaths and affirmations in the performance of the work of the office

Section 230 Prothonotary to File and Keep Advance Copies of Law The prothonotary shall file and keep in his office advance copies of the laws enacted at each session of the General Assembly as they are furnished to him by the Secretary of the Commonwealth for a period of one year from the date of reception of the first of said laws enacted at each session of the General Assembly in such manner that they shall be accessible to the public during the office hours of the prothonotary

Section 231 Assistant Clerks of Orphans' Court In Counties Where There Is A Seperate Orphans' Court The clerk of the orphans' court of each county in which a separate orphans' court is now or hereafter shall be established may appoint an assistant clerk or clerks but only with the consent and approval of said court

Section 232 Bond of Register of Wills The register of wills shall give a bond in the sum equal to half the sum prescribed by this act for the official bond of the sheriff with condition faithfully to execute the duties of his said office and well and truly to account for and pay according to law all moneys received by him in his official capacity and to deliver up the books seals records and other writing belonging to said office whole safe and undefaced to his successor in office Such bond shall be for use of all persons concerned and for the relief of all who may be aggrievd by th acts or neglect of such register Such bond shall be acknowledged by the register before a judge of the orphans' court

Section 233 Deputy Register of Wills The register shall appoint a deputy to officiate in his absence for whose conduct he and his sureties shall be accountable Such deputy shall be capable in law to do whatever by law appertains to the office of register

Section 234 Bond of Recorder of Deeds The recorder of deeds before he enters on the duties of his office shall give bond in the following sums

In counties of the second class twenty thousand dollars

In counties of the third class fifteen thousand dollars

In counties of the fourth and fifth classes ten thousand dollars

In counties of the sixth seventh and eighth classes five thousand dollars

Such bonds shall be conditioned for the true and faithful execution of his office and for delivering up the records and other writings belonging to the office whole safe and undefaced to his successor in office

Section 235 Deputy Recorder The recorder of deeds may appoint a deputy for whose conduct he and his sureties shall be accountable Such deputy shall be capable in law to do whatever by law appertains to the office of recorder of deeds

Section 236 Clerks of Recorder to Administer Oaths The recorder of deeds may appoint one or more clerks employed in his office to administer oaths and affirmations to all persons pertaining to the business of the recorder's office with the same force and effect as if administered by the recorder or deputy recorder

(m) District Attorney Assistants and Detectives

1. District Attorney

Section 246 Qualifications Eligibility The district attorney shall be a person learned in the law who has been admitted to practice as an attorney in the courts of some county of this Commonwealth for at least two years preceeding his election and who shall have resided in the county for which he is elected for one year next preceding his election

No district attorney shall be eligible to a seat in the legislature or to any other office under the laws and constitution of the state excepting an office or commission in the milita of the state during his continuance in office

Section 247 Filling of Vacancies by Judges of the Court of Common Pleas If any vacancy shall occur either by death resignation removal from office or from the county or otherwise the judges of the court of common pleas shall supply such vacancy by the appointment of a competent person to fill the office during the balance of the unexpired term

Section 248 Misconduct of District Attorney Penalty Vacancy in Office Procedure If any district attorney shall wilfully and corruptly demand take or receive any other fee or reward than such as is prescribed by law for any official duties required by law to be executed by him in any criminal proceeding or if such district attorney shall be guilty of wilful and gross negligence in the execution of the duties of his office he shall be guilty of a misdemeanor in office and on conviction thereof be sentenced to pay a fine not exceeding one thou-

sand dollars and to undergo imprisonment not exceeding one year and his office shall be declared vacant

Upon complaint in writing verified by the oath or affirmation of the party aggrieved made to the court in which any district attorney shall prosecute the pleas of the Commonwealth charging such district attorney with wilful and gross negligence in the execution of the duties of his office the court shall cause notice of such complaint to be given to the district attorney and of the time fixed by the court for the hearing of the same If upon such hearing the court shall be of opinion that there is probable cause for the complaint they shall hand over or commit the district attorney to answer the same in due course of law If the court shall be of opinion that there is no probable cause for such complaint they shall dismiss the same with reasonable costs to be assessed by the court

Section 249 District Attorney Charged with Crime Court to Appoint Prosecuting Attorney Compensation Vacancy in case of Conviction If any district attorney is charged according to law with any crime or misdeamor before or bound over or committed by any court to answer for wilful and gross negligence in the execution of the duties of his office it shall be the duty of the court to appoint some competent attorney thereof to prepare an indictment against such district attorney and to prosecute the same on behalf of the Commonwealth until final judgment Such attorney shall be paid for his services a resonable compensation to be fixed by the court If such district attorney shall be convicted of any crime for which he may be sentenced to imprisonment by separate or solitary confinement at labor in addition thereto his office shall be declared vacant by the court passing such sentence

2 Assistant District Attorneys

Section 256 Assistant District Attorneys In counties of the second third fourth fifth and sixth classes the district attorney may appoint assistants learned in the law to assist him in the discharge of his duties as follows

In counties of the second class not more than ten

In counties of the third class and in counties of the fourth class having a population of two hundred thousand and more not more than three and a fourth with the approval of the president judge of the court of quarter sessions

In counties of the fourth class having a population of less than two hundred thousand not more than two

In counties of the fifth class not more than two with the approval of the president judge of the court of quarter sessions

In counties of the sixth class having a population of ninety thousand and more two assistants with the approval of the president judge of the Court of quarter sessions

Section 257 Designation of First Assistant Powers and Duties In all cases where more than one assistant district attorneys are appointed the district attorney shall designate one of such assistants as his first assistant Such first assistant or the assistant district attorney where only one is appointed shall in the absence of the district attorney from the jurisdiction or during his disability to perform the duties of his office through sickness or other cause be vested with all the duties powers and privileges given by law to the district attorney and generally at such time be empowered to do and perform all things in connection with his office which the district attorney may by law be entitled to do or perform

Section 258 Indictment And Cost Clerk in Counties of the Fourth Class The district attorney of any county of the fourth class in addition to the assistants hereinbefore authorized may appoint an assistant learned in the law who shall be designated as indictment and cost clerk to assist the district attorney in the discharge of his duties Such appointee shall hold office during the term of office of the district attorney appointing him but the district attorney may remove such appointee for any cause he deems sufficient and appoint another person duly qualified to fill the vacancy

Section 259 Appointment of Special Assistants The district attorney of any county of the seventh and eighth classes may with the approval of the president judge of the court of quarter sessions appoint an assistant attorney learned in the law to aid in the preparation and trial of any indictment for homicide or murder on behalf of the Commonwealth Such assistant shall receive such compensation not exceeding four hundred dollars as may be approved and recommended by the judge presiding at the trial

Section 260 Appointment of a Deputy for One Term of Court In any case where there is no regular appointed assistant district attorney if in case of sickness or from any other cause the district attorney shall be unable to attend to the duties and business of the term of a court he may appoint some competent attorney of the county with the approbation of the court to act as his deputy for one term but for no longer period

Section 261 Court may appoint a District Attorney for the Time being It shall be the duty of the court of quarter sessions of any county to appoint a district attorney for the time being in all cases where the district attorney and his assistants shall be absent from the court Such person so appointed shall perform all the duties of the office until the regular district attorney or one of his assistants shall appear in person to perform the same

Section 262 Stenographers in Fourth and Fifth Class Counties In counties of the fourth and fifth classes the district attorney may employ a stenographer as an assistant in his office

3 Detectives

Section 276 Appointment in Counties of the Second Class Duties

In counties of the second class the district attorney may appoint one chief county detective an assistant chief county detective and special county detectives not exceeding twenty-four in number

Such county detectives shall at all times be subject to the orders of the district attorney and shall investigate and make report to the district attorneys as to the conduct in office of justices of the peace constables deputy constables and other officers connected with the administration of criminal justice to make investigations and endeavor to obtain such evidence as may be required by the district attorney in any criminal case and perform such other duties as the district attorney may direct Said detectives shall be general police officers and shall have all powers now conferred on constables by existing laws of this Commonwealth so far as they relate to crime or criminal procedure and in counties of the second class they shall serve subpoenas in cases in which the Commonwealth is a party in a court of record

Section 277 In Counties of the Third and Fourth Classes In counties of the thired class the district attorney may appoint one chief county detective and three assistant county detectives

In counties of the fourth class the district attorney may appoint one county detective and one assistant county detective

Such county detectives shall hold their positions during the term of the district attorney appointing them and shall be removable at his discretion They shall have possess and exercise all of the rights and powers conferred by existing law upon constables so far as such laws relate to crimes and criminal procedure and shall when requested by the district attorney make an investigation and endeavor to obtain such evidence as may be required in any criminal case They shall also perform such other duties as the district attorney may direct Such county detectives shall be allowed their expenses actually and necessarily incurred in the performance of their duties

Section 278 In Counties of the Sixth Seventh and Eighth Classes The district attorney of counties of the sixth seventh and eighth classes may with the approval of the president judge of the courts employ one detective for the investigation of any crimes committed within such county The compensation of such detective or detectives shall be fixed by the district attorney with the approval of the president judge of the court and shall be paid from the county treasury in the usual manner

Section 279 Appointment of Special Detective with Approval of Court The district attorney of any county may with the approval of the court of quarter sessions whenever said court and district attorney may deem it necessary appoint an officer as a special detective whose duty it shall be to assist in obtaining such evidence as shall be directed by the district attorney for the Commonwealth in all criminal cases and perform such other duties as the court may direct The compensation of such special detec-

tive shall be fixed by the president judge of the court of quarter sessions

Such special detective officer shall be a general police officer and shall have all the powers that are conferred on constables by the existing laws of this Commonwealth so far as they relate to crimes or criminal procedure

(n) Jury Commissioners

Section 281 Election Eligibility In the election of jury commissioners each qualified elector shall vote for no more than one person and the two persons having the highest number of votes shall be elected The same person or persons shall not be eligible for reelection more than once in any period of six years

Section 282 Filling of Vacancy In case of the inability of either or both of the jury commissioners by sickness death or other unavoidable cause to discharge the duties of said office or in case of neglect or refusal to serve thereon it shall be the duty of the president judge to appoint a suitable person or persons as the case may be to perform the duties of said office during such vacancy

Section 283 Clerk The jury commissioners may with the approval of the salary board or of the county commissioners in counties having no salary board appoint a clerk and fix his compensation

(c) Compensation Salaries

1 Specific Salaries

Section 292 Counties of the Second Class In all counties of the second class the annual salaries of the county officers deputies and clerks shall be as follows

Of the county commissioners eight thousand dollars each

Of the controller eight thousand dollars

Of the solicitor to the controller three thousand dollars

Of the treasurer eight thousand dollars

Of the county engineer six thousand dollars

Of the deputy county engineer four thousand dollars

Of the members of the board of viewers six thousand five hundred dollars each

Of the sheriff eight thousand dollars

Of the coroner eight thousand dollars

Of the recorder of deeds eight thousand dollars

Of the prothonotary eight thousand dollars

Of the clerk of the courts of quarter sessions and oyer and terminer eight thousand dollars

Of the register of wills and ex-officio clerk of the orphans' court five thousand dollars

Of the assistant clerks of the orphans' court salaries shall be fixed by the register of wills with the approval of the judges of the orphans' court

Of the district attorney ten thousand dollars

Of the first assistant district attorney six thousand dollars

Of the second assistant district attorney five thousand dollars

Of the third assistant district attorney forty-five hundred dollars

Of the fourth assistant district attorney thirty-nine hundred dollars

Of four assistant district attorneys thirty-two hundred dollars each

Of two assistant district attorneys twenty-seven hundred dollars each

Of the chief county detective four thousand dollars and necessary traveling expenses

Of the assistant chief county detective three thousand dollars and necessary traveling expenses

Of the special county detectives one hundred and seventy-five dollars per month and necessary traveling expenses

Of the jury commissioners twelve hundred dollars each

Section 293 Counties of the Third Cless In counties of the third class the annual salaries of county officers deputies and clerks shall be as follows

Of the county commissioners four thousand dollars each

Of the county solicitor two thousand dollars

Of the controller four thousand dollars

Of the deputy controller salary to be fixed by salary board at not less than three thousand dollars

Of the solocitor to the controller two thousand dollars

Of the treasurer five thousand dollars

Of the deputy treasurer salary to be fixed by salary board at not less than three thousand dollars

Of the county surveyor (where such officer exists) one hundred dollars

Of the members of the board of viewers seven dollars and fifty cents per day each for each day actually and necessarily spent in the performance of the duties of their office and five cents per mile for each mile actually and necessarily traveled in the performance of the duties of their office

Of the sheriff six thousand dollars

Of the chief deputy sheriff salary to be fixed by salary board at not less than three thousand dollars

Of the coroner two thousand dollars

Of the recorder of deeds four thousand dollars

Of the deputy prothonotary twenty-five hundred dollars by salary board at not less than three thousand dollars

Of the prothonotary six thousand dollars

Of the deputy recorder of deeds salary to be fixed

Of the clerk of the courts of quarter sessions and oyer and terminer four thousand dollars

Of the deputy clerk of courts salary to be fixed by salary board at not less than three thousand dollars

Of the register of wills and ex-officio clerk of the orphans' court four thousand dollars

Of the assistant clerks of the orphans' court

First assistant thirty-five hundred dollars

Second assistant twenty-five hundred dollars

Third assistant eighteen hundred dollars

All other assistants' salaries shall be fixed by the judge or judges of the orphans' court not to exceed fifteen hundred dollars

Of the district attorney six thousand dollars

Of the first assistant district attorney three thousand six hundred dollars

Of the second assistant district attorney three thousand dollars

Of the third assistant district attorney twenty-five hundred dollars

Of the fourth assistant district attorney not to exceed two thousand dollars

Of the chief county detective two thousand five hundred dolalrs and necessary traveling expenses

Of the assistant county detectives two thousand two hundred dollars each and necesasry traveling expenses

Of the jury commissioners nine hundred dollars each

Section 294 Counties of the Fourth Class In all counties of the fourth class the annual salaries of the county officers deputies and clerks shall be as follows

Of the county commissioners four thousand dollars

Of the county solicitor one thousand dollars or in the discretion of the county commissioners appointing them one thousand eight hundred dollars and necessary traveling expenses

Of the county controller four thousand dollars

Of the treasurer five thousand dollars

Of the county surveyor three hundred dollars

Of the members of the board of viewers seven dollars and fifty cents per dav each for each day actually and necessarily spent in the performance of the duties of their office and five cents per mile for each mile actually and necessarily traveled in the performance of the duties of their office

Of the sheriff six thousand dollars

Of the sheriff's solicitor five hundred dollars

Of the coroner two thousand dollars

Of the recorder of deeds four thousand dollars

Of the prothonotary six thousand dollars

Of the clerk of courts of quarter sessions and oyer and terminer four thousand dollars

Of the register of wills and ex-officio clerk of the orphans' court four thousand dollars

Of the assistant clerks of the orphans' court where a separate orphans' court is or may be established

First assistant twenty-five hundred dollars

Second assistant two thousand dollars

Third assistant fourteen hundred dollars

All other assistants' salaries shall be fixed by the judge of the orphans' court not to exceed twelve hundred dollars

Of the district attorney five thousand dollars

Of the indictment and cost clerk twelve hundred dollars

Of the first assistant district attorney in counties of the fourth class having a population of two hundred thousand and more three thousand six hundred dollars

Of the second assistant district attorney in counties of the fourth class having a population of two hundred thousand and more three thousand dollars

Of the third assistant district attorney in counties of the fourth class having a population of two hundred thousand and more twenty-five hundred dollars

Of the fourth assistant district attorney in counties of the fourth class having a poulation of two hundred thousand and more not to exceed two thousand dollars

Of the first assistant district attorneys in counties of the fourth class having a population of less than two hundred thousand inhabitants three thousand dollars

Of the second assistant district attorney in counties of the fourth class having a population of less than two hundred thousand inhabitants two thousand dollars

Of the stenographer to the district attorney not to exceed sixteen hundred dollars

Of the county detective three thousand dollars or one county detective at two thousand five hundred dollars and one assistant county detective at one thousand eight hundred dollars

Of the jury commissioners five hundred dollars each

Section 295 Counties of the Fifth Class In all counties of the fifth class the annual salaries of the county officers deputies and clerks shall be as follows

Of the county commissioners two thousand five hundred each and where such county commissioners are also directors of the poor then thirty-five hundred dollars each

Of the controllers three thousand five hundred dollars and all necessary traveling expenses

Of the treasurer five thousand dollars and all necessary traveling expenses

Of the county surveyor fees

Of the members of the board of viewers seven dollars and fifty cents for each day actually and necessarily spent in the performance of the duties of their office and five cents per mile for each mile actually and necessarily traveled in the performance of the duties of their office

Of the sheriff four thousand dollars and necessary traveling expenses

Of the coroner fees

Of the recorder of deeds four thousand dollars

Of the clerk of the courts of quarter sessions and oyer and terminer three thousand dollars

Of the register of wills five thousand dollars

Of the clerk of the orphans' court three thousand dollars

Where the office of prothonotary clerk of the court of quarter sessions and clerk of the court of oyer and terminer are held by the same person such officer shall receive a salary of four thousand dollars only

Where the office of prothonotary clerk of the court of quarter sessions Clerk of the court of oyer and terminer and clerk of the orphans' court are held by the same person such officer shall receive a salary of four thousand dollars only

Where the office of the clerk of the court of quarter sessions clerk of the court of oyer and terminer and clerk of the orphans' court are held by the same person such officer shall receive a salary of four thousand dollars only

Where the office of register of wills and recorder of deeds are held by the same person such officer shall receive a salary of four thousand dollars only

Where the office of register of wills recorder of deeds and clerk of the orphans' court are held by the same person such officer shall receive a salary of five thousand dollars only

Where the office of prothonotary and recorder of deeds are held by the same person such officer shall receive a salary of four thousand dollars only

Where the office of register of wills clerk of the court of quarter sessions of the court of oyer and terminer and clerk of the orphans' court are held by the same person such officer shall receive a salary of four thousand dollars only

Of the district attorney five thousand dollars

Of two assistant district attorneys not to exceed two thousand dollars each to be fixed by the president judge of the court of quarter sessions

Of the stenographer to the district attorney not to exceed sixteen hundred dollars

Of the jury commissioners four dollars per day and four cents per mile circular from residence to court House

Section 296 Counties of the Sixth Class In all counties of the sixth class the annual salaries of the county officers deputies and clerks shall be as follows

Of the commissioners in counties of the sixth class having a population of less than seventy-five thousand inhabitants fifteen hundred dollars each and where such county commissioners are also directors of the poor then twenty-two hundred dollars each

Of the commissioners of counties of the sixth class having a population of seventy-five thousand or more two thousand dollars each and where such county commissioners are also directors of the poor then twenty-six hundred dollars each

Of the auditors five dollars each for each day necessarily employed in the discharge of their duties and six cents per mile circular from and to their homes once for each week so employed

Of the controller (where such office exists) in counties of the sixth class having a population of less than sixty thousand inhabitants one thousand dollars

Of the controller (where such office exists) in counties of the sixth class having a population of sixty thousand and more but not less than seventy thousand inhabitants one thousand two hundred dollars

Of the controller (where such office exists) in counties of the sixth class having a population of sevtny thousand or more but less than eighty thousand inhabitants one thousand five hundred dollars

Of the controller (where such office exists) in counties of the sixth class having a population of eighty thousand and more but less than ninety thousand inhabitants two thousand dollars

Of the controller (where such office exists) in counties of the sixth class having a population of ninety thousand and more two thousand five hundred dollars

Of the treasurer commissions fixed under provisions of section two hundred and ninety-nine of this act but not to exceed four thousand dollars in any one year and necessary travelling expenses

Of the county surveyor fees

Of the members of the board of viewers seven dollars and fifty cents for each day actually and necessarily spent in the performance of the duties of their office and five cents per mile for each mile actually and necessarily traveled in the performance of the duties of their office

Of the sheriff fees

Of the coroner fees

Of the recorder of deeds three thousand dollars and necessary traveling expenses

Of the prothonotary three thousand dollars and necessary traveling expenses

Of the clerk of the court of quarter sessions two thousand five hundred dollars and necessary traveling expenses

Of the clerk of the court of oyer and terminer one thousand dollars and necessary traveling expenses

Of the register of wills three thousand dollars and necessary traveling expenses

Of the clerk of orphans' court two thousand five hundred dollars and necessary travelling expenses

When any two of the offices of prothonotary clerk of the court of quarter sessions clerk of the court of oyer and terminer recorder of deeds register of wills and clerk of the orphans' court are held by the same person such person shall receeve the highest salary fixed for any of the offices which he holds and the additional salary of five hundred dollars ($500) and where any three or more such offices are held by any one person such person shall receive an additional salary of one thousand dollars ($1,000)

Of the district attorney in counties of the sixth class having a population of less than sixty thousand inhabitants fifteen hundred and sixty-two dollars and fifty cents

Of the district attorney in counties of the sixth class having a population of less than sixty thousand inhabitants fifteen hundred and sixty-two dollars and fifty cents

Of the district attorney in counties of the sixth class having a population of sixty thousand and more but less than seventy thousand inhabitants eighteen hundred and seventy-five dollars

Of the district attorney in counties of the sixth class having a population of seventy thousand and more but less than eighty thousand inhabitants twenty-five hundred dollars

Of the district attorney in counties of the sixth class having a population of eighty thousand and more but

less than ninety thousand inhabitants thirty-one hundred and twenty-five dollars

Of the district attorney in counties of the sixth class having a population of ninety thousand and more inhabitants five thousand dollars

Of one assistant district attorney where such office is authorized not to exceed two thousand dollars to be fixed by the president judge of the court of quarter sessions

Of the jury commissioners four dollars per day and four cents a mile circular from residence to court house

Section 297 Counties of the Seventh Class In all counties of the seventh class the annual salaries of the county officers deputies and clerks shall be as follows

Of the commissioners one thousand dollars each and where such county commissioners are also directors of the poor then eighteen hundred dollars each

Of the auditors five dollars each for each day necessarily employed in the discharge of their duties and six cents a mile circular from and to their homes once for each week so employed

Of the controller (where such office exists) in counties of the seventh class having a population of less than thirty thousand inhabitants five hundred dollars

Of the controller (where such office exists) in counties of the seventh class having a population of thirty thousand inhabitants and more but less than forty thousand six hundred dollars

Of the controller (where such office exists) in counties of the seventh class having a population of forty thousand and more eight hundred dollars

Of the treasurer commissions fixed under provisions of section two hundred and ninety-nine of this act

Of the county surveyor fees

Of the members of the board of viewers seven dollars and fifty cents for each day actually and necessarily spent in the performance of the duties of their office and five cents per mile for each mile actually and necessarily traveled in the performance of the duties of their office

Of the sheriff fees

Of the coroner fees

Of the recorder of deeds fees

Of the prothonotary fees

Of the clerk of the courts of quarter sessions and oyer and terminer fees

Of the register of wills fees

Of the clerk of the orphans' court fees

Of the district attorney in counties of the seventh class having a population of less than thirty thousand inhabitants six hundred and twenty-five dollars

Of the district attorney in counties of the seventh class having a population of thirty thousand and more but less than forty thousand inhabitants one thousand dollars

Of the district attorney in counties of the seventh class having a population of forty thousand and more twelve hundred and fifty dollars

Of the jury commissioners five dollars per day and four cents per mile circular from residence to the court house

Section 298 Counties of the Eighth Class In all counties of the eighth class the annual salaries of the county officers deputies and clerks shall be as follows

Of the commissioners five hundred dollars each and where such county commissioners are also directors of the poor then eight hundred dollars each

Of the auditors five dollars each for each day necessarily employed in the discharge of their duties together with six cents per mile circular from and to their home once for each week so employed

Of the controller (where such office exists) in counties of the eighth class having a population of less than ten thousand inhabitants three hundred dollars

Of the controller (where such office exists) in counties of the eighth class having a population of ten thousand and more four hundred dollars

Of the treasurer commissions fixed under the provisions of section two hundred and ninety-nine of this act

Of the county surveyor fees

Of the members of the board of viewers sven dollars and fifty cents for each day actually and necessarily spent in the performance of the duties of their office and five cents per mile for each mile actually and necessarily traveled in the performance of the duties of their office

Of the sheriff one thousand two hundred dollars and expenses but no additional fee or compensation for the care and maintenance of prisoners

Of the coroner fees

Of the recorder of deeds fees

Of the prothonotary fees

Of the clerk of the courts of quarter sessions and oyer and terminer fees

Of the register of wills fees

Of the clerk of the orphans court fees

Of the district attorney five hundred dollars

Of the jury commissioners four dollars per day and four cents per mile circular from residence to the court house

Section 299 Compensation of Treasurer in Counties of the Sixth Seventh and Eighth Classes The county treasurer of counties of the sixth seventh and eighth classes shall receive in full compensation for his services a certain amount per centum of all moneys received and paid by him Such rate shall be settled from time to time by the county commissioners with the aproval of the county auditors or county controller where the office of auditors has been abolished

In every case where the county commissioners and the county auditors or controllers have fixed the compensation of the county treasurer or where they have failed to fix the compensation of the county treasurer an appeal may be taken to the court of common pleas by the commissioners or treasurer in the same manner that appeals may be taken from the reports of county auditors on settlement of the accounts of county treasurers On every such appeal the court shall have power in its discretion to fix such compensation finally

Section 300 Salaries not Otherwise Provided For The salary or compensation of all solicitors deputies assistants clerks and employes that are not fixed or otherwise provided for by the provisions of this or any other act of Assembly shall be fixed by the salary board in all counties having a salary board and by the county commissioners in all other counties

2 Salary Board

Section 311 Salary Board in Counties of the Second Third Fourth and Fifth Classes The county controller and the county commissioners in counties of the second third fourth and fifth classes are hereby constituted a board whose duty it shall be to fix and determine the number and compensation of employes of all county officers boards bureaus departments and divisions of the county whether elected by the people or appointed according to law Provided however The number of said employes and the salaries to be paid them have not otherwise been specifically determined or some other method of determining the same provided by an act of Assembly

Section 312 Meetings of Salary Board The Board shall meet from time to time when required by any county officer president or other executive head of any separate board or division whatsoever the number of compensation of whose employes is sought to be fixed and determined and shall forthwith consider and fix and determine the same in manner as they may deem best for the public service Such county officer president or executive head shall sit as a member of said board and be entitled to vote so long as the matter affecting this office is under consideration and no longer. A decision of the majority of the board shall govern A full minute of all meetings of said board shall be entered in a book kept for that purpose which shall be a public record

Section 313 Appeals From Salary Board If after such decision is made any officer or tax payer shall think that the number of clerks or deputies is too few or too great or the compensation fixed for either is too small or too large as the same may have been determined by the board he may appeal from the action thereof to the court of common pleas which shall hear and determine such appeal as promptly as possible The decision of the court thereon shall be final each of said boards shall keep a correct minute-book of its proceedings in all cases heard and determined by it which shall be a public record

Section 314 In Sixth Class Counties The salary board in counties of the sixth class which shall be composed of the county commissioners and the county treasurer shall fix and determine annually the number and the salaries to be paid to the clerks and deputies required for the proper discharge of business in the office of the treasurer clerk of

the court of quarter sessions clerk of the court of oyer and terminer clerk of the orphans' court prothonotary recorder of deeds and register of wills Any such county officers deputy or clerk dissatisfied with amount of salary allowed by the salary board may appeal from the action of such board to the court of common pleas of the county which court shall after hearing make an order fixing the salaries of such appointees

3 General Provisions

Section 321 How Salaries to be Paid All salaries provided for by this act or that may hereafter be provided for by law shall be paid out of the general funds in the county treasury on warrants drawn by the county commissioners on orders of each officer for himself and for all persons appointed by him and countersigned by the controller if such office exists The warrant for salaries of deputies assistants and other persons whose appointment must be authorized by any court shall also be countersigned by a judge of the court authorizing such appointment

Section 322 When Salaries to be Paid Except as in this act otherwise provided all salaries fixed by this act shall be paid semi-monthly on the first and fifteenth days of the month succeeding the period in which the services were rendered

In counties of the fifth and sixth classes all salaries shall be paid semi-monthly on the second and fourth Mondays of the month following the period during which the services were rendered

Section 323 Payment of Members of Boards of Viewers In counties of the second class the salaries of the members of the board of viewers shall be paid quarterly In all other counties the compensation of such members shall be paid monthly under such conditions as to verification of time of employment as may be prescribed by the rules and regulations which shall be made in that behalf by the courts of the respective counties

Section 324 Salaries in Lieu of Fees et cetera Disposition of Fees et cetera in such Cases All salaries fixed by this act or that may hereafter be fixed by law shall be in full compensation for all services and shall be in lieu of all moneys fees commissions and perquisites which are now or may hereafter be provided for any officer whose salaries are so fixed except such fees as may be received by them when acting as agents of the Commonwealth which shall be payable to such officers as now authorized by law All such moneys fees commissions and perquisities (except taxes and fees collected for the Commonwealth) shall belong to the county It shall be the duty of all such officers to collect all such fees and commissions for the use of the county and to pay the same into the county treasury

All rights of action and all other remedies granted or extended to said officers for the collection of their respective fees are hereby extended and shall inure to the benefit of the several counties

Section 325 Officers Paid by Salary to Keep Account of Fees Payment to County Each officer in counties of the second third fourth and fifth classes who is or hereafter may be paid a fixed salary and whose duty it is to collect any fees or commissions for the use of the county shall keep a special account-book the form of which shall be prescribed by the controller or where such officer does not exist then by county auditors in which an entry shall be made of all the moneys received for fees and for all moneys earned and chargeable upon the county specifying the day and date the title of the case if any for what service and from whom received On the first Monday of each month such officer shall pay to the county treasurer all fees so received during the preceding month taking duplicate receipts therefor One of such receipts he shall deposit with the county controller or the county auditor together with a transcript in detail of his fee account-book or books for the preceding month to which he shall make oath or affimation before the county controller or the county auditors that the said transcript contains a true and correct list of all the fees received earned or chargeable upon the county for services rendered in his office either by himself deputies or clerks during the preceding month that said fees were severally charged and collected at regular rates and that he has not received and is not to receive from any person or persons whatsoever for any official services or duty any other fees than those so entered on said transcript No warrant shall be drawn for the payment of any said officers his deputies or clerks who has not filed such receipt and transcript It shall be the duty of the county controller or the county auditors to file said recipt and transcript in his or their office and to charge the county treasurer with the money for fees so paid Where fees are paid to one office which are for services rendered or to be rendered by another the officer receiving such fees shall specify the same on his account-book and on his transcript as of the office to which they properly belong

In counties of the fifth class such officers shall also enter in such special account-book all moneys earned but not collected and chargeable upon any person and shall verify the correctness of such entries and pay the amount thereof into the county treasury

Section 326 Sixth Class Counties In counties of the sixth class the treasurer prothonotary clerk of the court of quarter sessions clerk of the court of oyer and terminer clerk of the orphans' court register of wills and recorder of deeds shall keep a special account-book the forms of which shall be prepared by the controller in those counties that have such an official and in other counties by the clerk of the county commissioners in which shall be entered all moneys received for fees or commissions During the first week of each month each officer shall pay to the treasurer of their county all usch moneys so received taking duplicate receipts one of which shall be filed with the controller or the clerk to the county commissioners as the case may be which said account shall be properly sworn to It shall also be the duty of all such officials to send out bills and use their best efforts to collect all amounts due from all sources on all business transacted through their offices And it shall be the duty of the controller where there is such an official and in all other counties the auditor appointed annually by the judge of said county to audit all such accounts

The county controller in these counties where there is such an official and in all other counties the auditor appointed annually by the judge of said county to audit all such accounts shall have power to examine under oath all officers whose accounts are filed pursuant to this act their deputies clerks and any other persons in relation to any matter touching or concerning the said accounts or any item therein contained and shall have power to issue subpoenas to compel the attendance of any such officers deputies clerks or other person or persons whom it may be necessary to examine as witnesses

Section 327 Sheriff in Eighth Class Counties In counties of the eighth class the sheriff shall keep necessary books and make necessary entries of receipts and disbursements of all moneys earned and chargeable upon the county specifying the day and date title of case for what service and from whom received or due and shall on the first Monday of each and every month pay to the treasurer of the county all fees so received during the preceding month filing therewith a transcript in detail of his fee account-book for said month which shall be verified by him under oath or affirmation to contain a true and correct list of all fees received or earned and outstanding or chargeable upon the county for services rendered in his office during said month that said fees were severally charged at regular rates and that he has not received and is not to receive from any person or persons firm or corporation whatsoever for any official service or duty any other fees than those so entered on said transcript

Section 328 False Swearing Penalty Any county officer or any other person who shall wilfully swear or affirm falsely as to the accuracy of any account transcript or bill required by the preceding three sections of this act or in making any affidavit in reference thereto shall be guilty of perjury and upon conviction thereof shall be liable to the punishment prescribed by the laws of this Commonwealth for perjury Any person who shall procure any other person to swear or affirm falsely in verifving any such account transcript or bill or in making any affidavit in reference thereto shall be guiltv of subornation of perjury and upon conviction thereof shall be liable to the punishment prescribed by law for that offense

Section 329 Officers Paid By Salary Penalty If any officer who is paid by salary shall receive or stipualte to receive from any deputies of clerks appointed by him or from any person or persons awarded any contract any sum or sums of money as compensation for making any of the said appointments or contracts or shall neglect to render the accounts required by this act or to pay over the moneys received for fees or shall wilfully neglect to make any proper entry in

the book or books required to be kept or shall wilfully neglect to charge for any official services the fees allowed by law or shall appropriate to his own use any such fees or fail to comply with any of the provisions of Sections three hundred and twenty-four to three hundred and twenty-eight of this act or neglect to discharge any of the duties herein imposed he shall be guilty of a misdemeanor in office and shall upon conviction thereof be sentenced to pay a fine not exceeding five hundred dollars or to undergo imprisonment for a term not exceeding one year and in addition thereto he shall refund the said sum or sums of money thus unlawfully received or appropriated to his own use or which he wilfully neglected to charge and shall be incapable of holding longer the said office

Section 330 Deputies and Clerks in Counties of The Second Third Fourth and Fifth Classes In counties of the second third fourth and fifth classes all deputies and clerks receiving a salary from the county shall make oath or affirmation before the county controller or president of the board of county commissioners that they have duly rendered services for which they claim a salary and in counties of the fifth class they shall also make oath that at no time since their appointment have they paid directly or indirectly nor at any time promised to pay any money or other thing or value because of such appointment to the county officers appointing or retaining them All salaries shall be paid direct to the person entitled to receive the same

Section 331 Books Records Etc to be Kept Open For Inspection All books records papers and accounts kept by all county officers shall be open to the inspection of the county controller county auditors county commissioners or any taxpayer who shall have power to examine the same at any time he or they may wish to do so for the purpose of verifying therefrom the monthly abstracts provided for by section three hundred and twenty-five of this act

Section 332 Counties of the Second Third and Fourth Classes Certain Officers to be Paid in Full Limitations on other Officers in counties of the second third and fourth classes the county commissioners controller treasurer solicitor surveyor engineer detectives the district attorney and his assistants the jury commissioners and the members of the board of viewers and all deputies clerks and employes of such officers shall be paid the full amount of salary provided for by this act or that may hereafter be provided for by law

All other county officers in such counties whether elected or appointed shall be paid the full amount of such salaries only when the fees collected and paid in by or for the respective officers or earned where the fees are chargeable upon the county treasurer (except fees and taxes collected for the Commonwealth) are equal to or greater than the combined salaries of the officer and his deputies and clerks If the fees so collected and paid in or earned by any officer (other than those enumerated above) during any month are not sufficient to pay the salaries of such officer and his deputies and clerks the deputies and clerks shall first be paid in full Provided That the register of wills and ex officio clerk of the orphans' court shall first be paid his salary in full before paying the salaries of the assistant clerk or clerks of the orphans' court If there are more than one seuch assistant clerks the balance of fees remaining to the credit of the office of register of wills and clerk of the orphans' court shall be divided among such assistants in the same proportions as the salaries of each bears to the total salaries of all the assistants

Any deficit in the salary of any officer or of any assistant clerks of the orphans' court may be paid out of any surplus of fees credited to such office from any preceding months or that may be so credited during any subsequent months during the term of office of the individual incumbent

Section 333 Fifth Class Counties In counties of the fifth class the salaries provided by this act for the prothonotary clerks of the courts of quarter sessions and oyer and terminer clerk of the orphans' court register of wills and recorder of deeds shall in no case exceed the fees collected

Section 334 Certain Officers Paid by Fees Account of Fees and Payment over of Surplus In counties of the seventh and eighth classes the prothonotary clerk of the courts of quarter sessions and oyer and terminer clerk of the orphans' court register of wills and the recorder of deeds shall keep or cause to be kept a fair and accurate account of all fees received for services performed by them or any person employed by them in their respective offices They shall also on the first Monday of January of each year furnish a copy of said account upon oath or affirmtion to the auditor appointed by the court to settle the accounts of county officers They shall also pay to the county treasurer for the use of the county after deducting all necessary clerk hire and office expenses fifty per centum on the amount of any excess over and above the sum of three thousand dollars which shall be found by said auditor to have been received by any officer in any one year If two or more of said offices are held by one person said auditor shall add together the fees received in the offices so held and shall charge the same percentage on the aggregate amount of fees received by such person holding more than one of said offices

Section 335 Penalty Any county officer who shall wilfully and fraudulently receive or take any reward or fee to execute and do his duty and office but such as is or shall be allowed by some act of assembly of this Commonwealth or who shall receive or take by color of his office any fee or reward whatever not or more than is allowed as aforesaid shall be guilty of a misdemeanor in office and on conviction shall be sentenced to pay a fine not exceeding five hundred dollars or to undergo an imprisonment not exceeding one year

1 Counties of the Second Class

Section 351 Sheriff's Fee Bill The fees to be paid to collected received and charged bv sheriffs of counties of the second class shall be as follows

For receiving docketing and making return thereof for each writ scire facias replevin retorno habendo summons foreign attachment attachment execution subpoena in divorce alias subpoena in divorce satisfaction of mortgage injunction mandamus quo warranto bill in equity rule decree order citation subpoena series of interrogatories proclamation or notice of any kind in any civil action issued out of any court or required by law or rule of court one dollar

For serving such process or statement of claim personally or by copy one dollar and fifty cents and mileage

For each additional defendant or party served or copy posted fifty cents and mileage

For making each copy served or posted forty cents

For return of tarde venit fifty cents

For return of non est investus fifty cents and mileage

Provided however That no charges for service shall be made upon an alias or pluries writ if the same has been charged upon the original

For serving the same by publication in one or more newspapers as required by law or order of court two dollars and seventy-five cents in each case in addition to printer's bill

For serving any rule decree process or order of court not hereinbefore specifically provided for he shall charge and receive the same official fees and legal costs as for a writ served in a similar way as hereinbefore provided

For executing writs of levari facias fieri facias venditioni exponas and any writ or order issued out of any court requiring the levy and seizure of lands and tenements and selling the same according to law for receiving docketing and making return thereof two dollars

For levying on each separate piece or parcel of land one dollar and mileage

For advertising to public sale in newspapers each piece or parcel of land two dollars and seventy-five cents in addition to printer's bill

For advertising to public sale by hand-bills each piece or parcel of land separately described by metes and bounds two dollars and seventy-five cents and mileage in addition to printer's bill

For crving the sale of each separate piece or parcel of land separately sold and each adjourned sale one dollar

For clerk hire when necessary per day two dollars

In addition the sheriff shall charge and receive as an official fee a commission charge of two cents on every dollar based upon the total amount bid for the property whether paid to the sheriff or credited to the purchaser Provided That the amount of same does not exceed one thousand dollars in which case one-half cent (½ cent) on every dollar in excess of this amount shall be charged in addition

For the settlement or staying of any writ embraced in this section of this act the execution of same not being concluded he shall receive the same fee for receiving docketing and making return for levying advertising mileage and commission upon such sums as would be charged and received if

sale had been made upon said writ whether paid to him or to the plaintiff or a compromise be made between plaintiff and defendant

For making and acknowledging any deed for lands and tenements three dollars

For registering the same in second-class cities one dollar

For registering the same in the third class cities one dollar and twenty-five cents

For registering the same in townships one dollar and fifteen cents

For mileage actually traveled and necessary

For the fee of the prothonotary for the acknowledgment

For the fee of the recorder for recording

All of which fees shall be paid by purchaser

For executing any writ of inquiry partition appraisement venire facies or any similar writ issued by any court alderman justice of the peace or commissioner under any Act of Assembly for receiving docketing and making return thereof one dollar

For summoning personally or by copy for first service one dollar and fifty cents and mileage

For each additional service personally or by copy of posting fifty cents and mileage

For making each copy served or posted forty cents

For summoning and swearing jurors four dollars

For execution of writ four dollars

For holding inquisition four dollars per day and mileage if same be held upon the premises in addition to juror's artists' or surveyors' fees and necessary expenses

For serving the same by publication in one or more newspapers as required by law or order of court two dollars and seventy-five cents in addition to printer's bill

For delivering lands to plaintiff in inquisition of similar proceedings two dollars and seventy-five cents and no commssion in such case shall be charged

For executing fieri facias attachment foreign attachment retorno habendo and replevin or any writ or order issued out of the court requiring the levy and seizure of property and selling the same according to law for receiving docketing and making return thereof two dollars

For each levy on personal property one dollar and mileage

For clerk hire at said sale per day two dollars

For advertising personal property to public sale two dollars and seventy-five cents and mileage

In addition the sheriff shall charge and receive as an official fee a commission charge of two cents on every dollar based upon the total amount realized from said sale whether paid to the sheriff or credited to the purchaser on account of any writ provided that the amount of same does not exceed one thousand dollars in which case one-half cent (½¢) on every dollar in excess of that amount shall be charged in addition

For watchmen taking charge of property levied upon when necessary for each legal day of eight hours two dollars

For insurance arranging goods for sale heat light storage rent transportation feeding livestock and similar expenses incurred in caring for and keeping the goods and chattels levied upon when the same is necessary and advantageous or when requested by the defendant or plaintiff to incur any such expenses the actual cost thereof

For the settlement or staying of any writ embraced in this section of this act the execution of the same not being concluded he shall receive the same fees for receiving docketing and returning levying advertising mileage and commission upon such sums as would be charged and received if sale had been made upon said writ whether paid to him or to the plaintiff or a compromise be made between plaintiff and defendant

For the appraisement of personal property by virtue of any act of Assembly four dollars Each appraiser to receive the sum of one dollar and the sheriff one dollar for each appraisement Provided That in any case where the appraisement of a large quantity of goods shall be required the sheriff may apply by petition to the court or a judge thereof having jurisdiction over said matter setting forth the facts and said court or judge may make an order fixing the sum to be allowed and paid to the sheriff as the proper cost of making such appraisement which sum so fixed and allowed shall be taxed as the sheriff's proper legal costs in addition to the official fee of one dollar to be charged and collected by him

For notifying the Auditor General of the proposed sale of the property or the franchise of any corporation of joint-stock association three dollars

For executing venire facias or venire facias jurotores issued out of any court for receiving docketing and making return thereof on each venire two dollars

For drawing from jury-wheel and summoning each juror drawn one dollar and mileage and necessary expenses

All of which fees shall be paid by the county

For executing writs of habare facias liberari facias dower possessionem or possessory process requiring the delivery of possession of real estate or ejecting or dispossessing any person or persons of their effects five dollars and mileage and reasonable costs for help when absolutely necessary in addition to the cost of sale when made

For executing any process warrant capias attachment decree sentence or order of court issued out of any court where the defendant's body is taken into custody as follows

For receiving docketing and making return thereof one dollar

For each arrest one dollar and mileage in addition to necessary help and expenses

For transportation to each prisoner ten cents per mile

For each commitment to jail or place of detention of any juvenile court in any criminal or civil matter fifty cents

All of which fees shall be paid by the county

For discharging a prisoner from jail or place of detention of any juvenile court in any criminal or civil case fifty cents

For executing bail-piece or taking bond in any matter whether civil or criminal one dollar

He shall receive for the indictment in each oyer and terminer case the sum of three dollars and in each quarter sessions case the sum of one dollar and fifty cents

For each bill ignored by the grand jury one dollar and fifty cents

For each case acted upon by any juvenile court one dollar and fifty cents

For each non-support or desertion case acted upon by any court the sum of one dollar and fifty cents

All of which fees shall be paid by the county

For removing an insane person to any institution for the confinement of the insane or any person to the penitentiary workhouse Huntingdon Reformatory or to any charitable institution or any institution where persons are confined or detained under any commitment sentence or order of court two dollars and fifty cents on each commitment or order in addition to mileage and necessary expenses Provided however That the mileage for the person in charge under commitment or order shall be based upon the miles actually traveled by him

All of which fees shall be paid by the county

For attending court bringing into and removing therefrom prisoners for arraignment trial and sentence the sum of four dollars per day for the sheriff or each deputy for each and every day of oyer and terminer court quarter sessions court juvenile court or county court where the sheriff or deputy is actually present to be paid by the county

For levying or paying out fines three cents per dollar to be paid by the party receiving the fine

For advertising general or special elections two dollars and seventy-five cents to be paid by the county

For advertising general or special elections by handbills for each polling place two dollars and seventy-five cents and mileage to be paid by the county

For serving notice on the judge of each election district in special elections seventy-five cents to be paid by the county

For services performed in his capacity as a conservator of the peace or police officer in suppressing riots mobs or insurrections and when discharging the duty requiring the summoning of a posse comitatus or special deputy sheriffs the sheriff shall receive a per diem compensation of not less than ten dollars and as much more as is commensurate with the services performed together with the mileage and necessary expenses including subsistence for himself and those under him to be paid by the county unless otherwise provided by law

For mileage in serving or executing any of the writs rules decrees orders or processes or performing any of the duties for service herein specified and intended to be authorized by law the sheriff shall be entitled to charge and receive and may tax as official fees ten cents a mile for each mile actually traveled and necessary and the

same shall be allowed upon each separate writ rule order decree process or service performed Provided That he shall not receive more than one mileage where the plaintiff and defendant in two or more contemporaneous writs are the same

For the executing of any matter directed to the sheriff or authorized by law or rule of court the service of which is not herein provided for the sheriff shall receive the same official fees and legal costs for similar services herein provided for

Section 352 Coroner The fees to be paid to collected received and charged by coroners for counties of the second class shall be as follows

For viewing a dead body two dollars seventy-five cents summoning and qualifying inquest drawing and returning inquisition one dollar thirty-seven and a half cents summoning and qualifying each witness twenty-five cents to be paid out of the goods chattels land or tenements of the slayer (in case of murder or manslaughter) if any he hath otherwise by the county with mileage from the court house to the place of viewing the body executing any process or writs of any kind the same fees as are allowed to the sheriff and the same mileage

Section 353 Prothonotary's Fee Bill The fees to be paid to collected received and charged by prothonotarys in counties of the second class shall be as follows

Action in Assumpsit

Entering issuing writ or alias writ and entering sheriff's return one dollar and twenty-five cents

All other docket entries before filing of pleas or entering judgment two dollars

Filing of pleas or entering judgment one dollar

Action in Trespass

Entering issuing writ or alias writ of summons or capias ad respondendum and entering sheriff's return one dollar and twenty-five cents

All other docket entries before filing of pleas or entering judgment two dollars

Filing of plea or entering judgment one dollar

Adoption

Entering petition docketing and certificate seventy-five cents

Appeals

To Supreme and Superior Courts and bond thereon with justification three dollars

From alderman justice of the peace and county court one dollar and fifty cents

Receiving and entering appeals from an award of arbitrators taking recognizance and affidavit one dollar

Receiving and entering appeal from board of viewers or assesors one dollar and twenty-five cents

Receiving and entering appeal from recount of election returns two dollars

Arbritators

Entering of rule to choose fifty cents

Entering of rule to refer fifty cents

Assignments

Noting docketing and indexing sixty cents

Attachment

Attachment execution domestic attachment foreign attachment and under the act of one thousand eight hundred and sixty nine filing docketing and issuing writ one dollar and twenty-five cents

Subsequent docket entries prior to judgment two dollars

Issuing attachment in contempt and motion thereof each name one dollar and twenty-five cents

Issuing attachment for defaulting witness fifty cents

Issuing attachment defaulting juror fifty cents

Bail

Bail-piece one dollar

Bail for stay entry and certificate one dollar

Receiving and care of cash deposit in lieu of surety two per cent on the first five hundred dollars and one per cent on any additional amount

Certificate

Certifying record and seal fifty cents

Issuing certificate of appointment of commissioner fifty cents

Issuing certificate of appointment of master fifty cents

Issuing certificate of appointment of auditor fifty cents

Issuing certificate of no appeal one dollar

Issuing certificate of no liens for each five years or fraction thereof one dollar

Issuing certificate of liens for each five years or fraction thereof one dollar and twenty cents for each lien unsatisfied

Issuing certificate of no suits for each five years or fraction thereof one dollar

Certificate of commission to notary alderman and justice of the peace fifty cents

Certified copy of order of court for each page or fraction thereof thirty cents

Certificate and seal fifty cents

Issuing certified copy of docket entry one dollar and fifty cents

Issuing certificate authorizing the collection of birds' nests or eggs for scientific purposes one dollar

Entering certificates of judgment against boroughs townships and school districts rendered by a justice or alderman fifty cents

Certiorari

Issuing writ and all proceedings thereon three dollars and seventy-five cents

Case Stated

Filling and docketing one dollar and twenty-five cents

All subsequent entries three dollars

Change of Name

Filing and docketing petition two dollars

Charter

Filing corporate charter petition for change of corporate name or alteration or amendment of charter for merger and all proceedings thereon five dollars and seventy-five cents

Citation

Filing and docketing petition issuing writ and return thereon one dollar and twenty-five cents

Docketing all further proceedings two dollars

Commission

Commission to take testimony docketing and entering thereon one dollar and twenty-five cents

Commission de lunatico inquirendo filing and docketing petition one dollar and twenty-five cents

Commission in partition and entering return one dollar and twenty-five cents

Condemnation of Property

Filing and docketing petition bond order of court and all subsequent docket entries four dollars and seventy-five cents

Contract

Filing and docketing building contract one dollar and twenty-five cents

Depositions

Entry of rule fifty cents

Dissolution

Of charter or partnership filing and docketing all proceeding thereon five dollars and twenty-five cents

Divorce

Filing and docketing libel issuing subpoena and entering sheriff's return one dollar and twenty-five cents

Issuing alias subpoena and entering sheriff's return one dollar and twenty-five cents

All subsequent docket entries including certified copy of decree three dollars and fifty cents

Election

Filing election returns custody of and delivery of same to returning board entering official returns in election docket each district one dollar
To be paid by the county
Reporting and certifying election of justice of the peace and all county State and other officers where election is required to be reported and certified to the Secretary of the Commonwealth each officer certified fifty cents
To be paid by the county
Certificate of appointment of election officers one dollar and seventy-five cents
Petition to open ballot-box filing and docketing and certified copy of order one dollar and seventy-five cents
Issuing writ and entering sheriff's return one dollar and twenty-five cents

Ejectment

Issuing writ and entering sheriff's return one dollar and twenty-five cents
Indexing and all subsequent docket entries prior to plea two dollars and twenty-five cents
Filing plea or entering judgment thereon one dollar

Equity

Filing of bill one dollar and twenty-five cents

Escheat

Entry and docketing proceedings five dollars

Estrepement

Issuing of writ one dollar and twenty-five cents

Exemplification

Record from other county filing and entering the same one dollar and twenty-five cents.

Feme Sole Trader

Petition docketing and all services thereunder four dollars and seventy-five cents

Fieri Facias

Issuing and docketing writ entering sheriff's return seventy-five cents
Issuing and docketing testatum fieri facias and entering sheriff's return seventy-five cents
Docketing and indexing testatum fieri fiacias from other county one dollar and twenty-five cents

Financial Statement

Filing and docketing one dollar and twenty-five cents

Guardian

Filing and docketing petition and all subsequent proceeding including certificate of appointment four dollars and seventy-five cents

Habeas Corpus

Issuing writ one dollar and twenty-five cents

Habeas Facias

Issuing writ docketing and entering sheriff's return seventy-five cents

Habitual Drunkards

Filing and docketing petition and all subsequent proceedings four dollars and seventy-five cents

Injunction

Writ for preliminary injunction one dollar and twenty-five cents

Inquiry

Issuing of writ one dollar and twenty-five cents

Insolvency

Filing petition docketing and all subsequent proceedings four dollars and seventy-fivecents.

Judgments

Docketing and indexing confessed judgments one dollar and twenty-five cents
Entering satisfaction thereon fifty cents
Indexing judgments or assignments in the adsectum judgment index twenty-five cents in addition to any other fee authorized by law

Judges Detailment of

Entry of order and certificate two dollars
To be paid by the county

Levari Facias

Issuing writ docketing and entering sheriff's return seventy-five cents

Lien

Release postponement restriction satisfaction or discontinuance fifty cents

Lists

Preparing files and records for cases on trial list each case twenty-five cents
To be paid by the county
Preparing trial or argument list each case twenty-five cents
To be paid by the county

Lunacy

Filing and docketing petition and all subsequent entries therein four dollars and seventy-five cents

Mandamus

Filing docketing petition issuing writ and entering return and all other services four dollars and seventy-five cents

Mechanic's Lien

Entering docketing and indexing one dollar and twenty-five cents

Mortgages Satisfaction thereof

Filing docketing petition and all subsequent proceedings including certificate four dollars and seventy-five cents

Municipal Lien

Entering docketing and indexing one dollar and twenty-five cents

Naturalization

Duplicate copy of naturalization papers one dollar

Oath of Office

Filing and docketing one dollar and seventy-five cents

Overseers of Election

Filing petition for appointment one dollar and twenty-five cents
Each certificate fifty cents

Party Name

Filing docketing and certificate for pre-emption of party name three dollars and seventy-five cents

Perpetuating Testimony

Filing and docketing petition one dollar and twenty-five cents
Entering order of court thereon and recording the same three dollars

Partition

Filing docketing and issuing writ of summons and entering sheriff's returns one dollar and twenty-five cents
Subsequent docket entries prior to judgment two dollars
Entry to judgment therein one dollar
Writ de partitione faciendo one dollar and twenty-five cents

Petition

Filing petition for oral examination as to title of property one dollar
Filing and docketing any petition not herein specifically provided for two dollars and fifty cents

Possession

Entry issuing writ and return thereon one dollar and twenty-five cents

Quo Warranto

Filing and docketing petition issuing writ and all further proceedings thereon two dollars and fifty cents

Receipt

Entering or issuing fifty cents

Registration and Certificate

Partnerships physicians veterinarians dentists and stallions one dollar

Remittur

Entering the same from Sujreme or Superiod Courts. one dollar

Replevin

Entry issuing writ and all services prior to judgment three dollars and twenty-five cents
Issuing writ of retorno habendo seventy-five cents

Reports

Report to county commissioners of every judgment or lien assignment or satisfication thereof each ten cents
Not to exceed six hundred dollars per annum
Entering report of treasurer and acknowledging treasurer's deed one dollar and fifty cents

School Auditor

Docketing order of appointment one dollar and twenty-five cents
Each certificate issued fifty cents
Entry of auditors official oath fifty cents
Entry of report of school auditors' docket for each page of report thirty cents

School Directors

Docketing order of appointment and certificates thereof in districts of the first class two dollars

Scire Facias

Sur mortgage filing docketing issuing writ certificate to recorder entering on scire facias and entering sheriff's return one dollar and seventy-five cents
Alias writ one dollar and twenty-five cents
All other writs of scire facias and alias writs filing docketing issuing indexing and entering sheriff's return one dollar and twenty-five cents

Suggestion of Freehold

Entry and certificate one dollar

Subpoena

Issuing of twenty-five cents

Tax Lien

Filing and entering each fifty cents
Satisfaction of each fifty cents
Filing and entering where special dockets are required and indexing on judgment index each one dollar and twenty-five cents
Filing and entering suggestion and avertment of unpaid tax or municipal claim and indexing judgment docket one dollar

Transcribing

Any paper or record per page or fraction thereof thirty cents

Transcript

Docketing and indexing transcript from alderman justice of the peace and county court one dollar and twenty-five cents

Venditioni Exponas

Issuing writ and entering sheriff's return seventy-five cents

Verdict

Verdict fee and indexing in judgment docket four dollars

Viewers

Docketing petition one dollar and twenty-five cents
Issuing precept one dollar and twenty-five cents
All subsequent docket entries three dollars
Certified copy of report three dollars

Workhouse Release

Making out petition and certificate one dollar
The fees hereinbefore enumerated shall be exclusive of any State tax now levied or that may hereafter be levied

Services not otherwise Provided for

Docketing entering, filing or performing any other service authorized by law or rule of court not otherwise provided for the same fees as for similar services herein provided for

Section 354 Clerk of Court's Fee Bill The fees to be paid to collected received and charged by clerks of the courts of quarter sessions and oyer and terminer in counties of the second class shall be as follows

Appeals from alderman twenty-five cents
Affidavits fifty cents
Attachments or process on any cause one dollar
Bail-piece two dollars
Ballots preparing for jury per penal two dollars and fifty cents
Bail-bond one dollar
Bail-bond justification filing of twenty-five cents
Bench warrants one dollar
Bonds for liquor license-filing frame and glass two dollars and fifty cents
Bonds for pedler's license one dollar and twenty-five cents
Bond for constables one dollar
Bonds for tax collectors (original) two dollars and seventy-five cents
Bonds for tax collectors (renewal each year) one dollar
Certificate of election of municipal officers each fifty cents
Commitment to county prisons fifty cents
Commitment to eastern or western penitentiary fifty cents
Commitment to house of refuge fifty cents
Commitment to house of correction fifty cents
Commitment to detention-room (Juvenile) fifty cents
Certificate of incorporation of new municipalities to Superintendent of Public Instruction five dollars
Certificate for constable for election or appointment one dollar
Certificate of acknowledgement fifty cents
Certificate for writ of habeas corpus one dollar
Certificate to county treasurer (each name paid by county) one dollar
Certificate for nolle prosequi one dollar
Certificate for payment of jurors (each name) one dollar
Certificate for payment of road jurors fifty cents
Certificate for the sheriff to draw jurors one dollar and fifty cents
Certificate for the sheriff to draw grand jurors one dollar and fifty cents
Certificate for the sheriff to draw special venire one dollar and fifty cents
Certificate when judge acts as magistrate affidavit warrant and service one dollar and fifty cents
Certificate for ignored bill one dollar
Certificate in breach of peace case fifty cents
Certificate in apprentice case fifty cents
Certificate of reconsideration of sentence fifty cents
Commission on lunacy swearing commission filing and recording et cetera two dollars and fifty cents
Commission on lunacy paupers' papers two dollars and fifty cents
Certified copy of record bill of indictment two dollars
Certified copy of report of laying out or vacating public road five dollars
Certified copy of record docket-entries (quarter sessions) one dollar
Certified copy of record docket-entries (oyer and terminer) two dollars
Certified copy of record docket-entries in road cases five dollars
Citation fifty cents
Constables' quarterly returns one dollar
Detective license filing application for and advertisement twenty-five dollars
Dog register one dollar
Declaration of intention to become a citizen one dollar
Discharge on ignored bill fifty cents

Discharge on bail entered fifty cents
Discharge prisoner from dock twenty-five cents
Desertion cases in lieu of all fees chargable two dollars
Exemplification of the record homicide five dollars
Fi fa debt one dollar
Filing and entering reasons for new trial fifty cents
Filing and entering motions in arrest of judgment fifty cents
Filing and entering bail-bond or recognizance from magistrate fifty cents
Filing and issuing summons for recognizance seventy-five cents
Filing and entering coroner's return (each inquisition) fifty cents
Filing and entering petition for appointment of auditors tax collectors constables and all other municipal officers two dollars
Filing and entering auditor's reports one dollar
Filing and recording proceedings for redistricting or change of polling place proceedings each district three dollars
Filing and entering opinions of court of common pleas Superior or Supreme Court two dollars
Filing and docket-entries true bill three dollars
Filing and entering certering certiorari or appeals to common pleas Superior or Supreme Court three dollars and fifty cents
Filing and entering remittur from Superior or Supreme Court three dollars
Filing and entering exceptions (road cases) two dollars and fifty cents
Filing and entering petitions (Juvenile) three dollars
Filing and recording of increase of bonded indebtedness proceedings (per page or part thereof) three dollars and fifty cents
Ignoramus where bill is returned two dollars
Jurors defaulting issuing notices to one dollar
Jurors fieri facias against one dollar
Liquor license filing application for five dollars
Liquor license filing and recording petition for revocation thereof three dollars
License to loan money filing application for one hundred dollars
Mandamus and proceedings thereon four dollars
Motion and rule other than elsewhere provided for twenty-five cents
Petition and order for a view or a review of a road or bridge under seal orders to open filing report recording et cetera ten dollars
Petition filing of and entering proceedings in inebriate cases three dollars
Petition filing and proceeding for the removal of feeble-minded insane or criminal insane persons from any penal institution three dollars
Petition for writ of habeas corpus three dollars
Release from any institution by order of court fifty cents
Recording elections returns each election district two dollars and fifty cents
Recognizance calling and entering forfeitures fifty cents
Recognizance forfeiture respited or discharged and motion therefor fifty cents
Recognizance taking each one dollar
Return to writ of error one dollar
Services of clerk where true bill is found in case of felony five dollars
Search from judgment to docket single name forty cents
Search for judgment to docket extra single name ten cents
Search from judgment to docket two names extra and so on twenty-five cents
Subpoenas and seal twenty-five cents
Seal in every case twenty-five cents
Summons on recognizance seventy-five cents
Swearing grand jury four dollars
Swearing petit jury in each case four dollars
Taxing the bill of costs other than the Clerk's of the sessions fifty cents
Venire for grand jury one dollar and fifty cents
Venire for petit jury one dollar and fifty cents
Venire for special jury one dollar and fifty cents
Venditioni exponas issuing writ seventy-five cents
The fee for service not herein specially provided for shall be the same as for similar services

Section 355 Fees of Clerk of Orphans' Court and of the Register of Wills The fees to be paid to collected received and charged by the register of wills and clerk of the orphans' court in counties of the second class shall be fixed by the judges of the orphans' court under the provisions of existing laws

Section 356 District Attorney's Fee Bill the fees to be collected received and charged for district attorneys of counties of the second class shall be as follows

For drawing bill of indictment and prosecuting the same for every homicide one hundred dollars and twenty dollars additional for every day of trial exceeding one day
For every such bill returned ignoramus twenty dollars
For drawing bill of indictment and prosecuting the same for every offense triable only in the court of oyer and terminer and general jail delivery except homicide fifteen dollars and ten dollars additional for every day exceeding one day
For every such bill returned ignoramus eight dollars
For drawing bill of indictment and prosecuting the same for every offense triable in the court of quarter sessions of the peace eight dollars and five dollars additional for every day of trial exceeding one day For every such bill returned ignoramus five dollars For every such case settled with leave of court five dollars
For every surety of the peace case five dollars
For every homicide case where insanity is pleaded at arraignment and a special jury called to try said issue one hundred dolars
For arguing case before Supreme Court ten dollars

Section 357 Recorder's Fee Bill The fees to be paid to collected received and charged by the recorders of deeds in counties of the second class shall be as follows

For recording deeds the minimum fee for not more than one description or more than four legal cap typewritten pages shall be three dollars for each additional description twenty-five cents extra
For recording sheriff's deeds three dollars
For indexing deeds mortgages and all other writings with more than four names ten cents extra for each additional name
For recording agreements leases oil and gas leases rights of way municipal ordinance vacating streets lanes or alleys or parts thereof of not more than four legal cap typewritten pages the minimum fee shall be three dollars and fifty cents for each additional legal cap typewritten page or fractional part thereof
For recording assignments of agreements leases oil and gas leases right of way or other instrument of writing by separate paper except such as are herein specifically provided of not more than two legal cap typewritten pages the minimum fee shall be two dollars and fifty cents for each additional page or fractional part thereof
For recording adjudecation in bankruptcy two dollars
For recording widow's election one dollar and seventy-five cents
For recording widow's appraisement two dollars and sevty-five cents
For recording release of legacies one dollar and seventy-five cents
For recording soldier's discharge one dollar Fee to be paid by the county
For recording decree of feme sole trader two dollars
For recording declaration of trust of not more than one description of property or more than four legal cap typewritten pages the minimum fee shall be three dollars and fifty cents for each additional page or fractional part thereof
For recording decree or order of court of not more than two legal cap typewritten pages two dollars and fifty cents for each additional page or fractional part thereof
For recording mortgages of not more than one description or more than four legal cap typewritten pages the minimum fee shall be three dollars and each additional description twenty-five cents extra
For recording assignment of mortgage when attached to mortgage at time of recording one dollar
For recording assignment of mortgage by separate paper of not more than one assignment one dollar and seventy-five cents for noting each additional assignment twenty-five cents
For recording satisfaction partial payment postponement one release by separate paper one dollar and seventy-five cents
For exerting satisfactions assignments partial payments

releases extensions and postponements on margin of mortgage record fifty cents

For entering partial payment release extension and assignment under one marginal entry fifty cents for first item and twenty-five cents for each additional item

For mortgage searches on not more than one piece of property each name one dollar and for each unsatisfied mortgage shown fifty cents

For reporting mortgage lien assignment or satisfaction thereof to the county commissioners or board of assessors ten cents each to be paid by the county

For recording or exemplifying of commission for notary public with bond and oath five dollars city or county officer with bond and oath five dollars justice of the peace or alderman with bond and oath five dollars and fifty cents special police office three dollars

For exemplification of special police officer's oath one dollar

For furnishing Auditor General with information concerning limited partnerships twenty-five cents

For affidavit and acknowledgment of bondsmen for notary public justice of the peace alderman one person fifty cents two persons seventy-five cents

For recording powers of attorney of not more than two names or more than two legal cap typewritten pages the minimum fee shall be two dollars and fifty cents for each additional page or fractional part thereof

For noting any instrument on margin of record twenty cents

For recording charters or limited partnerships of not more than four legal cap typewritten pages the minimum fee shall be three dollars and fifty cents for each additional page or fractional part thereof

For recording bank bonds two dollars

For recording certificate or certificates of bankruptcy proceedings the same fees as are now charged for recording deeds

All fees provided for by this section shall include any State tax now provided for by law and shall be payable in advance

2 Counties of the Third and Fourth Classes

Section 361 Surveyors The fees to be paid to received and collected by surveyors of counties of the third and fourth classes shall be as follows

For receiving warrant and giving receipt for the same if required twenty-five cents

For executing warrant and giving receipt for same if required four dollars and fifty cents

For each additional one hundred acres on same warrant seventy-five cents

For return of survey to surveyor-general's office one dollar

For draft thereof to the warrantee twenty-five cents

For executing order of re-survey and making return thereof same fees as for like service on original survey

For certifying survey made by deputy fifty cents

For each mile necessarily traveled in going to and returning from land ten cents

Section 362 Sheriffs The fees to be paid to received and collected the sheriff of counties of the third class and counties of the fourth class having a population of two hundred thousand and more shall be the same as are provided by this act for similar services rendered by the sheriff of counties of the second class The fees to be paid to received and collected by the sheriff of counties of the fourth class having a population of less than two hundred thousand population shall be the same as are provided by this act for similar services rendered by the sheriff of counties of the fifth class

Section 363 Coroners The fees to paid to received collected and charged by coroners of counties of the third and fourth classes shall be the same as are provided by this act for similar services rendered by coroners of counties of the second class

Section 364 Prothonotary's Fee Bill The fees to be paid to received collected and charged by the prothonotaries of counties of the third and fourth classes shall be as follows

Issuing every writ of summons or capias docketing same and entering return of service but not more than three name one dollar and fifty cents

Issuing writs of summons in ejectment docketing same and entering return of service and indexing in ejectment index not more than three parties or more than one description three dollars

Entering and docketing amicable ejectment including entering judgment thereon and indexing docket not more than three names or more than one description four dollars

Issuing writ of scire facias sur mortgage or mechanic's lien not more than three names or more than one description three dollars

Issuing and docketing writ of foreign attachment and entering return of service not more than three names two dollars and fifty cents

Issuing and docketing mandamus quo warranto and entering return of service not more than three names three dollars

Alias summons or capias one dollar and fifty cents

Alias summons in ejectment two dollars

Issuing and docketing attachment execution or mandamus execution or alias attachment execution or alias mandamus execution not more than three names two dollars

Entering amicable action filing papers and docket entries not more than three names three dollars

Issuing every writ of certiorari docketing same services at court and entering judgment thereon not more than three names three dollars

Issuing writ of replevin docketing entering return of service filing bond and declaration three dollars

Filing and docketing counter-bond in replevin and certificate to sheriff one dollar and twenty-five cents

Each additional name twenty-five cents

Each additional description fifty cents

Stationery fifty cents

Filing and docketing appearance statement declaration affidavit of defense demurrer pleas or any paper in an action pending twenty-five cents

Placing case upon issue list to be paid by the county each twenty-five cents

Issuing and docketing license to peddle to be paid by the county one dollar and fifty cents

Suggesting death of a party diminution of record or amending record fifty cents

Framing an issue in any action one dollar

Entering motions twenty-five cents

Entering order of court in any action pending twenty-five cents

Filing praecipe for jury trial list twenty-five cents

Placing case upon the argument list twenty-five cents

All services during the trial of a cause including swearing of jury and witnesses two dollars

Issuing venire each case upon the jury trial list to be paid by the county seventy-five cents

Filing and entering agreement to refer to referee including entering judgment not more than three names one dollar and twenty-five cents

Each additional name twenty-five cents

Entering rule of reference appointment of arbitrators and services incident thereto two dollars

Filing and entering report of arbitrators including judgment docket entry not more than three names one dollar

Each additional name twenty-five cents

Filing and docketing appeal from award of arbitrators one dollar

Entering discontinuance of suit one dollar

Every suit ended before issue joined or before jury trial two dollars

Entering judgment on bond and warrant of attorney upon confession of defendant for want of an appearance plea or want of an affidavit of defense or sufficient affidavit of defense on verdict demurrer including judgment index entry not more than three names one dollar

Each additional name twenty-five cents

Entering satisfaction of judgment thirty cents

Entry of assignment or release of lien or judgment each property fifty cents

Attestation twenty-five cents

Reporting list of judgments assignments and satisfaction entered to be paid by the county each twenty-five cents

Filing and entering appeal from report of auditors two dollars and fifty cents

Certificates of appointment to be paid by the county each fifty cents

Entry of motion and order of court for admission of attorney-at-law and certificate thereof two dollars and fifty cents

Adoption including decree certificate thereof and all docket entries two dollars and fifty cents

Filing and entering appeal from report of auditors two dollars and fifty cents

Filing and entering county controller's report to be paid by the county two dollars and fifty cents

Bail-piece one dollar and fifty cents

Filing corporate charter petition for change of corporate name or alteration or amendment of charter for merger copartnership or dissolution of partnership two dollars and fifty cents

Certificate under seal fifty cents

Entering docket and making return or certiorari to Supreme or Superior Court filing bond and filing and docketing remittitur therefrom five dollars

Commission to take testimony entering return and notifying each party of return of commission one dollar and fifty cents

Citation and seal and motion therefor one dollar and fifty cents

Writ of habeas corpus and all proceedings to be paid by the county two dollars

Filing and docketing orders of the court to be paid by the county each two dollars and fifty cents

Petition for divorce order thereon and subpoena in divorce including docketing same four dollars

Receiving disbursing and accounting for deposit in divorce one dollar

Alias subpoena in divorce one dollar

Application for maintenance or alimony one dollar

Filing and docketing rule for final decree one dollar

Filing and docketing motions and rules and other pleadings in divorce each fifty cents

Entering decree in minute book docket and indexing in index one dollar

Certificate of divorce under seal two dollars

Filing and docketing municipal or tax liens each two dollars

Filing election returns and all proceedings thereon to be paid by the county each district three dollars

Entering indexing and docketing judgments against tax collectors to be paid by the county each one dollar and fifty cents

Entering and docketing exemplification of record not more than three names one dollar and fifty cents

Each additional name twenty-five cents

Exemplified record per hundred words twenty-five cents minimum fee two dollars

Entering and filing mechanics' lien one description and not more than three names two dollars and fifty cents

Entering and filing stipulation against liens two dollars

Entering and filing building agreement one description not more than three names two dollars and fifty cents

Each additional name twenty-five cents

Each additional description fifty cents

Transcribing same in full per one hundred words twenty-five cents

Drawing special jury striking same and copies for parties seventy-five cents

Certificate for pay for jurors each juror to be paid by the county fifty cents

Rule for interrogatories and entering return of service each garnishee one dollar

Reporting election of justices of the peace to the Secretary of the Commonwealth to be paid by the county each fifty cents

Notifying county officers auditors directors of the poor and election officers of their election to be paid by the county each fifty cents

Filing and docketing petition for the appointment of a commission de lunatico and for inquisition in rehabitual drunkard for the appointment of a committee in insolvency for the sale of unclaimed goods or other petitions in connection with any proceedings including order of court thereon each two dollars and fifty cents

Issuing commission in lunacy and entering return one dollar

Writ to sheriff in lunacy one dollar

Entering confirmation of inquisition and appointment of committee in lunacy one dollar

All services on sale of lunatics' or habitual drunkard's estate including filing account of committee two dollars and fifty

Filing each subsequent account one dollar

Filing and docketing other documents in said proceedings each twenty-five cents

Preparing files and records for cases on trial or argument list to be paid by the county each case fifty cents

Issuing attachment for contempt and motion therefor to be paid by the county each one dollar

Certificate of notary public twenty-five cents

Administering oath other than on the trial of a case twenty-five cents

Filing and docketing petition to sell or mortgage real estate for the satisfaction of lost or ancient mortgage including order of court thereon one description and not more than three names five dollars

Each additional description fifty cents

Each additional name twenty-five cents

Filing power of attorney twenty-five cents

Reporting to Secretary of Commonwealth copies of election returns for each person or party returned to be paid by the county fifty cents

Issuing every writ alias or pluries writ of fieri facias one dollar

Issuing every writ alias or plueris writ of venditioni exponas levari facias habere facias capias adsatisfaciendum one description one dollar

Each additional description fifty cents

Issuing writ of scire facias or alias scire facias on lien claim judgment to revive judgment sur bail in error sur recognizance sur certificate of the orphans' court to executors and administrators of deceased party to garnishee in foreign attachment or on bill of discovery two dollars

Entering revival of judgment by agreement two dollars

Entering testatum fi fa ca sa or vend ex one dollar

Issuing testatum fi fa ca sa or vend ex one dollar

Filing and docketing petition for a sheriff's interpleader including orders of court thereon two dollars and fifty cents

Entering transcript or judgment or appeal from justice of the peace or magistrate including docket entries one dollar and twenty-five cents

Entering satisfaction upon judgment and locality indexes each entry twenty-five cents

Entering appointments of guardian ad litem fifty cents

Docketing and filing bill to prepetuate testimony order of court thereon and recording same two dollars and fifty cents

Filing and docketing petition for the appointment of viewers filing report and confirmation five dollars

Proclamation one dollar and fifty cents

Registration of student-at-law physician veterinarian or dentist one dollar

Taxing bill of costs twenty-five cents

Filing exception and rule to re-tax bill of costs and filing report thereon fifty cents

Re-taxing bill of costs each hour one dollar

Taking testimony thereon per one hundred words twenty-five cents

Taking a recognizance twenty-five cents

Entering a rule to take deposition fifty cents

Issuing a subpoena under seal thirty cents

Registration of stallion one dollar

Statement twenty-five cents

Making search for liens in judgment docket index for five years last past one dollar

Making search in any other docket for five years last past each twenty-five cents

Each reference found ten cents

Each reference cited twenty-cents

Acknowledgment of sheriff's of treasurer's deed including all docket entries incident thereto two dollars and fifty cents

Filing and docketing suggestions sur municipal lien one dollar

Services of each minute or court clerk during sessions of court to be paid by the county each day four dollars

Receiving and distributing money paid into court for each dollar under five hundred two cents

For each dollar exceeding five hundred dollars one cent

Recording any document required by law to be recorded per one hundred words twenty-five cents

Drawing filing and docketing bond and justification thereon including seal and oath one dollar and twenty-five cents

Filing and docketing account or report of assignee auditors trustee committee sequestrator master or examiner two dollars and fifty cents

Transcribing report per one hundred words twenty-five cents

Filing docketing and all proceedings in assignment for the benefit of creditors up to and including bond and justification of assignee and surety five dollars

Filing and docketing appeal from award of road jury or railroad jury one dollar and twenty-five cents

Issuing and docketing order of sale in partition one dollar and fifty cents

Filing and docketing exemplification of judgment from

another county one dollar and fifty cents
Indexing suit against a decedent's estate twenty-five cents
Filing and docketing bill in equity and rule to appear upon real estate one dollar
Certificate to exemplification of record under act of Congress one dollar
Entering transcript from the orphans' court of amount due by executors administrators or guardians each entry two dollars
Entry of precept from the orphans' court two dollars and fifty cents
Each entry upon locality index twenty-five cents
Filing and docketing any petition not herein provided for two dollars and fifty cents
Filing and docketing bill in equity and rule to appear and answer not over four names two dollars and fifty cents each additional name twenty-five cents
Filing docketing bill in equity for injunction issuing injunction and order of court thereon not over three plaintiffs three dollars and fifty cents (See following section)
Each additional defendant fifty cents
Entering appearance filing answer demurrer replication twenty-five cents
Entering any order of court minimum fifty cents
Entering judgement one dollar
Entering serving and returning decree nisi three dollars
Filing any paper not above specified twenty-five cents
The fee for services not herein specially provided for shall be the same as for similar services And provided That the fees hereinbefore enumerated shall be exclusive of any State tax now levied or that may hereafter be levied
Filing docketing bill in equity for injunction issuing injunction and order of court thereon not over three defendants three dollars and fifty cents
Indexing said judgments or assignments in the adsectum judgment index twenty-five cents in addition to any fees now authorized by existing laws
Section 365 Clerk of Courts of Quarter Sessions' Fee Bill The fees to be paid to received collected and charged by the clerks of the courts of quarter sessions of counties of the third and fourth classes shall be as follows
Venire for and swearing grand jury to be paid by the county ninety cents
Filing and entering if necessary all papers relating to one prosecution where true bills are found including arraignment of defendant entering pleas and stationery one dollar and fifty cents
The same service where bill is returned ignoramous including discharge by proclamation seventy-five cents
Calling recognizance and entry of forfeiture twenty cents
Taking recognizance in court each person twenty-five cents cents
Respiting or discharging forfeited recognizance and motion therefor fifteen cents
Every motion and rule twenty-five cents
Continuance ten cents
Entering retraction of pleas or nolle prosequi twenty cents
Entering submission and judgment sixty cents
Swearing jury witness constable and entering verdict and judgment sixty cents
All services in cases of surety of the peace except subpoenas or attachments or for taking recognizance sixty cents
Process or indictment docket entry and return seventy-five cents
Copy of rule or order of court with certificate and seal forty cents
Filing petitions and order theron twenty cents
Filing petition for a view or review of a road or bridge and order under seal ninety cents
Recording return of viewers and confirmation for every eight words one cent
Order to open road under seal one dollar and twenty-five cents
Certificate for pay of road or bridge viewers to be paid by the county each case thirty cents
Constable's bond twenty-five cents
Receiving and entering constable's return to be paid by the county fifteen cents
Filing and recording returns of borough and township electios each person elected to be paid by the county ten cents
Issuing subpoena under seal thirty cents
Each name after the first two cents
Issuing attachment entering motion therefor and return forty cents
Copy of record or of any paper filed for every eight words one cent
Certificate and seal thirty cents
Every search where no other service is performed to which any fee is attached fifteen cents
Taxing costs other than the clerk of the sessions
Re-taxing parties bill of costs and making report fifty cents
Making return to writ of error one dollar
Entering proceedings of Supreme Court forty cents
Entering appeals from justices forty cents
Certificate for pay of jurors crier and constables paid by the county seventy five cents
Issuing notice to defaulting jurors each twenty-five cents
Issuing fi fa against defaulting jurors fifty cents
Filing any paper not relating to any suit pending and not hereinbefore provided for fifteen cents
All proceedings in tavern or eating house license except certificate one dollar
All proceedings on peddler's license one dollar
Every warrant of seizure and proceedings thereon one dollar
The fees for services not herein specifically provided shall be the same as for similar services
Section 366 Clerk of Court of Oyer and Terminer's Fee Bill The fees to be paid to received collected and charged by clerks of courts of oyer and terminer of counties of the third and fourth classes shall be as follows
All services performed in any one prosecution where a bill is found except for subpoenas attachments for witnesses or process on indictment four dollars
When bill is returned ignoramous one dollar and twenty-five cents
For subpoenas attachments seal and certificate and capias and other services not herein provided for same fees as are allowed to the clerk of quarter sessions
Section 367 Clerk of the Orphans' Courts' Fee Bill The fees to be paid to received collected and charged by clerks of the orphans' court of counties of the third and fourth classes shall be as follows
For filing and entering petition for appointment of guardian and issuing appointment one dollar
Filing and entering list of property selected and retained by widow under act of Assembly fifty cents
Entering judgment order or rule of court twenty-five cents
Confirmation of accounts executors administrators or guardians one dollar and twenty-five cents
Filing petition for pension order copy and seal forty-five cents
All proceeding on inquisition on real estate including petition order return confirmation rule and recording two dollars and seventy-five cents
Taking and docketing recognizances forty cents
All proceedings for sale or real estate three dollars and fifty cents
Filing and entering bond thirty cents
Entering motion and rule of court thereon twenty-five cents
Issuing subpoena and seal thirty cents
Each name after the first on subpoena two cents
Issuing citation with seal and recording or filing petition therefor fifty cents
Issuing attachments with seal and recording or entering petition thereof fifty cents
Copy of record or any paper filed or any part thereof for every eight words one cent
Every search where no other service is performed fifteen cents
Filing any paper not specially provided for fifteen cents
Recording a draft twenty-five cents
Making out order under seal to auditors appointed to apportion intestate's property among creditors and to auditors appointed to settle and adjust accounts of administrators executors or guardians seventy-five cents
Filing auditor's report and entering approval of court thereon twenty cents
Copy of said report for either party each item one cent
Account of administrators executors or guardians and

auditor's reports for every eight words or every sixteen figures one cent

Certificate and seal thirty cents

Receiving and distributing money paid into court for every dollar under five hundred two cents

For each dollar exceeding five hundred one cent

Same fee for services not herein specially provided for as for similar services

This section shall not apply to counties wnere there is a separate orphans' court and the judge thereof has provided for fees to be charged pursuant to Clause C section eight act of June seven one thousand nine hundred and seventeen (Pamphlet Laws three hundred and sixty-three) entitled "An act relating to the organization jurisdiction and procedure of the orphans' court the powers and duties of the judges thereof and appeals therefrom"

Section 368 Fees of Register of Wills The fees to be paid to collected received and charged by the register of wills of counties of the third and fourth classes shall be fixed by the judges of the orphans' court under the provisions of existing laws

Section 369 District Attorney's Fee Bill The Fees to be paid to received collected and charged by district attorneys of counties of the third and fourth classes shall be as follows

For drawing bill of indictment and prosecuting the same for every homicide one hundred dollars and twenty dollars additional for every day of trial exceeding one day

For every such bill returned ignoramus twenty dollars

For drawing bill of indictment and prosecuting the same for every offense triable in the court of oyer and terminer and general jail delivery except homicide eighteen dollars and ten dollars additional for every day of trial exceeding one day

For every such bill returned ignoramus ten dollars

For drawing bill of indictment and prosecuting the same for every offense triable in the court of quarter sessions of the peace fifteen dollars and five dollars additional for every day of trial exceeding one day

For every such bill returned ignoramus five dollars

For every such case settled with leave of court five dollars

For every case where a nolle prosequi is entered ten dollars

For every surety of the peace case ten dollars

For every desertion and non-support case ten dollars

For every juvenile case ten dollars

For every appeal from a summary conviction and a trial in the court of quarter sessions ten dollars

For every habeas corpus from summary conviction and trial in the court of quarter sessions ten dollars

Recognizance fifteen dollars

For entering suit and obtaining judgment on forfeited recognizance fifteen dollars

For every homicide case where insanity is pleaded at arraignment and a special jury called to try said issue fifty dollars

For every hearing on application for parole ten dollars

For every hearing on return of an attachment for noncompliance with an order of court ten dollars

For every hearing on return of a capias five dollars

For every hearing on a motion for a new trial ten dollars

For arguing case before Supreme Court ten dollars

Section 370 Recorder of Deeds Fee Bill The fees to be paid to received collected and charged by recorder of deeds of counties of the third and fourth classes shall be as follows

For recording and exemplifying deeds mortgages and other writings for every seven words one cent The minimum rate for recording same shall be two dollars

For indexing deeds mortgages and other writing with more than four names ten cents extra for each additional name

For abstracting first description of parcel of land fifteen cents for each additional description or parcel ten cents extra

For entering satisfaction thirty cents

For taking acknowledgments for each person twenty-five cents

For certifying mortgages assignments satisfaction of record or any other writings to the county commissioners or board of assessors twenty-five cents

For recording certificate or certificates of bankruptcy proceedings the same fees as now charged for recording deeds

All fees provided for by this section shall include any State tax now provided for by law and shall be payable in advance

3 Counties of the Fifth Class

Section 381 Surveyors The fees to be paid to received collected and charged by surveyors of counties of the fifth class shall be the same as are provided for similar services rendered by surveyors of counties of the third and fourth classes

Section 382 Sheriffs The fees to be paid to received collected and charged by sheriffs of counties of the fifth class shall be as follows

For receiving making endorsements thereon docketing and making return thereof to each writ rule process decree order bill in equity subpoena citation statement or notice issued out of any court one dollar

For serving personally or by copy each writ of scire facias replevin foreign attachment attachment attachment execution injuction mandamus quo warranto partition inquisition or other writ each bill in equity summons rule process decree order citation subpoena subpoena in divorce statement of claim series of interrogatories proclamation or notice of any kind issued out of any court one dollar for the first service and fifty cents for every other defendants or other party served and forty cents for each copy served or posted in addition to mileage or for serving the same by publication in one or more newspapers when required by law or order of court two dollars and seventy-five cents in each case in addition to printer's bill

For executing landlord's warrants writs of levari facias fieri facias venditioni exponas venire facias habeas corpus retorno habendo and replevin one dollar and mileage on each writ in addition to the following For each levy on personal property one dollar and mileage for levying on each piece or parcel of land one dollar and mileage for advertising personal property to public sale two dollars and seventy-five cents and mileage for advertising real estate to public sale by publication in newspaper two dollars and seventy-five cents for each tract in addition to printer's bill for advertising real estate to public sale by hand-bills two dollars and seventy-five cents for each tract or set of bills and mileage for summoning and swearing jury and making return to inquisition held on said writs four dollars in addition to jury fees and fee for serving notices and mileage where the inquisition is held on the premises for crying any sale or personal property one dollar and when the same continues longer than three hours three dollars per day for crying the sale of each tract of land and each adjourned sale one dollar for clerk hire at said sale when necessary two dollars per day for watchman taking charge of property levied on when necessary two dollars per day also reasonable expenses of insurance arranging goods for sale heat light storage rent transportation feeding live stock and similar expenses incurred in caring and keeping goods and chattels levied upon when the same is necessary and advantageous or when requested by the plaintiff or defendant to incur such expense for delivering lands to plaintiff in inquisition or similar proceedings two dollars and seventy-five cents and no commission in such case to be taken

For executing writs of habere facias liberari facias dower possession or any promissory process requiring the delivery of possession of real estate or the ejecting or dispossessing of any person or persons or their effects five dollars and mileage and reasonable costs for help when absolutely necessary in addition to costs of sale when made

For executing writs of partition inquisition appraisement of real estate or similar writs issued out of any court the following costs for receiving docketing and making return thereto one dollar for such service fifty cents and mileage for each copy served forty cents for summoning jury four dollars for advertising notice two dollars and seventy-five cents in addition to printer's bill for holding inquisitions four dollars per day and mileage in addition to jury fees and expenses for executing writ three dollars in addition to artist's or surveyor's fee

For executing any process warrant capias attachment decree sentence or order of court where the defendent's body is to be taken in custody as follows For receiving docketing and making return one dollar for each ar-

rest one dollar and mileage for transportation of each prisoner the actual amount paid to the common carrier for such transportation or the actual cost of such transportation by motor vehicle in addition to necessary help and expenses

Paying out money made or received on any writ process decree order or sentence of court two cents on every dollar awarded and applied or paid on any judgment mortgage encumbrance or other claim provided that the amount of same does not exceed five hundred dollars in which case one-half cent on every dollar in excess of this amount awarded or paid as aforesaid said commission to be allowed whether the money is paid with or without sale and also in all cases where after the levy the debt has been paid direct to plaintiff or a compromise made without the money going through the sheriff's hands

For levying or paying out fines three cents per dollar to be paid by party receiving fine

For advertising general or special elections two dollars and seventy-five cents in addition to printer's bill to be paid by the county

For advertising general or special elections by hand bills two dollars and seventy-five cents for each polling place and mileage to be paid by the county

For each commitment in any criminal matter fifty cents to be paid by the county

For discharging prisoners in any criminal or civil case fifty cents to be paid by the county

For executing bail-piece or taking bond in any matter whether civil or criminal one dollar

For executin death warrant twenty-five dollars in addition to all necessary expenses the same to be paid by the county

For drawing juries for each general and special term or session of court three dollars in addition to one dollar for executing each venire and thirty cents for summoning each juror to attend court all of these fees to be paid by the county

For fee on indictment on every capital case three dollars in every other criminal case one dollar and twenty-five cents to be paid by the county

For appraisment of personal property by virtue of any act of assembly four dollars for each appraisement this to include fees of appraiser if they are not employed one day

For making and acknowledging deeds three dollars to be paid by the purchaser and to include fee or prothonotary for acknowledging deed but not to include fee for recording

For attending court bringing into and removing therefrom prisoners for arraingment trial and sentence and for the execution of any other order of court the sum of three dollars per day for the sheriff and each deputy for each and every day of court where the sheriff or deputy is actually present to be paid by the county

For traveling expenses or mileage in serving or executing any of the writs rules orders decrees processes or performing any of the duties or services herein specified and intended so to be or authorized by law the sheriff shall be entitled to receive and have taxed as costs ten cents a mile for each mile actually traveled and necessary the same to be allowed on each separate writ rule order decree process or service performed He shall not receive more than one mileage where the plaintiff and defendant or plaintiffs and defendants in two or more contemporaneous writs are the same nor shall he receive more than one mileage when conducting two or more prisoners at one time to or from a place of detention or correction whether he is authorized by one or more writs

For traveling expenses on an execution returned nulla bona and non est inventus where the sheriff has been at the defendant's last residence each mile traveled ten cents

For services performed in his capacity as a conservator of the peace or police officer in suppressing riots mobs and insurrections and where discharging a duty requiring the summoning of a posse comitatus or special duty sheriff the sheriff shall receive per diem compensation of not less than three dollars and as much more as is commensurate with the services performed together with mileage and necesary expenses including subsistence of himself and of those under him the same to be paid by the county

For all services performed by the sheriff but more properly belonging to the jurisdiction of a constable he shall receive the same fees as constables unless otherwise provided by law

For serving any rule process decree or order of court not hereinbefore specially provided for one dollar in addition to mileage

For summoning and returning a struck and special jury to be paid by the party putting off or losing the cause three dollars and four cents mileage each mile circular

For receiving process order of court or notice from the juvenile court making endorsements thereon docketing and making return of each such process order or notice seventy-five cents For executing any such process order or notice where a child is to be taken into custody seventy-five cents In addition thereto for mileage in serving or executing any such processes orders or notices the sheriff shall be entitled to receive and have taxed as costs ten cents a mile for each mile actually traveled and necessary the same to be allowed on each separate process order or notice Provided He shall not receive more than one mileage where the defendants in two or more contemporaneous orders processes or notices are the same and for transportation of each child three cents per mile in addition to necessary help and expense The probation officer shall certify to the judge presiding in the juvenile court the demand upon the sheriff for his services together with a statement of the fees and expenses and the court shall approve the same or so much thereof as may be found correct and direct by whom they shall be paid

For the execution of any matter directed to the sheriff or authorized by law or rule of court or for services not herein provided for the sheriff shall receive the same fees as for similar services herein provided for

Section 583 Coroners The fees to be paid to received and charged by coroners of counties of the fifth class shall be the same as are provided for similar services rendered by coroners of counties of the second class

Section 384 Prothonotaries' Fee Bill The fees to be paid to received collected and charged by prothonotaries of the counties of the fifth class shall be as follows

Every writ of summons capias or certiorari and docketing the same including stationery filing papers entering return and services at first court one dollar and fifty cents

Every alias summons or capias sixty cents

Every other writ and filing papers stationery and services at first court one dollar and seventy five cents

Every alias scire facias ninety cents

Every subsequent court where cause is put down for trial including issue list twenty-five cents

All services during trial of cause including swearing jury witnesses and constable one dollar

Taking a recognizance twenty-five cents

Entering motions and filing reasons in arrest of judgment or for a new trial twenty-five cents

Entering satisfaction of judgment or discontinuance of suit twenty cents

Issuing subpoena under seal with two names thirty cents

Every name after the first three cents

Issuing attachment and motion therefor fifty cents

Copy of record or paper filed for every ten words two cents

Certificate and seal thirty cents

Drawing special jury striking same and copies for parties seventy-five cents

Every search where no other service is performed to which there is any fee attached fifteen cents

Fi fa or ca sa and entering return sixty cents

Venditioni exponas levari facias or other writ in the nature of an execution and entering return ninety cents

Entering judgment on bond or on warrant of attorney or upon confession by defendant or on motion in open court or for want of appearance plea or affidavit of defense and on verdict of jury including judgment docket entry and statement to plaintiff seventy-five cents

Entering amicable action filing papers stationery and services at first court one dollar and twenty-five cents

Taxing bill of cost other than prothonotary's twenty-five cents

Retaxing bill of costs and report thereon fifty cents

Taking testimony in same for every ten words two cents

Making return to writ of error one dollar

Entering proceedings of supreme court fifty cents

Entering transcript of judgment from justice of the peace including judgment docket entry fifty cents

Entering appeal from justice including stationery filing

papers and services at first court one dollar and twenty-five cents

Citation and seal and motion therefor fifty cents

Suggesting death of party or diminution of record of substituting a party each fifteen cents

Administering oath other than on trial of a cause ten cents

Amending record on motion et cetera twenty cents

Entering appointment of guardian ad litem twenty cents

General certificate for juror's and constables' pay to be paid by the county seventy five cents

Filing petition and all papers relating to application of insolvent debtors recording order et cetera one dollar

Subpoena in divorce or alias subpoena one dollar

All other proceedings in divorce except subpoenas for witnesses or commission to take testimony two dollars and fifty cents

Reading and filing bill to perpetuate testimony order of court thereon and recording same one dollar and thirty-five cents

Commission to take testimony and entering return one dollar

Certified copy of rule to take deposition thirty cents

Certified copy of any other rule thirty cents

All proceedings on application to enforce contract one dollar

All proceedings on petition of administrator to make deed one dollar

All proceedings on petition for sheriff to make deed for land sold by former sheriff one dollar

Entering acknowledgment of sheriff's or treasurer's deed including certificate of same one dollar

All proceedings in acknowledging a deed barring estate tail one dollar

Filing all election returns at each general election to be paid by the county one dollar

Filing and docketing balances due from collectors including judgment docket entry each case twenty-five cents

Filing and entering county auditor's reports each case to be paid by the county fifty cents

Notifying county commissioners auditors or directors of the poor of their elections and time of meeting to be paid by the county each fifteen cents

Filing any paper not relating to any suit pending and not hereinbefore provided for twenty-five cents

Every docket entry not relating to any suit pending or judgment entered and for which no provision is made in this fee bill filing papers in same seventy-five cents

Entering rule of reference and copy under seal sixty cents

Appointment of arbitrators and docketing the same including proof of service of rule fifty cents

Each copy of rule or notice to arbitrators twenty-five cents

Filing and entering report of arbitrators including judgment docket entry fifty cents

Receiving and entering appeal from award of arbitrators taking recognizance and affidavit receiving and paying costs seventy-five cents

Filing petitions in lunacy or habitual drunkard and entering order of court thereon one dollar

Issuing commission and entering return one dollar

Writ to sheriff seventy-five cents

Entering confirmation or inquisition and appointment of committee one dollar

Taking and filing bond of committee fifty cents

All services on sale of lunatic's estate or habitual drunkard including the filing of committee's account two dollars

Filing each subsequent annual account thereafter fifty cents

Transmitting to Secretary of the Commonwealth copies of election returns for each person returned to be paid by the county twenty-five cents

Writ of habeas corpus and proceedings thereon one dollar

Application for maintenance or alimony one dollar

Filing and entering mechanic's lien one dollar

Entering scire facias to continue lien on judgment docket twenty-five cents

Entering ejectment suit on ejectment index twenty-five cents

Entering testatum fi fa ca sa or venditoni exponas one dollar

Furnishing list of liens except certificate and seal each judgment ten cents

Receiving and distributing money paid into court for each dollar under five hundred two cents

For each dollar exceeding five hundred one cent

Filing assignments ten cents for every assignment so indexed to be paid by the assignee

Filing petitions for the adoption of minors and entering the order of court thereon twenty-five cents for each petition so filed and an additional fee of fifty cents for each copy furnished

Indexing judgments or assignments in the adsectum judgment index twenty-five cents in addition to any fees authorized by existing laws

The fee for services not herein specially provided shall be the same as for similar services

Section 385 Clerk of Quarter Sessions Oyer and Terminer The fees to be paid to received collected and charged by clerk of courts of quarter sessions and oyer and terminer in counties of the fifth class shall be the same as are provided for in similar services rendered by clerks of the courts of quarter sessions and oyer and terminer of counties of the third and fourth classes

Section 386 Clerks of Orphans' Court The fees to be paid to received collected and charged by clerks of orphans' courts of counties of the fifth class shall be the same as are provided for similar services rendered by clerks of orphans' courts of counties of the third and fourth classes

Section 387 Register of Wills' Fee Bill The fees to be paid to received collected and charged by registers of wills of counties of the fifth class shall be as follows

For probate of will and granting letters testamentary thereon one dollar and twenty-five cents

For recording same for every eight words one cent

For letters of administration one dollar

For bond of administrators one dollar and seventy-five cents

For filing of renunciation of widow executor guardian or administrator fifty cents

For annexing a copy of will for every eight words one cent

For issuing citation or attachment with seal sixty cents

For entering caveat twenty-five cents

For issuing commission to take testimony of witnesses seventy-five cents

For issuing precept for an issue fifty cents

For issuing subpoena forty cents

For administering oath or affirmation ten cents

For filing lists of articles appraised and lists of articles sold each twenty-five cents

For examining passing and filing accounts of guardians executors and administrators three dollars

For advertising executor's administrator's or guardian's account two dollars and fifty cents

For every copy of said accounts if demanded not exceeding seventy-five items one dollar and twenty-five cents

For every additional item one cent

For entering exceptions to administrator's or executor's bonds and hearing the same seventy-five cents

For holding register's court per day two dollars and fifty cents

For every search when no other service is performed fifteen cents

For certificate and seal forty-five cents

For copy of any bond filed fifty cents

For commission on taxes received for the use of the Commonwealth in proceedings in office on every dollar three cents

Provided That in all cases where the value of the estate of the decedent shall not exceed two hundred and fifty dollars the register shall receive in lieu of all the fees for official services hereinbefore specified to be performed after granting letters the sum of two dollars and fifty cents

Register to demand and to receive for the use of the Commonwealth on every probate of a will and letters testamentary thereon fifty cents

On every letter of administration granted fifty cents

Same fee for services not herein specially provided for the same as for similar services

Section 388 District Attorney's Fee Bill The fees to be received collected and charged for the district attorney of the counties of the fifth class shall be as follows

Drawing indictment and prosecuting every offense indictable only in the oyer and terminer ten dollars

A bill for an offense indictable only in the oyer and terminer and returned ignoramus five dollars

Drawing indictment and prosecuting every offense indictable only in the quarter sessions five dollars

A bill for an offense indictable only in the quarter sessions and returned ignoramus three dollars

Case settled with leave of court three dollars

Every case of surety of the peace three dollars

Arguing case before supreme court ten dollars

Section 389 Recorders of Deed's Fee Bill The fees to be paid received collected and charged by recorders of deeds of the counties of the fifth class shall be as follows

For recording and exemplifving deeds and other writings for every eight words one cent

Certificate and seal fifty cents

Every search when no other service is performed for which fees are allowed twenty cents

Entering satisfaction thirty cents certificates thirty cents

Taking acknowledgment of a deed or other writing each person twenty-five cents

For recording certificate or certification of bankruptcy proceedings the same fee as charged for recording deeds

All fees for services to be performed under this act shall be considered due and payable to the officer in advance by the party requiring the service

4 Counties of the Sixth Seventh and Eighth Classes

Section 391 Surveyors The fees to be paid to received collected and charged by surveyors of counties of the sixth seventh and eighth classes shall be the same as are provided by this act for similar services rendered by surveyor of counties of the third and fourth classes

Section 392 Sheriffs The fees to be paid to received collected and charged by sheriffs of counties of the sixth seventh and eighth classes shall be the same as are provided by this act for similar services rendered by sheriffs of counties of the fifth class

Section 393 Coroners The fees to be paid to received collected and charged by coroners of counties of the sixth seventh and eighth classes shall be the same as are provided by this act for similar services rendered by coroners of counties of the second class

Section 394 Prothonotaries The fees to be paid to received collected and charged by prothonotaries of counties of the sixth seventh and eighth classes shall be the same as are provided by this act for similar services rendered by prothonotaries of counties of the fifth class and in addition thereto shall receive a fee of five dollars for each day of their attendance in court which fee shall be paid by the county

Section 395 Clerks of the Courts The fees to be paid to received collected and charged by clerks of the courts of quarter sessions and oyer and terminer of counties of the sixth seventh and eighth classes shall be the same as are provided by this act for similar services rendered by clerks of the courts of quarter sessions oyer and terminer and general jail delivery of counties of the third and fourth classes

Section 396 Clerks of Orphans' Courts The fees to be paid to received collected and charged by clerks of orphans' courts of counties of the sixth seventh and eighth classes shall be the same as are provided by this act for similar services rendered by clerks of orphans' courts of counties of the third and fourth classes

Section 397 Registers of Wills The fees to be paid to received collected and charged by registers of wills of counties of the sixth seventh and eighth classes shall be the same as are provided by this act for similar services rendered by registers of wills in counties of the fifth class

Section 398 District Attorneys The fees to be paid to received collected and charged by district attorneys of counties of the sixth seventh and eighth classes shall be the same as are provided by this act for similar services rendered by district attorneys of counties of the fifth class

Section 399 Recorders of Deeds The fees to be paid to received collected and charged by recorders of deeds of counties of the sixth seventh and eighth classes shall be the same as are provided by this act for similar services rendered by recorders of deeds of counties of the fifth class

6 General Provisions

Section 401 Officers to Credit Moneys to Parties Entitled and to Post Notice of Same Quarterly All county officers to whom any money shall be paid as fees costs or for other purposes shall forthwith credit such amount to the party or parties entitled to receive the same and shall at the beginning of each quarter post in his office a notice showing the amount due each person from such source

Section 402 Fees of Sheriff Collection In counties of the fourth class having a population of less than two hundred thousand and in counties of the fifth sixth seventh and eighth classes no sheriff shall be required to render any service in any civil proceeding until he receives indemnity satisfactory to him for the payment of his official fees mileage expenses and legal costs or prepayment of same from the party at whose instance or for whose benefit such service is to be performed but any money advanced for his charges and not earned or expendel shall be refunded to the payer there Any sheriff without obtaining any extension of time for the return of any writ notice decree order or process may refuse to make return thereof until he shall receive all unpaid fees mileage expenses and legal costs relating thereto from the party for whose benefit the same was granted or issued unless his charges are to be paid by the Commonwealth or any county thereof and in case he does not receive his charges in advance or upon demand he may file with his return an itemized list of unpaid fees mileage cost and expenses respecting the service to which such return relates and if no exceptions are filed to the same within thirty days from the time of making such return the items included in such list shall be considered taxed and confirmed as fees and costs due such sheriff and become a judgement in law against the party for whose benefit the services were rendered as well as against any other party who may be or become liable for such fees and costs by law The sheriff may issue an execution for the amount so taxed and collect the same from any party so chargeable therewith without further suit and shall not be disqualified to enforce such execution by reason of his interest therein Such taxation may be reviewed and execution controlled by any court having jurisdiction if sufficient cause be shown by any person aggrieved

In counties of the second and third class and in counties of the fourth class having a population of two hundred thousand or more all official fees and legal costs which are or shall be charged and received by the sheriff shall be payable upon demand In case he does not demand such costs in advance he shall file with each return he makes an itemized list of said fees and costs and if no exceptions be filed to the same within thirty days from the time of filing the same said fees and costs shall be considered taxed and confirmed absolutely and become a judgment in law and the said sheriff may issue an execution and collect the same without further suit

Section 403 Fees of Sheriff It shall be the duty of every sheriff his deputy or agent and of every coroner acting as sheriff if a demand for that purpose is made immediately after receiving any of their fees or any written security thereof to deliver a bill of particulars specifying the several items contained therein and the amount thereof and to give the party paying such fees a receipt in full thereof or to endorse on such written security when taken that the same was given for fees and to sign the endorsements so made

If any sheriff or agent or any coroner acting as sheriff refuses or neglects to give such bill of particulars or receipt or to make such endorsement he shall be liable to a penalty not to exceed fifty dollars to be collected for the use of the county as debts of like amount are now by law recoverable

Every sheriff shall post a printed copy of this section in some conspicuous place in his office Any sheriff neglecting so to do shall be liable to a penalty of ten dollars for each day this section is not so posted to be recovered by the party suing therefor as debts of like amount are now recoverable Provided That no more than five days' penalty shall be so recovered

Section 404 Costs to be Paid to Sheriff When Writ of Execution Has Been Stayed Where real estate or personal property has been advertised on any writ of or the court the sheriff may refuse to return the writ so far as relates to all sheriffs unpaid costs and unless the execution and the writ has been stayed by the plaintiff same be paid by the parties at whose instance the writ was stayed the sheriff may proceed with execution of said writ so far as to collect the costs

Section 405 Sheriff's Fee Bill to be Posted The sheriff shall make fair tables of their respective fees according to this act and shall publish and keep a copy of the same in some conspicuous place in their offices

Section 406 Prothonotary Need Not Perform Services Until Fee is Paid In counties of the second third and fourth classes the prothonotary shall not be required to perform any service whatsoever until the requisite fee is paid as herein provided

Section 407 By Whom Fees of Clerk of Courts to be Paid In counties of the second class all fees for services performed by the clerk of the courts of oyer and terminer and quarter sessions for the county shall be charged against the county and in all cases where

services are rendered for an individual the proper fees shall be received and collected from the person for whom the services is rendered in accordance with the provisions of existing laws

Section 408 Illegal Fees Penalty to Person Injured Collection If any officer while in offce shall charge or demand any fee for any service other than the fee provided by law and shall after ten days' notice in writing refuse to pay the overcharge to the person entitled thereto such officer shall forfeit and pay to the party injured fifty dollars ($50.00) to be recovered as debts of like amount are now by law recoverable

(q) Pensions Counties of the Second Class

Section 416 "County Employe" Defined A county employe for the purpose of this act is any person employed by the county at a wage or salary payable at stated intrevals that is to say semi-monthly monthly quarterly or annually The term does not include any person elected by the vote of the people

Section 417 Pension System and Fund to be Established Each county of the second class shall provide a pension system for such county and shall establish and regulate a pension fund in connection therewith

Section 418 Pension Board The pension system shall be under the sole direction of a Pension Board hereinafter designated the board which shall consist of the county commissioners the treasurer and the controller of the county

Section 419 Treasurer of Board Bond Compensation The county treasurer shall be the treasurer of the board and shall give such bond for the proper performance of his duties as is required by the board The premium on said bond shall be paid from the pension fund on warrants of the board The treasurer shall receive for his services the sum of one hundred dollars ($100.00) per annum from the pension fund payable on warrants of the board

Section 420 Register of Employes Regulations of Board The board shall keep a register of employes containing the names ages residence nature of employment time of entering the employ of the county and such other information as the board deems necessary in the performance of its duties The board may adopt amend revise and abolish in its discretion such regulations not inconsistent with law as it deems necessary

Section 421 List of Employes Et Cetera of each Department of County Government Changes The head of each department or office of the county shall file with the board a list of all employes of such department or office with the amount of the salary or wage received by each the age of the employe time of entering the county employ and such other information relative to such employes as is required by the board From time to time and whenever requested by the board all dismissals appointments resignations transfers changes in salaries or in employment and other information relative to employes shall be furnished to the board by the head of each such department or office

Section 422 Appropriations to Pension Fund The county commissioners shall annually in January appropriate and pay into the pension fund not less than one-half of one per centum and not more than two per centum of all available moneys received by the county as taxes during the preceding calendar year

Section 423 Payment by Employes Each county employe shall each month pay into the pension fund one per centum of the amount received by him as salary or wages from the county during the preceding calendar month Such amount shall be collected by the county treasurer and by him paid into the pension fund Such monthly payments by an employe shall cease when such employe is entitled to receive the pension herein provided for No employe shall be entitled to a pension who does not make the monthly payment herein required

Section 424 Investment or Deposit of Fund The board may in its discretion invest the money of the pension fund or any part thereof in obligations of the United States or of this State or of any political division of this State or it may deposit such moneys or any part thereof in one or more banks or trust companies of the county selected by the board The banks or trust companies offering to pay the highest rate of interest and that have a paid-in capital and surplus of not less than three hundred thousand dollars shall be selected A contract with a depositary shall be for a period covering the term of the county treasurer No moneys shall be paid to a depositary until it shall have executed to the board a bond for the proper safeguarding of the funds so deposited The bonds shall have such surety as is approved by the court of common pleas No moneys exceeding in the aggregate the amount of the bond shall be paid to any depositary

Section 425 Persons Entitled to Pensions Every person now or hereafter in the employ of the county who has reached the age of fifty years or upwards and who shall have been in the employ of the county during a period of not less than twenty years shall upon application to the board be retired from service and shall thereafter receive during life a pension as herein provided for The time spent in the employ of the county need not necessarily have been continuous

Section 426 Exception in favor of Persons Totally and Permanently Disabled Any employe who has been in the county employ for a period of not less than ten years shall be entitled to a pension if he or she becomes totally and permanently disabled even though such employe has not reached the age of fifty years Proof of total and permanent disability shall be by the sworn statement of three practicing physicians of the county designated by the board to the effect that such employe is totally and permanently disabled from performing the duties of his or her position or office

Section 427 Amount of Pensions Payment The pension paid under the provisions of this act shall equal annually fifty per centum of the average annual amount received by the employe as salary or wages during the two years immediately preceding the date of retirement of the employé receiving the pension No person shall exceed the sum of one hundred dollars per month Pensions shall be paid in monthly instalments on warrant on the board

Section 428 Certain Persons Entitled to Pension After Leaving County Service If any employe after twenty years in the county employ is dismissed or retired voluntarily or is in any other manner deprived of his or her employment before attaining the age of fifty years such employe if he continues to contribute to the pension fund monthly a sum equal to the last monthly contribution paid while in the county employ shall when he or she reaches the age of fifty years be entitled to a pension

Section 429 Refund of Contributions in Certain Cases If any county employe contributing monthly to the pension fund shall for any cause cease to be an employe of the county before the expiration of the twenty year period the total amount of the contributions paid into the pension fund by such employe shall upon demand in writing be repaid to him or her or to his or her personal representatives out of the fund

Section 430 Reinstatement Should any county employe who has withdrawn his contribution paid into the pension fund desire to be reinstated and again become a beneficiary he or she may do so by the payment in full of the amount withdrawn and by paying the assessments provided for in section four hundred and twenty-three of this act

Section 431 Pension not Subject to Attachment or Assignment No pensions herein provided for shall be subject to execution or to attachment It shall be payable only to the beneficiary herein provided for and shall not be subject to assignment or transfer

ARTICLE IV

FINANCE

(a) Counties having a Controller

Section 441 Controller Charged with General Supervision and Control of Fiscal Affairs The controller shall have a general supervision and control of the fiscal affairs of the county and of the accounts and official acts of all officers or other persons who shall collect receive or distribute the public moneys of the county or who shall be charged with the management or custody thereof He may at any time require from any of them in writing an account of all moneys or property which may have come into their control He shall immediately on the discovery of any default or delinquency report the same to the commissioners and the court of common pleas of the county and shall take immediate measures to secure the public moneys or property and remove the delinquent party if in office and not removed by the commissioners

Section 442 Accounts of Officers et cetera and Infor-

mation Regarding Same The controller shall furnish the commissioners of the county whenever required by them a detailed account of any officer or other person having in his possession or under his control funds belonging to the county and shall between the hours of ten o'clock ante meridian and two o'clock post meridian give information respecting any of said accounts to any taxpayer of the county demanding the same

Section 443 Custody of Valuable Documents The controller shall have the custody of all title deeds to real estate owned by the county and of all contracts entered into by or on behalf of the county and of all books documents and papers relating to its financial affairs and of all bonds and other obligations issued by said county when paid Such bonds and other obligations when so paid shall be distinctly cancelled by the controller and carefully and regularly filed a register of which cancellation shall be kept by him in a book to be provided for that purpose

Section 444 Books of Fiscal Affairs The Controller shall keep a full and regular set of books in detail by double entry of all the fiscal operations of the county embracing as many accounts under appropriate titles as may be necessary to show distinctly and separately all the property of the county its receipts and expenditures and all debts and accounts due by the county officers or others and amount raised from each source of revenue and the expenditures in detail and classified by reference to the objects thereof He shall prescribe the form and manner of keeping the books and papers used by each of the officers of said county in connection with the fiscal affairs of the county

Section 445 Report to Common Pleas Publication He shall in the month of January in every year make a report verified by oath or affirmation to the court of common pleas of said county of all receipts and expenditures of the county for the preceding year in detail and classified as required in the preceding section of this act together with a full statement of the financial conditions of the county Such report shall thereupon be published one time in such newspapers published in said county as the controller may direct the aggregate cost of which shall not exceed one thousand five hundred dollars in any one year to be paid for out of the county treasury

Section 446 Estimate of Expenditures Tax Levies On or before the first day of February of each year the controller shall communicate to the commissioners in writing a detailed estimate of and for the legitimate purposes of the county for the current year including interest due and to fall due on all lawful debts of the county bearing interest Such estimate shall be a guide to the commissioners in fixing the tax rate but shall in no wise limit the power of the commissioners in this respect

The commissioners shall on or before the fifteenth day of February thereafter fix such rate of taxation upon the valuation of the property of the county as will raise sufficient sum to meet the said expenditures and the commissioners shall not be contract or oherwise increase the expenditures of the county in any year to an amount beyond the taxes assessed as aforesaid for said vear

Section 447 Duty of Treasurer Receipts of Money for Counties The county treasurer shall receive all moneys due or accuring to the county. He shall keep a just and true account of all moneys received and disbursed The books of the treasurer shall at all times during office hours to open to the inspection of the controllers. He shall report daily to the controller all moneys received by him for the county the person by whom and on what account they were paid The treasurer shall give his receipt for all moneys paid into the county treasury Such receipts shall be countersigned by the controller who shall keep an accurate record of the same

Section 448 Contracts All contracts made by the commissioners of any county involving an expenditure exceeding one hundred dollars except contracts for building rebuilding or repair of bridges or for painting or tightening the bolts of iron bridges provided for by sections seven hundred and fifty-one and seven hundred and seventy-four of this act shall be in writing and shall immediately after their execution be filed with the controller No contract shall be made nor the payment thereof certified by the controller for over one hundred dollars unless made with the lowest and best bidder after due notice to be published by the controller when directed by the commissioners if he approves the purpose of the proposals invited All bids shall be received by the controller under seal and shall be opened in his presence by the commissioners and the contracts awarded thereon The controller shall keep a record of all such awards and shall certify no warrants for contracts not made agreeably thereto

Section 449 Procedure on claims against County The controller shall scrutinize audit and decide on all bills claims and demands whatsoever against the county All persons having such claims shall first present the same to the controller and if required make oath or affirmation before him to the correctness thereof The controller may if he deems it necessary require evidence by oath or affirmation of the claimant and otherwise that the claim is legally due and that the supplies or services for which payment is claimed have been furnished or performed under legal authority He may inquire or ascertain whether any officer or agent of the county is interested in the contract under which any claim may arise or has received or is to receive any commission consideration or gratuity relating thereto or whether there has been any evasion of the preceding section of this act by making two or more contracts for small amount which should have been in one If he shall find that there has been any evasion or that any such officer or agent is so interested he shall refuse to approve the claim All claims which he shall find legally due he shall certify to the commissioners

Section 450 Drawing Warrants Court Fees The commissioners snall draw no warrant on the treasury for any debt claim or demand whatsoever not audited and approved by the controller as provided for in the foregoing section except for the fees of jurors witnesses criers and tipstaves of the several courts of the county The amount of said fees shall be ascertained by said courts and entered on the records thereof and duly certified by their respective clerks to the commissioners being first sworn to before the controller Said certificate shall be delivered by the commissioners to the controller for preservation as soon as the warrants are issued

Section 451 Warrants Reports on Financial Condition All warrants drawn on the county treasury by the commissioners shall be countersigned by the controller who shall keep a correct register thereof noting the number date and amount of each the date of payment and to whom and for what issued The controller shall report to the commissioners monthly or oftener if required by them the amount of outstanding warrants registered and the amount of money in the treasury

Section 452 Payment of County Moneys The treasurer shall pay no money out of the county treasury except on warrants drawn by a majority of the commissioners and countersigned by the controller He shall cancel all warrants when paid by distinctly spearing or cutting them and shall deliver such warrants to the controller who shall also cancel the same He shall report daily to the controller all moneys paid out by him giving the number of the warrant and the party to whom paid

All outstanding warrants isued before the controller enters upon the duties of his office shall be presented to him as other claims against the county

In counties wherein the poor tax is paid into the county treasury the county treasurer shall also keep a separate account of the county poor tax received by him and shall pay out the same upon warrants drawn by a majority of the directors of the poor of the county and countersigned by the controller

Section 453 Counties Of The Second Class Additional Clerk To Countersign Warrants In counties of the second class the county controller may designate in addition to the chief clerk any clerk in his office to countersign warrants when properly drawn on the county treasurer whenever in the opinion of any such controller it is necessary so to do for the public convenience Warrants so countersigned by such clerk shall be honored by the county treasurer with the same force and effect as if countersigned by the county controller or his chief clerk during the period designated in writing to such county treasurer by the said county controller

(b) Counties having County Auditors

Section 461 Estimate of Expenses And Tax Levies The commissioners of every county where the office of controller has not been established shall at their first meeting after the general election in every year proceed to make an estimate of the probable expense of the county for the ensuing year When the returns of the assessors have been made and rectified the commissioners shall fix such rate of taxation upon the adjusted valuation of the property of the county as will be necessary to meet such expenses

Section 462 General Duties Of Treasurer It shall be the duty of the treasurer of every county where the office of controller has not been established to receive all

moneys due or accruing to the county and to pay the same on warrants drawn by the commissioners He shall keep a just and true account of all moneys received and disbursed which account shall be at all times open to the inspection of the commissioners and of each of them He shall once in three months and oftener if required furnish the commissioners with a statement of all moneys received and disbursed since the date of his last statement exhibiting the balance remaining in his hands together with the names of the collectors in whose hands any arrearages of taxes may remain with the amount thereof He shall once in each year state his accounts and produce his vouchers which after examination by the commissioners shall be by them laid before the county auditors for settlement

Section 463 Audit of Accounts of Certain County Officers Report The auditors shall audit settle and adjust the accounts of the commissioners treasurer and sheriff and coroner of the county and make report thereof annually to the court of common pleas of such county together with a statement of the balance due from or to such commissioners treasurer sheriff or coroner

Section 464 Publication of Reports of Auditors The county auditors shall publish the reports required of them to be made and filed in the court of common pleas Said auditors' reports shall be prepared and placed in the printer's hands for publication within ten days after being filed in the court of common pleas and shall be published once a week for three successive weeks in at least two newspapers of the respective county one of which papers shall be politically of a minority party The expense of the publication of said reports shall be paid by the county

Section 465 Audit of Accounts of Poor Authorities The auditors shall each year audit settle and adjust the accounts of the directors of the poor and of the treasurer and steward of each and every poor house within any county wherein a poor house has been or may hereafter be erected This section shall not apply to any poor district the territory of which is not coextensive with the county except upon the petition of at least twenty citizens resident in such districts filed in the office of the clerk of the court of quarter sessions of the county praying for an audit to be had by the county auditors within ten days after the audit required by existing laws has been made

(c) Provisions Relating to all Counties

Section 471 Tax Levies No tax shall be levied on personal property taxable for county purposes where the rate of taxation thereon is fixed by law other than at the rate so fixed No tax for general county purposes in any county shall in one year exceed the rate of ten mills on every dollar of the adjusted valuation

Nothing in this section shall be construed to repeal or in any wise affect any provisions of this or any other act of assembly authorizing special tax levies for any special purposes

The rate for any office or post of profit profession trade or occupation or on any single freeman who follows no occupation shall be lowered in due proportion as the tax on property shall be lower than the rate herein authorized

Section 472 Audit of Accounts of Commonwealth Moneys It shall also be the duty of the controller or auditors to audit settle and adjust the accounts of the treasurer of the county with the State treasury and of each of such other officers in the county receiving money for the use of the Commonwealth as may be referred to them by the Auditor General and make a separate report thereof to the court of common pleas for the county together with a statement of the balances due from or to such treasurer or other officer A certified copy of such report shall be transmitted to the Auditor General within ten days after the same is prepared

Section 473 Power of Subpoena and Attachment The controller or auditors shall have power to issue subpoenas to obtain the attendance of the officers whose accounts they are required to adjust their executors and administrators and of any person whom it may be necessary to examine as witnesses and to compel their attendance by attachment in like manner and to the same extend as any court of common pleas of this State may or can do in cases depending before them and also to compel in like manner the production of all books vouchers and papers relative to such accounts Such subpoena and attachment shall be served and executed by the sheriff or coroner of the county as the case may require

Section 474 Power to Administer Oaths The controller or auditors shall have power to administer oaths and affirmations to all persons brought or appearing before them whether accountants witnesses or otherwise and all persons swearing or affirming falsely on such examination shall be guilty of perjury

Section 475 Commitment to County Jail of Persons Refusing to Take Oath or Refusing to Answer Questions If any person appearing before the controller or auditors for examination shall refuse to take oath or affirmation or after having been sworn or affirmed shall refuse to make answer to such questions as shall be put to him by the controller or auditors touching the public accounts or the official conduct of any public officers such persons so refusing may be committed by the controller or auditors to the county jail by warrant under his or their hand and seal directed to the sheriff or any constable of the county setting forth particularly the causes of such commitment until he shall submit to be sworn or affirmed or to make answers to such questions or be otherwise legally discharged

Section 476 Witness Fees Witnesses attending before the controller or auditors shall receive the same allowance as is received by witnesses attending before the courts of this Commonwealth Such allowance shall be paid out of the county treasury and where final judgment is given against any officer whose accounts are settled by the controller or auditors shall be included in the costs assessed against such officer

Section 477 Proceedings Where Parties Refuse to Produce Papers or Officers Refuse to Attend or Submit to Examination If any person in possession of books vouchers or papers relative to public accounts before the controller or auditors shall refuse to produce the same or if any officer whose accounts are to be settled and adjusted [illegible] the controller or auditors shall refuse to attend or submit to examination the auditors or controllers shall proceed by the examination of witnesses and other evidence to ascertain and settle as near as may be the amount of public money received by such officer and its application to public purposes or otherwise

Section 478 Filing Report The report of the controller or auditors shall be filed among the records of the court of common pleas of the county and from the time of such filing shall have the effect of a judgment against the real estate of the officer who shall thereby appear to be indebted either to the Commonwealth or to the county

Section 479 Appeal from Reports An appeal may be taken from such report to the court of common pleas either by the Commonwealth the county or the officer Such appeal may also be taken by ten or more taxpayers in behalf of the county in the manner and subject to the restrictions provided by section ten hundred and ninety-five of this act

Such appeal shall be entered by the Commonwealth within four months and by the county and the officer within sixty days after the filing of the report If the officer is the appellant he shall enter into a recognizance with two sufficient sureties in double the sum found due by such report with condition to prosecute the appeal with effect and to pay the costs and such sum of money as shall appear on the final determination of the appeal to be due from him

Section 480 Form of Issue on Appeals Settlement Thereof The courts of comon pleas shall direct the form in which the issues shall be entered in all appeals now pending or which may be hereafter taken from the report of the county controller or auditors Such issues shall be tried by a jury or may be submitted to reference and arbitration in the manner and subject to the proceedings provided by existing law

Section 481 Payment of Costs on Appeal In case the appellant or appellants do not recover final judgment in court more favorable to him or them than the report of auditors he or they shall pay all costs that may accrue on his or their appeal but if he or they should recover in court a final judgment more favorable than the report of the auditors then the appellee or appellees shall pay the costs that may accrue on such appeal

Section 482 Appeals to the Superior or Supreme Court In all appeals from settlements or reports made by the county controller or auditors it shall be lawful for any party to except to any ruling or decision of the court upon any question or point of law that may arise and an appeal may be taken therefrom to the Superior or Supreme Court as in other cases

In no case shall the controller or auditors or any of them be personally liable for the costs of any such appeal If the final decision of the Superior or Supreme Court is adverse to the surcharged officer or officers he or they shall each be individually liable for all the costs

of such appeal If such final decision shall be in favor of such surcharged officer or officers the county shall pay the costs of such appeal

Section 483 Issue of Execution If no appeal is entered or if an appeal is entering and no security given as herein required or if upon such appeal judgment is given in favor of the Commonwealth of or the county execution shall issue against the property or person of the defaulting officer in like manner as upon judgment recovered in the usual course of law

Section 484 Fines and Forfeited Recognizances All fines forfeited recognizances and other forfeitures imposed lost or forfeited in any court except such as are directed to be paid into the State treasury under the provisions of existing law or such as are collected for the violation of any ordinance shall by the clerk of such court be certified and estreated into the office of the commissioners of the county within ten days after the expiration of the term at which such fines and forfeitures were imposed together with the judgments and orders of the court on all forfeited recognizances sued upon in such court Such estreats or returns of fines and forfeitures shall be under oath or affirmation of the clerk All sums of money collected in pursuance thereof shall be paid to the county treasurer for the use of the county It shall be the duty of the Commissioners to superintend the collections of said sums of money The accounts thereof shall be annually settled by the county controller or county auditors Nothing herein contained shall impair the right of the respective courts to moderate or remit forfeited recognizances as heretofore

Section 485 Repayment of Money Collected on Forfeited Recognizances In all cases where the county commissioners have collected any money upon any forfeited recognizance duly estreated to the county commissioners and where the defendant in such case subsequently surrenders himself or herself to the jurisdiction of the court the county commissioners may with the consent of the district attorney repay to the party from whom such money was collected the amount so collected on such forfeited recognizance exclusive of all costs paid or incurred by the county in such proceeding

Section 486 Transfer Of Certain Moneys Into General Fund Of County The commissioners may transfer and cover into the general fund of the county any money placed to the credit of any city borough or township where the same has been paid into the county treasury upon any duplicate for taxes and has remained during a period of ten years uncalled for by the authorities of the city borough or township to whose credit it may have been placed and the right to said money is not at the time of such transfer a matter of litigation or dispute

Section 487 Moneys Paid For The Redeption Of Unseated Land Sold For Taxes Remaining In Hands Of Treasurer At Expiration Of Term The treasurer shall pay over to his successor in office all moneys paid to him for the redemption of unseated land sold for taxes which have not been called for by the purchasers at treasurer's sale or their legal representatives during the continuance in office of such treasurer The county controller or auditor shall charge the moneys so received to said treasurer in the same manner that other money received by him is charged and the same shall be paid to said purchasers or their legal representatives when called for by orders drawn by the commissioners of the county upon the treasurer as in other cases

(d) Sinking Fund Commission

Section 495 Membership In each county there shall be a sinking fund commission composed of the commissioners the controller or auditors in counties not having a controller and treasurer of such county

Section 496 Use And Investment Of Moneys Of Sinking Funds All monyes applicable to any sinking fund shall be under the charge of the commission and primarily shall be used for extinguishing the county debt Where such funds are not immediately applicable for such puposes they may be invested in the purchase of loans or bonds of the county If such county loans cannot be secured to advantage then said moneys may be invested in bonds of the United States or of the Commonwealth of Pennsylvania or in any county city borough or township bonds of this Commonwealth issued within the two per centum of the Constitutional limit of indebtedness of such districts or in any bonds in which savings banks of Pennsylvania are authorized by law to invest their deposits and not otherwise

Section 497 Management Of Sinking Funds The sinking fund commission shall annually apply all interest received on sinking fund deposits and all interest received on bonds held in the sinking fund and all other income if any from sinking fund for the purpose of reducing the amount of money required to be paid by the county to said commission for sinking fund purposes for the ensuing year unless such income is necessary for the purpose of having adequate funds on hand to pay the bonds of such county as they mature and become payable The income so applied and the amount required to be paid by the county for sinking fund purposes shall annually equal the full amount required to be paid for sinking fund purposes to the several sinking funds

The commission shall have the power whenever it deems it necessary and for the best interest of the several funds to sell any bonds held by it other than those of the county itself

Section 498 Bonds Of County Held By Commission All bonds of the county held by the sinking fund commission shall be stamped in a conspicuous manner to show that they have been purchased for this purpose They shall never be reissued or sold The sinking fund commission shall not require the county to pay interest on any of its bonds held by the commisison unless the commission deems the payment thereof necessary for the purpose of having adequate funds on hand to pay the bonds of said county as they mature and become payable All bonds of the county held by the commission shall be cancelled immediately upon their maturity

Section 499 Paying Off and Cancelling of County Bonds Priority Sale of County Bonds in Certain Cases In order to facilitate the extinguishment of the county debt the county bonds purchased by the commission from time to time shall be paid off and cancelled according to the priority of their maturity Provided however That if at any time the commission shall deem it best to withhold the purchase of such maturing county bonds until after those purchased from a later issue of county bonds shall be paid off and cancelled they shall have and are hereby given the authority to do so Provided further That if in such an event it shall appear that there will not be sufficient funds in the hands of the commission to meet the payment of such earlier maturing bonds that the same shall then be sold by said commission at not less than par

Section 500 Investment in New County Bonds Whenever any new bonds shall be issued by the county the commission may invest the uninvested balances in its sinking fund therein except so much as may be required for the payment of any bonds that may mature during the fiscal year in which such new bonds may be issued and which the commission may desire to cancel and not to sell

Section 501 Deposits of Moneys Received Interest All moneys received by the commission at any time shall immediately be deposited in one or more banks or banking institutions which are now or hereafter shall be designated as county depositories Not less than two per centum interest on daily balances shall be paid to said commission for the use of said moneys the commission may reinvest said interest with the other income from the bonds in their possession

(e) Depositories in Second Class Counties

Section 505 Board to Select Depositories In counties of the second class the commissioners controllers and treasurer of the county shall be a board for the purpose of selecting depositories for the funds of the county For the purpose of voting at their meetings the county commissioners shall each have one vote the controller one vote and the treasurer one vote The majority of said vote present at any meeting shall be sufficient to enable the board to transact its business

Section 506 Meeting Number of Depositories The board shall meet at the office of the county controller not later than noon of the third Wednesday following the first Monday of January following the election of the county treasurer and shall there decide upon the number of banks or banking institutions not less than three in number as depositories of county funds for the term for which the treasurer is elected

Section 507 Designation and Qualification of Depositories Rate of Interest At said meeting or at any subsequent meeting agreed upon said board shall designate the depositories and the rate of interest to be paid by them to the county Such rate of interest shall be not less

than two per centum per annum calculated on daily balances Deposits shall be made with the depositories designated as soon as satisfactory bonds approved by the county commissioners are filed with the controller The bank or banking institutions selected shall have paid-in capital and surplus of not less than five hundred thousand dollars

ARTICLE V

SPECIAL POWERS AND DUTIES OF COUNTIES

(a) Appropriations for Military Purposes

Section 511 Appropriations of Money or Land to Assist Armory Board With National Guard Armories The board of commissioners may either independently or in connection with any other county or with any city town borough or township provide and appropriate moneys or convey land to the Commonwealth of Pennsylvania to assist the Armory Board of the State of Pennsylvania in the erection wherever deemed most advantageous by the Armory Board of armories for the use of the National Guard of Pennsylvania The board of commissioners may acquire land for such purposes either by purchase gift or by the right of eminet domain

The board of commissioners may also furnish water light or fuel either or all free of cost to the Commonwealth of Pennsylvania for use in any armory of the National Guard and may do all things necessary to accomplish such purposes

Section 512 Appropriation Toward Maintenance of Units of National Guard The board of commissioners may appropriate from any moneys in the county treasury not otherwise appropriated annually a sum not exceeding seven hundred and fifty dollars for the support and maintenance discipline and training of any dismounted company or similar unit of the National Guard and a sum not to exceed fifteen hundred dollars for the support and maintenance discipline and training of any mounted or motorized troop or similar unit of the National Guard using and occupying an armory building rooms or quarters within the limits of such county

Any moneys so appropriated shall be paid by warrant of the commissioners drawn to the order of the commanding officer of such unit only when it shall be certified to the commissioners by the Adjutant General of the State that such unit or units have satisfactorily passed the annual inspection provided by law No appropriation shall be made for any year until the expenditure of the appropriation for the previous year has been duly and satisfactorily accounted for

Section 513 Appropriation to Rifle-Clubs in Time of War At any time a state of war exists the board of commissioners may appropriate money to civilian rifle-clubs duly chartered by the National Rifle Association of the United States of America for the maintenance and rental of rifle-ranges the employment of competent instructors and necessary employees and for the equipment and uniforms for such of the members of such clubs as volunteer for special military duty in their respective counties or answer any call of the Governor of the Commonwealth

No money shall be appropriated to any such club unless practice on such rifle-range by the members of the club shall be with the United States military rifle or revolver

(b) Burial of Deceased Service Men and Their Widows

Section 521 "Deceased Service Man" Defined The term "deceased service man" as used in the following sections of this act shall be defined and construed to mean and include any soldier sailor marine or member of the enlisted nurse corps having a legal residence within their county who has died or shall hereafter die anywhere within or without the United States while in the service of the United States in the military naval or other branch of the combative forces of said United States during any war in which the United States has been or shall hereafter be engaged or where a state or condition of war has existed or shall hereafter exist in the United States or any foreign country or territory or upon the high seas or of any honorably discharged soldier sailor or marine or member of the enlisted nurse corps who served or who shall hereafter serve in any such combative force of the United States during any war in which the United States has been or shall hereafter be engaged or who has served or shall hereafter serve in any such combative force of the United States where a state or condition of war existed or shall hereafter exist in the United States or any foreign country or territory or upon the high seas or any such honorably discharged soldier sailor marine or member of the enlisted nurse corps who has died within the county although his residence may be elsewhere whenever the body of said soldier sailor marine or member of the enlisted nurse corps is unclaimed by any relatives or friends and the county commissioners are notified of the condition in writing giving the facts by any organization of veterans said county commissioners shall investigate the case and if the claim is found to be correct they shall treat the same as the body of a deceased service man or who was in active service in the militia of the State of Pennsylvania under and in pursuance of any proclamation issued by the Governor during the Civil War and not duly mustered into the service of the United States and has been or hereafter shall be honorably discharged or relieved from such service and shall hereafter die within their county or shall die beyond their county and shall have a legal residence within their county at the time of his death

Section 522 Notice of Death of Deceased Service Men and Widows of Deceased Service Men All public officers agents and servants and all officers agents and servants of any county city township borough district or other municipality or of any almshouse prison morgue hospital home or other public institution having the control or custody of the body of any deceased service man or of any widow of a deceased service man shall immediately upon the death or arrival of such body notify the county commissioners of the county wherein such death may have occurred or wherein such deceased service man or widow of a deceased service man had his legal residence

Section 523 Expenditures in Aid of Funeral Expenses of Deceased Service Men and of Widows of Deceased Service Men The board of commissioners shall expend the sum of seventy-five dollars ($75.00) toward the funeral expenses of any deceased service men or of the widow of any deceased service man Such county commissioners shall not contribute any moneys toward such funeral expenses where the total expense of any such funeral including said allowance of seventy-five dollars ($75.00) shall exceed four hundred dollars ($400.00) nor unless application for the payment of such moneys shall be made within one year after date of the burial of such deceased service man The warrants for such payments shall be made payable only to the person of persons who have buried the bodies for which the warrants are drawn

Section 524 Commissioners to Ascertain Facts in Case of Widows It shall be the duty of the county commissioners before making any payment for the funeral expenses for the burial of the body of any widow of a deceased service man first to satisfy themselves by a careful inquiry and examination of all the circumstances if such person is the widow of a deceased service man and that such widow died in their county or having died beyond their county shall have a legal residence within their county at the time of her death

Section 525 Purchase of Lots in Burial Grounds for Burial of Deceased Service Men The board of commissioners may at the expense of the county purchase plots of ground in any cemetery or burial ground in the county for the interment of deceased service men The purchase price of said plots of ground shall not be charged against or allotted as part of the cost of burial of any deceased service man who may be buried in any said plots under the provisions of this act

Section 526 Headstone for Deceased Service Men The county commissioners shall also on the application of any relatives of any deceased service man buried within the county or upon the application of any friends where there is no objection by the nearest relative and in either case upon approval of any organization of the veterans of any wars in which the United States was engaged cause a headstone to be placed at the head of the grave of such deceased service man containing his name and if possible the organization to which he belonged or in which he served in letters raised or cut in at least three-sixteenths of an inch deep Such headstone shall be of either marble or granite and shall be placed or set in a concrete base The expense of the same shall be paid by the county and shall not exceed the sum of fifty dollars for each headstone All warrants for the payment of said expense shall be drawn in favor of the party or parties furnishing such headstone

Section 527 Markers for Graves of Deceased Service Men The board of commissioners shall from time to time as is considered expedient by them procure at the expense

of the county markers made of suitable material for the grave of each deceased service man buried within the limits of any city borough township or district and upon the petition of any ten reputable freeholder of the city borough township or district where any such deceased service man is buried a marker shall be placed upon the grave of such deceased service man for the purpose of permanently marking and designating such grave for memorial purposes If such deceased service man was a veteran of any war for which the Government of the United States issued discharge buttons the markers designated for their graves shall include a facsimile of said discharge button

Section 528 Appropriation for Memorial Day The board of commissioners shall appropriate annually to each post of the Grand Army of the Republic in the county except such posts as are situated in cities of the first second or third class or to a regular organized Memorial Day or similar organization where there was heretofore an established post in which latter case a certified list of expenditures shall be furnished the said commissioners a sum not to exceed fifty dollars to aid in defraying expenses of Memorial Day Provided That if upon the certificate of such organization it appears to the county commissioners that the said organization recorated or will decorate over five hundred (500) graves the county commissioners may pay to the said organization the sum of one hundred ($100) dollars

(c) Memorial Day Observance

Section 531 Appropriations To Veteran's Associations For Expenses Of Memorial Day The board of commissioners may appropriate annually to each camp of the United Spanish War Veterans and to each post of the American Legion and to each post of the Veterans of Foreign Wars and to each Naval Association and to each post of the Grand Army of the Republic and to each post of the Disabled American Veterans of the World War and to each organization of ex-service men incorporated under the act of April twenty-ninth one thousand eight hundred and twenty-four and the supplements thereto in the county a sum not to exceed one hundred dollars to aid in defraying the expenses of Memorial Day

Section 532 Flags To Decorate Graves It shall be the duty of the county commissioners to provide flags on each Memorial Day with which to decorate the graves of all honorably discharged soldiers sailors and marines buried within the county The flags to be used for said purposes shall be of one standard size and shall be purchased at the expense of the county from moneys in the county treasury

Said flags shall be furnished to various veterans' organizations in which numbers as they shall require for their respective communities

The moneys expended by any county under the provisions of this section shall be in addition to moneys appropriated by counties for Memorial Day purposes

(d) History

Section 536 County War History The county commissioners of any county may either independently or in connection with any other municipality or municipalities within their respective county or any society or organization appropriate money for the compilation and publication of a County War History

Section 537 Payment to Historical Societies The board of commissioners may pay out of the county funds not otherwise appropriated and upon proper vouchers being given a sum not exceeding one thousand dollars annually to the historical society of the county to assist in paying the running expenses thereof If there are more than one such societies in the county such payment may be made only to the oldest society Where any such society is comprised of residents of more than one county the commissioners of said respective counties may jointly pay a said sum in such proportion as they shall agree

No such appropriation shall be renewed until vouchers have been filed with the commissioners showing that the appropriation for any prior year has been expended for the purpose herein designated

Section 538 Qualification of Society In order to entitle any historical society to the said appropriation the following conditions shall have been first complied with It shall have been organized at least three years incorporated by the proper authority and have an active membership of one hundred persons each of whom shall have paid into the treasury of said society a membership fee of at least two dollars for the support of the same it shall hold at least two public meetings yearly whereat papers shall be read or discussions held on historic subjects it shall have establihed a museum wherein shall be deposited curios and other objects of interest relating to the history of the county or state and it shall have adopted a constitution and code of by-laws and elected proper officers to conduct its business

(e) Miscellaneous Appropriations

Section 541 Appropriations to Certain Hospitals The board of commissioners may appropriate moneys for the support of any hospital located within or without the limits of such county which is engaged in charitable work and extends treatment and medical attention to residents of such county

Section 542 Appropriation to Society Maintaining Tuberculosis Sanatorium for Maintenance of Indigent Residentsof the County The board of commissioners may appropriate to any duly incorporated society chartered to maintain a sanatorium for the treatment therein of persons suffering from tuberculosis so much money as may be necessary for the maintenance of indigent persons residents of the county who may be inmates of such sanatorium and under treatment for tuberculosis Said appropriation shall not exceed for each indigent inmate the sum of ten dollars per week payable every three months at the end of the period The board of commissioners shall at all times have free access to such sanatorium for inspection of its management and for the ascertainment of the number of indigent receiving treatment therein

Section 543 Appropriations to Societies for Prevention of Cruelty to Animals The board of commissioners may appropriate moneys toward the maintenance of any organization or society incorporated under the laws of this Commonwealth for the prevention of cruelty to animals and which for a period of at least two years prior to making of such appropriation shall have been engaged in carrying out the purposes of its incorporation in whole or in part within said county

Section 544 Pennsylvania State College Limitation in Amount Purposes The board of commissioners may appropriate a sum not to exceed thirty-five hundred dollars ($3,500) annually for agricultural extension work in cooperation with the Pennsylvania State College in encouraging improved methods of farm management and home economics and giving practical instruction and demostrations in agriculture for the purpose of improving and developing the agricultural resources of the county and the money so appropriated shall be expended according to rules and regulations prescribed or approved by the board of Commissioners The board of commissioners may also where practicable and desirable provide offices in the county court house for headquarters for such cooperative work

Section 545 Agricultural or Horticultural Societies The county commissioners are hereby authorized to appropriate annually out of the current revenues of the county moneys to any incorporated agricultural or horticultural society or association located within the county The total amount of any such appropriation in any one county shall not exceed fifteen hundred dollars in any one year and where more than one such society or association is located in the county the amount appropriated may be distributed and divided among said societies and associations in such proportions and such amounts as the board of county commisioners in its discretion may determine

Section 546 Supression of Animal and Plant Diseases Etc The board of county commissioners is hereby authorized to appropriate money from county funds for the purpose of controlling and suppressing dangerous infectious diseases and insect pest in cooperation with the Department of Agriculture of Pennsylvania

For the purpose of carrying out the provisions of this act the board of county commissioners may enter into agreements with the Pennsylvania Department of Agriculture concerning terms rules regulations and practices for conducting the work

(f) Foresty

Section 551 Reforestation The board of county commissioners may at its descretion appropriate and pay out money from county funds and upon proper vouchers being given to aid in the planting of trees and the establishment of county tree nurseries in aid of the reforestation of woodlots of farms or other lands denuded of timber trees which it is desired to reforest

Section 552 Payments to Persons Maintaining Timber Lands The board of commissioners shall pay to the own-

er or owners of any land within the county planted with forest or timber trees not less than twelve hundred to the acre during the period that the said trees are maintained in sound condition upon said owner or owners making due proof thereof the following sums of money

For a period of ten years after the land has been so planted a sum equal to ninety per centum of all taxes annually assessed and paid upon the said land or so much of the said ninety per centum as shall not exceed the sum of forty-five cents per acre

For a second period of ten years a sum equal to eighty per centum of said taxes or so much of the said eighty per centum as shall not exceed the sum of forty cents per acre

For a third and final period of ten years a sum equal to fifty per centum of the said taxes or so much of the said fifty per centum as shall not exceed the sum of twenty-five cents per acre

Section 553 Payments on Lands Cleared of Merchantable Timber The board of commissioners shall pay to the owner or owners of forest or timber land within the county which has been cleared of merchantable timber who shall at any period after such land has been so cleared maintain upon the said land young forest or timber trees in sound condition in number at least twelve hundred to the acre the sum of money mentioned in the preceding section of this act upon such owner or owners making due proof of such facts The first period of ten years shall in such cases be counted from the time that said land has been cleared of merchantable timber

Section 554 Thinning Out of Trees Limitation of Provisions After any land has been so planted or maintained for at least ten years the owner or owners thereof may thin out and reduce the number of trees growing thereon to not less than six hundred to the acre so long as no portion of the land shall be absolutely cleared of such trees The benefits of the two preceding sections of this act shall not be extended to nurserymen or others growing trees for sale for future planting

(g) Floods

Section 561 Prevention and Control of Floods The board of commissioners may borrow and appropriate and expend money for the purpose of cleansing regulating improving and controlling rivers and streams lying within their respective boundaries either in whole or in part for the prevention and control of floods They may make contracts and expenditures for the cleansing regulation improvement and control of such rivers and streams and for the prevention and control of floods by storage or retaining reservoirs or otherwise in parts of the same beyond the limits of the county or of the State when in their judgment the same may be necessary and for the benefit of the county They may also make appropriations and expenditures for the purpose of investigating and examining or for assisting in the investigation and examination of the condition of such streams within or without the bounds of the county or of the State for the purpose of facilitating the ends aforesaid The board of commissioners may enter into such arrangements and agreements with the Secretary of War or other public authority empowered to act in the premises under any law of the United States or of this or any other State as may be necessary and proper for such purposes with a view to harmonious and efficient action and proportionate contribution as nearly as may be arrived at or be practicable In exercising the powers herein conferred the county commissioners may in their discretion subject to the limitation of the Constitution issue interest bearing bonds of the county

Section 562 Appropriation by Second Class Counties for Purpose of Controlling Floods The board of commissioners of counties of the second class may appropriate and expend out of the moneys of the county annually a sum not exceeding ten thousand dollars or so much thereof as may be necessary for the purpose of investigating and examining or assisting in the investigation and examination of the condition of such streams and rivers as may be wholly or partially within the boundaries of the county for the purpose of controlling floods

(h) Gas Wells and Railroads

Section 566 Drilling Gas Wells and Laying Gas Lines The board of commissioners of counties situated in regions wherein natural gas is known to be obtainable may contract for the drilling of gas wells upon any lands owned by the county for the purpose of furnishing gas for light and fuel to the county buildings and for other purposes For that purpose they may also contract for the laying of gas lines equipped with such modern appliances and machinery as may be necssary All such contracts including contracts for the building of rigs or derricks and the purchase of machinery shall be made by the board of commissioners only after the specifications therefor have been published in at least two newspapers of general circulation published in the county seat representing the two dominant political parties in the county of the time and place of letting said contract or contracts At such time and place the bids shall be publicly opened and the contract or contracts awarded to the lowest and best bidder

Section 567 Contracts for Relocation Change or Elevation of Railroads The board of commissioners may enter into contracts with any railroad companies whereby the said railroad companies may re-locate change or elevate their railroads within the county in such manner as in the judgment of the board may be best adapted to secure the safety of lives and property and promote the interest of the county For such purpose the board shall have power to do all acts that may be necessary and proper to effectually carry out such contracts

(i) Canals and Waterways

Section 571 Bond Issue to Aid in Construction of Certain Canals or Waterways The board of commissioners may increase the indebtedness of the county and issue bonds thereof to aid in the construction of any canal or waterway and its appurtenances whenever the State of Pennsylvania or a commission board or other agency there of incorporated or otherwise shall be authorized by any present or future law or laws of this State to construct maintain and operate a canal or navigable waterway to connect the Great Lakes or the Atlantic Ocean with any navigable waters of this State by a route situate within or partly within and partly without this State and with termini as in said law or laws generally indicated and such law or laws provide for such construction by such voluntary contributions or appropriations in money or bonds at their par value as heretofore shall have been made or as hereafter may be made pursuant to the authority of any present or future laws by the United States any of the several states of the United States and various counties cities towns municipal corporations or other political subdivisions of such states or by some or all of the United States states and other public authorities for the collection of tolls and charges for the use of such canal or waterway and appurtenances but only to such extent as may be necessary to provide for the cost of the maintenance operation and improvement thereof and to repay contributions made in money or in bonds at their par value and the interest on such bonds and for the distribution of any surplus revenues of such canal or waterway and appurtenances among such contributors to the cost of construction substantially pro rata according to the amount of their several contributors to such extent as may be necessary to repay said contributors the amount of their several contributions

Section 572 Petition to Court Notice of Hearing At any time after the Legislature of this State shall have enacted a law or laws as contemplated by the preceding section of this act a petition may be presented to the court of quarter sessions of any county signed by a number of qualified electors of the county equal to at least five per centum of the largest vote cast in the county for any candidate at the last preceding municipal election at which county officers were elected and verified by the affidavits of at least five of such petitioners stating that in the judgment of such petitioners such county by reason of its location or commercial or industrial interests will be benefited by the construction of the canal or waterway authorized by such law or laws and that it is desirable that bonds of the county should be issued in aid thereof and praying said court to order an election to be held at a date stated in said petition upon the question of increasing the indebtedness of the county to be represented by its bonds to be issued in aid of such canal or waterway in such aggregate principal amount as may be stated in said petition

If said petition shall appear to said court of quarter sessions to be in proper form it shall file the same fix a date for a hearing thereon not more than thirty days thereafter and direct such notice of the hearing to be given to the county commissioners of said county and to the public generally by advertisement in a newspaper circulating in the county or by posting as to said court may seem proper

Section 573 Hearing Any person interested including the county commissioners may file exceptions to said petition prior to the day fixed for the hearing and at such hearing any person in interest may be heard The court may hear evidence and call witnesses but shall not be required to inquire into the matters set forth upon the judgment of the petitioners as to the benefit to the county resulting from the construction of said canal or waterway and the desirability of the issue of bonds as set forth which matters shall be deemed to depend upon the result of the election prayed for If the court shall find that such petition conforms to the requirements of this act it shall by order direct the county commissioners to call an election to be held in said county on the day specified in said petition for the purpose of taking a vote of the electors upon the question of the increase of indebtedness and issuance of bonds of the aggregate principal amount set forth in the petition

Section 574 Election Such election shall be called held and conducted in the manner provided by section three of an act of the legislature of Pennsylvania entitled "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" approved April twentieth eighteen hundred seventy-four (Pamphlet Laws sixty-five) and the acts amendatory thereof and supplemental thereto except that the county commissioners shall not be required to signify their desire to make the increase of indebtedness in question or to fix the date of the election which latter shall be determined by the petition All expenses incident to the calling and holding of such eletcion shall be paid by the county

If by the returns of such election it shall appear that the majority of the electors voting on the question of the increase of indebtedness and issuance of bonds shall have voted in favor of such increase and issuance of bonds the county commissioners shall issue bonds of the county as hereinafter provided If at any such election a majority of the votes cast for and against such increase and bonds shall not be in favor of such question then no further election upon such question shall be held during the year following The power hereby conferred shall not be exhausted by a single submission to a vote and a favorable vote thereon

Section 575 Execution and Issuance of Bonds Whenever any officer of the State of Pennsylvania or any commission board or other agency thereof or any officer of such commission board or other agency thereunto duly authorized by any present or future law of the State of Pennsylvania shall certify to the county commissioners of any county which shall have voted to issue bonds to aid in the construction of any canal or waterway that contributions or appropriations in money or bonds at their par value have been authorized at least equal in amount to the estimated cost of such canal or waterway and appurtenances and county commissioners shall by resolution provide for the issuance and execution in the manner provided by the general law of the amount of bonds authorized by the electors Such bonds shall thereupon be executed and the treasurer or controller shall deliver the same to the Treasurer of the State of Pennsylvania Said bonds shall bear such date and run for such term not exceding thirty years from their date bear such rate of interest not exceeding six per centum per annum payable annually or semi-annually and be in such form either coupon or registered or coupon and registered combined of such denomination and payable as to both principal and interest at such place or places as the county commissioners by resolution may provide and shall contain a recital that they are isued pursuant to the authority of sections five hundred and seventy-one to five hundred and seventy-four of this act Such recital shall be conclusive evidence of their validity and of the regularity of their issue

Section 576 Tax to Pay Interest and Principal Sale of Bonds The resolution authorizing and directing the execution and delivery of said bonds shall provide for the collection of an annual tax on the taxable property of the county sufficient to pay the interest and also the principal thereof within thirty years Such tax may be assessed levied and collected without regard to any limitation or restrictions contained in any other law or laws upon the amount of taxes which may be assessed levied and collected

Said bonds may be sold from time to time at public or private sale for the best price obtainable but for not less than par and accured interest in such manner as may be provided by any present or future law of the State of Pennsylvania The proceeds thereof shall be applied to the cost and expenses involved in the construction of such canal or waterway and appurtenances but no purchaser of said bonds shall be liable to see to the application of such proceeds Before any of said bonds shall be sold all matured coupons if any thereunto belonging shall be detached therefrom and cancelled and delivered to the county commissioners of the county issuing the same

Section 577 Procedure to be Followed Limitations of Indebtedness In the authorization and issuance of any such bonds county commissioners and other authorities shall comply with the requirements of "An act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" approved April twentieth one thousand eight hundred and seventy-four (Pamphlet Laws sixty-five) and the acts amendatory thereof and supplemental thereto except in so far as the same may be inconsistent with the provisions of this act

Nothing herein contained shall authorize or require the county commissioners of any county to submit to the electors the question of increasing the indebtedness of said county or authorize or require said county commissioners to isue bonds in such amount that the indebtedness of such county will exceed seven per centum upon the assessed valuation of the taxable property therein as limited by article nine section eight of the Constitution nor shall the total amount of bonds isued by any county under the provisions of this act and outstanding at any time exceed two per centum of the last assessed valuation of the taxable property of such county

(j) Law Libraries

Section 581 Appropriations Law Library Committee The board of commissioners shall annually appropriate to the committee hereinafter provided such sum or sums as may be directed by the president judge of the court of common pleas of the county for the purchase and support of a law library to be kept in or near the court house of the county for the use of the citizens thereof

The money thus appropriated shall be expended under the direction of a committee of five members of the bar of the county to be appointed annually by the judge or judges of the several courts thereof who shall have power to fill any vacancies that may occur in said committee

Said committee shall have power to adopt such rules and regulations for the management of said library as may be expedient and necessary for the proper care and preservation of the same and shall at the end of every year report to the judge or judges aforesaid the condition of said library and account for all expenditures of money made by them in relation thereto which if approved shall be filed of record in the office of the prothonotary of said county

Section 582 Additional Appropriations In all cases where a law library has been or may be established in any county for public use the board of commissioners may annually make such appropriation as may in addition to any other source of revenue provided by law be necessary and sufficient to properly support and maintain such library

Section 583 Fines and Forfeitures Applied to Law Libraries in Counties of the Fourth Class All of the fines and forfeitures to which counties of the fourth class are by existing or future laws entitled are hereby directed to be paid at the discretion of the court imposing said fines and forfeitures in such proportion as said court may direct to the county treasurer of said county or to the committee hereinafter provided for the support and maintenance of a law library to be kept in or near the court house of said county for the use of the citizens thereof

The moneys to be used for law library purposes shall be expended for the support and maintenance of a law library under the direction of a committee of five members of the bar of said county to be appointed annually by the judge or judges of the several courts thereof who shall have power to fill any vacancies that may occur in said committee

Said committee shall have power to adopt such rules and regulations for the management of said library as may be expedient and necessary for the proper care and preservation of the same and shall at the end of every year report to the judge or judges aforesaid the condition of said library and account for all expenditures of money made by them in relation thereto which if approved shall be filed of record in office of the prothonotary of said county

Section 584 Counties of the Fifth Sixth Seventh and Eighth Class Fines Penalties Etc For Use of a Law Library If in any county of the fifth sixth seventh and eighth class of this Commonwealth where by law the fines penalties and moneys collected from forfeited recognizances are di-

rected to be paid into the treasury of the county for the use of a law library to be kept in the court house of said county for the use of the courts and the bar thereif and to be expended from time to time under the direction of a committee of the resident members of the bar appointed by the president judge the said fines penalties and moneys collected from forfeited recognizances are in the opinion of the court in excess of the amount required by the said committee for law library purposes the court of common pleas of said county may by its order direct all or any portion of such fines penalties or moneys from forfeited recognizances to be paid into the county treasury for the use of the county

Section 585 Digest of Laws and Decisions for Use of Justice of the Peace The county commissioners of each county in this Commonwealth may provide furnish and thereafter maintain to date in the court house an approved digest of the laws and court decisions of this Commonwealth which shall be available at all reasonable times for the use of the justice of the peace of the Commonwealth

(k) Rewards

Section 591 Rewards for Detection or Apprehension of Criminals The board of commissioners may when they deem the same expedient offer such reward in addition to that authorized by law as in their judgment the nature of the case requires for the detection or apprehension of any person charged with or perpetrating any felony or misdemeanor or aiding or abetting the same Upon the conviction of such person the county commissioners may pay such reward out of the county treasury but in no case shall the owner of any stolen horse be entitled to any of the reward for the detection or apprehension of the person guilty of the larceny In cases of misdemeanor the county commissioners must have the approval of the president judge of the court of common pleas of the county before offering or paying such reward

(l) Advertising

Section 596 Designation of Newspapers for County Advertising in Second Class Counties The board of commissioners in counties of the second class shall during the first week in January in each year designate the newspapers in which notices and advertisements to be published by or on behalf of the county shall be published during the ensuing year Such advertisements shall be published at regular current rates in not less than two if so many there be nor more than five daily newspapers of general circulation

ARTICLE VI

COUNTY PLANNING COMMISSION

Section 601 Creation and Powers in Second Class Counties In counties of the second class a department is hereby created to be known as the Department of County Planning which shall be in charge of the County Planning Commission consisting of nine persons who shall be residents of the county four of whom shall be residents of the city or cities therein and five of whom shall be residents of the boroughs and townships therein and who shall have knowledge and experience in respect to one or more of the following subjects finance commerce industry agriculture transportation architecture landscape architecture real estate building engineering social welfare civic administraton and law and at least seven of whom shall not be paid county employes to be appointed by the county commissioners three of them shall be designated to serve until the first day of January one thousand nine hundred and twenty-seven three of them until the first day of January one thousand nine hundred and twenty-nine and three of them until the first day of January one thousand nine hundred and thirty-one Their successors shall be appointed at the expiration of their respective terms to serve six years An appointment to fill a casual vacancy shall be only for the unexpired portion of the term Three shall constitute a quorum They may make and alter rules and regulations for their own organization and procedure consistent with their resolutions of the county commissioners and the rules of the Commonwealth They shall serve without compensation and make annually to the county commissioners a report of their transactions and recommendations They may employ engineers and other persons whose salaries and wages and other necessary expenses of the commission shall be provided for in the discretion of the county commissioners by proper appropriation and resolution

Section 602 Submission of Resolutions For Certain Improvements Reports Thereon All resolutions of the county commissioners relating to the location of any public building in te county and to the location extension widening enlargement ornamentation or parking of any street boulevard parkway bridge tunnel subway or underground road park playground or other public grounds to the vacation of any highway or portion thereof or to the making or alteration of the county plan of highways or to any surface underground or elevated railway shall be furnished to the County Planning Commission twenty days before their passage and adoption by the county commissioners The said commission may make a report or suggestion in relation thereto if it deems the report necessary or advisable for the consideration of the said commissioners If the said report is made by the commission prior to the expiration of the said twenty days the county commissioners may immediately proceed with the adoption of the said resolution All such reports when delivered to the said commissioners shall be for the information of the public as well as for the commissioners and the commissioners shall furnish to any newspaper of the county on request for publication a copy of any such report

Section 603 Appearance in Court The County Planning Commission may appear in any proceeding in the court of quarter sessions of said county with reference to the opening or vacation of any public road or highway bridge tunnel subway or underground road and file a report stating its views with reference thereto and may produce testimony before the said court in connection therewith

Section 604 Maps of County The County Planning Commission may make or cause to be made and laid before the said county commissioners and in its discretion cause to be published a map or maps of the county and any portion or portions thereof including the territory extending three miles beyond the county limits showing the highways and other public improvements hereinbefore specified and other natural or artificial features and also locations proposed by it for any new highways or other of such improvements or any widening extension or relocation of the same or any change in the county plan by it deemed advisable

Section 605 Recommendations to County Commissioners and Others It may make recommendations to the said commissioners from time to time concerning any such matters and things aforesaid for action of the county commissioners thereon and in so doing have regard for present conditions and future needs and growth of the county and the distribution and relative location of all the principal streets and railways waterways and all other means of public travel and business communication as well as the distribution and relative location of public buildings public grounds and open spaces devoted to public use and the planning and laying out for dwelling and business purposes of private grounds brought into the market from time to time

The County Planning Commission may make recommendations to any public authorities or any corporations or individuals in such counties with reference to the location of any buildings structures or works to be erected or constructed by them

ARTICLE VII

EMINENT DOMAIN AND INJURY TO PROPERTY

Section 611 Eminent Domain County May Enter Upon Land et cetera In all cases where the right of eminent domain is conferred by the provisions of this act the county may enter upon appropriate take injure or destroy private lands property or material

Section 612 Certain Property Not To Be Taken By Eminent Domain The power conferred by this act shall not be exercised to enter upon appropriate take injure or destroy any church property graveyard cemetery or dwelling houses or the curtilage of the same in the actual occupancy of the owner

Section 613 Right of Entry on Private or Public Property To Make Preliminary Surveys et cetera For the purpose of making all necessary preliminary surveys in order to prepare plans and estimates the board of commissioners and the persons by them employed for such purposes may enter upon private or public property and designate by proper marks upon the ground the line of any improvement proposed to be made and constructed under and for the purpose herein authorized

Section 614 Right of Damages Against County for Taking Property and Materials in Certain Cases The right to damages against counties is hereby given to all owners or tenants of lands property or material appropriated injured or destroyed by the county in cases where the right of eminent domain has been exercised and to all owners tenants of lands property or material abutting on or through which pass roads or highways injured by the laying out opening widening vacating extending or grading

of such roads or highways or the changing of the grades or lines thereof the construction and the vacation of bridges and piers abutments and approaches therefor and the construction of sewers over upon or through such lands or property

Section 615 Agreement of Damages The county commissioners pursuant to a resolution duly adopted by a majority of the board may agree with the owner as to the amount of damages occasioned to any person for property taken injured or destroyed Such Agreement the county commissioners shall report to the court of common pleas Upon the approval thereof by such court such damages shall be payable by the county out of the general county funds or other funds provided for that purpose

Section 616 County to Furnish Bond when Immediate Possession is Desired Notice Upon Owner or Lessee to Quit Whenever the board of commissioners or the board of commissioners in conjuction and acting with the corporate authorities of any city borough town or township have selected any land property or material to be appropriated injured or destroyed by the right of eminent domain and desire immediate possession thereof and are unable to agree with the owner or owners upon the amount of damages due them for such appropriation injury or destruction or by reason of the absence or legal incapacity of such owner or owners no such agreement can be made they shall tender a bond to the said owner or owners or to the attorney or agent of any absent owner or to the guardian or committee of any one under legal incapacity in sufficient sum to secure him or them for damages and upon acceptance of said bond by the owner or owners of said land property or material the county shall have the right to immediate possession thereof In case the acceptance of said bond has been refused by the owner or owners the board of commissioners after written notice thereof has first been given to said owner or owners his or their agent attorney guardian or committee shall file the same in the court of common pleas and upon approval thereof by said court the county shall have the right to immediated possession of said land property and material

Section 617 Writ of Habere Facias Possession to Issue If the owner lessee or occupier shall refuse to remove his personal property therefrom or give up possession thereof the petitioner in the proceedings may serve written notice upon such owner lessee or his agent or the occupier to remove his personal property therefrom and give up possession of said lands property or materials within sixty days from the date of the service of said notice

If the owner lessee or occupier of said lands property or material shall refuse or neglect to remove his personal property therefrom and give possession thereof upon proof of the service of such notice being filed in the office of the prothonotary for the county in which said lands buildings or other property is located a writ of habere facias possessionem shall forthwith issue directing the sheriff to give to the party entitled thereto possession as is provided for by existing laws

Section 618 If Damages Cannot be Agreed on Court to Appoint Viewers and Fix Time for View Notice of View Quorum of Viewers In case the board of commissioners or a majority of them and the parties interested in the land property or material appropriated injured or destroyed by the county fail to agree upon the compensation to be made for the land property or material so taken injured or destroyed upon petition of such commissioners or a majority of them or any person or parties interested and whose land property or material is affected thereby to a court of common pleas of said county the said court shall appoint three viewers from the board of viewers and appoint a time not less than twenty nor more than thirty days thereafter when said viewers shall meet and view the land property or material to be so appropriated injured or destroyed The said viewers shall give at least ten days' notice by publication in the newspapers aforesaid of the time and place of their first meeting and shall also give notice thereof by handbills posted in conspicious places in the vicinity of the said proposed public improvement All the viewers shall act unless prevented by sickness or other unavoidable cause but a majority of the viewers may hear determine pass upon and report all matters relating to the view for which they were appointed

Section 619 Time of Appointment of Viewers Costs The viewers provided for in the preceding section may be appointed either before or at any time after the entry upon taking possession or injuring of said land property or material

The cost of said viewers and all court costs incurred including all advertising and notices in connection therewith shall be paid by the county except that when the right of eminent domain has been exercised by the county acting with the corporate authorities of any city borough town or township then all costs shall be borne equally by the county and city borough town or township

Section 620 Petition For Appointment of Viewers to Specify Liens on Property Sought to be Appropriated In all proceedings hereafter instituted for the condemnation and appropriation of land and property by eminent domain the petition for the appointment of viewers therein shall contain allegations specifying any judgments mortgages or other claims (hereinafter designated "liens") which are liens upon the land and property sought to be appropriated or condemned as aforesaid

Section 621 Testimony and Evidence Concerning Liens Testimony shall be taken in said proceedings to ascertain the amounts of said liens and the dates of the entry of the same and the amounts of said liens and the dates of entry thereof shall be found as facts by the viewers in said proceedings Certified lists of liens from the courts of the Commonwealth and the United States shall be prima facie evidence of the existence dates amounts dates of entry and places of record of said liens and unless modified or overcome by oral or documentary evidence shall be conclusive upon the parties thereto

Section 622 Procedure Rights and Liabilities Where Liens Exist When it appears that liens exist which are liens upon property sought to be condemned and appropriated a report of the facts found shall be made to the court Such report shall be subject to exceptions in manner to be regulated by the Supreme Court by general rule When the court has finally determined the findings in relation to the laws the court shall make an order directing the payment and distribution of the amount found to be payable as compensation to the parties entitled thereto First to the owners of said liens then to the owners of the property appropriated as aforesaid The parties interested shall have the right of appeal from said order of distribution to the Superior and Supreme Courts Payment in accordance with the order of distribution evidenced by a receipt of record in the proceedings shall absolutely discharge the party making the payments from all liens by any person copartnership association or corporation as against said property In such receipt and on the record thereof any claimant may reserve the right to proceed against any other property or assets of the owner of the property condemned for any balance due upon his lien

Section 623 Proceedings by and Before Viewers The said viewers having been duly sworn or affirmed faithfully justly and impartially to decide and true report to make concerning all matters and things to be submitted to them and in relation to which they are authorized to inquire and having viewed the premises and examined the land property or material to be appropriated injured or destroyed shall hear all parties interested and their witnessess and having a due regard to and making just allowance for the advantages which may have resulted or which may seem likely to result to the owner or owners of said lands or materials in consequence of the proposed improvement shall estimate detemine and assess the damages for the land property or material taken injured or destroyed and to whom the same is payable and the benefits if any in connection therewith Having so estimated determined and assessed the damages and benefits they shall prepare a schedule thereof and give notice to all parties to whom damages are allowed or against whom benefits are assessed of a time not less than ten days thereafter and of a place where said viewers shall meet and exibit said schedule and hear all exceptions thereto and evidence

Section 624 Notice of Meeting Notice of the time and place of said meeting shall be given in the manner provided by law for the service of summons in a personal action upon all parties allowed damages and against whom benefits have been assessed as shown by said schedule if the said parties can be found in the county or upon an adult person if any residing upon the property affected in case the owner or reputed owner cannot be found and to all others by publication in the newspaper or newspapers in which the first notices of said view were published When no service is made upon the owner reputed

owner or upon an adult person residing upon the property affected said notice where publication thereof has also been made shall be deemed to have been properly served if tacked or conspicouously posted on the premises The court may provide by whom the notice provided by this act shall be posted given and served and fix the compensation for said service

Section 625 Report to Court After making whatever changes are deemed necessary the said viewers shall make report to the court showing the damages alolwed and benefits assessed in each case and file therewith a plan showing the improvement and the land properties and materials taken injured or destroyed When said report is filed notice thereof shall be given by publication once in the newspaper or newspapers in which first notices of said view were published Said notice shall state the date of filing of the report and shall contain a schedule of the damages and benefits shown therein and shall further state that unless exceptions thereto are filed within thirty days from the date of filing the said report will be confirmed absolutely

Section 626 Certain Testimony Authorized In all proceedings arising from the exercise of the right of eminent domain it shall be competent for all witnesses called when duly qualified

(a) To state their opinion as to the market value of the property before the exercise of the right of eminent domain and as unaffected by it and its market value immediately after the excersise of the right of eminent domain and as affected thereby

(b) To state in detail and costs all the elements of benefit or damage which they have taken into consideration in arriving at their opinion

(c) In arriving at their opinion as to the market value immediately after the exercise of the right of eninent domain to add to their opinion of the market value before such exercise the cost or value of all the elements of benefit or advantage and to deduct therefrom all disadvantages or damage in order to arrive at the market value after such exercise of the right of eminent domain and as affected thereby

(d) In all proceedings to assess damages or benefits for the opening of any road or highway to take into consideration as one of the elements of advantage or disadvantage the cost of highway improvements

Section 627 Value of Property as Assessed for Taxation may be Offered in Evidence In all claims for damages against a county arising from the exercise of the right of eminent domain it shall be competent for the party or parties claiming damages to offer in evidence the value of the property affected as assessed for the purpose of taxation

Section 628 Unlawful Assessments In all cases of appropriation of land for public use other than for roads or highways it shall be unlawful to assess any portion of the damage done to or value of the land so appropriated against the other property adjoining or in the vicinity of the land so appropriated

Section 629 Vacation of Road when no Property is Taken Whenever viewers are appointed to vacate any road or highway and the vacation of the same takes no land from the owner abutting thereon if in the opinion of the viewers such vacation damages the property of the abutting owner they may award damages to such owner as though land has been actually taken

Section 630 Procedure when Building is on Line of Proposed Road Whenever in locating relocating opening widening straightening or extending any road or highway or parts thereof the same shall be found to pass through take or injure buildings barns or other valuable improvements thereon the said viewers or a majority of them shall have the right to recommend that such buildings and improvements situate in part or in whole on the road or highway so to be improved opened widened straightened or extended shall be permitted to remain thereon for such time as shall be deemed wise and proper and if the court shall approve the finding and report of said viewers or a majority of them the owner or owners of such buildings or improvements may continue to use and enjoy the same during the time by such viewers and the court fixed and determined But in case of the destruction vacation or abandonment of any such building within the time they are so authorized to remain such owners or owner shall not have the right to re-erect and reconstruct or retake such buildings or improvements within the line of such road or highway

Section 631 Time Limit For Report of Viewers Extension of Time Viewers appointed to assess the damages and benefits due to the appropriation injury or destruction of land property and material shall make their reports within a time which the court shall fix when so appointing them If the viewers so appointed shall for any reason appearing sufficient to the court be unable to file their report within the period so fixed the court may either before or after the expiration of the time fixed extend the time for the filing of such report

Section 632 Exceptions To Report Upon the report of said viewers or any two of them being filed in said court any party interested may within thirty days thereafter file exceptions to the same and the court shall have power to confirm said report or to modify change or otherwise correct the same or refer the same back to the same or new viewers with like power as to their report When said report is first filed in court the prothonotary thereof shall mark the same "confirmed nisi" and in case no exceptions are filed thereto within said thirty days he shall enter a decree (as of course) that said report is confirmed absolutely Within thirty days after the confirmation modification changing or correcting of said report any interested party may appeal from said decree to the Superior Court or to the Supreme Court as the case may be

Section 633 Demand For Jury Trial Within thirty days after said report is filed in court as aforesaid such county and any party whose property is taken injured or destroyed may appeal to the court of common pleas and demand a trial by jury according to the course of the common law The court of common pleas shall within thirty days order what notices shall be given in connection with any part of said proceedings and make all such orders as it may deem requisite and may by rule or otherwise prescribe the form of the pleadings After verdict and final judgment either party may have an appeal to the Superior Court or Supreme Court as in other cases

Section 634 Payment of Damages and Costs All damages agreed upon or awarded and all costs and expenses incurred shall be paid by the county except in cases where an appeal is taken by any party in interest from the award of the viewers and the appellant does not recover any greater amount than the viewers award in which case the appellant shall pay all costs of such appeal

Section 635 Collection of Awards Upon the final confirmation of the report of the viewers the party or parties to whom an award has been made shall have the right to take such further appropriate legal proceedings as may be necessary and proper to enforce payment of said confirmed award either in nature of a writ of mandamus execution or otherwise

Section 636 Title to Vest Upon Payment of Award Upon payment of the compensation for land or property in accordance with the order of distribution title to such land or property shall vest in the county in accordance with provisions of the law under which the appropriation is made and all claims for compensation shall be deemed paid and satisfied

Section 637 County to Pay Money Into Court in Case of Adverse Claims Procedure If any person or persons shall claim adversely to each other any estate or interest in the land property or material selected by the board of commissioners to be appropriated injured or destroyed for the purposes mentioned in this act and the viewers shall not be able to determine who are the owner or owners of said land property or material or the value of their estates and interests therein they shall so report valuing the land property or material as a whole and upon the confirmation by the court of the report of said viewers if no appeal shall be taken therefrom the commissioners of the county shall pay into the court the whole of the said valuation money and thereupon the title to the land property or material and the estates and interests of all the owners thereof shall become vested in fee in the county acquiring and taking said land property or material The court of common pleas shall by rule process or motion require all said claimants to appear therein and may by an issue framed between them to be tried by a jury or by a reference to a master or by such orders and decisions as shall appear to be just under all the circumstances of the case determine the estate and interests of said claimants in said valuation money Upon the final determination of such proceeding the court shall direct said valuation money to be paid to the person or persons ascertained to be entitled thereto

Section 638 Appeals by Adverse Claimants In case any

of said claimants shall appeal from the award of said viewers the county commissioners may upon filing in the court having approved thereby a bond in double amount of said award to the said owners and claimants for the benefit of the persons owning said land property or material with at least two sufficient sureties conditioned for the payment by the county of such an amount as the owner or owners shall be entitled to receive for said ground when the same shall have been finally ascertained by due course of law lawfully enter upon and take possession of said land property or material The said court shall thereupon proceed to determine the estates and interests of said claimants in said land property or material as is hereinbefore provided when the valution money is paid into court Which said proceeding shall be finally determined before the issue framed upon the said appeal shall be tried and if it be determined that the party appellant has no estate or interest in said land property or material his appeal shall be disallowed

Section 639 Payment Into Court When Award is Refused or When Parties Cannot be Found Any amount of money awarded as herein provided if refused by the person or persons entitled thereto or if the person or persons entitled thereto cannot be found shall be paid into court and thereafter all such persons shall look to said fund for all damages accuring by reason of the appropriation injury or destruction of such land property or material

Section 640 Notice to Owner to Quit After Payment of Damages as Assessed In case any land or property selected by the board of commissioners or by the board of commissioners in conjuction and acting with the corporate authorities of any city borough town or township to be appropriated injured or destroyed and said land or property has improvements thereon in the actual occupancy of any person or persons and such person or persons has had his her or their damages assessed and paid thirty days' notice to vacate the same shall be given to the party or parties so in actual possession In case of refusal or neglect on the part of any one to obey said notice the board of commissioners may at the expiration of said thirty days enter upon and eject or cause to be ejected any of the parties so refusing or neglecting to vacate and use force enough by themselves agents or employes to accomplish the same

Section 641 Appropriations of Right of Way or Easement In any action brought to ascertain or recover damages caused to any owner of lands by reason of the appropriation of a right of way or easement in such lands by any county where such owner of lands and such county cannot agree upon the amount of damages payable to such owner the parties may by agreement waive the right to have such damages assessed by viewers Such owner may thereupon file his statement and claim in the court of common pleas and rule the defendant to plead thereto within fifteen days from notice of such rule duly served upon said county and the said suit shall be proceeded with the same as if an award of viewers had been filed and an appeal had been taken therefrom

Either party to such action shall have the right during the trial to demand and have the jury which may be selected to try said cause visit and view the premises over or through which the right of way or easement extends before rendering a verdict in such case

Section 642 Discontinuance of Proceedings by County Prior to Entry Upon Taking Et Cetera In case the county shall discontinue any proceedings taken providing for the appropriation injury or destruction of any land property or material prior to the entry upon taking or appropriation thereof and before judgment therein the said county shall not thereafter be liable to pay any damages which have been or might have been allowed but all costs upon any such proceedings had thereon shall be paid by the county together with any actual damages loss or injury sustained by reason of such proceeding the amount of the same may be determined and fixed by the court in which such proceeding was pending

## ARTICLE VIII
## GROUNDS AND BUILDINGS

### (a) General Provisions

Section 651 Title to Real Estate Vested in County The title to all court houses jails prisons and workhouses together with the lots of land thereunto belonging or appertaining and all other real property acquired or that may hereafter be acquired by or for the use of the county shall be and they are hereby vested in the county for the use of the people thereof and for no other use

Section 652 Buildings to be Kept in Order and Repair Altering Adding to or Enlarging The board of commissioners shall keep and maintain the public buildings of the county in suitable and convenient order and repair and may when necessary having first obtained the approval of the grand jury and of the court of quarter sessions of the county alter add to or enlarge the same

Section 653 Temporary Court House Whenever the court house or place appointed by law for holding any of the courts shall be unsafe shall have been destroyed or under repairs the board of commissioners shall procure some other convenient place at the county seat to be approved by the court for holding such courts

Section 654 Separate Rooms for Women Jurors The board of commissioners shall provide and maintain a separate room or rooms at or adjoining the court house upon order of the court for the comfort accommodation and convenience of women jurors and such rooms shall be provided with suitable furniture for the use of women jurors who may be serving upon juries unable to bring in verdicts upon the day in which the case was placed in their hands These rooms shall also be equipped with mirrors toilets beds and other conveniences necessary to provide for the safety comfort and convenience of the occupants thereof

Section 655 Room or Building for Juvenile Offenders Waiting Trial The board of commissioners shall provide furnish and heat within the county a separate room or rooms or a suitable building to be used exclusively for the confinement of any and all children under the age of sixteen years who may be in custody awaiting trial or hearing in the courts of the county and provide for the maintenance and care of such children while in custody

Section 656 Disorderly Conduct in and About Court Houses and Jails Prohibited It shall be unlawful for any person to cause any outcry or disorder or be guilty of any indecent or unbecoming conduct tending to disturb the peace and good order which should prevail in the county court house jail or other county buildings or to wilfully or carelessly defile deface or injure the floors walls or any other portion of said buildings or fences or railings surrounding the same or the carpets furniture or other article or things used in or about said buildings belonging to the county Any person violating any of the provisions of this section shall upon summary conviction be sentenced to pay a fine not exceeding ten dollars In case such person shall neglect or refuse to pay the same he or she shall suffer an imprisonment not exceeding thirty days

Section 657 Watchmen and Employes The board of commissioners may appoint one or more officers or watchmen to guard and protect the county buildings and to enforce the provisions of this act relating thereto Such officers or watchmen shall have power to arrest on view any person violating the same

The board of commisisoners shall employ all janitors firemen engineers mechanics laborers and caretakers of all county buildings and grounds Such watchmen and employes shall be paid such compensation as shall be fixed by the salary board or by the commissioners in counties where there is no salary board

Section 658 Display of Municipal Flags on County Buildings Authorized It shall be lawful to display the flag of any county city borough or other municipality in the State on the public buildings of any county

Section 659 Furnishing Rooms for Meetings of Veterans of certain Wars and of sons of Veterans The board of commissioners may in their discretion upon application therefor furnish to each organization composed of veterans of the Civil War veterans of the Spanish-American War veterans of the War with Germany and Austria veterans of any foreign war and sons of veterans a room or rooms in any public building of such county sufficient for the meeting of each of such organizations at least once each month

Section 660 Plans of Buildings to be Submitted to Court Letting of Contract Notice Approval Whenever the board of commissioners are authorized and required to erect a court house jail or other county building they shall submit the plans and specifications adopted by them to the judges of the court of common pleas for their approval and when it is obtained they shall let the work by contract to the lowest and best bidder after three weeks' public notice in two newspapers published in the county which contract or contracts shall be made subject to the approval of the said judges

Section 661 List of Quantities of Materials Required for Buildings In the letting of contracts for the erection and construction of any public building when plans and specifications for same shall be submitted for bids the same shall be accompained by a bill or list of quantities of materials required for such buildings to be prepared and furnished by the architect or engineer preparing the plans which bill or list shall be attached to the specifications and shall be for a guide to bidders in making their estimates of materials required and a means by which bidders may test their own estimates Provided however That the correctness of such bill or list of materials shall not be taken as being guaranteed by the authorities submitting such plans and specifications for bids

Section 662 Separate Specifications and Contracts for Certain Items when entire Cost Exceeds One Thousand Dollars In the preparation of specifications for the erection construction and alteration of any public building when the entire cost of such work shall exceed one thousand dollars the architect engineer or other person preparing such specifications shall prepare separate specifications for the plumbing heating ventilating and electrical work and the board of commissioners shall receive separate bids upon each of the said branches of work and award the contract for the same to the lowest responsible bidder for each of said branches

Section 663 Additional Bond to Protect Labor and Materialmen on Contracts The board of commissioners shall in the improvement of lands or in the erection alteration addition or repair of edifices and public buildings of any kind have power to require of the contractor or contractors employed in and about said improvements an additional bond with sufficient surety or sureties providing for the payment of all labor and material entering into the said improvements

Section 664 Right of Action on Bond in Labor and Materialmen The labor and materialmen furnishing labor and material in and for said improvements upon the contract of said contractor shall have the right according to law to sue in an action of assumpsit in the name of the obligee for his or their use upon said bond upon proof of said contractor's failure to pay for said labor or material

Section 665 County to Employ Registered Professional Engineers on Public Work It shall be unlawful for the board of commissioners to engage in the construction of any public work involving, engineering unless the plans and specifications and estimates have been approved by and the construction supervised by a registered professional engineer Provided That nothing in this section shall be held to apply to any public work wherein the contemplated expenditures for the completed project does not exceed two thousand ($2,000) dollars

Section 666 Compliance with Workingmen's Compensation Act All contracts executed by the board of commissioners which shall involve the construction or doing of any work involving the employment of labor shall contain a provision that the contractor shall accept in so far as the work covered by any such contract is concerned the provisions of the Workingmen's Compensation Act of one thousand nine hundred and fifteen and any supplements or amendments thereto and that the said contractor will insure his liability thereunder or file with the board of commissioners a certificate of exemption from insurance from the Bureau of Workingmen's Compensation of the Department of Labor and Industry

Section 667 Proof of Acceptance of Act or Exemption From Insurance to Precede Execution of Contract The Board of commissioners before signing on behalf of the county any contract requiring in its performance the employment of labor shall require proof that the said contractor with whom the contract is made shall have accepted the Workingmen's Compensation Act of one thousand nine hundred and fifteen and any supplements or amendments thereto and proof that the said contractor has insured his liability thereunder in accordance with the terms of said act or that the contractor has had issued to him a certificate of exemption from insurance from the Bureau of Workmen's Compensation of the Department of Labor and Industry Any contract executed in violation of the provisions of this and the preceding section shall be null and void

Section 668 County May Require Public Work Done Within Certain Territorial Limits The board of commissioners may provide by contract that any portion or all of the work on any county building or public work for the county shall be done within the territorial limits of the county for which the said work is being performed

Section 669 Purchase of Ground and Erection of Buildings For Certain Purposes Authorized When it appears to the county commissioners that the necessities of the county require ground at the county seat for the purpose of the erection or extension of such building or buildings as may be necessary for the accommodation of the courts and of the several officers of the county and for the reception and safe-keeping of the records and other papers in charge of such officers and also ground at or near the county-seat for the purpose of the erection or extension of such other building or buildings as may be necessary and proper for the purpose of a county jail or workhouse or any or either of them they may purchase ground for such purposes and cause to be erected thereon the necessary buildings for which said ground was purchased subject to the approval of the court of quarter sessions

In case the ground so selected by the commissioners for any of such purposes cannot be obtained by agreement with the owner or owners at a price reasonable in the estimation of said commissioners or by reason of the absence or legal incapacity of any such owner or owners no such price or value can be agreed upon the board of commissioners shall proceed to acquire the same by the right of eminent domain and the proceedings for the ascertainment of damages for such property land or materials taken injured or destroyed shall be in the manner and subject to the restrictions and procedure provided in article six of this act

Section 670 Jails To Be Constructed So As To Permit Separate Confinement of Inmates Every county prison which shall be hereafter erected shall be so constructed that every person commited thereto whether upon conviction or otherwise may be confined separate and apart from every other person committed thereto due regard being had in the plan of construction to the health of the persons to be so confined

Section 671 Erection of Jails in Counties of the Fourth Class Disposal of Old Buildings Whenever in any county of the fourth class the county jail prison or workhouse of such county is located in or upon a public park square or commons in the borough town or city then being the county-seat of such county and a new building or buildings are authorized and required to be erected in place of such county jail prison or workhouse the commissioners may erect such new building or buildings upon a site at or conveniently near the county-seat and if need be may purchase ground for the erection of such building or buildings Upon the completion of such new building or buildings the commissioners may dispose of such jail prison or workhouse building or buildings together with all the right title or interest of such county in and to the real estate upon which said building or buildinigs are situated for any public purpose including a war memorial either by sale or by gift or they may remove said building or buildings from said public park square or commons

Section 672 Joining with City in Improving Certain Streets and Highway The board of commissioners of counties now erecting or which may hereafter erect public buildings in any city may with the approval of the court of common pleas or if there be more than one of such courts then with the approval of all the courts of common pleas of such county join with the proper authorities of such city in the grading re-grading paving re-paving and improvement of so much of the streets and highways as are in upon or alongside of the grounds upon which said public buildings stand Said commissioners may enter into contract with any such city authorities for the payment of a just proportion of the expense of said grading re-grading paving re-paving and improvement of said streets and highways and may appropriate from the county treasury sufficient funds for this purpose

Section 673 Cooperating with Committee Appointed by City Said board of commissioners may act with any committee or committees which may be appointed by such city authorities to establish grades determine the kind and quality of paving materials to be used and ratify the contracts entered into by said city authorities in the course of said improvements No obligation shall rest upon the county for any proportion of the expenses of such improvements until the selections of grades and paving materials and the acceptance of bids by said city authorities shall have been

ratified by said board of commissioners and approved by the court or courts of common pleas

Section 674 Appropriations for Comfort Stations The board of county commissioners may appropriate moneys to assist any city or borough being the county-seat to construct and maintain comfort stations within the boundaries of the county

Section 675 Building on Public Square Rebuilt on Another Public Square Whenever the court house jail or other county building is located upon a public square or common in the borough town or city then being the county seat and a new building is authorized and required to be erected in place of such court house jail or other building the board of commissioners may erect such new building upon any other of the public squares or commons of said borough town or city or upon any part thereof Provided That the councils of the said borough town or city shall have first consented to such new location for said building

Section 676 Parks and Comfort Houses in Counties of the Second Class The board of commissioners of counties of the second class may purchase land to be used for park purposes or for the erection thereon of public comfort houses The land purchased for such puposes shall lie within the limits of such county and shall be contiguous to or in the vicinity of a county road and shall be outside the corporate limits of any city or borough The amount that may be expended for such purposes shall not exceed the sum of twenty-five thousand dollars in any one year nor the sum of five thousand dollars for any single park or any single comfort house The board of commissioners shall agree with the owner or owners of the land selected upon a reasonable price to be paid therefor The county may erect and maintain on the land such buildings as are necessary to fulfill the purpose for which the land was acquired

Section 677 Rules and Regulations The board of commissioners in second class counties may adopt reasonable rules and regulations necessary for preservation management and control of parks and public comfort houses so established and maintained and provide penalties for the breach thereof All rules adopted by the board of commissioners shall before becoming operative be published once a week for three consecutive weeks in three newspapers of general circulation in the county and shall be recorded in the office of the recorder of deeds in such county Any person violating any rules so adopted shall upon summary conviction be sentenced to pay a fine of not less than five dollars nor more than twenty-five dollars which will be payable to the county treasurer who shall add the fine to the fund for the improvement of county roads

(h) Monuments and Memorials

Section 691 Monuments and Memorials to War Veterans The board of commissioners may appropriate money for and provide for the erection of monuments or memorials commemorating the services of the soldiers sailors and marines in any war in which the United States has been or may hereafter be engaged The style and character of such monuments or memorials shall be approved by the state Art Commission

Section 692 Assistance to Private or Municipal Agencies The board of commissioners may in order to prevent duplication appropriate money to assist any individual private corporation city borough town or township in the erection of any monument or memorial for said soldiers sailors and marines Before any such appropriation is made the style and character of such monument or memorial shall be approved by the State Art Commission

Section 693 Erection or Completion of Monuments and Memorials Petition to Court Upon the petition of at least fifty citizens of the county to the court of quarter sessions for the erection or completion and maintenance of memorial monument or memorial hall in honor of the soldiers sailors and marines for such county who served in any war in which the United States has been or may hereafter be engaged the court shall lay the same before the grand jury and if approved by two successive grand juries and the court the board of commissioners may erect or complete any monument now partly erected but not completed and maintain at the county seat a suitable monument or memorial in honor of said soldiers sailors and marines

Section 694 Election on Memorial Hall Purchase or Condemnation of Site When the petition provided for in the preceding section has been approved by two successive grand juries and the court of quarter sessions the board of commissioners shall submit the question of the erection of a memorial hall to the electors of the county at the next election and if a majority of the votes cast on the question of the erection of a memorial hall shall be in favor of the same the board of commissioners shall erect at the county seat a memorial hall and acquire by purchase donation or by condemnation under the right of eminent domain the necessary site and erect and maintain thereon a suitable and proper memorial hall or building in memory of the soldiers sailors and marines of any such wars In case said election shall result adversely and a second petition shall be presented the same shall be laid before two successive grand juries and if approved then it shall be the duty of the county commissioners to again in like manner submit the question to vote at the next general or municipal election and if the result shall be favorable then it shall be the duty of the county commissioners to erect such hall at such place in the county as shall have been designated upon the ballot in the question submitted to the electors All proceedings for the condemnation of any property under the provisions of this section shall be in the manner and subject to the restrictions and procedure provided in article six of this act

Section 695 Existing Building May be Used If the site so secured has a hall or building already erected thereon which can be altered and improved so as to be made suitable for such memorial hall the board of commissioners may acquire such site in manner aforesaid for the purpose of a memorial hall

Section 696 Donations May be Accepted by Commissioners to Aid in Erection of Memorial Halls For the purpose of aiding in paying the purchase money and price for the site and erection and construction of such memorial hall voluntary donations and contributions may be accepted by the board of commissioners from individuals associations and organizations

Section 697 Maintenance of Hall Such memorial hall shall be and remain the property of and shall be maintained at the expense of the county

Section 698 Plan of Hall Special Rooms to be Provided Such memorial hall shall be in honor of the soldiers sailors and marines from said county who served in the Army and Navy of the United States in any war in which the United States has been or may hereafter be engaged Such memorial halls shall each contain one large assembly room or auditorium for public meetings of the soldiers sailors and marines of such county which may be used also for other public meetings and patriotic gatherings by the consent of the board of control herein provided for Such memorial hall shall also contain rooms for meetings of posts of the Grand Army of the Republic encampments of the Union Veteran Legion commanderies of the Loyal Legion camps of Sons of Veterans Women's Relief Corps Ladies of the Grand Army of the Republic chapters of the Daughters of the Revolution organizations of the Spanish-American War and Philippine Insurrection the American Legion Veterans of Foreign Wars and organizations of veterans of all other wars in which the United States has or may be engaged and also rooms for such committees of public defense and welfare as may be created by the State or as may be approved by the board of control hereinafter provided for Such memorial halls shall also provide room for the display and preservation of relics and trophies of all wars in which the United States has been or may be engaged photographs paintings and portraits busts and statues of the soldiers sailors and marines of the said counties and mural tablets upon which shall be inscribed the names of such soldiers sailors and marines Such memorial halls shall also contain waiting and rest rooms with lavatories attached

Section 699 Historical Society Room to be Made Fireproof The room for the county historical society shall be made as nearly fireproof as possible and be provided with the proper files and furnishing for preservation and storing of all historical data of the said county with reference to any and all subjects

Section 700 Board of Control A board of control is hereby created which shall have charge of all matters relating to such memorial hall and shall have the care thereof The board shall be composed of three members chosen by members of the Grand Army of the Republic three members chosen by members of camps of Spanish-American War Veterans and three members to be chosen by members of the American Legion The judges of the court of common pleas and the board of commissioners shall be ex-officio members of the board of control The selected members of the board

shall serve one year when their successors shall be selected Vacancies occurring shall be filled by the board for the unexpired term of the member whose death resignation or removal caused the vacancy

Section 701 Flagstaff To Be Erected Display of Flag A suitable flagstaff shall be erected upon said memorial hall from which shall be displayed the flag of the United States from sunrise to sunset on each and every day of the year

Section 702 Purchase or Condemnation of Additional Land Equipment Furnishing and Decorating Limit of Cost In any county in which there has been or may hereafter be erected a memorial hall in honor of the soldiers sailors or marines from such county who served in any war in which the United States has been or may be hereafter engaged upon petition of at least fifty (50) citizens to the court of quarter sessions setting forth that it is necessary or desirable to acquire additional land adjoining that upon which said memorial hall is erected to enhance and preserve the beauty and character of said memorial hall and the object had in its erection or that it is necessary or desirable to equip furnish and decorate said memorial hall or both the court shall lay said petition before the grand jury then or next sitting for their approval If said petition shall be approved by said grand jury it shall be certified back to the court If no exceptions thereto are filed within ten (10) days from the date upon which said petition was certified back to the court or if exceptions are filed and are dismissed the court shall confirm said petition absolutely and thereupon the court may make an order authorizing the board of commissioners to acquire by purchase or condemnation such additional land or to equip furnish and decorate said memorial hall or both The cost to said county of acquiring such additional land shall not exceed a sum equal to one-fourth (¼) of the total cost of said memorial hall and the land upon which said memorial hall has been erected and the cost to said county of equipping furnishing and decorating said memorial hall shall not exceed a sum equal to one twelfth (1/12) of the total cost of said memorial hall and the land upon which said memorial hall has been erected

Section 703 Tax Levy Increase of Indebtedness The board of commissioners may provide the funds with which to pay for the ground purchased or condemned and the erection thereon of a memorial hall or the acquiring of additional land or for the equipping furnishing and decorating of said memorial hall by the levying and collecting of a tax upon the taxable persons and property within said county and by increasing the indebtedness of said county according to law and by issuing and selling bonds Such bonds shall be payable in not more than ten (10) years from their date and shall be in such form upon such terms and in such denominations as the said commissioners may deem best

Section 704 Preservation Maintenance and Repair of Public Monuments The board of commissioners may preserve maintain and repair any public monument in the county other than in cemeteries including the enclosed public ground surrounding the monument and appropriate moneys for such purposes

(c) Homes and Hospitals

Section 711 Donations to Orphans' or Children's Home The board of commissioners may receive from time to time donations gifts legacies endowments devises and conveyances or conveyances of property real or personal that may be given or granted for the use and purpose of providing a home within the county for the keeping and care of indigent orphans and children dependent upon the public of such county for support

Section 712 Management and Control of Orphans' Home Any such orphans' home shall be under the management and control of the board of commissioners of the county and they are hereby authorized to appoint a superintendent and such assistants as may be necessary to properly conduct the affairs of such home

Section 713 Admission to Home Indigent orphans and children shall be committed to any such home on order of the board of commissioners or of the directors or overseers of any poor district of such county

Section 714 Maintenance of Children's Home Payment of Salaries When any property has been given or granted to any such county for a children's home and a home is duly established it shall be lawful for such county thereafter to appropriate from the county funds moneys for the support and maintenance of such orphans and children and for the payment of the salary of the superintendent and his assistants

Section 715 Additional Poorhouse and Infectious Disease Hospitals In all cases where a poorhouse or houses have been or hereafter shall be erected in any county or counties under any law of this Commonwealth and the said buildings are found insufficient for the purpose of comfortably sheltering and maintaining the poor sick or insane of the county the board of commissioners may erect new or additional buildings for such purposes or for hospitals to prevent the spread of infectious diseases among those sent to such institutions Provided That before erecting any such new or additional buildings the construction thereof shall be recommended by the directors of the poor and the court of quarter sessions of the proper county

Section 716 Purchase and Sale of Land of Poorhouse Where the land connected with any poorhouse shall be deemed insufficient for the comfortable and profitable maintenance and occupation of the poor the county commissioners on the recommendations of the directors of the poor and the court of quarter sessions may purchase such additional land not exceeding two hundred acres and take a deed or deeds therefor in the name of the county Where the land connected with any poorhouse shall be found to be useless unnecessary or unprofitable the county commissioners on like recommendation may sell at public sale after due notice such part of the land held as shall be thought unnecessary and unprofitable and execute a deed or deeds therefor to the purchaser

Section 717 Contagious Disease Hospital Whenever in the opinion of the board of commissioners a hospital for the care of contagious diseases appears to be necessary or advisable the board of commissioners may either locate such a hospital on the grounds of the county poor-farm or may purchase a suitable location in some other locality provided such locality is not within or close to built-up portion of any city borough or village and not within one hundred (100) feet of any public highways

Section 718 Plans and Specifications Approval Construction Plans and specifications may be prepared for such hospital by the board of commissioners or at their instance which plans and specifications must be submitted to the State Commissioner of Health Upon the approval of said plans and specifications by the Commissioner of Health the said hospital may be constructed and equipped in the same manner that other county buildings are constructed and equipped The expense and cost of such construction and equipment shall be paid by the board of commissioners out of county funds

Section 719 Expenses of Construction Equipment and Maintenance All expense incident to the construction equipment and maintenance of such contagious disease hospitals shall be paid out of county funds

Section 720 Maintenance et cetera by Directors of the poor After such hospital is erected and equipped and ready for occupancy it shall be conducted and maintained by and under the authority of the directors of the poor in the same manner that the county-home and other county poor-buildings are conducted and maintained

Section 721 Establishment of Hospital for Persons Afflicted with Tuberculosis Whenever one hundred or more citizens residents of the county petition the board of commissioners for the establishment of a county hospital for the treatment of persons afflicted with tuberculosis such commissioners shall at the next general or municipal election submit to the voters of the county the question whether or not the county shall establish such hospital

Section 722 Preparation of Plans Selection and Purchase of sites Approval by Secretary of Health If a majority of the voters voting upon such question at such election shall be in favor of the establishment of the hospital the board of commissioners county controller where such office exists and board of trustees hereafter provided for shall have plans and specifications prepared and shall select and acquire a site for such hospital by purchase or condemnation in the manner provided by article six of this act Such plans and specifications and the location of such site shall be approved by the Secretary of Health before the construction of any building is commenced

Upon the approval by the Secretary of Health of the plans and specifications and the location of such hospital the hospital shall be constructed and equipped under the direction and supervision of the board of trust-

ees the county commissioners the county controller where such office exists and in the same manner as other county buildings are constructed and equipped

Section 723 Management of Hospital Such hospital shall be managed by a board of trustees consisting of five members who shall be electors of the county one of whom shall be a licensed physician Such trustees shall be appointed by the court of common pleas one for a term of five years one for a term of four years one for a term of three years one for a term of two years and one for a term of one year or until their successors are appointed and have qualified All appointments thereafter shall be for a full term of five years All vacancies in the membership of the board shall be filled by the court of common pleas upon the petition of the remaining members of the board for the balance of the unexpired term of the member whose death resignation or removal caused the vacancy

The board of trustees may employ such physicians nurses and other employes as may be necessary to properly conduct such hospital and shall fix their compensation which shall be paid from the county treasury

The board of trustees shall make general rules and regulations for the management of the hospital and are authorized subject to the approval of the county commissioners to undertake such coordinated activities as will promote the usefulness of the hospital in the prevention of tuberculosis They shall serve without compensation except that actual expenses in connection with their service shall be paid

Section 724 Admission and Exclusion of Patients Every hospital established under this act shall be for the benefit of all of the inhabitants of such county afflicted with tuberculosis and they shall be entitled to occupancy nursing care and attendance according to the rules and regulations prescribed by the board of trustees The board of trustees may exclude from the use of the hospital any persons who wilfully violate any rules or regulations

Section 725 Collection of Maintenance from Patients Free Treatment Disposition of Moneys Received The board of trustees may collect from patients admitted to the hospital or from persons legally responsible for their maintenance reasonable compensation for the treatment of such patients They may also give free treatment to such persons as are unable to pay

All moneys received for the treatment of patients or by gift shall be paid into the county treasury and shall be used only for the maintenance of such hospital The board of commissioners may receive contributions donations property and trust funds for the erection and maintenance of tuberculosis hospitals provided for in this act

Section 726 Commissioners May Incur Indebtedness The board of commissioners of every county establishing such hospital may incur or increase the indebtedness of the county to an amount sufficient to pay the cost of purchasing a site and of constructing and equipping the hospital by issuing coupon bonds at a rate of interest not exceeding six per centum (6%) and payable within thirty years from the date of issue

The county commissioners shall levy an annual tax in an amount necessary to pay the interest and sinking fund charges on such bonds

Section 727 Tax for Support of Hospital Payment by Commissioners The board of commissioners shall levy an annual tax sufficient for the support of such hospital which when collected shall be paid into the county treasury and such moneys shall be paid from the county treasury by warrant of the board of commissioners after itemized vouchers have been furnished by the board of trustees

Section 728 Annual Report to State Department of Health Inspection There shall be an annual report made to the board of commissioners and the State Department of Health in accordance with the form prescribed by the Secretary of Health who shall by authorized agent visit and inspect such hospitals

(d) Disposing of Real Property of County

Section 741 Authority to Sell Real Property The board of commissioners may sell any real property belonging to the county on petition to the court of common pleas setting forth a description of the property to be sold and the reason therefor The court shall thereupon fix a day for hearing and notice of which shall be given in at least two newspapers in said county of general circulation once a week for three consecutive weeks After hearing the court shall make such order and decree as shall seem right and proper Such sale shall be returned to the following term of court as orphans' court sales are now returned and said court shall confirm or refuse to confirm said sales as it may deem best for the interests of the county

Section 742 Conveyance of Real Estate The board of commissioners shall make a deed of any real estate belonging to the county which they are authorized to sell under their hands and seals as commissioners with the seal of the county attached and the same shall be a good and lawful conveyance in fee simple

ARTICLE IX

BRIDGES VIADUCTS AND CULVERTS

(a) General Provisions

Section 751 Contracts of Over Five Hundred Dollars for Building Rebuilding or Repair of Bridges It is unlawful for any county commissioners to make any contract for over five hundred dollars ($500) to build rebuild or repair any county bridge without first advertising for at least three weeks or in case of emergency one weak for sealed bids or proposals to build rebuild or repair such bridge in at least three newspapers published in the county where said proposal or bids are asked for Such advertisement shall contain the description of the repairs or plans of the kind of bridge required the time when the proposals or bids shall be closed and when said bids or proposals shall be opened When the contract is for the building of a bridge the plans and specifications therefor or a copy thereof shall be kept in the office of the county commissioners open to the inspection of all intending bidders during such advertising and until the time specified therein for the reception of bids In the case of a bridge to be erected over a river or stream upon the line between two adjoining counties the advertising shall be done in each of said counties and a copy of the plans and specifications shall be kept in the commissioners' office of each county

Section 752 Penalty If any county commissioner violates any of the provisions of the preceding section or if any county commissioner or any person shall do or permit anything which prevents fair competition in the making or submission of bids for such building rebuilding or repair they shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one thousand dollars or be imprisoned not exceeding two years or both

Section 753 Filing of Security With Proposals Opening of Bids The proposals or bids must be accompanied with such security as the county commissioners may require which must be filed with the chief clerk or some one in charge of the commissioners' office at least one hour before the time fixed for the opening of the bids or proposals The time of filing bids and the person's name with whom filed must be marked on the outside of said bids

All bids or proposals shall be opened in public and in the presence of not less than two of the county commissioners and the chief clerk and a record made of each and every bid

Section 754 Awarding of Contract Re-Advertising The commissioners shall as soon as possible after the time fixed for the opening of said bids award the contract for the building rebuilding or repair of said bridge to the lowest responsible bidder upon the condition that said bidder must within ten days after notice of award of said contract sign and execute a contract for the faithful performance of the proposal and furnish a bond in a sum not exceeding the amount of the contract which contract and bond shall first be approved by the court of quarter sessions If the lowest bidder neglects to comply with the conditions of his bid within the time required the commissioners shall award the same to the next lowest bidder In case all bids are too high or unreasonable in the opinion of the commissioners they may reject any and all bids and advertise for new bids

Section 755 Compensation for Additional Work In all cases where bridges shall have been or may be erected for a county and deviations from or alterations in the plan contracted for have been made by the direction of the county commissioners where the county commissioners and builders cannot agree upon the compensation to be made therefor it shall be lawful for such builder to recover any sum to which he may be justly entitled for such deviations and alterations beyond the contract price in an action for work labor and service done and performed and material found and provided

Section 756 Inspection Every bridge erected by the commissioners of any county or under contract with them shall upon completion be inspected by three fit persons one of

whom shall be a surveyor to be appointed by the court of quarter sessions who shall make report of their findings to the court Such inspectors shall before they proceed make oath or affirmation before any person authorized to administer oaths to perform their duty impartially and according to the best of their judgment Such viewers shall receive three dollars a day and the surveyor five dollars a day and five cents per mile for each mile necessarily traveled in the discharge of their duties The expense of the inspection shall be paid by the county but if such bridge shall not be approved the expense shall be recoverable by such county as damages against the deliquent commissioner or contractor

Section 757 Payment on Contract if Bridge is Approved by Court If any such bridge shall be approved by the court and the same shall have been erected under contract with the commissioners the money due under such contract shall be paid agreeably thereto

Section 758 Inspectors may Recommend That Part of Contract Price Be Deducted If the persons appointed to inspect any bridge erected by contract shall not approve of the same they shall report to the court what sum in their judgment ought to be deducted from the sum stipulated in such contract and thereupon the court shall grant a rule upon the builder or contractor to show cause against said report at a time and place in such rule to be named

Section 759 Action on Contract or Procedure on Rule After the service and return of such rule it shall be lawful for the builder or contractor to file a declaration or statement in the court of common pleas of the respective county upon the contract made by him with the commissioners and thereupon proceed to trial in due course in like manner as if an action had been commenced by him upon such contract against the county or at his election he may show cause against the said report and thereupon the court of quarter sessions shall determine the matter as justice and equity shall require

Section 760 Inspectors Not Approving Bridge Erected by Commissioners When any bridge shall have been erected by the commissioners of the county or under their superintendance if the same shall not be approved by the inspectors they shall report in what respect such bridge is deficient and whether or not the same has occurred through the default neglect or official misconduct of the commissioners or any of them and what in their judgment is the value of such bridge Thereupon the court shall in like manner grant a rule upon the commissioners to show cause against such report

Section 761 Procedure on Rule After the service and return of such rule it shall be lawful for the commissioners to have an issue directed upon the said report to the court of common pleas to be tried by a jury or at their election they may show cause against the same and thereupon the court of quarter sessions shall determine the matter as justice and equity shall require

Section 762 County may Recover against Delinquent Commissioners If it shall appear upon the trial of such issue or upon investigation by the court that through the neglect or official misconduct of any one or more of the commissioners such bridge is insufficient or that it has been erected at an expense greater than its value it shall be lawful for the county to recover against such delinquent commissioner or commissioners the damages sustained by reason of his or their default

Section 763 Bridges on Boundary Between Two Counties Whenever any bridge contemplated by any of the provisions of this article is on the boundary line between two counties or within one-fourth of a mile therefrom and necessary for the accommodation of the inhabitants of both counties the commissioners of such counties shall act jointly in the exercise of all powers conferred upon them and in the performance of all duties imposed upon them Whenever a petition of residents or taxpayers is required such petition shall be made by the required number of petitioners in each county to the court of quarter sessions or the court of common pleas as the case may be of their county Whenever any other petitions are required such petitions shall be made to each of such courts Whenever the approval of the grand jury is required the grand juries of both counties shall give their approval Each of the courts shall act on such petitions and shall communicate its approval or dispproval and that of the grand jury to the other court

Whenever the appointment of viewers or inspectors is required the court of each county shall appoint a full number of such viewers or inspectors The total number thereof shall act together in the view or inspection and shall make ther joint report and recommendations to each court Exceptions to the report of viewers may be filed in and appeals therefrom made to the courts of either county in which case the courts of said two counties sitting together shall hear and determine the same Whenever publication of notice is required such publications shall be made in each county The approval of both boards of commissioners and of both courts shall be necessary in order to authorize any action requiring such approval

Section 764 Payment of Cost Tolls Rentals All expenses in connection with any matters affecting any such bridge shall be borne by the two counties jointly in equal proportions or in any other proportions as the commissioners of the several counties may agree upon Whenever it is necessary for any counties in the construction of any joint county bridge or in joint acquisition of any toll bridge to issue bonds in payment of such construction erection or acquisition the commissioners of said counties may with the consent of the State Highway Department if the cost of such bridge was in excess of four hundred thousand dollars assess supervise and collect such tolls for the use of said bridge for all traffic as may be necessary to pay the interest on said bonds and to create a sinking fund for the payment and redemption of the same The tolls so collected shall be distributed between such counties in proportion to the amount paid in by each county in the original construction or acquisition and in no case shall any tolls be collected after the redemption of the original bonds issued All moneys received from rentals for special use shall be divided between them in the same proportion Such bridge shall be a joint county bridge

Section 765 Widening Straightening Altering or Changing Course of Unnavigable Stream for Protection of County Bridges Whenever in the erection construction repair or maintenance of any county bridge it becomes necessary for the safety of said bridge to widen straighten alter or change the course of any unnavigable stream it shall be lawful for the county to enter upon abutting or adjacent land and to widen straighten alter or change the course of such unnavigable stream in such manner as will insure the safety of such county bridge and in connection with such entry to take injure and destroy any necessary land or property in the manner and subject to the restrictions and procedure provided in article six of this act

Section 766 Dykes Banks Causeways and Sluice-ways for Protection of Bridges and Highways The board of commissioners for the purpose of protecting any county bridge or bridges the abutments thereof and approaches thereto and any public highway adjacent to the same from the incursions of the tide floods or waters of any creek rivulet or other stream and so as to prolong the life of said structures may erect and maintain dykes banks causeways and sluiceways over on and across any creek rivulet or other stream not navigable and which creek rivulet or other stream is affected by the rise and fall of the tide floods or waters of any creek rivulet or other stream and secure a right of way for proper ingress and egress thereto upon first securing consent of the owners of the land bordering on said creek rivulet or other stream and also securing consent of the owners of the riparian rights thereon from the source to the mouth of said creek rivulet or other stream

Section 767 Materials Taken From Adjoining Lands It is lawful for the contractors or board of commissioners in building any county bridge to enter upon the lands and enclosures near to the place where such bridge is to be built for the purpose of searching for and procuring the materials necessary for the building of such bridge when such materials cannot be conveniently obtained by contract at reasonable prices In exercising such right they shall do no unnecessary damage to the owners of the land and shall repair any breaches of fences which they make

Section 768 Ascertaining Damages If the contractors or board of commissioners and the owner of such materials cannot agree upon the sum to be paid for the damages which may be done by the taking of such materials such damages shall be estimated by any two of such three persons as may be agreed upon by the contractors or board of commissioners and owners

Section 769 When Parties Cannot Agree Justice of Peace to Appoint Three Persons If the contractors or board of commissioners and owner cannot agree upon any person to estimate the value of the materials taken the owner may apply to a justice of the peace residing near the place from which such materials are to be taken Such justice shall appoint three persons one on the nomination of the contractors or board of commissioners one on the nomination of the

owner of such materials and the third on his own suggestion The decision of the persons so appointed or any two of them shall be entered upon the docket of such justice and shall be final If either party shall after due notice refuse or neglect to nominate such person the justice shall appoint a person in his stead

Section 770 Damages to be Paid or Secured Before Materials Taken Such damages shall be ascertained and paid or secured to be paid to the satisfaction of the owner of such materials before the same may be dug quarried or removed by such contractors or board of commissioners

Section 771 Lighting of County Bridges and Contracts Therefor Whenever considered necessary for the safety and convenience of the traveling public the county commissioners may supply and equip any county bridges within their respective counties with lights of such kind and character as they shall deem necessary

To carry out the provisions of this act the county commissioners are authorized to contract with any indivdual or with any municipal or private corporation for the purpose of supplying the necessary light

The cost of the construction erection and maintenance of any light placed upon any such bridge shall be paid by the county

Section 772 Repair of County Bridges The county commissioners shall repair all county bridges heretofore erected or that may be hereafter erected by the county where no other provision is made for the maintenance thereof and shall pay the expenses of such repairs out of the county treasury

Section 773 Painting of Iron and Steel Bridges and Tightening of Bolts The county commissioners shall have the county bridges of their respective counties which are constructed of iron or steel painted and the bolts of the same drawn as often as may be necessary to preserve them from the effects of rust and prevent unnecessary wear occasioned by loose bolts

Section 774 Contracts for Work Whenever it may be necessary to paint any of the county bridges and tighten the bolts thereof as required by the preceding section where the cost of such work exceeds two hundred and fifty dollars the county commissioners shall cause to be published at least once a week for four successive weeks in two newspapers of the county a list of such bridges stating their location and specifying the kind and quantity of paint to be used and asking for sealed bids for furnishing the material and doing the work upon each separate bridge which bids shall be opened on the first Monday following the close of said four weeks or as soon thereafter as practicable The contract for material and work upon each bridge shall be given to the lowest and best bidder

Section 775 Repair of Bridges Viaducts and Subways By County Commissioners When Liability For Such Repairs is in Doubt Whenever any bridge viaduct or subway carrying a public highway over or under a railroad street railway or other highway in any county of the Commonwealth is out of repair and an application has been made to the Public Service Commission to compel the repair thereof from which proceedings it appears that there is a contest between two or more municipal authorities or between such authorities and one or more public service corporations as to the liability for such repair and that the cost thereof is not in dispute the petitioner or petitioners or any other person or corporaton interested may forthwith apply to the county commissioners of such county for the prompt repair thereof

Section 776 Application to County Commissioners Authority to Act Such application shall be made by serving upon the county commissioners a certified copy of the petition and each of the answers on file before the Public Service Commission After such service the county commissioners may take such steps as may be necessary to place said bridge viaduct or subway in repair and safe for public travel

Section 777 County Commissioners May Refuse To Make Repairs Without Contributions By Interested Parties Should the county commissioners find it impracticable to make such repairs with county funds they shall so notify the complainant in the proceedings instituted before the Public Service Commission Thereupon any individual corporation or association interested in having such repairs made may contribute to a fund deposited with the county treasurer for the purpose of making said repairs When said fund shall become sufficient for said purpose the commissioners shall take the necessary steps to place said bridge viaduct or subway in repair and safe for public travel Said repairs may be made partly from such contributions and partly from public funds if the commissioners find it expedient so to do

Section 778 Collection of Costs of Repairs Return of Contributions The cost of said repair shall be kept by the commissioners in an open account until there has been a final adjudication of the proceedings before the Public Service Commission whereupon the amount so expended together with five per centum of such amount to cover the cost of supervision of the work shall be collected as awards of the Public Service Commission are collected and shall be paid into the county treasury Thereupon or in case the contributions aforesaid are insufficient to cause said work to be undertaken any contributions which may have been made as aforesaid shall be returned to the contributors

Section 779 Temporary Substitutes for Bridges Where county bridges have been or shall hereafter be destroyed or rendered impassable by fire storm flood or other casualty the county commissioners may provide at the expense of the county ferries or other temporary ways as a substitute for such destroyed or impassable bridges until such county bridge shall be rebuilt or rendered fit for public travel Where a county bridge spans a stream which is the boundary between two counties of this Commonwealth and the bridge across such stream has been built and maintained at the joint expense of said adjoining counties the establishment and maintenance of such ferry or temporary way shall be by the joint discretionary action of the boards of commissioners of said counties and the expense thereof shall be borne by said counties in equal share

Section 780 Bridge for Pedestrians Only When the county commissioners of any county have been legally authorized to erect a county bridge and when in the exercise of their discretion it is found that a bridge for pedestrians only will sufficiently accommodate public travel at the place in question they are authorized to erect such bridge instead of a bridge for general traffic

Section 781 Rebuilding Insufficient Bridge by County Commissioners Whenever it shall appear to the commissioners that any county bridge is not sufficient for any cause to accommodate the public travel they may upon the approval of the court of quarter sessions and of the grand jury erect and construct a new and sufficient bridge to take the place of the insufficient destroyed or partially destroyed bridge Such new bridge when constructed shall be a county bridge

Section 782 Rebuilding Bridges Wholly or Partly Destroyed The county commissioners shall re-build and reconstruct all bridges heretofore built or that may hereafter be erected by the county commissioners whether constructed under general special or local laws whenever any such bridge has been or shall hereafter be blown down destroyed partially destroyed or swept away by floods freshets ice storm fire or other casualty at the expense of the county wherein such bridge was located

For the purpose of carrying into effect the provisions of this section the county commissioners are hereby authorized to borrow any sum of money not exceeding the constitutional limitations at a rate of interest not exceeding six per centum and to issue bonds therefore in sums not exceeding five hundred dollars each

Section 783 Closing Vacating Abandoning and Removing Whenever it shall appear to the commissioners of any county that any county bridge has from any cause become burdensome and is no longer necessary for the accommodation of public travel they may upon the approval of the grand jury and court of quarter sessions close vacate abandon and remove said bridge

Section 784 Contracts with Railroad Companies for use Purchase Removal Replacing or Exchange of County Bridges Any railroad company which has heretofore located or may hereafter locate its railroad upon any county bridge may contract and agree with the commissioners of said county for the use purchase removal replacing or exchange of such bridge or for the compensation to be paid to said county by said company for the use and occupancy of said bridge or such parts thereof as may be used and occupied by said railroad company For such purpose the commissioners may contract and agree with said company and may do all acts necessary and proper to effectually carry out such contract

All moneys due and all obligations incurred by said companies under said agreements and contracts may be collected and enforced in the same manner as debts of like amount are now recovered and similar obligations enforced in this

Commonwealth

Section 785 Restrictions and Savings Clause No bridge erected under the provisions of this act shall obstruct any canal or railroad over which such bridge may be erected

Nothing in this article shall release railroad or other companies of the Commonwealth from the requirements of existing laws

(b) Authorization and Construction

1 Taking over or Assisting with Township and Municipal Bridges

Section 801 Entering on Record as County Bridge Whenever the erection and construction of any new bridge or of any bridge to take the place of an existing bridge over a river creek rivulet or canal or over or under a railroad and forming part of any street road or highway in any city borough town or township is necessary and requires more expense than it is reasonable that such city borough town or township or any two of them when they are adjoining should bear The court of quarter sessions shall upon the representation of the proper authorities of the respective city borough or town or of the supervisors of the township or on the petition of any of the inhabitants of the respective city borough or township order a view If on the report of the viewers it shall appear to the court grand jury and commissioners of the county that such bridge is necessary and would be too expensive for such city borough town or township or any two of them adjoining to bear it may in the discretion of the county commissioners be entered on record as a county bridge

Section 802 Change in Location of Bridge and Roads When such bridge is to take the place of an existing bridge the viewers may change the location of such bridge so that it may be located and erected in the most suitable place or at the least expense or in the best manner and in the case of the change of location of such bridge they shall also report what change in the course or bed of the road to be connected therewith will be necessary and shall also report the vacation of the old or existing bridge and the vacation of such portion of the road connecting therewith as they may deem proper The viewers shall cause every such variation to be accurately surveyed and a plot thereof to be made and returned with their report Upon the approval of their report such roads will be altered accordingly

Section 803 Estimate of Cost Provision in Tax Levy Erection by Contract or Otherwise Whenever a bridge shall be authorized and recorded as a county bridge it shall be the duty of the commissioners to procure an estimate of the cost thereof and provide in the county levies the monies necessary to defray the same and proceed to have such bridge erected by contract or otherwise as shall seem to them expedient

Section 804 Entering Embankments and Causeways on Record as County Improvement Where a river creek or rivulet over which it may be necessary to erect a bridge crosses a public road or highway and the erecting of such bridge requires the erection and construction of an embankment or causeway leading to either end of said bridge the erection of which embankment or causeway requires more expense than it is reasonable that one or two adjoining townships should bear the court having jurisdiction shall upon the representation of the township commissioners or supervisors or on the petition of any of the inhabitants of the respective townships order a view If on the report of the viewers it shall appear to the court that for the use and enjoyment of said bridge by the public it is necessary to erect and construct an embankment or causeway the erection and construction of which would be too expensive for such township or townships to bear it may in the discretion of the county commissioners be entered on record as a county improvement and constructed as county bridges are erected

Section 805 Assistance In Building Bridges Not Entered As County Bridges When it is found by the report of viewers by the court and by the grand jury that a bridge is necessary and that the erection of such bridge will require more expense than it is reasonable that the one or more adjoining townships boroughs or cities of the third class should bear and the county commissioners do not deem it advisable to enter such bridge on record as a county bridge but shall consider it proper to assist such township or townships or such city of the third class or such borough in building the same they may either build such bridge or any portion or portions thereof or furnish such township or townships or city of the third class or borough the whole or part of the money necessary to build it without entering such bridge on record as a county bridge

Section 806 Record to be Kept by County Maintenance Repair and Rebuilding by Township or Municipalities The county commissioners shall keep a record of all their proceedings in such cases and such bridges shall be maintained kept in repair and rebuilt when necessary by the respective townships boroughs or cities of the third class and the county shall in no event be liable for the same

Section 807 Entering on Record as County Bridge Whenever the county commissioners of any county have heretofore assisted or shall hereafter assist any township or borough in the building of the whole or any portion of a bridge and it shall afterwards appear to the commissioners and to the court of quarter sessions that the care maintenance and responsibility of said bridge is greater than it is reasonable that the said township or borough should bear they may with the approval of said court enter such bridge upon record as a county bridge the same as if it had originally been so entered on record

Section 808 Borough and Township Bridges Donated to County Whenever a public bridge has been built or maintained by any borough or township or both or by any two townships and used by the public for travel the county commissioners may take the same as a county bridge whenever the proper authorities having the maintenance supervision and control of such bridge shall tender the same to said county commissioners free and without charge therefor Any bridge so taken shall thereafter be maintained and kept in repair as a county bridge

2 On Action of County Commissioners

Section 821 Bridges and Approaches Authorized The county commissioners of any county upon the approval of a grand jury and of the court of quarter sessions may locate lay out open construct and maintain public bridges across any river or stream whether such bridge is wholly or partly within any city borough or township therein together with such bridge approaches viaduct or other approaches as the county commissioners or a majority of them may deem necessary or convenient for the purpose of connecting any such bridge with the existing streets or public roads in such cities boroughs or townships and to that end may take enter upon appropriate property and rights of property of all kinds whether devoted to a public or private use for the purposes aforesaid and for the necessary slopes piers walls abutments fills and embankments in the manner and subject to the restrictions and procedure provided in article six of this act and may enter upon or over any street public highway or public road in such cities boroughs or townships

Section 822 Plans and Surveys Petition to Quarter Sessions Whenever the county commissioners of any county shall resolve to exercise any of the powers conferred by the preceding section they shall cause to be prepared plans and surveys showing the location of the proposed bridge and its approaches and the property or rights of property affected thereby together with any streets or public roads in any city borough or township proposed to be used in connection therewith and they shall present the same together with their petition on behalf of said county to the court of quarter sessions praying for authority to locate lay out open and construct such bridge Such petition shall briefly describe the location and the estimated cost of such bridge or if the method of construction has not been fully determined the estimated cost thereof for each alternative method of construction proposed

Section 823 Hearing and Decree Upon the filing of any such application or petition the court shall fix a time for the hearing of the same by and refer the same to the grand jury Notice of the time place and purpose of said hearing shall be given by an advertisement published once a week for three successive weeks in at least one newspaper of general circulation in such county and by handbills posted in conspicuous places along or in the neighborhood of the proposed bridge and its approaches or otherwise as the court shall direct

If the grand jury by a majority vote shall approve said application or petition it shall thereupon certify its approval to said court whereupon the court shall make an order fixing a time not less than ten days thereafter for the filing of exceptions thereto Upon the hearing thereof the court may for proper cause shown disapprove of said application otherwise it shall make an order approving the location and the plans and surveys therefor and authorize such county to construct such bridge and its approaches and to let a contract

or contracts therefor under specifications to be prepared by the county engineer or other proper county authority Thereupon the said bridge and its approaches shall be deemed to be laid out and opened in accordance with the surveys and plans accompanying said petition

Section 824 Approval of State or Federal Officer Board or Body Change in Location Where the proposed bridge crosses any navigable stream or other public water or the property rights of property or rights of way of any railroad or other public service corporation and by reason thereof the approval of any State or Federal officer board or body is required as to the location and construction of such a bridge or its approaches such county shall be deemed to have full and complete authority to construct such bridge in such other location and in such other manner as may be necessary to comply with the conditions prescribed by such officer board or body in granting such approval Provided The county commissioners of such county be of the opinion and by resolution duly adopted by a majority vote so decide that the bridge as thus changed is necessary for the convenience of the traveling public and will accommodate substantially the same traveling public as the bridge would have done if it had been constructed at the location and in the manner originally provided

Upon the adoption of any such resolution and prior to the construction of such bridge and the entry upon and taking of property for that purpose such county through its county commissioners shall present its petition to the court of quarter sessions of said county briefly setting forth the facts as to the obtaining of such approval and the changes made in consequence thereof and the adoption of such resolution together with plans and surveys showing the new location and manner of construction and an estimate showing the cost of the construction of such bridge as thus changed and if the proceedings shall appear to be regular the court shall make an order fixing a time not less than twenty days thereafter for the filing of exceptions thereto Notice of the time and place of hearing on said exceptions shall be given by advertisement published once a week for two successive weeks in at least two newspapers of general circulation in such county and by handbills posted in conspicuous places along or in the neighborhood of the proposed bridge and its approaches or otherwise as the court shall direct having regard to the circumstances of the case Upon the hearing thereof the court may for proper cause shown disapprove of said petition otherwise it shall thereupon make a decree authorizing and empowering said county to construct such bridge in accordance with such new plans and surveys and thereupon such bridge shall be deemed to have been laid out and opened in accordance with such plans and surveys

Section 825 Contracts for Special Use of Bridge The county commissioners of any county may make and enter into contracts or leases with any street railways telegraph telephone or other corporation or persons desiring to make use of said bridge and its approaches for other than ordinary public foot or vehicle traffic and with the successors and assigns of such corporations for the concurrent use of such portion of said public bridge and approaches as shall not substantially impair or restrict the public use and enjoyment thereof upon such terms and conditions as shall be agreed upon or to charge tolls or rentals for such special use No such contract or lease shall be entered into for a longer period than twenty years nor unless such contract or lease shall be first approved by the Public Service Commission of this Commonwealth

Section 826 Consent of City or Borough Should any board of county commissioners in the exercise of the powers herein conferred deem it necessary or advisable to enter upon any street or public highway in any city or borough or to take any other action affecting the property rights or authority of any such city or borough for the purpose of constructing or maintaining any such bridge with its approaches and other appurtenances or otherwise the consent thereto of such city or borough by ordinance shall be first had and obtained

Section 827 County Authorized to Contract with City or Borough When such bridge is proposed to be located or erected in any city or borough the county may agree that such city or borough may bear a portion of the cost of the locating laying out opening and constructing of such bridge and its approaches and appurtenances and that the city or borough may provide the approach therefor and bear the cost of the maintenance of any approach within the respective city or borough as shall be agreed upon between any such county and such city or borough All such agreements shall be entered into in writing and at least one executed copy shall be furnished to each county city and borough becoming a party thereto

Section 828 Appropriations and Tax Levy Any county constructing a bridge under the provisions of subdivision (b) 2 of this article may appropriate and pay out of the general county funds all moneys necessary for said purposes and to levy assess and collect taxes for the purposes aforesaid on all real and personal property within said county now or hereafter taxable for county purposes in addition to all other taxes

Section 829 Incurring of Indebtedness Any county constructing a bridge under the provisions of subdivision (b) 2 of this article may pursuant to a resolution adopted for that purpose by a majority of the county commissioners of such county borrow money and incur indebtedness for the purposes aforesaid to an amount not exceeding the limit of indebtedeness prescribed by the Constitution of this Commonwealth in compliance with the laws regulating the manner of increasing such indebtedness and may also fund any indebtedness incurred for the purposes aforesaid It may issue as evidence of such indebtedness registered and coupon bonds or either of them payable within thirty years from the date of their issue and bearing interest at a rate not exceeding six per centum per annum payable semiannually which bonds shall not be sold at less than their par value and accured interest Such county may also levy and collect taxes on all taxable property in such county in addition to all other taxes for the purpose of paying such indebtedness and interest thereon Any county incurring such indebtedness shall at or before the time of incurring the same make provisions for a sinking-fund to pay at maturity all indebtedness so incurred and interest thereon

Section 830 To Be a County Bridge Maintenance and Expenses All such Bridges shall be county bridges and the duty of maintaining the same shall except as otherwise herein provided devolve upon the county and the expense thereof shall be paid out of the general county funds provided for that purpose

3 Between Municipalities on Petition of Resident Taxpayers

Section 841 Petition for Bridge or Culvert Appointment of Viewers Whenever any city and borough or township or any borough and township are separated by a river creek or rivulet the court of quarter sessions of the county in which said city and borough or township are situated upon petition by not less than five resident taxpayers of said county representing that the erection of said bridge or culvert over said river creek or rivulet is necessary for the accommodation and convenience of public travel and praying that the county shall erect a bridge or culvert over such river creek or rivulet and between such city and borough or township shall appoint three viewers from the board of viewers to view the locality suggested in said petition for a bridge or culvert and to make report of their proceedings to the court at the next term thereof

Section 842 Duties of Viewers The viewers after having given three weeks' public notice in at least one newspaper published in said county nearest the locality of the proposed bridge or culvert of the time and place of their meeting and after having been severally sworn or affirmed to perform the duties of their appointment justly and with fidelity and a true report to make shall view the locality mentioned in the petition asking for their appointment If they shall find that there is occasion for a bridge or culvert as prayed for they shall proceed to locate the position for the same having due regard to the convenience and accommodation of public travel and the estimated or probable cost thereof

Section 843 Report of Viewers to the Court The viewers shall make report of their proceedings to the next term of said court or at such other time as the court may direct and in their report shall state

First Who of them were present at the view and whether they were severly sworn or affirmed to perform the duties of their appointment justly and with fidelity and a true report to make

Second Whether the bridge or culvert desired is necessary for the accommodation and convenience of public travel an dthe estimated cost of the same

Third If their report is favorable to the erection thereof the place where they have located said bridge or culvert

If the report of the viewers favors the erection of a bridge or culvert they shall attach to their report a map or draft setting forth the location thereof

Section 844 Proceedings Subsequent to Report of Viewers Upon presentation of said report to the court if the court shall approve of the same it shall be confirmed nisi After such confirmation said report shall immediately be presented to the grand jury and if it shall appear to them that the erection of said bridge or culvert is necessary for the accommodation and convenience of public travel they shall approve the same After such approval said report shall at once be presented to the county commissioners who shall either approve or disapprove the same If the report is approved by them and if no exceptions are filed thereto within ten days after its approval by the county commissioners the confirmation of the said court shall be made absolute and the county commissioners shall record the same as a county bridge or culvert and shall at once proceed to construct said bridge or culvert with the necessary approaches After its construction they shall maintain and keep the same in good repair at the expense of said county

Should the county commissioners for a period of two years after presentation of said report to them following the confirmation nisi by the court and the approval thereof by the grand jury neglect or refuse to approve or disapprove of said report then the court shall on application by any of the original petitioners for said bridge or culvert after due notice to the county commissioners if no sufficient cause be shown to the contrary order the confirmation of said report to be made absolute and direct that the same be recorded as a county bridge or culvert and that the commissioners shall at once proceed with the construction thereof and of all necessary approaches

Section 845 Ground for Approaches to Bridge or Culvert For the purpose of securing the proper and necessary approaches for said bridge or culvert the commissioners of the county in which such approaches are situated if unable to procure suitable land therefor may enter upon and occupy sufficient ground for said approaches and may take injure and destroy the same in the manner and subject to the restrictions and procedure provided in Article six of this act

Section 846 County Commissioners May Purchase Bridges Already Erected Viewers Report Street Car Franchise To Continue If instead of building a new bridge the county commissioners can purchase any bridge already erected at a cost not exceeding ten per centum of what a new bridge can be built for they may make such purchase upon the recommendation of the viewers Such viewers shall also in their report file an estimate of the actual value of such existing bridge or what said bridge can be built for The amount expended by the county commissioners for such purchase shall not exceed the estimate filed by the viewers

Any street car company having the right of passage over any such bridge shall continue to exercise said franchise after the purchase of such bridge by the county

Section 847 County Commissioners May Borrow Money For the purpose of carrying into effect the provisions of subdivision (b) 3 of this article the county commissioners are hereby authorized to borrow any sum of money not exceeding the constitutional limitation if necessary for the purpose aforesaid at a rate of interest not to exceed five per centum and to issue bonds therefor

(c) Acquisition of Bridges

1 Toll-Bridges

Section 861 Purchase or Condemnation On petition to the court of quarter sessions by at least twenty tax-payers of any county wherein a toll bridge is situated representing that said bridge is necessary for the accommodation of public travel and that payment of tolls on such bridge is burdensome to the traveling public and praying that the same shall be taken as a county bridge and the approval of such petition of the court such county may purchase or condemn such toll bridge

Section 862 When Price Cannot be Agreed Upon If the county desiring to obtain any such bridge with the approaches and appurtenances thereto is unable to agree with the owner or owners of the bridge upon the price to be paid therefor it may take and obtain the same in the manner and subject to the restrictions and procedure provided in article six of this act

Section 863 To Be Public Bridge Tolls Or Rentals For Special Use Preservation Of Existing Contracts Whenever any such bridge shall be purchased or condemned the county shall control maintain and use the said bridge as a public bridge free from tolls but it shall have power to charge tolls or rentals for the use thereof from railway telephone telegraph companies and other persons making a use thereof for other than ordinary public foot and vehicle travel Where contracts exist between such persons and the owners of the bridge such contract shall be preserved for the benefit of the county and shall be assigned thereto

2 Acquiring and Rebuilding Bridges Privately Owned Or Built by Public Subscription

Section 866 Rebuilding When Destroyed or Abandoned The county commissioners of any county may take charge of or rebuild and reconstruct any bridge owned and maintained by corporations where the same has been destroyed by ice or otherwise within ten years or abandoned by the owners where such bridge crosses any stream or river running into or through such county

Any bridge used exclusively for vehicles and foot purposes over any stream or river forming the boundary line between two counties being on the line of a public highway or deemed necessary for the use of the traveling public and owned and maintained by corporations or by private persons or which was built by public subscriptions which has been destroyed by ice flood or otherwise at any time or which has been or may be abandoned and the site or location and piers and abutments no longer used by the owners may be rebuilt and maintained jointly as a county bridge by the county commissioners of such counties and the costs and expenses of such joint reconstruction shall be paid by the said counties respectively in the proportion of the population thereof as ascertained at the last census

Section 867 Mandamus on Petition of Taxpayers if Commissioners Neglect or Refuse to Act If the commissioners of said county or counties shall neglect or refuse to act as herein provided then upon the petition or petitions to the court or courts of common pleas of fifty property owners and taxpayers residing in each city borough or townships in which the bridge is or was located said court or courts may issue a writ or writs of mandamus to said commissioners to proceed as provided by the proceeding section Such petition or petitions shall set forth fully all the facts and shall be supported by the affidavit of five of said property owners and taxpayers

Section 868 Procedure when Damages cannot be Agreed on When said commissioners have taken any piers abutments approaches toll houses or other property necessary for the rebuilding and maintenance of any such bridge or have taken or impaired any rights or franchises relating to the same and are unable to agree with the owners upon the amount of damages they may sustain by reason thereof such damages shall be ascertained and paid in the manner and subject to the restrictions and procedure provided in article six of this act

Section 869 Borrowing Money and Bond Issue Authorized For the purpose of carrying into effect the provisions of sections eight hundred and sixty-six to eight hundred and sixty-eight of this act the county commissioners are hereby authorized to borrow any sum of money not exceeding the constitutional limitations if necessary for the purpose aforesaid at a rate of interest not exceeding six per centum and issue bonds therefor not exceeding five hundred dollars each Said bonds to be payable at the option of the commissioners of the county issuing the same after five years and within ten years from the date of issue

3 Erected by Private Persons or by Public Subscriptions and Donated to County

Section 871 Acceptance Taking Charge of and Entering on Record as County Bridge The county commissioners of any county may accept take charge of and enter upon the records as a county bridge any bridge over any stream or river running into or through any county which bridge has been erected and constructed at the expense of private persons or by public subscriptions and has been opened to free public travel used by the public and become necessary and convenient for the use of public upon notice in writing of the persons who erected

or caused the same to be erected or by the subscribers to the original subscription on which the money was raised to erect the same or the heirs or assigns of such persons or subscribers or by a duly authorized board of trustees representing such persons or subscribers of their desire to donate the said bridge to the county wherein the same is situated Where such bridge crosses a stream forming the boundary line between two counties the persons or their heirs or assigns subscribers or trustees representing them as aforesaid shall give notice in writing to the county commissioners of each of said counties of their desire to donate such bridge to said counties jointly

Section 872 Procedure for Determining Necessity of Bridge Before said bridge is accepted by the county commissioners the question of its necessity shall be determined in the following manner The said county commissioners shall at the next term of the court of quarter sessions after receiving the notice present the same to said court and petition for the appointment of three viewers The viewers shall immediately fix a time of meeting and give personal notice thereof to the county commissioners and to all other persons by publication in two newspapers published in the county once a week for two consecutive weeks the last publication of said notice to be not less than ten days prior to the meeting of said viewers At the time fixed for said meeting said viewers shall meet at the bridge and after being sworn to perform the duties of their appointment with fidelity and according to the best of their judgment shall view the bridge and the approaches leading thereto and hear any and all persons interested therein and may if necessary adjourn to a subsequent time or times After a full consideration the viewers shall report to the court of quarter sessions by which they were appointed at the next session thereof Such report shall state that said viewers gave notice and were sworn as required herein that they met at the bridge in question and viewed the same together with the approaches leading thereto the condition of the bridges and whether or not in their judgment the same is necessary and convenient to accomodate travel The report of said viewers shall lie over until the next session of said court and if no exceptions to the proceedings be filed in the mean time the court shall confirm said report absolutely The Commissioners shall thereupon enter said bridge upon the records as a county bridge

Section 873 Procedure if Exceptions are Filed In case exceptions to the proceedings provided in the proceeding section are filed within the time therein specified the said proceedings shall stay until the exceptions are disposed of by the court in which they are filed And if said exceptions are sustained proceedings de novo may be instituted at the next or any subsequent session of said court

Section 874 Payment of Costs All costs shall be paid out of the treasury of the county The owners of said bridge shall pay the amount of said costs into the county treasury in all such cases as the court by order may direct and the county commissioners may require the owners of said bridges to file a bond together with their notice in a sufficient sum to secure the payment of the same

4 Leasing of Toll Bridges

Section 881 Leasing of Toll Bridges or Right to use Same Whenever a toll bridge owned or maintained by a bridge company or corporation organized and existing under the laws of this Commonwealth shall span a river or stream in this Commonwealth and such bridge or any portion thereof is or shall be used solely by the public for general highway purposes or by the public for such purposes concurrently with the use of the same by any railroad company or street railway company engaged as a common carrier and a majority of the county commissioners of any county or of the respective counties interested shall by resolution declare such bridge or any portion thereof necessary for the accommodation of the public for general highway purposes and that the payment of tolls on such bridge is burdensome to the public using the same for such purposes then and in any such event any such county separately or such counties jointly shall have the power to enter into a contract with such bridge company or corporation whereby such bridge company or corporation may lease to such county or counties such bridge or such portion or portions thereof as may be used by the public for general highway purposes for the use of the same by the public for said purposes free from the payment of tolls at such rental or rentals and for such definite term of years not to exceed twenty (20) years in duration and upon such other terms and conditions as may be agreed upon and as a majority of the county commissioners of such county or counties shall deem reasonable and proper or enter into a lease with such bridge company or corporation providing for the use during a definite period not exceeding twenty years of any such bridge or any portion thereof by the public for general highway purposes free from the payment of tolls during the term of any such contract subject to the concurrent use of such bridge or any portion thereof by any railroad company or street railway company engaged as a common carrier and making use of the said bridge or any portion thereof which lease shall contain such terms of payment for such use by the pubic of such bridge or any portion thereof and such other terms provisions and conditions as may be agreed upon and as the county commissioners of said county or counties shall deem reasonable and proper

Section 882 No Tolls to be Charged No tolls shall be charged the public for the use of said bridge or any portion thereof for general highway purposes during the term of any such lease or any such contract

Section 883 Payment of Rental Et Cetera The rental or compensation to be paid to any such bridge company or corporation and the expense of maintenance and repair and any other expense and obligation shall be born and paid by any such county or by the several counties respectively in such proportions as may be agreed upon by the county commissioners or the county commissioners of the respective counties

Section 884 Approval of Public Service Commission Any such contract entered into under the provisions of this act shall be approved by the Public Service Commission of the Commonwealth in the manner prescribed by law

Section 885 Appropriations Tax Levies Indebtedness The several counties shall have power to appropriate money levy taxes and to incur indebtedness for the purpose of complying with the provisions of any contract entered into under the provisions of subdivision (c) 4 of this article

(d) Joint Action with Municipalities

Section 901 City Bridges Benefitting Neighboring Townships Whenever different parts of any city or any part of such city and any township bordering thereon and separated therefrom by any intervening valley or ravine and the county commissioners of such county shall decide it necessary that a public bridge for the purpose of connecting the territories thus separated be constructed and that such bridge will be of substantial advantage and benefit to the taxable inhabitants of the township bordering thereon or townships adjacent thereto such county may contract with such city for the laying out and construction by such city of such bridge and may pay to the city such portion of the cost thereof as the county commissioners shall deem reasonable and shall appropriate money levy taxes and incur indebtedness therefor

Section 902 Municipal Bridges where County might have Built Bridge Where under the provisions of existing laws a city of the third class a borough or a township of the first class is authorized to construct a bridge or viaduct over a river creek or stream or other place over which the county is authorized to build bridges and such municipality is authorized to contract with the county and with railroads street railways and other companies or parties interested for the building and maintenance of such bridge or viaduct and for the payment of any damages caused by the location or erection thereof the county commissioners may with the approval of the court of quarter sessions contract with such city borough or ownship for that part or portion of the bridge or viaduct which crosses any of the places hereinbefore mentioned including the abutments and piers thereof Such part shall thereafter be maintained as a county bridge In lieu thereof the county commissioners may with the approval of the court contract for any part or portion of the whole structure equal to or greater than the part or portion which the county might have built

Section 903 Contribution where County might not have built Bridge When such bridge or viaduct is built by a borough or township of the first class and does not cross any place over which the county is authorized to construct a bridge but crosses merely railroads or railroads and private property the county commissioners may subject to the approval of the court of quarter sessions contract to pay an amount of money not exceeding thirty per centum of the

entire cost of the proposed bridge or viaduct Such bridge or viaduct shall thereafter be maintained as a borough or township structure and the county shall not be liable for any part of the cost of maintenance or repair thereof

Section 904 Stipulations of Contracts The contracts herein provided for may stipulate that the county shall pay a certain part or portion of the whole contract price or cost of the work including damages or may stipulate that the county shall construct or pay for the construction of a certain part or portion of the work and may otherwise provide for the payment of the damages The amount to be paid by the county shall be paid directly to the contractor as may be provided by the contract The agreements may also provide for the maintenance of the viaducts and bridges after their erection

Section 905 Contract for Work After any such contract has been entered into the county commissioners in conjunction with the city borough or township shall have prepared plans and specifications of the entire work and shall advertise for bids and award the contract to the lowest responsible bidder Such contract shall provide that the county shall pay its certain part of such bridge or viaduct directly to the contractor The contractor shall have a right of action against the county for the part of the contract which the county agrees to pay

Section 906 Contracts may be Recorded Any of the contracts hereinabove provided for may be recorded in the recorder's office Such record shall be notice to all persons who might be affected thereby

Section 907 Purchase or Condemnation of Public Toll-Bridges Where under the provisions of existing laws a borough or other municipality may purchase condemn and maintain any toll-bridge crossing any river or stream within the limits of such borough or municipality and may enter into contracts with the county commissioners whereby the county shall pay a portion of the costs thereof the county commissioners may upon petition of at least twenty tax payers of the county to the court of quarter sessions and the approval thereof by the court enter into such contract upon such terms and conditions as may be agreed upon for the purchase appropriation or condemnation of such bridge The contract may stipulate that the borough or municipality and county shall each pay a certain portion of the purchase price or the damages allowed by any condemnation proceedings and may also provide for the maintenance and repair of such bridge The amount to be paid by the county shall be paid into the borough or municipal treasury and shall be applied solely to the payment of such bridge

## ARTICLE X

## ROADS AND HIGHWAYS

### (a) Authorization Construction and Maintenance

#### 1 County Roads to be Maintained as Such

Section 931 Establishment of County Roads For the purpose of providing public roads specially constructed improved and maintained the county commissioners may upon approval by a grand jury and by the court of quarter sessions originally lay out and open any public road or highway and take possession of and exercise control over any existing township road or highway or part thereof and make construct and maintain public roads or highways as county roads within their respective limits Either at the time of and in connection with the original improvement of such road or at any time thereafter they may straighten widen extend and alter any such road or part thereof and vacate so much thereof as may become unnecessary and useless Any road or highway so taken over or improved shall thereupon become a county road It shall be the duty of the county to keep and maintain all county roads in repair whether improved under this or former acts of assembly the expense thereof to be paid by such county in the manner hereinafter provided

Section 932 Joint Action by Counties Such powers may also be exercised jointly by adjoining counties as to roads extending along and adjacent to county lines and from one adjoining county into another

The procedure and jurisdiction in each county in such cases shall be the same as to the portion or portions of such public road or highway lying within its limits The several portions thereof except that the petition plans and surveys of such road or highway shall describe and exhibit the portion or portions of such road or highway within the limits of such county and the portion or portions thereof extending along the line of or into an adjoining county lying within limits of each county shall be treated in all proceedings as one continuous road or highway

Section 933 To be County Road as Soon as so Decreed All roads highways and parts thereof heretofore and hereafter decreed by the court under this or any former acts of assembly to be a county road shall be subject to the control and supervision of the county commissioners Upon the decree or order making an existing township road or part thereof a county road the same shall immediately be kept in repair made constructed and maintained by the county and the township relieved of any duty thereto as a township road

Section 934 Maintenance and Repair of County Roads and Turnpikes The commissioners shall have prepared plans and estimates as often as required for the repair and maintenance of abandoned or condemned turnpike roads and of all public roads or highways which may be originally located or improved as county roads or which have been originally located or improved as township roads and have become county roads They may invite proposals for maintaining and repairing such roads or parts thereof in accordance with such plans and estimates and award the contract therefor in like manner as contracts for new improvements or they may make the necessary repairs themselves For the purpose of making such repairs the commissioners may employ or appoint the proper persons and buy the necessary machinery and materials

Section 935 Annual Tax The commissioners or a majority of them may levy assess and collect an annual tax of not more than two mills upon the dollar upon all real and personal property within said county now or hereafter taxable for county purposes for the purpose of acquiring and securing a fund from which to pay all costs damages and expenses required in locating opening widening straightening extending maintaining repairing or vacating of the roads and highways or parts thereof covered by the provisions of subdivision (a) 1 of this article and for the taking using and enjoying of such land as may be necessary in constructing and maintaining proper slopes embankments fills and culverts The moneys so raised shall not be used or expended for any other purpose than that named in this section All warrants for the payment of any portion of the money raised for the purposes aforesaid shall be issued by the commissioners or a majority of them in the manner now provided by law in the sereval counties upon estimates which shall be made from time to time by the person charged with such duty The amount and time within which the same shall be paid shall be fixed and determined in the contract made for the public work herein authorized

Section 936 Borrowing Money and Bond Issue The county commissioners may borrow money and secure any indebtedness created by them for the purpose of building improving repairing and maintaining the public roads and highways now constructed or to be constructed as aforesaid by issuing bonds not to exceed in the aggregate two (2) per centum of the total of the assessed value of all property for taxable purposes in such county at the last preceding triennial valuation No such bond or indebtedness shall bear interest at a rate exceeding five (5) per centum per annum The county commissioners shall not issue bonds in any one year to an amount exceeding one-half (½) of one (1) per centum of the total valuation of all property for taxable purposes in said county as shown by the last triennial assessment The amount of bonds issued in any one year in excess of one-tenth (1/10) of one (1) per centum of the total valuation of all property for taxable purposes in said county as shown by the last triennial assessment shall be approved by the grand jury and the court of quarter sessions

Section 937 Changing Part of Road Without View Whenever the board of commissioners deem it advisable to construct change or alter any part of any public road under their supervision and can agree with the property owners affected by such change as to damages they may upon payment of damages agree upon change or alter such part of such public road as contemplated in such agreement without the formality of a view This authority shall not extend to any change or alternation of any part of any public road the costs and expenses of which to such county including damages shall exceed three hundred dollars A petition setting forth the facts accompanied by a map or draft of such proposed change shall be presented to the court of quarter

sessions for approval before such actual change is made whereupon the new location thus approved by the court shall be the public road to all intents and purposes and the old location shall be vacated

Section 938 Assessment of Benefits in Second Class Counties Whenever in any county of the second class any road or highway shall be originally located laid out or constructed or relocated opened straightened widened extended or altered or any part thereof vacated the viewers appointed to assess damages for taking injuring or destroying property after having determined the amount of damages sustained shall assess the whole or such part of such damages as may be represented by benefits upon the properties abutting on and benefited by such improvements The remaining part of such damages if any not so assesed against the abuting properties shall be paid by the county The total assessments for benefits shall in no case exceed the total damages awarded and agreed upon

The viewers shall in such cases file their report showing the balance struck between the damages awarded and the benefits assessed

Section 939 Interest of Benefits Assessed All assessments for benefits in counties of the second class shall bear interest at the expiration of thirty days after they have been finally determined and fixed and shall be payable to the treasurer of the county

Section 940 Liens For Benefits Assessed All liens for the assessment of benefits pursuant to the provisions of the two preceding sections of this act shall be filed revived and collected by the proper officer of the county appointed and authorized so to do by the county commissioners in the manner provided by the general law

No appeal taken shall prevent the filing of liens by any county for any assessment made by virtue of the viewers' report but upon the final determination of the issue the court may make such order as to any lien filed that shall appear right and proper

2 System of Main Thoroughfares Adopted Laid Out and Constructed by County and Becoming Borough and Township Roads

Section 946 Adoption of System of Main Thoroughfares The board of county commissioners may within two years from the commencement of the improvement of the roads of the country in the manner provided by the following section of this act cause to be laid out surveyed and adopted a system of main thoroughfares which said board shall adjudge the proper roads to be established and specially constructed and improved In adopting such system the commissioners shall consider the population and needs of all parts of the county and make an equitable distribution of the roads to be specially constructed located and improved by the said county They shall cause a plan or plans to be made showing said system of proposed roads the relation of the proposed roads to existing public roads which connect therewith or are to be supplied thereby the names of abutting property owners and also roads which already have been improved by the county Upon approval of said plan or plans by the commissioners they shall cause said approval to be engrossed upon said plans and certified over the signature of a majority Said plans shall be filed for public inspection in the office of the commissioner and recorded in the office of the recorder of deeds in a book to be provided for the purpose

No part of the proposed roads of said system shall be an easement upon private property or in any manner interfere with the use thereof until established as a public road by the action of the court of quarter sessions

Section 947 Improvement of Borough and Township Roads Whenever such system of main thoroughfares has been adopted or when the adoption thereof is contemplated within two years after the commencement of such improvement the commissioners may upon approval by a grand jury and by the court of quarter sessions as hereinafter provided take exclusive control of and improve any public road or highway or section thereof located either wholly or in part in any borough or township within their limits whether existing by their authority or laid out in whole or in part by virtue of this act or otherwise For that purpose they may originally locate lay out establish in whole or in part relocate straighten widen extend alter and open public roads and highways and construct and improve the same and vacate so much of any roads as may be thereby rendered unnecessary and useless Any road or highway as established or altered constructed and improved under the provisions of this section shall by ordinance enacted by the borough councils of the borough or several boroughs or by resolution adopted by the commissioners or supervisors of the township or several townships through which such road shall pass become borough or township roads and the duty of maintaining and keeping the same in repair shall devolve upon the proper township or borough through or into which the same extends

Section 948 Plan of System to be Followed Variations After such plans have been adopted and recorded either under the authority of this act or in pursuance of the provisions of any law repealed by this act all applications under the preceding section of this act to the court of quarter sessions shall be restricted and relate to the establishing opening construction and improvement of the proposed roads of said system or parts thereof and the vacation of roads supplied by the portions opened and improved Provided That the commissioners upon approval by a grand jury and by the court of quarter sessions as hereinafter provided are empowered to relocate straighten widen extend alter and open construct and improve the proposed public roads as laid out surveyed marked and shown upon said plans of said system or to originally locate lay out and establish construct and improve public roads which substantially supplies said system or parts thereof by which although not parts of said system are deemed by the grand jury and court to be main thoroughfares of sufficient importance to be improved by the county and to be added to said plan and in such case to vacate so much of the roads of said system and of public roads already established as may be rendered unnecessary by the changes or by an entirely new location

Section 949 Improvement of Roads not Part of System on Contribution from Parties Interested The commissioners may also in the manner provided in section nine hundred and thirty-one of this act originally locate lay out and establish in whole or in part relocte straighten widen extend alter and open construct and improve public roads not parts of said system nor deemed main thoroughfares upon parties interested therein paying or securing to be paid in a manner to be approved by the court of quarter sessions such portion of the cost of the original construction and improvement as the commissioners may deem just which shall not be less than one-fourth of such cost in any case

Section 950 Annual Tax The commissioners or a majority of them may levy assess and collect an annual tax of not more than two mills upon the dollar upon all real and personal property within the county now or hereafter taxable for county purposes for the purpose of acquiring and securing a fund from which to pay all costs damages and expenses required in locating opening widening straightening extending or vacating of the roads and highways or parts thereof improved under the provisions or subdivision (a) 2 of this article and for the taking using and enjoying of such land as may be made necessary in constructing and maintaining proper slopes embankments fills and culverts The moneys so raised shall not be used or expended for any other purpose than that named in this section All warrants for the payment of any portion of the money raised for the purposes aforesaid shall be issued by the commissioners or a majority of them in the manner now provided by law in the several counties upon estimates which shall be made from time to time by the person charged with such duty and the amount and time within which the same shall be paid shall be fixed and determined in the contract made for the public work herein authorized

Section 951 Borrowing Money and Bond Issue Any county may borrow money and secure such indebtedness by issuing bonds for the purpose of building and improving the public roads and highways or any part thereof constructed under the provisions of subdivision (a) 2 of this article Such indebtedness shall not exceed in the aggregate one per centum of the total of the assessed value of all property for taxable purposes in said county at last preceding triennial valuation No such bond or indebtedness shall

bear interest at a rate exceeding four per centum per annum

The county commissioners shall not issue bonds in any one year to an amount exceeding one-half of one per centum of the total valuation of all property for taxable purposes in the county as shown by the last triennial assessment The amount of bonds issued in any one year in excess of one tenth of one per centum of the total valuation of all property for taxable purposes as shown by the last triennial assessment shall be approved by the grand jury and the court of quarter sessions

3 Highways Bridges Tunnels Subways and Underground Roads

Section 961 Location Construction operation and maintenance Authorized Counties may whenever the commissioners shall deem it expedient so to do and upon the approval thereof by a grand jury and by the court of quarter sessions as hereinafter provided cause to be located constructed operated and maintained a public highway bridge tunnel subway or underground road or highways bridges tunnels subways or underground roads anywhere within the county either wholly or partly within the territorial limits of cities boroughs and townships thereof Any highway bridge tunnel subway or underground road constructed under the provisions of this act shall forever thereafter be a county highway bridge tunnel subway or underground road and the duty of maintaining the same and keeping in repair shall devolve upon the county The expense thereof shall be paid by the county as hereinafter provided

Section 962 Contracts or Lease for Special use of Improvement The county commissioners may subject to the approval of the court of quarter sessions make and enter into a contract or lease with any street railway or transportation company its successors and assigns for the concurrent use of such a portion of said public highway bridge tunnel subway and underground road as shall not substantially impair or restrict the public use and enjoyment thereof upon such terms and conditions as shall be agreed upon No such contract or lease for the concurent use of a portion of such improvement shall be for a longer term or period than twenty years

Section 963 Taking Street or Other Property of City or Borough Should any board of county commissioners deem it necessary or advisable to enter upon or appropriate any highway street or property of any city or borough in the county or take any other action affecting the property rights or authority of such city or borough for the purpose of constructing or maintaining a highway bridge tunnel subway or underground road or otherwise the consent thereto of such city or borough by ordinance shall be obtained before the actual entering in or upon or the appropriation of such street highway or property After such entry and appropriation the county shall be liable and charged with the supervision control and maintenance of said highway streets and properties or so much thereof as is taken and used for the purpose of constructing and maintaining such highway bridge tunnel subway or underground road

Section 964 Annual Tax Levy The commissioners or a majority of them may levy assess and collect an annual tax of not more than two mills on the dollar on all real and personal property within the county now or hereafter taxable for county purposes for the purpose of acquiring and securing a fund from which to pay all costs damages and expenses required in locating opening constructing maintaining and repairing public highways bridges tunnels subways and underground roads constructed under the provisions of subdivision (a) 3 of this article and the taking using and enjoying of such land as may be made necessary in constructing the same and in maintaining proper slopes embankments approaches and termini for said public highways bridges tunnels subways and underground roads The money so raised shall not be used or expended for any other purpose than that named in this section All warrants for the payment of any portion of the money raised for the purposes aforesaid shall be issued by the commissioners or a majority of them in the manner now provided by law in the several counties upon estimates which shall be made from time to time by the person charged with such duty The amount and time within which the same shall be paid shall be fixed and determined in the contract made for the public work herein authorized

Section 965 Borrowing Money and Bond Issue Any county may borrow money and incur indebtedness to an amount in the aggregate not exceeding one-half of one per centum of the assessed valuation of the taxable property in said county as fixed by the last preceding assessed valuation thereof for the construction of such public highways bridges tunnels subways and underground roads or for the purpose of funding any indebtedness incurred therefor and may issue as evidence thereof registered or coupon bonds payable within thirty years from the date of their issue and bearing interest at a rate not exceeding six percentum per annum payable annually or semi-annually said bonds shall not be sold for less than their par value and accrued interest

The commissioners or a majority of them may make provision for a sinking-fund to pay at maturity any bonded indebtedness which may be incurred as hereinbefore provided and may levy and collect taxes on all the taxable property in the several counties in addition to all other taxes for the purpose of paying the same

4 General Provisions

Section 971 Procedure to Obtain Approval of Quarter Sessions When the county commissioners shall resolve to exercise any of the powers conferred by any of the preceeding sections of this article they shall cause to be prepared surveys and plans of such road or highways or such public highway bridge tunnel subway or underground road showing the improvement proposed to be made together with any proposed changes in existing public roads or highways and they shall present such surveys and plans together with their petition on behalf of such county to the court of quarter sessions praying for authority to make such improvement Such petition shall briefly describe the proposed improvement and the estimated cost thereof and if the method of construction has not been fully determined the estimated cost thereof in each of several methods in which the improvement may be made

On the filing of such application or petition the court shall refer the same to and fix a time for the hearing of the same by the grand jury when in session Notice of said hearing shall be given by an advertisement published at least once a week for three consecutive weeks in two newspapers of general circulation in the county which notice shall briefly describe the location of the improvement proposed to be made and the time place and purpose of said hearing If the grand jury by a majority vote shall approve the petition it shall thereupon certify its approval to said court whereupon the court shall make an order fixing a time not less than five days thereafter with which exceptions to said petition may be filed Upon the hearing thereof the court may for proper cause shown disapprove of said application otherwise said court shall approve said application and shall thereupon order that said improvement shall be made and constructed in accordance with the plans and surveys accompanying the application Thereupon any original location re-location opening widening straightening extension alteration or vacation of any road set forth in said proceedings and the right to proceed with such improvement shall become absolute

The words "improved" or "improvement" as herein used means each and every power conferred upon counties under the terms of any of the preceeding sections of this article

Section 972 Right of Eminent Domain For the purposes herein described the county commissioners may enter upon private or public property and may take injure and destroy the same in the manner and subject to the restrictions and procedure prescribed by article six of this act

Section 973 Contracts for Improvements After said surveys and plans and the aforesaid applications to the court of quarter sessions have been approved by the court and the road highway or the public highway bridge tunnel subway or underground road ordered to be made and constructed in accordance therewith the commissioners or a majority of them shall invite proposals for the making and constructing of the same or such part or parts of the same as the commissioners shall deem proper by publication in at least two newspapers of general circulation published in said county—or if no newspaper be published in said county then in a newspaper or newspapers published in the nearest adjoining county—once a week for four consecutive weeks fixing a time therein when such proposals will be opened and contracts therefor awarded In addition to the notices so ordered to be given for publication there shall be posted in the office of

said commissioners like notices as those now given inviting proposals for the construction and repair of all public highways and bridges The contract as aforesaid shall be awarded by the said commissioners or a majority of them to the lowest responsible bidder No contract shall be awarded for any of said public work until proper bonds shall be given for the faithful performance thereof by the person or persons to whom the same shall be awarded with proper security to be approved by said commissioners or a majority of them Any incorporated company doing business within any of said counties authorized by law to become security for persons or corporations may be taken and accepted as surety upon the bonds herein required to be given

Section 974 Employment of Persons to Prepare Surveys Plans and Estimates For the purpose of performing all necessary duties relating to the making of such improvements and keeping the same in repair the county commissioners may employ or appoint proper persons to prepare surveys plans and estimates and do all necessary and proper work connected therewith and shall fix the compensation of all persons so employed

Section 975 Procedure where Property is Left Without Outlet by Reason of Vacation of Part of Old Road Whenever by reason of the relocating opening widening straightening or extending of any road or highway or any part thereof any part of the road or highway so relocated opened extended straightened or widened shall become useless and vacated and the property of one owner shall intervene between the new road or highway and the lands of another having no other outlet it shall be the duty of the said county commissioners to obtain from the owner of said intervening property and the owner of the said contiguous or adjoining land an agreement for the transfer thereof from one to the other upon terms satisfactory to such parties If the parties shall not agree to the transfer of the properties so intervening upon the new road and any such lot or piece of land in the opinion of the said county commissioners be insufficient for building purposes it shall be taken and used as part of said road or highway

Section 976 Parties Making Application for New Road to Notify Local Road Authorities In all cases wherein any proceedings are about to be had before any board of commissioners or courts of this Commonwealth by petition to said courts or commissioners looking to the laying out opening and construction of new roads for public use it shall be the duty of the parties making application to the board of commissioners or to the courts for the appointment of viewers reviewers or re-reviewers to lay out open or construct such public road to give written notice of such application to the supervisors or commissioners of roads and highways of the territory through which the proposed public road is designated to be laid out and constructed of the time and place of such application and of the time and place of the meeting of viewers reviewers or re-reviewers A copy of said written notice properly attested shall be filed among the records of the court having cognizance of the matters Failure to comply with the provisions of this section as to such notice shall be sufficient grounds for an application to set aside whatever proceedings may have been taken of which said supervisors or commissioners of roads and highways had no written notice

Section 977 Unlawful to Raise Highway Above Ordinary Grade Over Drain or Culvert In the construction or repair of any highway it shall be unlawful for the person or persons in charge of such construction or repair to raise such highway or permit the same to be raised or elevated above the ordinary grade thereof when a drain or culvert shall be constructed under such highway or when such highway shall be constructed or repaired over such drain or culvert

(b) Vacation as County Roads

Section 986 Vacation as County Roads Upon petition of the county commissioners the court of quarter sessions may vacate as a county road any portion or portions of any abandoned or condemned turnpike road or any portion or portions of any turnpike road purchased by the county or of any road the permanent location or improvement whereof has been ordered or made under this or former acts relating to county roads All portions of such roads so vacated shall become and be township roads Written notice of the contents of said petition and the time when the same will be presented to the court shall be given by the county commissioners to the supervisors or commissioners of the township or townships through which said road passes at least ten days before the date of presenting the same At the time said petition is presented the court may fix at a time for a hearing in open court or refer the matter to an examiner to take testimony and report his findings to the court at such time as the court shall direct At any hearing in open court or before an examiner appointed by the court all parties in interest may appear and be heard After such hearing the court if it shall find that the conditions prescribed by this act has been complied with may grant the prayer of the petitioners and make a decree accordingly or make such order in this premises as to right and justice shall appertain

(c)) Continuous Highways from one County to Another

Section 991. Laying Out Altering Vacating Roads forming or intended to form a continuous highway from one county to another which cross a river creek or rivulet forming a boundary line between said counties may be laid out or altered or vacated in the manner provided in the case of other roads except that the court of quarter sessions of each county shall appoint three viewers and that a report as aforesaid shall be made to each court respectively and that each court shall otherwise have and exercise concurrent jurisdiction therein

Section 992 Joint County Bridge on Line of Highway Whenever roads are laid out altered or vacated as referred to in the preceding section of this act over a river creek or rivulet and in such laying out altering or vacating of said road it becomes necessary to vacate an existing bridge and construct a joint county bridge on a different site the same viewers who view the laying out altering or vacating of said road shall at the same time have the authority to locate a new joint county bridge on the route of the road as laid out altered or vacated and the report on the road and joint county bridge shall be made in the same report and shall be returned to each of the courts as soon as said report is completed Provided That in the petition for the view of the road there is contained a request for relocation of said joint county bridge Before any such road and joint county bridge shall be finally confirmed by the court the same shall be approved by a grand jury and the court in each of the respective counties and after the approval of such road and joint county bridge by said grand juries and courts the report shall be confirmed "nisi"' by the courts of each county which report shall become absolute in thirty days unless exceptions thereto be filed in the manner provided by law If exceptions be filed the said courts shall hear said exceptions and make a final decree either confirming said report or setting it aside as is now provided by law in similar cases

Section 993 Erection and maintenance of Bridge Any such bridge when authorized and located shall be erected constructed maintained and kept in repair in the manner provided by Article IX of this act for bridges erected on the line of adjoining counties

(d) Purchase and Condemnation of Turnpikes

Section 1001 Purchase by County Twenty-five or more resident taxpayers of any county in which any turnpike road or highway heretofore or hereafter constructed is wholly or partly located and upon which tolls are charged the traveling public under any general or special law may present their petition to the board of commissioners setting forth that it would be for the best interests of the people of the county that such turnpike road or highway or any continuous part thereof extending to one of the terminal points of said turnpike road or highway or lying within the limits of any borough should be purchased by the county and become a public road free from tolls and toll-gates Whereupon the board of commissions may enter into negotiations with the owners of said turnpike road or highway or part thereof for the purchase of the same and if the price therefor can be mutually agreed upon it shall be paid by the board of commissioners

The county commissioners of any county not having sufficient funds not otherwise appropriated to pay for any turnpike road or highway or part thereof purchased under the provisions of this section may issue bonds of the said county in accordance with the Constitution and existing laws of this Commonwealth for that purpose

The provisions of this section shall not apply to any turnpike road or highway or part thereof which now forms or may hereafter form a part of the State highway system of this Commonwealth

Section 1002 Condemnation If said board of commissioners and the owners of said turnpike road or highway or part thereof cannot agree upon the price to be paid

for the same the said board of commissioners may take and obtain possession of the said turnpike road or highway or any part thereof in the manner and subject to the restrictions and procedure provided in article six of this act and make the same a public road free from tolls and toll-gates

Section 1003 Maintenance Said road so made free of tolls either by negotiations or condemnation proceedings as aforesaid shall be properly repaired and maintained at the expense of the city or borough in which the road or part thereof lies or in case such road or part thereof lies within a township or townships then by the county unless the board of supervisors or commissioners of the township accept the same and signify such acceptance in writing filed in the office of the court of quarter sessions In such case the road shall become a part of the road system of said township and shall thereafter be maintained in the same manner as other roads legally laid out in said township

Section 1004 Proceedings When Turnpike is on Boundary Line Between Two Counties In case the said turnpike road or highway which it is desired to have made free of tolls and toll-gates is located in whole or in part upon the line dividing any two counties the petition required by section nine forty-five of this act shall be signed by twenty or more resident taxpayers of each of said counties and the duties imposed in said section upon the commissioners of one county shall be exercised by the commissioners of both counties acting together and the amount to be paid for said turnpike road or highway as agreed upon by the said boards of commissioners and the owners thereof shall be apportioned between and paid by the two counties as agreed upon by said boards of commissioners

If the said boards of commissioners and the owners of said turnpike road or highway or part thereof cannot agree upon the price to be paid for the same the said boards of commissioners may take and obtain the same in the manner and subject to the restrictions and procedure provided in article six of this act In such case proceedings shall be instituted in the courts of common pleas of each county and three viewers shall be appointed by each of said courts and the said courts shall together with the commissioners of the respective counties in all other respects have and exercise concurrent jurisdiction and discretion therein Exceptions to the report of the viewers may be filed in and appeals therefrom made to the courts of common pleas of either county in which case the courts of said two counties sitting together shall hear and determine the same in the manner and subject to the restrictions and procedure provided for exceptions and appeals in article six of this act

The damages for the appropriation of any such turnpike road or highway or any part thereof shall be apportioned by said viewers between the two counties

Section 1005 To be Public Highway Whenever any turnpike road or highway or part thereof shall be purchased or condemned it shall become a public highway free from tolls and toll-gates

If only a part of any such turnpike road or highway shall be condemned nothing herein contained shall be taken to abridge the right of the company owning or operating such turnpike to maintain toll-gates and collect tolls upon the remaining parts of their road not taken It shall not be lawful so to condemn any portion of such turnpike road or highway unless such portion extend to one of the terminal points of such turnpike road or highway or is a portion lying within the limits of any borough incorporated under any general or special law and unless such portion be a continuous portion

Section 1006 Abandoned Turnpike Running Through Unseated Lands to be kept in Repair by County Where any turnpike company abandons any turnpike or part thereof running through unseated lands and where any such abandonment is authorized by the proper authorities of any turnpike company and official notice is given to the supervisors of the proper township that such turnpike company has abandoned all its rights interest and title to such turnpike or part thereof and where by acceptance or user such abandoned turnpike or part thereof has become a township road in every such case such road or part thereof shall become a county road and kept in proper condition and repair by the board of commissioners of the proper county

(e) County Aid to Municipalities and Townships

Section 1011 Municipal Streets Connecting Two Ends of County Road When a city or borough intervenes between two ends of a county highway and the municipality has failed to properly improve the municipal streets or high ways constituting the shortest and most reasonable route through said municipality which will connect the two ends of such highway the board of commissioners may contract with the corporate authorities of the municipality that the shortest and most reasonable route through said municipality connecting the two ends of such highway be improved

Section 1012 Municipal Streets at Terminus of County Road When a county highway terminates at the corporate limits of a city or borough in the same or in another county and connects with a municipal street or alley which the municipality has failed to properly improve and the board of commissioners of the county in which the municipality is located deem the improvement of such municipal street or alley necessary in order to make such county highway easily accessible to the residents of the municipality or to the traveling public the county commissioners may contract with the corporate officials of the municipality that such municipal street or alley or any part thereof be improved and also that there be improved when necessary any part or parts of the streets connected therewith which connect said county highway with the business district or districts of said municipality or with a system of improved streets therein or which connect the said highway with another county highway terminating at the limits of said municipality If several municipalities are contiguous to each other and at the corporate limits of any one of them a county highway terminates and one or more of such municipalities have failed to properly improve any municipal street or alley therein and the county commisioners deem the improvement of such street or alley necessary in order to make such highway easily accessible to the residents of the municipality or to the traveling public the board of commissioners may enter into a similar contract with the corporate authorities of such municipality or municipalities

Section 1013 Improvements The board of commissioners may widen repave or otherwise improve said municipal streets and alleys whenever the same is necessary to accomplish the purpose herein conferred Whenever such improvement is made to a municipal street or alley the county may pay the total cost of such improvement or the cost may be divided between the municipality and county The contract for any such improvement may be taken by the county upon the stipulation by the municipality to pay its proportionate share of the cost if any upon the completion of the work or it may be taken by the municipality upon a like stipulation of the county or the improvement may be made by joint contract

Section 1014 Maintenance Before any municipal street or alley is so improved the board of commissioners and the proper corporate authorities of such municipality shall agree upon the maintenance of such municipal street or alley Such agreement may provide that such municipal street or alley shall be kept and maintained in good repair by the municipality in which case upon the completion of said road all further liability and responsibility of the county shall cease and determine or it may provide that it shall be kept and maintained in good repair by the county and the share of the municipality shall be paid annually to the county

Section 1015 Contracts With Borough Township or Incorporated Town The board of commissioners may enter into a contract or contracts with the authorities of any borough or township or any incorporated town providing that the said board of commissioners shall construct an improved highway or highways under the provisions of sections one thousand and eleven and one thousand and twelve of this act The expense or cost of said construction shall be borne jointly by the borough township or incorporated town and the county in such ratio or proportions as may be agreed on in said contract or contracts

Section 1016 Payment Payment for the construction of said highway or highways shall be made by the county which shall be reimbursed by the borough township or incorporated town in such sums as agreed upon in said contract or contracts upon presentation to them from time

to time of estimates and bills for work already performed and paid for

Section 1017 Repair and maintenance Any such highway constructed jointly shall be repaired and maintained at the expense of the county but nothing shall prevent the authorities of a borough township or incorporated town from entering into a contract or contracts with the board of commissioners for the maintenance of said improved highway under such terms and conditions as may be mutually satisfactory

Section 1018 Municipal Road Leading To End Of County Bridge When a public road leading to either end of a county bridge across any stream ten hundred feet wide or over is laid out and confirmed by the court and not opened the court of quarter sessions may upon petition of citizens of the city town borough or township through which the said road is located setting forth that the expenses of the construction is too burdensome to the taxpayers of said city town borough or township order the county commissioners to prepare plans of said public road not exceeding one-fourth mile in length from the end of such bridge Such plans shall be submitted to the court Such time shall be fixed for filing exceptions to said proceedings as the court shall deem proper If no sufficient cause is shown to the contrary the court if it approves thereof shall authorize the board of commisioners to construct said road according to the plans and survey accompanying said proceedings Upon the approval of the same by the board of commissioners they shall proceed to open such road at the expense of the county

Section 1019 Where Center Line of Highway is Boundary Betwen City or Borough and Township Whenever the center line of any highway constitutes the dividing line between any city or borough and a township located in the same county the board of county commissioners and the commissioners or road supervisors of such township may enter into a contract with the city or borough providing for the grading curbing and macadamizing or paving of the roadway of said highway The cost thereof shall be borne one-half by the city or borough and one-half by the county and township in equal portions

Section 1020 Alteration or Improvement The said altreation or improvement shall be constructed and subsequent repairs shall be made under the supervision of the proper authorities of the city or borough in compliance with existing laws governng the constructon of such alterations or improvements in said city or borough and in further compliance with plans and specifications to be agreed upon in writing between the said city or borough and the board of commissioners of the county and commissioners of road supervisors of the township The cost of repairs shall be borne one-half by the city or borough and one-half by the township or by the county and township in equal portions or such other proportion as may be agreed upon by the county and township

Section 1021 Where Center Line of Highway is Boundary Between Township and City in Adjoining County Whenever the center line of any highway constitutes a dividing line between a township and a city located in an adjacent county the board of commissioners of the county and the commissioners or supervisors of such township may enter into a contract with the city providing for the grading curbing macadamizing or paving of the roadway of said highway The cost thereof shall be borne one-half by the city and one-half by the township and the county in which such township shall be situated in equal portions

Section 1022 Alteration Improvement and Repairs Said alteration or improvement shall be constructed and subsequent repairs shall be made under the supervision of the authorities of the city in compliance with existing laws governing such construction or improvement of such city and in further compliance with plans and specifications to be agreed upon in writing between such city and board of commissioners of the county and the commisisoners or supervisors of the township The cost of repairs shall be borne one-half by the city and one-half by the township or by the county and township in equal portions or such other proportion as may be agreed upon by the county and township

Section 1023 Improvement on Order of Common Pleas In all cases in which it shall be found impossible to enter into such contract or agreement as is provided for by section ten hundred and twenty-one of this act or where either the city or the township of the county in which such township is situated shall refuse to enter into such contract or agreement it shall be lawful for either the city or the county or township to present its petition to the court of common pleas of either county setting forth the facts and circumstances including the condition of the highway from which the necessity and desirability for the grading curbing macadamizing or paving of the roadway appears and the estimated cost thereof and that the terms of such contract cannot be agreed upon by the city and county or township or either or any of them or that either such city or the county or township or any or either of them refuses to enter into such contract Such petition may pray that such court may after hearing all the parties concerned make its order or decree defining the nature and character of the improvement reasonably necessary or desirable to be made to the roadway and requiring the parties hereinabove specified to enter into a contract or contracts for the making and constructing of the same as herein provided for A copy of said petition duly certified shall be served upon the city or county and township concerned other than the petitioner with notice of such day as may be fixed by the court for the hearing Thereupon either or both of the parties served with such notice shall be entitled on or before such date to file in the court its answer to said petition setting forth its version of the facts or such other matters in relation thereto as may be deemed necessary or proper by it

The court upon the date so fixed or at such other time as it may appoint shall hear the evidence of the parties or it may refer the matter to a master who shall hear the testimony of the parties and report his fiidings in the same manner and under the same procedure as provided by the rules in equity in similar cases to the court which may reject confirm or modify the same and may make its decree or order directing the making of such alterations or improvements to the roadway as may be deemed reasonably necessary or desirable and providing for the sharing of the cost of such improvements one-half by the city and one-half by the county and township in equal portions Said order or decree may further provide that the repairs to such alterations and improvements subsequently required shall be borne one-half by the city and one-half by the county or township in equal portions or such other proportions as between the county and the township as such court may find to be legal and proper Thereupon the grading curbing macadamizing or paving of the roadway of such highway shall proceed in accordance with the decree or order of the said court in the same manner as if the contract or agreement had been entered into and duly executed

Section 1024 Guards or Barriers along Township Roads When a road or highway runs along the edge of a precipice along which it may be necessary to erect guards or barriers for the proper protection of the traveling public and the erecting of such guards or barriers requires more expense than it is reasonable the township should bear the court of quarter sessions having jurisdiction shall on the representation of the supervisors or on the petition of any of the inhabitants of such township order a view If on the report of the viewers it shall appear to the court grand jury and commissioners of the county that such guards and barriers are necessary and would be too expensive for such township the same shall be erected and maintained by the county as county improvements The provisions of this section shall apply to roads already opened as well as those hereafter opened

Section 1025 Improvements of Highways Connecting with State or State-aid Highways The county may singly or jointly with any city or borough appropriate and expend moneys for the improvements of any highway not more than one mile in length outside of the limits of such city or borough for the purpose of connecting improved streets in such cities or boroughs with a State highway or State-aid highway

Section 1026 Renting of Road Machinery To Townships The county commissioners of any county may purchase such machinery for the preparation of road material and the construction and maintenance of roads as they deem necessary and pay for the same out of the general funds of the county Such machinery may be rented by the county commissioners to any of the townships within such county applying for same under such regulations and at such rentals as the county commissioners shall prescribe and fix All machinery purchased under the provisions of this act shall be operated only by per-

sons employed for that purpose by and under the direct supervision of the county commissioners

(f) Detours

Section 1036 To be laid out when County Road is Closed Whenever any county road or highway shall be closed to vehicular travel the board of commissioners shall immediately designate or lay out a detour on which they shall erect or cause to be erected and maintained while such detour is in use legible signs at each public road intersection throughout its entire length indicating the direction to the main highway During the period when such detour is in use by the county commissioners shall maintain such detour in safe and passable condition They shall also immediately remove all detour signs when the highway originally closed is again opened for traffic

(g) Protection of Roads

Section 1041 County Road Caretaker The persons appointed by the board of commissioners to inspect and repair public roads or highways improved and maintained as county roads shall be designated county road caretakers The caretakers shall have all the power and authority now vested by law in the constables of the several cities boroughs and townships of this Commonwealth to keep the peace in and along the county roads of such county and to enforce all laws regulating the speed of automobiles and other vehicles thereon and to enforce all rules or regulations governing the use of such roads and to make arrests therefor

Section 1042 Caretakers not Entitled to Fines or Penalties No such caretaker shall be entitled to any portion of any fine or penalty imposed upon any person or persons for any violations of any act of assembly or rule relating thereto but all such fines and penalties when the proceeding is initiated by such caretaker shall belong to and be paid into the county treasury for the benefit of the county

Section 1043 Badge of Caretaker The board of commissioners shall furnish each of said caretakers as an evidence of their authority a badge having impressed thereon the words "Police.....County Road Caretaker"

Section 1044 Rules for Protection of Road Penalty for Violation For the purpose of preventing unreasonable wear and destruction of public roads improved and maintained by the county the board of commissioners may adopt and prescribe reasonable rules regulating and restricting the use of said roads within such county by any means of locomotion and prescribe pecuniary penalties for the enforcement thereof All such rules adopted by the board of commissioners shall before becoming operative be published once a week for three weeks in two newspapers of general circulation in the county to which the rules apply and be recorded in the office of the recorder of deeds of said county

Any resident of any county within which the violation of any rule so adopted shall occur may institute and prosecute to judgment and exception an action of assumpsit in any court having jurisdiction of such actions and the amounts involved for the recovery of any penalty for the violation of any rule prescribed by the board of commissioners of which penalty the plaintiff shall be entitled to one-half and the county shall be entitled to the other half payable to the county treasurer who shall add the same to the fund for the improvement of the said county roads

Any person violating any rule so adopted shall upon summary conviction be sentenced to pay a fine of not less than five dollars or more than one hundred dollars payable to the county treasurer who shall add the same to the fund for the improvement of said county roads From any judgment obtained for said penalty and from said summary conviction an appeal shall lie as provided by law

Section 1045 Penalty for Destroying et cetera Index Boards It shall be unlawful for any person to wilfully destroy remove injure or deface any sign or index board erected upon or near any public street road or bridge by the authorities of any county or erected with the consent of such authorities by any club association or other organized body for the direction guidance or safety of travellers Any and all such signs of wood metal or other substance affixed to trees or posts in or upon any highways properly erected in such manner that they do not interfere with travel or upon fences telegraph telephone trolley or other poles with the permission of the owners thereof or upon private grounds where consent has been obtained from the owners and tenants thereof and nearby public roads shall be within the provisions of this section

Any person violating the provisions of this section shall upon summary conviction be sentenced to pay a fine of not less than ten dollars nor more than twenty-five dollars with all costs of prosecution together with the value of such sign so destroyed removed or defaced In default of payment of said fine costs and expenses such person shall undergo an imprisonment for a period of not less than five nor more than sixty days

ARTICLE XI

SEWERS AND SEWAGE-DISPOSAL PLANTS

Section 1061 Construction and Maintenance Authorized Whenever the board of commissioners shall deem it expedient so to do—and upon approval thereof by a grand jury and by the court of quarter sessions as hereinafter provided—they may construct and maintain main or trunk sanitary sewers and sewage-disposal plants under the provisions of this act and any such main or trunk sewers or disposal plants constructed under the provisions of this act shall forever thereafter be county sewers and disposal plants and the duty of maintaining operating and keeping the same in repair shall devolve upon the county and the expense thereof shall be paid by the county as hereinafter provided

Section 1062 Establishment of Sewer Districts The courts of quarter sessions may establish sewer districts in their several counties or decree that the said county shall form one or more sewerage districts having respect to the topography of the county and the course of natural drainage upon application of the board of commissioners or upon petition of fifty freeholders resident in the locality for which a sewer district is prayed for Upon the presentation of such petition the court shall appoint three viewers from the board of viewers—for whom the county engineer shall act as artists—to inquire into the propriety of granting the prayer of the petition whose duty shall be to investigate the same and make a plan or draft showing the boundaries of sewer districts formed and report at a date to be fixed by said court at which time or any subsequent time to which said return day may be extended by the court said report shall be filed and confirmed nisi by the court and notice of said filing and that exceptions may be filed to said report within thirty days after said confirmation nisi shall be published in one or more newspapers of the county as the court may designate once a week for four weeks If exceptions be filed upon hearing thereof said court may modify or change said report or readjust the boundary lines thereof or refer the same book to the same or other viewers If no sufficient cause be shown to the contrary said report shall be approved absolutely and said district or districts so formed shall comprise separate sewerage districts of said county and be designated by number

Section 1063 Procedure to Obtain Approval of Quarter Sessions and Grand Jury Whenever the board of Commissioners shall resolve to construct any such main or trunk sewers or sewage disposal plants in accordance with the provisions of this act they shall cause to be prepared surveys and plans of such main trunk sewers or disposal plants showing the location termini size and type of construction of such disposal plants together with the properties and names of the owners thereof through which said sewer or sewers extend or upon which the same abuts and the properties and names of the owners of the land upon which such disposal plants are to be located or upon which the same abuts together with an estimate of the cost and expense of the same The plans and estimates shall show the location and capacity of any main or trunk sanitary sewer or sewers or sewage-disposal plant either completed or in course of construction together with the cost or probable cost thereof The estimates shall provide for and make such allowance or rebate to the municipality or municipalities which shall have paid assumed or contracted for the cost of such main or trunk sanitary sewer or sewers or disposal plants as shall be agreed upon between the county and the municipality or municipalities interested and in the event of failure so to agree the allowance or rebate shall be determised by the court of common pleas of the proper county upon application of either party The county commissioners shall thereupon present such survey plans and

estimates or a copy thereof together with their petition to the court of quarter sessions of the county and upon filing thereof the court shall direct notice to be given of the same substantially describing the line of the proposed sewer or sewers and the location of the proposed disposal plants by publication at least once a week for three consecutive weeks in at least two newspapers of general circulation published in the county wherein said proposed sewers or disposal plants are to be made or constructed and of the time when said application will be laid before the grand jury and after publication as aforesaid the said court shall cause the said application to be laid before the grand jury when in session and if a majority of said grand jury after a full investigation of the matter by the grand jury shall approve of the same they shall certify their approval to the court whereupon the court shall fix a time for the filing of exceptions to the same Upon hearing any exceptions thereto the said court may for a cause shown disallow such application If no sufficient cause be shown to the contrary said application shall be approved and said court shall order that said sewers or sewage disposal plants shall be made and constructed in accordance with the plans and surveys accompanying the said application and thereupon the location of such sewers and sewage disposal plants shall remain absolute

Section 1064 Size of Sewer Rights of Municipal Authorities All main or trunk sewers constructed under this act shall be of sufficient size and extent so that it shall not be burdensome upon any city borough or township which is wholly or partly within the sewer district in which said main or trunk sewer is constructed to connect its lateral sewers with said main or trunk sewer constructed under the provisions of this act and a copy of the notice provided for under section ten hundred and sixty-three of this act shall be served upon the mayor burgess commissioners or supervisors of such city borough or township forming any part of such sewer district ten days before said application shall be laid before the grand jury Any such city borough or township shall have a right to be heard by the grand jury and to file exceptions to said proceedings The approval by the grand jury and by the court shall be a conclusive finding that the said main sewers proposed to be constructed under said proceeding are of sufficient size and extent so that the connection thereto by any such city borough or township will not be burdensome upon said city borough or township

Section 1065 Approval of Plans and Specifications by State Department of Health After such plans and specifications have been prepared by said board of commissioners and before presentation thereof to the court or grand jury they shall be submitted to the State Department of Health and approval by said State Department of Health of the same shall be first had in accordance with the act of assembly of April twenty-second one thounand nine hundred and five entitled "An act to preserve the purity of the waters of the State for the protection of the public health"

Section 1066 Condemnation Procedure for the purposes herein described the board of commissioners may enter upon private or public property and may take injure and destroy the same in the manner and subject to the restrictions and procedure provided in article six of this act

Section 1067 Payment of Damages and Costs of Maintenance and Repair All Damages found awarded or sustained for or on account of the construction and operation of such sewers or disposal plants under the provisions of this act and all cost and expense thereafter incurred in repairing and maintaining the same shall be paid from the funds raised by taxation as hereinafter provided and authorized

Section 1068 Contracts for Making and Constructing After said surveys and plans and the aforesaid application to the court of quarter sessions shall have been approved by the court and the said sewers or disposal plants as decreed by said court ordered to be made and constructed in accordance therewith the board of commissioners or a majority of them of the respective counties wherein the said sewers or disposal plants are made or to be made and constructed shall invite proposals for the making and constructing the same by publication in at least two newspapers of general circulation published in said county or if no newspapers be published in said county then in a newspaper or newspapers published in the county adjoining once a week for four consecutive weeks fixing a time therein when such proposals will be opened and the contracts therefor awarded in addition to the notices so ordered to be given by publication there shall be posted in the office of the said board of commissioners of the respective counties like notice as those now given inviting proposals for the construction and repair of public roads and bridges the contract as aforesaid shall be awarded by the said board of commissioners or a majority of them to the lowest responsible bidder No contract shall be awarded for any of said sewers or disposal plants until proper bonds shall be given for the faithful performance thereof by the person or persons to whom the same shall be awarded with proper security to be approved by said board of commissioners or a majority of them Any incorporated company doing business within any of said counties authorized by law to be surety for persons or corporations may be taken and accepted as surety upon the bonds herein required to be given

Section 1069 Repair and Maintenance Said board of commissioners shall have prepared plans and estimates as often as required for the repair and maintenance of all county sewers or disposal-plants which may hereafter be constructed under the provisoins of this act and become county sewers or disposal plants They shall invite proposals for the repairing and maintenance of such sewer or disposal-plants or parts thereof in accodance with such plans and estimates and award the contract therefor in like manner as contracts for new sewers and disposal-plants

Section 1070 Preparation of Surveys Plans and Estimates Et Cetera For the purpose of performing all necessary duties relating to the construction and repairs of county sewers and disposal plants herein authorized the said board of commissioners may employ or appoint proper persons to prepare such surveys plans and estimates and do all necessary and proper work connected therewith and shall fix the compensation of all persons so employed

Section 1071 Fund From Which to Pay Costs Damages Et Cetera The board of commissioners may levy asses and collect an annual tax of not more than two mills upon the dollar upon all real and personal property within the county now or hereafter taxable for county purposes where the court has decreed that the entire county shall form one sewer district for the purpose of acquiring and securing a fund from which to pay all costs damages and expenses required in the locating construction maintaining repairing and operating of such county sewers or disposal plants made or constructed under the provisions of this act and for taking using and enjoying of such land as may be necessary in constructing same and the money so raised shall not be used or expended for any other purpose than that named in this section Where one or more such sewer districts have been formed by the court in any county and the county does not comprise one entire sewer district and county sewers or disposal plants are constructed to accommodate a particlar sewer district of said county the said board of commissioners of such counties may have prepared separate copies of the assessed value for county purposes of the properties located within the sewer district wherein or for whose use such sewer or disposal-plant has been constructed and to levy assess and collect an annual tax of not more than two mills upon the dollar upon all real and personal property within said sewer district now or hereafter taxable for county purposes for the purpose of acquiring and securing a fund from which to pay all costs damages and expenses required in the locating constructing maintaining and operating of such county sewer or disposal-plant in or for the benefit of said sewer district the money so raised shall not be used or expended for any other purpose than that named in this section and shall not be expended or used for any other sewer district All warrants for the payment of any portion of the money raised for the purposes aforesaid shall be issued by the said board of commissioners in the manner now provided by law in the several counties upon estimates which shall be made from time to time by the person charged with such duty The amount and time within which the same shall be paid shall be fixed and determined in the contract made for the public work herein authorized

Section 1072 Consent of municipality to Enter on Highways Should any board of commissioners in the exercise of the powers herein conferred deem it necessary or advisable to enter upon a highway or highways in any city

borough or township for the purpose of constructing or maintaining any such main or trunk sewer or sewers or disposal plants the conset thereto of such city borough or township shall first be had and obtained

Section 1073 Connection with Sewer by Municipalities After the construction of such main or trunk sewer any city borough or township shall have the right free of charge to connect with said main or trunk sewer by laterals all sanitary sewerage of the sewer district in which said main or trunk sewer is located or for the use of which the same has been constructed All connections made by any city borough or township by any owner of property abutting on said main or trunk sewer with such main or trunk sewer shall be made under the supervision of the county engineer and in the manner prescribed by the board of commisioners

Section 1074 Appointment of Costs and Expenses Wherever any main or trunk sewer or portion thereof or sewage- disposal plant constructed under the provisions of this act is used for the carrying or disposal of sewage from two or more sewer districts the cost damages and expenses of locating constructing maintaining repairing and operating the same shall be borne by all sewer districts so using said main sewer or portion thereof or disposal plant in proportion to their annual assessed taxable valuation for county purposes but no sewer district shall be taxed for any main or trunk sewer or portion thereof or disposal plant until said district has been accommodated with a main or trunk sewer constructed under the provisions of this act so that connections therewith can be made in said sewer districts without expenses burdensome upon cities boroughs or townships forming said sewer district

Section 1075 Use of Municipal Mains Whenever in the location or construction of any such county sewers it shall be deemed desirable to connect with and use any main or trunk sewer or portion thereof of any city borough or township it shall be lawful for the board of commissioners subject to the approval of the court of quarter sessions to agree with such city borough or township for the use and repair and maintenance of such sewer or sewers or portions thereof and what compensation shall be paid therefor or in what proportion the cost of maintenance and repairs shall be borne

## ARTICLE XII

## ACTIONS BY AND AGAINST COUNTIES

Section 1091 Commissioners To Bring and Defend Suits All suits by a county shall be brought and conducted by the board of commissioners In all suits against a county process shall be served upon defense made by the board of commissioners

Section 1092 Form of Action to Recover Claims Jurisdiction of Justices of the Peace Counties may proceed for the recovery munipical claims by lien or by action of assumpsit Jurisdiction is conferred upon justices of the peace to entertain such actions of assumpsit to the amount of three hundred dollars

Section 1093 Competency of Witnesses and Jurors No person shall be excluded from being a witness or juror in any suit prosecution or proceeding in which the county is a party or is interested by reason of such person being or having been an officer rated citizen or inhabitant in such county or owning assessed or taxable property or being liable to the assessment or payment of any tax therein

Section 1094 Execution Against County if Judgment shall be obtained against a county in any action or proceeding the partv entitled to the benefit or such judgement may have execution thereof as follows and not otherwise namely It shall be lawful for the court in which such judgement shall be obtained or to which such judgement may be removed by transcript from a justice of the peace or alderman to issue thereon a writ commanding the commissioners of the county to cause the amount thereof with the interest and costs to be paid to the party entitled to the benefit of such judgement out of any moneys unappropriated of such county or if there be no such moneys out of the first moneys that shall be received for the use of such county and to enforce obedience to such writ by attachment

Section 1095 Appeals in Behalf of County by Taxpayer Any ten or more taxpayers of the county may in behalf of such county appeal from the report of its county auditors or controller to the court of common pleas or prosecute any suit or action in behalf of said county or defend such county in any suit process or action now pending or that may be brought against such county by appeals from county auditors' or controllers' reports or otherwise If no appeals is entered by county officials the appeal by such taxpayers shall be entered within ninety days after the filing of such report in the court of common pleas The appellants shall enter into recognizance with two sufficient sureties conditioned that the appellants shall prosecute said appeal with effect and pay all costs that may accrue thereon in case they fail to obtain a final decision more favorable to the county than the report from which such appeal is taken In all such appeals the courts of common pleas may direct an issue to be tried by a jury upon whose verdict final judgment shall be entered reserving the right of all parties to appeal to the Supreme Court as provided in other appeals Before said taxpayers shall be permitted to come into court and prosecute any suit or action or defend the county in any suit process or action they shall present to the court a peition signed by them accompanied by an affidavit of one of their number that they believe injustice will be done such county unless they are permitted to defend Said taxpayers shall whenever the court shall deem it necessary file in said court of common pleas a bond with one or more sufficient sureties to be approved by said court to indemnify and save harmless said county from all costs that may occur in said suit process or action subsequent to filing said petition

Section 1096 Certain Procedure in Equity not to Apply when County is Libellant et cetera The first section of the act of May sixth one thousand eight hundred and forty-four (Phamphlet Laws five hundred and sixty-four) entitled "An act further to regulate proceedings in courts of justice and for the other purposes" shall not apply to any bill or proceeding in equity now pending or which may be hereafter instructed wherein any county is libellant plaintiff or complainant nor shall any county be required to give security on appeal to the Supreme Court in any proceeding in equity In all such cases it shall be the duty of the court in which the same may be pending as far as practicable to expedite the hearing and final determination thereof by such rules order or orders not inconsistent with the laws of this Commonwealth as justice and equity may require

## ARTICLE XIII

## ACTS OF ASSEMBLY REPEALED

Section 1101 Specific Repeals The following acts and parts of acts of Assembly are repealed as respectively except in so far as they relate to counties of the first class The repeal of the first section of an act shall not repeal the enacting clause of such act

The act approved the fourteenth day of March one thousand seven hundred and seventy-seven (one Sm L four hundred and forty-three) entitled "An act for establishing in the city of Philadelphia and in each county of this state an office for the probate and registering of wills and granting letters of administration and an office for the recording of deeds" absolutely

The act approved the fifth day of March one thousand seven hundred and ninety (Vol thirteen Stat at Large p four hundred and fifty-five) entitled "An act relating to the securities to be given by sheriffs and coroners" absolutely

The act approved the twenty-eighth day of March one thousand eight hundred and three (Pamphlet Laws four hundred and seventy-six) entitled "An act relating to County Treasurers" absolutely

The act approved the twenty-eighth day of March one thousand eight hundred and three (Pamphlet Laws four hundred and ninety-seven) entitled "An act directing Sheriffs and Coroners to give sufficient sureties for the faithful execution of their official duties and for other purposes" absolutely

The act approved the third day of April one thousand eight hundred and four (Pamphlet Laws four hundred

and eighty-eight) entitled "An act to enable persons appointed to offices of public trust to recover official documents appurtenant to the said offices from persons detaining the same" in so far as it applies to county officers

Section four of the act approved the fourth day of April one thousand eight hundred and seven (Pamphlet Laws one hundred and thirty-three) entitled "A further supplement to the Penal Laws of the State" in so far as it authorizes construction of jail buildings

The act approved the sixteenth day of March one thousand eight hundred and nine (Pamphlet Laws forty-two) entitled "A supplement to an act entitled 'An act to provide a more effectual method of settling the public accounts of the commissioners and treasurers of the respective counties' " absolutely

Section two of the act approved the twenty-third day of March one thousand eight hundred and eleven (Pamphlet Laws one hundred and eleven) entitled "An act imposing certain duties upon the commissioners and treasurer of Luzerne county and empowering county commissioners to administer oaths or affirmations" absolutely

Section three of the act approved the thirtieth day of March one thousand eight hundred and eleven (Pamphlet Laws one hundred and eighty-nine) entitled "A supplement to an act entitled 'An act for laying out and keeping in repair the public roads and highways within this Commonwealth and laying out private roads' " absolutely

Sections one and two of the act approved the sixth day of March one thousand eight hundred and twelve (Pamphlet Laws eighty-five) entitled "A supplement to an act declaring the holding of any office or appointment under this state incompatible with the holding or exercising offices or appointments under the United States" absolutely

The act approved the seventh day of February one thousand eight hundred and fourteen (Pamphlet Laws forty-four) entitled "A further supplement to an act entitled 'A supplement to "An act to provide a more effectual method of settling the public accounts of the commissioners and treasurers of the respective counties' " absolutely

The act approved the twenty-first day of February one thousand eight hundred and fourteen (Pamphlet Laws fifty) entitled "A further supplement to the act entitled 'An act to raise and collect county rates and levies' " absolutely

Sections nineteen and twenty-four of the act approved the twenty-eighth day of March one thousand eight hundred and fourteen (Pamphlet Laws three hundred and fifty-two) entitled "An act establishing a Fee bill" absolutely and sections twenty-six and twenty-seven of said act in so far as they apply to county officers

The act approved the sixth day of February one thousand eight hundred and fifteen (Pamphlet Laws twenty-eight) entitled "An act to authorize undertakers of public bridges to procure materials for building said bridges" as to county bridges

Sections three five six and eight of the act approved the twenty-second day of February one thousand eight hundred and twenty-one (Pamphlet Laws fifty) entitled "An act to alter and amend the fee bill" absolutely section nine of said act in so far as it applies to fees of the clerk of the quarter sessions sections fourteen and fifteen in so far as they apply to county officers

Section twenty-three of the act approved the fourteenth day of April one thousand eight hundred and thirty-four (Pamphlet Laws three hundred and thirty-three) entitled "An act relative to the organization of the Courts of Justice" as to appointment of prothonotary section seventy-six of said act absolutely

The act approved the fourteenth day of April one thousand eight hundred and thirty-four (Pamphlet Laws three hundred and seventy-eight) entitled "An act supplementary to an act entitled 'An act to alter and amend the Fee Bill' passed the twenty-second day of February Anno Domini eighteen hundred and twenty-one" absolutely

Section one of this act approved the fifteenth day of April one thousand eight hundred and thirty-four (Pamphlet Laws five hundred and nine) entitled "An act relating to county rates and levies and township rates and levies" absolutely

Sections one six eight nine ten eleven twelve fifteen sixteen seventeen eighteen twenty twenty-one twenty-three twenty-four twenty-five twenty-six twenty-seven twenty-eight twenty-nine thirty thirty-one thirty-two thirty-three thirty-four thirty-five thirty-six thirty-seven forty-one forty-three forty-four forty-five forty-six forty-seven forty-eight forty-nine fifty fifty-one fifty-two fifty-three fifty-four fifty-five fifty-six fifty-seven fifty-eight fifty-nine sixty sixty-one sixty-two sixty-four sixty-five sixty-six sixty-seven sixty-eight sixty-nine seventy seventy-one seventy-two seventy-three seventy-four seventy-five seventy-six seventy-nine of the act approved the fifteenth day of April one thousand eight hundred and thirty-four (Pamphlet Laws five hundred and thirty-seven) entitled "An act relating to counties and townships and county and township officers" absolutely sections three four and five of said act in so far as they confer any powers or impose any duties on counties section one hundred and fifteen of said act in so far as it applies to counties and county officers

Sections seven eight and nine of the act approved the thirteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws five hundred and fifty-one) entitled "An act relating to roads highways and bridges" in so far as they affect county roads sections thirty-five thirty-six thirty-seven thirty-eight thirty-nine forty forty-one forty-two forty-four forty five forty-six forty-seven and fifty-six of said act absolutely sections forty-three forty-eight forty-nine fifty fifty-one and fifty-two of said act as to county bridges

Sections ten and eleven of the act approved the fourteenth day of April one thousand eight hundred and thirty-eight (Pamphlet Laws four hundred fifty-seven) entitled "An act relating to the commencement of actions to appeals from county auditors and for other purposes" absolutely

Resolutions five nine ten and eleven of resolutions approved the sevententh day of June one thousand eight hundred and thirty-nine (Pamphlet Laws six hundred seventy-six) entitled "Resolutions authorizing the Clerk of the Orphans' Court of Berks county to record certain papers in his office and to perform certain other services and for other purposes" absolutely

Section one of the act approved the ninth day of April one thousand eight hundred and forty (Pamphlet Laws two hundred eighty-three) entitled "An act relative to county auditors and for other purposes" absolutely

Section six of the act approved the sixteenth day of April one thousand eight hundred and forty (Pamphlet Laws four hundred ten) entitled "An act relating to Executions and for other purposes" as to suits prosecutions or proceedings in which counties are parties or are interested

Sections one two four five six seven of the act approved the twenty-seventh day of May one thousand eight hundred and forty-one (Pamphlet Laws four hundred) entitled "An act relating to the Election of County Treasurers and for other purposes" absolutely

Section eleven of the act approved the fifth day of April one thousand eight hundred and forty-two (Pamphlet Laws two hundred thirty) entitled "An act to authorize the construction of a toll bridge over the river Schuylkill at or near Windsor Haven in Berks County and for other purposes" absolutely

The act approved the thirteenth day of April one thousand eight hundred and forty-three (Pamphlet Laws two hundred and twenty-one) entitled "An act supplementary to an act entitled 'An act relating to roads highways and bridges' " absolutely

Section one of the act approved the twenty-fourth day of March one thousand eight hundred and forty-six (Pamphlet Laws one hundred and sixty five) entitled "An act relating to sheriffs and coroners" absolutely

Section two of the act approved the eleventh day of April one thousand eight hundred and forty-eight (Pamphlet Laws five hundred and six) entitled "An act to establish a uniform line along the river Delaware in front of the incorporated districts of the Northern Liberties and Kensington in reference to county bridges changing the name of Andrew Jackson Glarfke to Andrew G. Jackson to issuing subpoenas for witnesses by auditors exempting the real estate of the Pennsylvania society for promoting the abolition of slavery from taxation in reference to fees of constable in Schuylkill county in reference to the removal of the barn of Amos George in the township of Blockley county of Philadelphia and to change the name of Dallas township Lehigh county to Washington and relative to the commissioners of Kensington and Richmond in Philadelphia County" absolutely

Sections five six seven eight and nine of the act approved the ninth day of April one thousand eight hundred

and fifty (Pamphlet Laws four hundred and thirty-four) entitled "An act relative to the election of auditor general surveyor general and county surveyors by the people" absolutely

Section one of the act approved the eighth day of April one thousand eight hundred and fifty-one (Pamphlet Laws three hundred fifty-three) entitled "An act relating to County prisons to the Foster Home Association and Cowanesque Plank Road Company to apportion the rent of wharves and docks in the port of Philadelphia and relative to the service of process on foreign insurance companies and other corporations" absolutely

The act approved the first day of March one thousand eight hundred and fifty-two (Pamphlet Laws one hundred) entitled "An act authorizing the several recorder of deeds to appoint deputies" absolutely

Section one and two of the act approved the sixth day of March one thousand eight hundred and fifty-four (Pamphlet Laws one hundred and fifty-five) entitled "An act relating to official seals" in so far as it affects counties and county officers

The act approved the thirtieth day of March one thousand eight hundred and fifty-five (Pamphlet Laws one hundred and sixty) entitled "A further supplement to the act relating to County Rates and Levies and Township Rates and Levies and to the act relating to Counties and Townships and County and Township Officers" absolutely

The act approved the twelfth day of April one thousand eight hundred and fifty-five (Pamphlet Laws two hundred and twenty) entitled "An act relative to the Erection of Bridges over Canals and Railroads" as to county bridges

The act approved the twenty-sixth day of April one thousand eight hundred and fifty-five (Pamphlet Laws three hundred and eight) entitled "A supplement to the act providing for the Election of District Attorneys" absolutely

Section three of the acts approved the nineteenth day of April one thousand eight hundred and fifty-six (Pamphlet Laws four hundred and fifty eight) entitled "An act for the Preservation of the Records of the Courts" absolutely

Section six of the act approved the sixth day of November one thousand eight hundred and fifty-six one thousand eight hundred and fifty-seven (Pamphlet Laws seven hundred and ninety-five entitled "An act allowing Bills of Exception and writs of Error in Criminal Cases" absolutely

The act approved the sixth day of November one thousand eight hundred fifty-six (Pamphlet Laws seven hundred and ninety-seven and one thousand eight hundred fifty-seven) entitled "A supplement to an act further to regulate Proceedings in Courts of Justice and for other purposes approved the sixth day of May one thousand eight hundred and forty-four" in so far as it affects counties

The act approved the fourteenth day of May one thousaid eight hundred and fifty-seven (Pamphlet Laws five hundred and seven) entitled "An act regulating the Fees of District Attorneys" absolutely

The act approved the sixteenth day of May one thousand eight hundred and fifty-seven (Pamphlet Laws five hundred and thirty-five) entitled "An act relating to City County and Township Treasurers" as to county treasurers

Section one of the act approved the twenty-second day of March one thousand eight hundred and fifty-nine (Pamphlet Laws one hundred ninety-four) entitled "An act to extend the power of Prothonotaries and Clerks to administer oaths" absolutely

Sections one and two of the act approved the thirteenth day of of April one thousand eight hundred and fifty-nine (Pamphlet Laws six hundred and six) entitled "An act relating to the Fees of County Surveyors" absolutely

The act approved the thirteenth day of April one thousand eight hundred and fifty-nine (Pamphlet Laws six hundred and seventeen) entitled "An act relative to the Election of District Attorneys" absolutely

The act approved the third day of April one thousand eight hundred and sixty (Pamphlet Laws six hundred and fifty) entitled "An act regulating the Lien of Sheriffs' Recognizances'" absolutely

The act approved the eleventh day of April one thousand eight hundred and sixty-two (Pamphlet Laws four hundred and thirty-one) entitled "An act fixing the commencement of the term of office of sheriffs in the several counties of this commonwealth" absolutely

The act approved the eighteenth day of Mach one thousand eight hundred and sixty-four (Pamphlet Laws sixty-eight) entitled "A supplement to an act relating to roads highways and bridges approved June thirteenth one thousand eight hundred and thirty-six" as to county bridges

The act approved the twelfth day of April one thousand eight hundred and sixty-six (Pamphlet Laws one hundred three) entitled "An act relative to the fees of district attorney in certain counties of this Commonwealth" absolutely

The act approved the thirtieth day of March one thousand eight hundred and sixty-six (Pamphlet Laws one hundred nine) entitled "An act authorizing commissioner's clerks to administer oaths and affirmations" absolutely

Sections two three four five six seven and eight of the act approved the second day of April one thousand eight hundred and sixty-eight (Pamphlet Laws three) entitled "An act to ascertain and appoint the fees to be received by the several officers of this Commonwealth" absolutely

The act approved the ninth day of April one thousand eight hundred and sixty-eight (Pamphlet Laws seventy-three) entitled "A supplement to an act relating to counties and townships and county and township officers approved April fifteenth one thousand eight hundred and thirty-four relating to public buildings" absolutely

The act approved the fifteenth day of April one thousand eight hundred and sixty-nine (Pamphlet Laws forty-six) entitled "A further supplement to an act entitled 'An act relating to roads highways and bridges' approved June thirteenth one thousand eight hundred and thirty-six" absolutely

The act approved the seventeenth day of April one thousand eight hundred and sixty-nine (Pamphlet Laws sixty-six) entitled "An act relating to the payment of county auditors" absolutely

The act approved the seventeenth day of April one thousand eight hundred and sixty-nine (Pamphlet Laws sixty-seven) entitled "A supplement to an act entitled 'An act relative to the election of Auditor General Surveyor General and county surveyors by the people' approved April ninth one thousand eight hundred and fifty" absolutely

The act approved the eighteenth day of February one thousand eight hundred and seventy-one (Pamphlet Laws seventy-nine) entitled "An act relating to the offices of county treasurer and county auditor" absolutely

The act approved the fifteenth day of June one thousand eight hundred and seventy-one (Pamphlet Laws three hundred and ninety-one) entitled "An act relating to the assessment of damage for the appropriation of land for public use" as to counties

The act approved the twelfth day of February one thousand eight hundred and seventy-four (Pamphlet Laws forty-three) entitled "An act relative to vacancies in the office of prothonotary or clerk of the several courts and in the office of register or recorder" absolutely

Section one of the act approved the sixth day of May one thousand eight hundred and seventy-four (Pamphlet Laws one hundred and twenty-five) entitled "An act regulating state tax on certain county offices" absolutely

The act approved the fourteenth day of May one thousand eight hundred and seventy-four (Pamphlet Laws one hundred and fifty-four) entitled "An act authorizing the county commissioners to sell at public sale any part of any lands reserved for public buildings when the same is not needed therefor" absolutely

The act approved the fourteenth day of May one thousand eight hundred and seventy-four (Pamphlet Laws one hundred and sixty-four) entitled "An act relating to the assessment of damages arising from the Opening of roads and highways and the construction of bridges" in so far as it relates to county roads and bridges

The act approved the fifteenth day of May one thousand eight hundred and seventy-four (Pamphlet Laws one hundred and eighty-five) entitled "An act to provide for the adjustment settlement and collection of compensation from railroad companies for railroads located or that may be located on county bridges and to empower county commissioners to make contracts relating thereto" in so far as it confers any powers or imposes any duties on counties

Section six and seven of the act approved the fifteenth day of May one thousand eight hundred and seventy-four

(Pamphlet Laws one hundred and eighty-six) entitled "An act declaring what offices are incompatable" absolutely

The act approved the fifteenth day of May one thousand eight hundred and seventy-four (Pamphlet Laws two hundred and five) entitled "An act to provide for the appointment of officers to fill vacancies in cases not otherwise provided for by the Constitution or laws of this Commonwealth" in so far as it effects county officers

The act approved the nineteenth day of May one thousand eight hundred and seventy-four (Pamphlet Laws two hundred and eighteen) entitled "An act to provide for the appointment of a special detective officer in any of the several counties of this Commonwealth" absolutely

The act approved the ninth day of June one thousand eight hundred and seventy-four (Pamphlet Laws two hundred and eighty-two) entitled "An act to authorize the counties cities towns or townships of this state respectively to enter into contracts with railroad companies whose roads enter their limits whereby said companies may relocate change or elevate their railroads" in so far as it confers any power or imposes any duties on counties

The act approved the eighteenth day of March one thousand eight hundred and seventy-five (Pamphlet Laws twenty-seven) entitled "An act to authorize the outgoing sheriffs in all counties where said sheriffs are paid by salary to deliver to their successors all unfinished and unexecuted writs and process of every description" absolutely

The act approved the sixteenth day of April one thousand eight hundred and seventy-five (Pamphlet Laws fifty-four) entitled "An act to provide for appeals in cases where the county commissioners and auditors have failed or shall hereafter fail to fix the compensation of county treasurers and to repeal an act entitled "A supplement to an act relating to county treasurers passed the fifteenth of April one thousand eight hundred and thirty-four' approved the eighteenth day of April one thousand eight hundred and seventy-four in regard to the compensation of county treasurers" absolutely

Sections one two three four five six seven eight ten eleven fifteen and sixteen of the act approved the thirty-first day of March one thousand eight hundred and seventy-six (Pamphlet Laws thirteen) entitled "An act to carry into effect section five of article fourteen of the constitution relative to the salaries of county officers and the payment of fees received by them into the State or county treasury in counties containing over one hundred and fifty thousand inhabitants" absolutely sections thirteen and fourteen absolutely exctept as to salary of county jailor

The act approved the thirteenth day of April one thousand eight hundred and seventy six (Pamphlet Laws twenty-eight) entitled "A supplement to an act entitled 'An act to provide for the appointment of a special detective officer in any of the several counties of this Commonwealth approved May nineteenth one thousand eight hundred and seventy-four making said special detective officers general police officers with powers conferred on constables in cases of crime and criminal procedure and providing for their compensation" absolutely

The act approved the twenty-first day of April one thousand eight hundred and seventy-six (Pamphlet Laws forty-six) entitled "An act to fix the amount of bail to be given by the sheriffs of the several counties of this Commonwealth" absolutely

The act approved the fifth day of May one thousand eight hundred and seventy-six (Pamphlet Laws one hundred and twelve) entitled "A supplement to an act relating to roads and bridges approved the thirteenth day of June Anno Domini one thousand eight hundred and thirty-six authorizing the reconstruction of county bridges destroyed or partially destroyed and empowering the commissioners to borrow money for that purpose" abslutely

The act appoved the eighth day of May one thousand eight hundred and seventy-six (Pamphlet Laws one hundred and twenty-seven) entitled "An act to further regulate the pay of county commissioners" absolutely

The act approved the eighth day of May one thousand eight hundred and seventy-six (Pamphlet Laws one hundred and thirty-one) entitled "An act to authorize the acquisition by the several counties of this Commonwealth for the use of the county of bridges erected over rivers creeks and rivulets and for the abolition of tolls thereon" absolutely

Sections three and four of the act approved the eighth day of May one thousand eight hundred and seventy-six (Pamphlet Laws one hundred and forty-three) entitled "A further supplement to an act regulating the election of secretary of internal affairs defining his duties and fixing his salary approved the eleventh day of May Anno Domini one thousand eight hundred and seventy-four" in so far as they relate to counties

The act approved the third day of May one thousand eight hundred and seventy-eight (Pamphlet Laws forty-one) entitled "A supplement to an act entitled ' An act to authorize the ocquisition by the several counties of this Commonwealth for the use of the county bridges erected over rivers creeks and rivulets and for the abolition of tolls thereon' approved the eighth day of May Anno Domini one thousand eight hundred and seventy-six designed to amend the third section of said act and also to amend the first proviso of the fifth section of said act so that nos more than fifteen thousand dollars shall be paid by any one county for the purchase of any such bridge" absolutely

The act approved the third day of May one thousand eight hundred and seventy-eight (Pamphlet Laws forty-three) entitled "An act authorizing and empowering the court of common pleas of the several counties of this Commonwealth to change alter and direct the mode of preparing and keeping indices in the several offices of record in said counties and for preparing making and substituting new indices for old indices or parts thereof" absolutely

The act approved the twenty-fourth day of May one thousand eight hundred and seventy-eight (Pamphlet Laws one hundred and eighteen) entitled "An act requiring county commissioners to give bonds" absolutely

The act approved the twenty-fifth day of May one thousand eight hundred and seventy-eight (Pamphlet Laws one hundred and fifty) entitled "An act to regulate the erection of guards and barriers along highways" absolutely

The act approved the twelfth day of June one thousand eight hundred and seventy-eight (Pamphlet Laws one hundred and eighty-seven) entitled "An act to ascertain and appoint the fees to be received by the sheriffs coroners prothonotaries clerks of the several courts registers of wills and recorders of deeds of this Commonwealth except in counties containing more than one hundred and fifty thousand or less than ten thousand inhabitants absolutely

The act approved the twelfth day of June one thousand eight hundred and seventy-eight (Pamphlet Laws two hundred and eight) entitled "An act authorizing the tarpayers to appeal from the reports of county auditors and to defend the county in appeals and suits" absolutely

The act approved the sixth day of March one thousand eight hundred and seventy-nine (Pamphlet Laws four) entitled "An act to ascertain and appoint the fees to be received by the recorder of deeds in and for the counties in this Commonwealth containing more than five hundred thousand (500,000) inhabitants" absolutely

The act approved the thirteenth day of March one thousand eight hundred and seventy-nine (Pamphlet Laws six) entitled "A supplement to an act entitled 'An act to provide for the division of counties of this Commonwealth and the erection of new counties therefrom' " absolutely

The act approved the twenty-second day of April one thousand eight hundred and seventy-nine (Pamphlet Laws twenty-six) entitled "A supplement to an act entitled 'An act to provide for the division of counties of this commonwealth and the erection of new counties therefrom' approved the seventeenth day of April Anno Domini one thousand eight hundred and seventy-eight" absolutely

The act approved the twenty-second day of April one thousand eight hundred and seventy-nine (Pamphlet Laws thirty) entitled "An act extending the powers and authority of county auditors authorizing them to settle audit and adjust the accounts of the directors of the poor of the several counties of the Commonwealth" absolutely

The act approved the twentyfourth day of April one thousand eight hundred and seventy-nine (Pamphlet Laws thirty-two) entitled "An act directing county commissioners to procure a place for holding courts where a court house is destroyed or unsafe" absolutely

Sections one and two of the act approved the first day of May one thousand eight hundred and seventy-nine (Pamphlet Laws forty) entitled "An act to provide for the fees

to be paid to collected received and charged by the clerks of courts of oyer and terminer and general jail delivery and the quarter sessions of the peace in and for the counties in this Commonwealth containing more than (500,000) five hundred thousand inhabitants absolutely

The act approved the eleventh day of June one thousand eight hundred and seventy-nine (Pamphlet Laws one hundred thirty-three) entitled "An act providing for the payment of all fees received by salaried county officers into the county treasury of their respective counties where existing laws do not provide for the payment of the same into the State treasury" absolutely

The act approved the eleventh day of June one thousand eight hundred and seventy-nine (Pamphlet Laws one hundred and thirty-six) entitled "An act to amend section four of an act entitled 'An act authorizing and empowering the court of common pleas of the several counties of this Commonwealth to change alter and direct the mode of preparing and keeping indices in the several offices of record in said counties and for preparing making and substituting new indices and for old indices or parts thereof' approved May third one thousand eight hundred and seventy-eight" absolutely

The act approved the eleventh day of June one thousand eight hundred and seventy-nine (Pamphlet Laws one hundred and thirty-nine) entitled "A supplement to an act entitled 'An act to provide for the division of counties of this Commonwealth' approved the seventeenth day of April eighteen hundred and seventy-eight" absolutely

The act approved the eleventh day of June one thousand eight hundred and seventy-nine (Pamphlet Laws one hundred and forty-six) entitled "A supplement to the act of assembly approved the thirteenth day of June Anno Domini one thousand eight hundred and thirty-six relative to roads and bridges to authorize county commissioners to build bridges or furnish money to aid in building bridges the erecting of which would require more expense than it is reasonable one or two adjoining townships should bear in cases where the county commissioners do not deem it advisable to enter such bridges on record as county bridges so far as it confers any powers or imposes any duties on counties"

The act approved the eleventh day of May one thousand eight hundred and eighty-one (Pamphlet Laws twenty-one) entitled "A supplement to an act entitled 'An act to carry into effect section five of article fourteen of the constitution relative to the salaries of county officers and the payment of fees received by them into the state or county treasury in counties containing over one hundred and fifty thousand inhabitants' approved the thirty-first day of March one thousand eight hundred and seventy-six amending section thirteen of said act" except as to salary of county jailor

The act approved the second day of June one thousand eight hundred and eighty one (Pamphlet Laws forty-four) entitled "An act to amend the first section of an act entitled 'An act extending the powers and authority of county auditors authorizing them to settle audit and adjust the accounts of the directors of the poor of the several counties of the Commonwealth' approved the twenty-second day of April Anno Domini one thousand eight hundred and seventy-nine" absolutely

The act approved the eighth day of June one thousand eight hundred and eighty-one (Pamphlet Laws sixty-seven) entitled "An act authorizing the county commissioners of the several counties of this Commonwealth to rebuild bridges owned by corporations that may or have been destroyed by ice or otherwise and abandoned by such corporations" absolutely

The act approved the first day of June one thousand eight hundred and eighty-three (Pamphlet Laws fifty-eight) entitled "An act empowering and directing the county commissioners of any county to purchase ground at the county seat for the erection thereon of such building or buildings as may be necessary for the accomodation of the courts and of the several officers of the county and for the reception and safe keeping of the records and other papers in charge of such officers and also such other building or buildings as may be necessary and proper for the purposes of a county jail or workhouse when occasion shall require the erection of such building or buildings and in case the said ground can not be obtained by agreement with the owner or owners at a reasonable price in the estimation of said commissioners then to resort to condemnation" absolutely

The act approved the thirteenth day of June one thousand eight hundred and eighty-three (Pamphlet Laws one hundred and thirteen) entitled "An act to fix the salaries to be paid the county officers in counties containing over five hundred thousand inhabitants being a supplement to an act approved thirty-first March Anno Domini one thousand eight hundred and seventy six entitled 'An act to carry into effect section five of article fourteen of the Constitution relative to the salaries of county officers and county treasury in counties containing over one hundred the payment of fees received by them into the State or county treasury in counties containing over one hundred and fifty thousand inhabitants'" absolutely

The act approved the twenty-second day of June one thousand eight hundred and eighty-three (Pamphlet Laws one hundred and thirty-nine) entitled "An act fixing the salaries of county officers in counties containing over one hundred thousand and less than one hundred and fifty thousand inhabitants and requiring the payment of the fees of such officers into the respective county treasuries" absolutely

Section two of the act approved the fifth day of July one thousand eight hundred and eighty-three (Pamphlet Laws one hundred and eighty-two) entitled "An act repealing section first of an act entitled 'An act repealing section seventh of an act entitled "An act to carry into effect section five of article fourteenth of the Constitution relative to the salaries of couny officers and the payment of fees received by them into the State or county treasury in counties containing over one hundred and fifty thousand inhabitants" approved the thirty-first day of March Anno Domini one thousand eight hundred and seventy-six and also repealing the supplement to said act approved the twenty-third day of March Anno Domini one thousand eight hundred and seventy-seven and conferring upon councils in cities of the first class the power of fixing the number and salaries of certain employes' approved the twenty-first day of May Anno Domini one thousand eight hundred and seventy-nine and conferring upon the county commissioners and county controllers where such office exists in all counties containing less than five hundred thousand inhabitants and more than three hundred thousand the power of fixing the number and salaries of certain deputies clerks or employes" absolutely

The act approved the twenty-fifth day of June one thousand eight hundred and eighty-five (Pamphlet Laws one hundred seventy) entitled "An act authorizing the acquisition of turnpikes roads or highways hertofore or hereafter constructed near or through any borough or township in this Commonwealth upon which tolls are charged the traveling public" absolutely

The act approved the first day of April one thousand eight hundred and eighty-seven (Pamphlet Laws fifteen) entitled "An act to fix the fees of sheriffs in counties containing over three hundred thousand inhabitants and of those performing duties under them and the manner of collecting and paying the same" absolutely

The act approved the twelfth day of May one thousand eight hundred and eighty-seven (Pamphlet Laws ninety-five) entitled "An act regulating the compensation of county auditors within this Commonwealth" absolutely

The act approved the twenty-fourth day of May one thousand eight hundred and eighty-seven (Pamphlet Laws one hundred and eighty-two) entitled "A supplement to an act entitled 'An act to carry into effect section five of article fourteen of the Constitution relative to the salaries of county officers and the payment of fees received by them into the State or county treasury in counties containing over one hundred and fifty thousand inhabitants' approved the thirty-first day of March Anno Domini one thousand eight hundred and seventy-six amending the sixteenth section of said act" absolutely except as to payment of salaries of county jailor and interpreter of the courts

The act approved the twenty-fourth day of May one thousand eight hundred and eighty-seven (Pamphlet Laws one hundred and eighty-five) entitled "An act authorizing the sheriffs of the several counties of this Commonwealth to appoint by deed chief deputies with power to act as sheriff in case of and during the temporary disability of the sheriff to act in person and fixing the salaries of such

chief deputies in counties containing more than five hundred thousand inhabitants" absolutely

The act approved the twenty-fourth day of May one thousand eight hundred and eighty-seven (Pamphlet Laws two hundred and three) entitled "An act authorizing county commissioners to join with city authorities in improviding streets or other highways in the vicinity of county buildings in said cities" so far as it confers any power or impose any duties on counties

Sections one and two of the act approved the first day of June one thousand eight hundred and eighty-seven (Pamphlet Laws two hundred and eighty-seven) entitled "An act for the encouragement of forest culture and providing penalties for the injury and destruction of forests" absolutely

The act approved the second day of June one thousand eight hunderd and eighty-seven (Pamphlet Laws three hundred and one) entitled "A further supplement to an act entitled 'An act to carry into effect section five of article fourteen of the Constitution relative to the salaries of the county officers and the payment of fees received by them into the State or county treasury in counties containing over one hundred and fifty thousand inhabitants' approved the thirty-first day of March Anno Domini one thousand eight hundred and seventy-six authorizing the appointment and fixing the salary of a deputy county surveyor" absolutely

Sections one two three four five six seven eight nine and ten of the act approved the second day of June one thousand eight hundred and eighty-seven (Pamphlet Laws three hundred and six) entitled "An act authorizing the condemnation of turnpikes roads or highways heretofore or hereafter constructed wholly or in part in any county of this Commonwealth for public use free from tolls and tool-gates and the assessment upon the proper county of the damages to which the owner or owners thereof may be entitled by a jury of viewers duly appointed by the court of quarter sessions of the proper county and providing for the maintenance of any such condemned turn-pike road or highway by the proper city township or district" absolutely

The act approved the fourth day of April one thousand eight hundred and eighty-nine (Pamphlet Laws twenty-three) entitled "An act authorizing county commissioners to offer and pay rewards for the detection arrest and conviction of horse thieves" absolutely

The act approved the twenty-fifth day of April one thousand eight hundred and eighty-nine (Pamphlet Laws fifty-two entitled "An act to authorize and require the county commissioners of the several counties of this Commonwealth to furnish supplies and fuel for certain county offices" absolutely

The act approved the twenty-fifth day of April one thousand eight hundred and eighty-nine (Pamphlet Laws fifty-two) entitled "An act to provide for the appointment of an assistant clerk of the separate orphans' courts in counties having less than one hundred and fifty thousand inhabitants and to provide a salary for the same" absolutely

Section two of the act approved the twenty-sixth day of April one thousand eight hundred and eighty-nine (Pamphlet Laws fifty-five) entitled "A supplement to an act entitled 'An act empowering and directing the county commissioners of any county to purchase ground at the county seat for the erection thereon of such building or buildings as may be necessary for the accommodation of the courts and of the several officers of the county and for the reception and safe keeping of the records and other papers in charge of such officers and also such other building or buildings as may be necessary and proper for the purpose of a county jail or workhouse when occasion shall require the erection of such building or buildings and in case the said ground cannot be obtained by agreement with the owner or owners at a reasonable price in the estimation of said commissioners then to resort to condemnation' approved the first day of June Anno Domini one thousand eight hundred and eighty-three repealing the second proviso to the third section of said act and regulating the manner of procedure where there are adverse claimants to the ground condemned" absolutely

The act approved the seventh day of May one thousand eight hundred and eighty-nine (Pamphlet Laws one hundred and nine) entitled "An act regulating the compensation of county commissioners within this Commonwealth" absolutely

The act approved the eighth day of May one thousand eight hundred and eighty-nine (Pamphlet Laws one hundred and thirty-two) entitled "An act authorizing county commissioners to employ detectives offer and pay rewards for the detection arrest and conviction of felons" absolutely

The act approved the nineth day of May one thousand eight hundred and eighty-nine (Pamphlet Laws one hundred thirty-nine) entitled "An act providing for the preservation of order in and about county buildings and for the preservation of the same and their contents from defacement and defilement also fixing penalties for the violation of the same and authorizing the appointment of officers who shall have power to enforce this act and to make arrests when violated" absolutely

The act approved the ninth day of May one thousand eight hundred and eighty-nine (Pamphlet Laws one hundred and sixty-two) entitled "An act to provide for the appointment of deputy coroners in the several counties of this Commonwealth" absolutely

The act approved the ninth day of May one thousand eight hundred and eighty-nine (Pamphlet Laws one hundred sixty seven) entitled "An act to empower the chief clerks of county controllers to administer oaths and affirmations" absolutely

The act approved the thirteenth day of May one thousand eight hundred and eighty-nine (Pamphlet Laws two hundred) entitled "An act regulating the payment of traveling expenses of directors of the poor and county commissioners within this Commonwealth" in so far as it applies to county commissioners

The act approved the fifteenth day of April one thousand eight hundred and ninety-one (Pamphlet Laws seventeen) entitled "An act to provide for an appeal by county commissioners cities or other municipalities and all persons interested in the damages awarded for laying out widening grading opening or changing the lines or grades of any public street road or alley in this Commonwealth from the decree of the court of quarter sessions confirming the report of the viewers assessing such damages" in so fas as it relates to county roads

The act approved the fifteenth day of April one thousand eight hundred and ninety-one (Pamphlet Laws twenty-two) entitled "An act regulating qualifications of clerks to county commissioners" absolutely

The act approved the twenty-ninth day of April one thousand eight hundred and ninety-one (Pamphlet Laws thirty-one) entitled "An act authorizing and empowering the several counties of this Commonwealth to purchase bridges already erected or to erect and maintain bridges or culverts with the necessary approaches joining cities and boroughs which are separated by a river creek or rivulet and providing for the condemnation of land necessary for the said approaches" absolutely

The act approved the twenty-sixth day of May one thousand eight hundred and ninety-one (Pamphlet Laws one hundred sixteen) entitled "An act to provide for an appeal to the court of common pleas from the decree of the court of quarter sessions confirming any award of viewers in proceedings to assess damages for the opening widening or changing of grade of any street road or highway" in so far as it relates to county roads

The act approved the second day of June one thousand eight hundred and ninety-one (Pamphlet Laws one hundred sixty-eight) entitled "An act to enable the county commissioners of the several counties to sell any real estate which they may acquire and make deeds therefor"

The act approved the eighth day of June one thousand eight hundred and ninety-one (Pamphlet Laws two hundred twenty-eight "An act making it the duty of county commissioners to furnish office and storage rooms for the use of the county superintendents of schools" absolutely

The act approved the eleventh day of June one thousand eight hundred and ninety-one (Pamphlet Laws two hundred ninety-five) entitled "An act amending an act entitled 'An act authorizing the condemnation of turnpikes roads or highways heretofore or hereafter constructed wholly or in part in any county of this Commonwealth for public use from tolls and toll gates and the assessments upon the proper county of the damages which the owner or owners thereof may be entitled by a jury of viewers duly appointed by the court of quarter sessions of the proper county and providing for the main-

tenace of such condemned turnpike road or highway by the proper city township or district' approved the second day of June Anno Domini one thousand eight hundred and eighty-seven amending the tenth section thereof by extending its provisions to the portions of turnpikes roads or highways lying within the limts of any incorporated borough" absolutely

The act approved the sixteenth day of June one thousand eight hundred and ninety-one (Pamphlet Laws three hundred five) entitled "An act to amend an act entitled 'An act authorizing the county commissioners of the several counties of the Commonwealth to rebuild bridges owned by corporations that may be or have been destroyed by ice or otherwise and abandoned by such corporations' June eighth one thousand eight hundred and eighty-one" absolutely

The act approved the sixteenth day of June one thousand eight hundred and ninety-one (Pamphlet Laws three hundred fourteen) entitled "An act to amend 'An act to fix the salaries to be paid county officers in counties containing over five hundred thousand inhabitants' being a supplement to an act approved the thirty-first day of March one thousand eight hundred and seventy-six entitled 'An act to carry into effect section five of article fourteenth of the constitution relative to the slaries of county officers and the payment of fees received by them into the State or county treasury in counties containing over one hundred and fifty thousand inhabitants' by a further classification of counties containing over five hundred thousand inhabitants and fixing the compensation of county officers therein" except as to salaries of jail physician and court interpreter

Section two of the act approved the eighteenth day of May one thousand eight hundred and ninety-three (Pamphlet Laws one hundred two) entitled "An act to provide for the immediate printing distribution filing and keeping of unbound copies of the laws of this Commonwealth as they are enacted from time to time" in so far as it imposes any duty on the prothonotary

The act approved the eighteenth day of April one thousand eight hundred and ninety-three (Pamphlet Laws one hundred five) entitled "An act authorizing and directing county commisioners of the several counties of this Commonweatlh to procure bind and preserve weekly news papers published within their respective counties" absolutely

The act approved the twenty-fourth day of May one thousand eight hundred and ninety-three (Pamphlet Laws one hundred twenty-seven) entitled "An act to amend the fifth section of an at entitled 'An act to carry into effect section five of the Constitution relative to the salaries of county officers and the payment of fees received by them into the State or county treasury in counties containing over one hundred and fifty thousand inhabitants' approved the thirty-first day of March Anno Domini one thousand eight hundred and seventy-six requiring the payment of salaries of county officers their deputies and clerks in offices wherein fees are no longer by law collected or received to be made on the first secular day of the month succeeding that in which said services were rendered" absolutely

The act approved the twenty-sixth day of May one thousand eight hundred and ninety-three (Pamphlet Laws one hundred and fortyfive) entitled "An act regulating the fees to be charged for filing petitions for the adoption of miners and entering order of court thereon" absolutely

The act approved the sixth day of June one thousand eight hundred and ninety-three (Pamphlet Laws three hundred and thirty) entitled "An act to provide for the appointment of one or more deputy coroners and defining their power and duties in the several counties of this Commonwealth" absolutely

The act approved the eighth day of June one thousand eight hundred and ninety-three (Pamphlet Laws three hundred and ninety-three) entitled "An act creating the office of county controller in counties of this Commonwealth containing one hundred and fifty thousand inhabitants and over prescribing his duties" absolutely

The act approved the nineteenth day of April one thousand eight hundred and ninety-five (Pamphlet Laws thirty-eight) entitled "An act to regulate the erection of county buildings" absolutely

The act approved the nineteenth day of April one thousand eight hundred and ninety-five (Pamphlet Laws thirty-nine) "An act to further amend the first section of an act entitled 'An act authorizing the county commissioners of the several counties of this Commonwealth to rebuild bridges owned by corporations that may be or have been destroyed by ice or otherwise and abandoned by such corporations' approved the eighth day of June Anno Domini one thousand eight hundred and eighty-one as amended by an act approved the sixteenth day of June Anno Domini one thousand eight hundred and ninety-one amending that part of the same which applies to bridges which cross rivers or streams forming the boundary line between two counties or running between counties and providing for cost of reconstructing same in proportion to the population of the respective counties" absolutely

The act approved the twenty-first day of May one thousand eight hundred and ninety-five (Pamphlet Laws eighty-seven) entitled "An act relating to jurors or viewers appointed by the courts of any county co-extensive in boundary with a city of the first class to assess damages or benefits for public or municipal improvements requiring the jurors or viewers to complete their duties and to file the report within six months from the date of their appointment" absolutely

The act approved the twenty-first day of May one thousand eight hundred and ninety-five (Pamphlet Laws eighty-nine) entitled "An act relating to actions brought to ascertain or recover damages for appropriation of rights of way or easements in lands by corporations invested with the right of eminent domain and empowering and authorizing owners of lands and corporations municipal or otherwise desiring to exercise the right of eminent domain in such lands to waive the assessment of damages by viewers and granting the right to either party to demand and have the jury engaged in trying such action visit and view said land and premises" so far as relates to counties

The act approved the twenty-second day of May one thousand eight hundred and ninety-five (Pamphlet Laws ninety-six) entitled "An act authorizing the county commissioners of the several counties of this Commonwealth to erect or complete and maintain a suitable monument at the county seat of each county in memory of the soldiers and sailors of the late war" absolutely

The act approved the twenty-second day of May one thousand eight hundred and ninety-five (Pamphlet Laws one hundred and one) entitled "An act authorizing the county commissioners of the several counties of this Commonwealth to appoint a county solicitor fix his compensation and prescribe the term and duties of the solicitor" absolutely

The act approved the eighteenth day of June one thousand eight hundred and ninety-five (Pamphlet Laws one hundred and ninety-seven) entitled "An act to amend an act entitled 'An act to authorize and require the county commissioners of the several counties of this Commonwealth to furnish supplies and fuel for certain county offices' approved the twenty-fifth day of April Anno Domini one thousand eight hundred and eighty-nine so as to include certain additional articles of supply" absolutely

Section one of the act approved the eighteenth day of June one thousand eight hundred and ninety-five (Pamphlet Laws two hundred and nine) entitled "An act regulating the printing and publication of notices and advertisements authorized by the county commissioners of the counties of this Commonwealth containing a population of five hundred thousand and not exceeding one million as shown by the last United States census providing how newspapers shall be designated in which such publications shall be made and repealing an act entitled 'An act authorizing the county commissioners of Allegheny county to select four morning newspapers for official county advertising approved the second day of April Anno Domini one thousand eight hundred and seventy-three and also repealing the tenth section of an act entitled 'A supplement to an act approved the first day of May Anno Domini one thousand eight hundred and sixty-one entitled "An act relating to Allegheny County" approved the eighth day of April Anno Domini one thousand eight hundred and sixty-two" absolutely

The act approved the twenty-fourth day of June one thousand eight hundred and ninety-five (Pamphlet Laws two hundred and thirty-six) entitled "An act providing for the employment and payment of janitors firemen engineers mechanics laborers and care takers of court houses and grounds" absolutely

The act approved the twenty-fifth day of June one thousand eight hundred and ninety-five (Pamphlet Laws two

hundred sixty-nine) entitled "An act providing that none but citizens of the United States shall be employed in any capacity in the erection enlargement or improvement of any public building or public work within this Commonwealth" in so far as it relates to counties

Section one of the act approved the twenty-sixth day of June one thousand eight hundred and ninety-five (Pamphlet Laws three hundred thirty-six) entitled "An act providing for the permanent improvement of certain public roads or highways in the several counties of this Commonwealth making such improved roads and highways county roads authorizing the re-location opening straightening widening extension and alteration of the same and the vacation of so much of any road as may thereby become unnecessary authorizing the taking of property for such improvement and providing for the compensation therefor and the damages resulting from such taking providing for the payment of the costs and expenses incurred in making such improvements and in thereafter repairing and maintaining said road and authorizing the levy of a tax to provide a fund for said purposes" in so far as it confers any powers or imposes any duties on counties and sections two to sixteen both inclusive of said act absolutely

The act approved the twenty-seventh day of June one thousand eight hundred and ninety-five (Pamphlet Laws four hundred three) entitled "An act creating the office of county controller in counties of this Commonwealth containing one hundred and fifty thousand inhabitants and over prescribing his duties and abolishing the office of county auditor in said counties" absolutely

The act approved the second day of July one thousand eight hundred and ninety-five (Pamphlet Laws four hundred twenty-four) entitled "An act to amend an act entitled 'An act to carry into effect section five of article fourteen of the Constitution relative to the salaries of county officers and the payment of fees received by them into the State or county treasury in counties containing over one hundred and fifty thousand inhabitants' approved the thirty-first day of March one thousand eight hundred and seventy-six providing for assistant district attorneys and fixing the salary of the same and increasing the salary of county solicitor clerk of the courts recorder of deeds register of wills and treasurer county prison warden or jailor county commissioners controllers coroners county directors of the poor jury commissioners and county detectives and decreasing the salaries of auditors and county surveyor" except as to salary of county prison warden

The act approved the second day of July one thousand eight hundred and ninety-five (Pamphlet Laws four hundred twenty-six) entitled "An act regulating the letting of contracts for the erection and construction of public buildings" in so far as it relates to counties

The act approved the seventeenth day of March one thousand eight hundred and ninety-seven (Pamphlet Laws four) entitled "An act to amend section four of an act approved July second eighteen hundred and thirty-nine entitled 'An act to provide for the election of prothonotaries clerks recorders and registers' providing the manner of filling such offices in case of death or vacancy" absolutely

The act approved the fourteenth day of April one thousand eight hundred and ninety-seven (Pamphlet Laws twenty-two) entitled "An act making it the duty of the various county officials to furnish on demand therefor information from their respective offices to the head of any department of the State government and providing a compensation therefor" absolutely

Section one two three and four of the act approved the sixth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws forty-six) entitled "An act authorizing the county commissioners of the several counties of this Commonwealth to rebuild bridges on sites owned by corporations or by private persons or built by public subscription over any stream or river forming the boundary line between two counties where the same have been destroyed by ice flood or otherwise at any time or which have been or may be abandoned by the owners thereof and rebuilt on another site and which were previously used exclusively for vehicles and foot purposes and providing for the cost of reconstructing the same" absolutely

Sections one and two of the act approved the twenty-sixth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws one hundred) entitled "An act relating to prothonotaries and their duties and to their deputies and to enable said deputies to act for the said prothonotaries in case of their sickness absence or other temporary disability" absolutely

The act approved the twenty-sixth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws one hundred) entitled "An act in relation to officers taking illegal fees and providing a penalty therefor" in so far as it applies to county officers

The act approved the twenty-sixth day of May one thousand eight hundred and ninety-seven (Pamphlet Laws one hundred three) entitled "An act authorizing the county commissioners of the several counties within the Commonwealth of Pennsylvania to accept take charge of and enter upon the records as a county bridge any bridge over any stream or river running into or through any county and authorizing the county commissioners of any two adjoining counties to accept take charge of and enter upon the records of each of said counties as a joint county bridge any bridge over any stream forming the boundary lines between said counties such bridge in either case having been erected and constructed at the expense of private persons or by public subscription and opened to free public travel used by the public and become necessary and convenient for public use when the same is offered to be donated to such county or counties and providing the proper proceedings to determine the question of necessity and convenience of such bridge and for the payment of the costs of such proceedings" absolutely

Section one of the act approved the fourth day of June one thousand eight hundred and ninety-seven (Pamphlet Laws one hundred and twenty-one) entitled "An act regulating the expenses of county commissioners in counties containing a population of one hundred and fifty thousand and over" absolutely

The act approved the ninth day of July one thousand eight hundred and ninety-seven (Pamphlet Laws two hundred eighteen) entitled "An act amending the first section of the act of assembly approved the twenty-ninth day of April Anno Domini one thousand eight hundred and ninety-one authorizing and empowering the several counties of this Commonwealth to purchase bridges already erected or to erect and maintain bridges or culverts with the necessary approaches joining cities and boroughs which are separated by a river creek or rivulet and providing for the condemnation of land necessary for the said approaches'" absolutely

Section one of the act approved the ninth day of July one thousand eight hundred and ninety-seven (Pamphlet Laws two hundred thirty-eight) entitled "An act to authorize county commissioners to build bridges or to furnish money to aid in building bridges in boroughs the erection of which would require more expense than it is reasonable that the borough wherein it is to be located should bear" in so far as it affects counties

The act approved the fourteenth day of July one thousand eight hundred and ninety-seven (Pamphlet Laws two hundred sixty-seven) entitled "An act creating the office of assistant district attorney in the several counties of this Commonwealth having over five hundred thousand and less than eight hundred thousand inhabitants providing for the appointment of said officers prescribing the powers duties and terms of office and fixing the salaries of said officers absolutely

The act approved the twenty-first day of March one thousand eight hundred and ninety-nine (Pamphlet Laws twelve) entitled "An act to amend section first of the act of Assembly approved the sixteenth day of June Anno Domini one thousand eight hundred and ninety-one entitled 'An act to amend an act to fix the salaries to be paid county officers in counties containing over five hundred thousand inhabitants' being a supplement to an act approved the thirty-first day of March one thousand eight hundred and seventy-six entitled 'An act to carry into effect section five of article fourteen of the Constitution relative to the salaries of county officers and the payment of fees received by them into the State or county treasury in counties containing over one hundred and fifty thousand inhabitants by a further classification of counties containing over five hundred thousand inhabitants and fixing the compensation of county officers therein' and repealing all acts or parts of acts inconsistent herewith' except as to jail physician county jailor and court interpreter

The act approved the eighteenth day of April one thousand eight hundred and ninety-nine (Pamphlet Laws fifty-six) entitled "An act authorizing the county commissioners of the several counties in this Commonwealth to appoint

a clerk fix his compensation and prescribe the term and duties of the clerk except in counties where the clerk to the county commissioners is elected by the people" absolutely

The act approved the nineteenth day of April one thousand eight hundred and ninety-nine (Pamphlet Laws sixty-one) entitled "An act to amend an act entitled 'An act to ascertain and appoint the fees to be received by the recorder of deeds in and for the counties in this Commonwealth containing more than five hundred thousand (500,000) inhabitants' approved the sixth day of March Anno Domini one thousand eight hundred and seventy-nine amending first section thereof by fixing the fees to be charged for recording and exemplifying instruments of writing" absolutely

Sections one to ten both inclusive of the act approved the twenty-eighth day of April one thousand eight hundred and ninety-nine (Pamphlet Laws seventy-nine) entitled "An act supplementary to an act approved the second day of June Anno Domini one thousand eight hundred and eighty-seven entitled "An act authorizing the condemnation of turnpikes roads or highways heretofore or hereafter constructed wholly or in part in any county of this Commonwealth for public use free from tolls and toll gates and the assessment upon the proper county of the damages to which the owner or owners thereof may be entitled by a jury of viewers duly appointed by the court of quarter sessions of the proper county and providing for the maintenance of any such condemned turnpike road or highway by the proper city township or district' extending its provisions so as to authorize the condemnation of any turnpike road or highway in whole or in part located upon the line dividing two counties and to assess the damages payable to the owner or owners thereof equitably between such two counties" absolutely

The act approved the twenty-eighth day of April one thousand eight hundred and ninety-nine (Pamphlet Laws ninety-one) entitled "An act to enable the county commissioners of any county which has assisted any township townships or borugh under existing laws in building the whole or any porton of a bridge but has not entered the same upon record as a county bridge to afterwards enter said bridge upon record as a county bridge" absolutely

The act approved the twenty-eighth day of April one thousand eight hundred and ninety-nine (Pamphlet Laws one hundred and thirteen) entitled "An act to amend section six of an act approved the second day of April Anno Domini one thousand eight hundred and sixty-eight entitled 'An act to ascertain and appoint the fees to be received by the several officers of this Commonwealth'" absolutely

The act approved the second day of May one thousand eight hundred and ninety-one (Pamphlet Laws one hundred seventy-six) entitled "An act requiring written notices to be served upon supervisors of the proposed opening and construction of new roads for public use and of views reviews and re-reviews in connection with such proposed new roads" in so far as it applies to county roads

The act approved the fifth day of May one thousand eight hundred and ninety-nine (Pamphlet Laws two hundred thirty-nine) entitled "An act authorizing counties of the Commonwealth of Pennsylvania to purchase maintain use and condemn bridges erected and in use over rivers and streams separating or dividing any part or district of such counties and providing the manner in which compensation shall be made" absolutely

The act approved the twenty-second day of March one thousand nine hundred and one (Pamphlet Laws fifty-two) entitled "An act amending section two of an act entitled 'An act for the encouragement of forest culture and providing penalties for the injury and destruction of forests' approved June first one thousand eight hundred and eighty-seven amending and extending the provisions thereof" absolutely

The act approved the first day of May one thousand nine hundred and one (Pamphlet laws one hundred ten) entitled "An act providing for the vacation of any portion of any main or public road or highway the permanent improvement thereof has been authorized under an act of Assembly approved June twenty-sixth Anno Domini one thousand eight hundred and ninety-five and entitled 'An act providing for the permanent improvement of certain public roads and highways in the several counties of this Commonwealth making said improved roads and highways, county roads et cetera' and making the portions so vacated township roads" except in so far as it confers any powers or imposes any duties on townships

The act approved the eighth day of May one thousand nine hundred and one (Pamphlet Laws one hundred forty) entitled "An act to amend sections one and sixteen of an act entitled 'An act creating the office of county controller in counties of this Commonwealth containing one hundred and fifty thousand (150,000) inhabitants and over prescribing his duties and abolishing the office of county auditor in said county' approved June twenty-seventh one thousand eight hundred and ninety-five so as to make it apply to all counties containing one hundred and fifty thousand (150,000) inhabitants and authorizing the Governor to fill vacancies" absolutely

The act approved the eleventh day of May one thousand nine hundred and one (Pamphlet Laws one hundred and eighty-four) entitled "An act to amend an act authorising the county commissioners of the several counties of this Commonwealth to erect or complete and maintain a suitable monument at the county seat of each county in memory of the soldiers and sailors of the late war so as to authorize said county commissioners under the same regulations to pay debts already contracted for and about the erection and maintenance of such monument and for work done material furnished thereof" absolutely

The act approved the eleventh day of May one thousand nine hundred and one (Pamphlet Laws one hundred and eighty-five) "An act authorizing appeals from the court of common pleas to the Supreme and Superior Courts in cases which are appeals from settlements or reports of county borough or township auditors" as to reports of county auditors

The act approved the thirteenth day of May one thousand nine hundred and one (Pamphlet Laws one hundred ninety-one) entitled "An act to amend the first and second sections of an act entitled 'An act authorizing the county commissioners of the several counties of the Commonwealth to rebuild bridges on sites owned by corporations or by private persons or built by public subscriptions over any stream or river forming the boundary line between two counties where the same have been destroyed by ice flood or otherwise at any time or which have been or may be abandoned by the owners thereof and rebuilt on another site and which were previously used exclusively for vehicles and foot purposes and providing for the cost of reconstructing the same approved the sixth day of May Anno Domini one thousand eight hundred and ninety-seven absolutely

The act approved the seventeenth day of May one thousand nine hundred and one (Pamphlet Laws two hundred and sixty-one ) entitled "A further supplement to an act entitled 'An act to carry into effect section five of article fourteen of the Constitution relative to the salaries of county officers and the payment of fees received by them into the State and county treasurer in counties containing over one hundred and fifty thousand inhabitants approved thirty-first of March one thousand eight hundred and seventy-six and amended by act approved twenty-fourth May one thousand eight hundred and eighty-seven' further amending section sixteen of said act" except in so far as it relates to salaries of county jailor and interpreter of the court

The act approved the twenty-first day of May one thousand nine hundred and one (Pamphlet Laws two hundred and sixty-eight) entitled "An act authorizing county commissioners of the several counties of this Commonwealth to construct any public road leading to either end of a county bridge across any river in this Commonwealth" absolutely

The act approved the twenty-first day of May one thousand nine hundred and one (Pamphlet Laws two hundred and seventy-four) entitled "An act to encourage county historical societies" absolutely

Section one of the act approved the twenty-fifth day of May one thousand nine hundred and one (Pamphlet Laws three hundred and one) entitled "An act authorizing change of location of new county buildings on public squares or commons" absolutely

The act approved the twelfth day of June one thousand nine hundred and one (Pamphlet Laws five hundred and fifty-nine) entitled "An act to provide for the election of one person to fill the office of prothonotary one person to fill the office of clerk of the courts of general quarter sessions and oyer and terminer one person to fill the office of register of wills and clerk of the orphans' court and one

person to fill the office of recorder of deeds in counties containing forty thousand inhabitants and hereafter created separate judicial districts under the Constitution" absolutely

The act approved the ninth day of July one thousand nine hundred and one (Pamphlet Laws six hundred twenty) entitled "An act to further amend the first section of an act entitled 'An act to amend the first and second sections of an act entitled "An act authorizing the county commissioners of the several counties of this Commonwealth to rebuild bridges on sites owned by corporations or by private persons or built by public subscriptions over any stream or river forming the boundary line between two counties where the same have been destroyed by ice flood or otherwise at any time or which have been or may be abandoned by the owners thereof and rebuilt on another site and which were previously used exclusively for vehicles and foot purposes and providing for the cost of reconstructing the same"' approved the thirteenth day of May Anno Domini one thousand nine hundred and one" absolutely

The act approved the tenth day of July one thousand nine hundred and one (Pamphlet Laws six hundred thirty-one) entitled "An act authorizing the county commissioners to borrow money and issue bonds for the purpose of building improving and repairing public roads and highways in their respective counties in pursuance of the provisions of an act entitled 'An act providing for the permanent improvement of certain public roads or highways in the several counties of this Commonwealth making such improved roads and highways county roads authorizing the relocation opening straightening widening extension and alteration of the same and the vacation of so much of any road as may become unnecessary authorizing the taking of property for such improvement and providing for the compensation thereof and the damages resulting from such taking providing for the payment of the costs and expenses incurred in making such improvements and in thereafter repairing and maintaining said roads and authorizing the levy of a tax to provide a fund for said purposes' approved June twenty-sixth Anno Domini one thousand eight hundred and ninety-five" absolutely

The act approved the tenth day of July one thousand nine hundred and one (Pamphlet Laws six hundred forty-one) entitled "A further supplement to an act entitled 'An act to carry into effect section five of article fourteen of the Constitution relative to the salaries of county officers and the payment of fees received by them into the state or county treasury in counties over one hundred and fifty thousand inhabitants approved thirty-first March one thousand eight hundred and seventy-six as amended by act of eleventh May one thousand eight hundred and eighty-one and as further amended by act of second June one thousand eight hundred and eighty-seven providing for the salaries of county officers in counties containing over two hundred and fifty thousand and less than five hundred thousand inhabitants" except as to salary of county prison warden

The act approved the tenth day of July one thousand nine hundred and one (Pamphlet Laws six hundred fifty) entitled "An act to provide for the maintenance and repair in certain cases of abandoned turnpikes or parts thereof" absolutely

The act approved the eleventh day of July one thousand nine hundred and one (Pamphlet Laws six hundred sixty-three) entitled "An act to regulate and establish the fees to be charged by sheriffs in this Commonwealth and to provide for the taxation and collection of the same" absolutely

The act approved the fifth day of March one thousand nine hundred and three (Pamphlet Laws eleven) entitled "An act to amend an act 'Authorizing the county commissioners of the several counties in this Commonwealth to appoint a county solicitor fix his compensation and prescribe the term and duties of the solicitor'" absolutely

Section one of the act approved the fifth day of March one thousand nine hundred and three (Pamphlet Laws thirteen) entitled "An act to authorize county commissioners to provide ferries or temporary ways over streams where county bridges shall have been heretofore and shall hereafter be destroyed or rendered impassable by fire storm flood or other casualty and legalizing prior expenditures therefor by county commissioners" absolutely

The act approved the eighteenth day of March one thousand nine hundred and three (Pamphlet Laws twenty-eight) entitled "An act regulating the filing of reports of viewers or juries of view appointed by the courts of this Commonwealth to assess damages and benefits for the taking injury or destruction of private property in the construction or enlargement of public works highways or improvements" in so far as it relates to counties

Sections four five six eight and ten of the act approved the twenty-sixth day of March one thousand nine hundred and three (Pamphlet Laws seventy-one) entitled "An act relating to the location construction and maintenance of viaducts and bridges in cities and adjacent territory empowering the several cities of this Commonwealth to construct or have constructed bridges or viaducts over rivers creeks streams railroads and private lands or over and across any of them for public highways and to procure locations therefor by purchase or condemnation proceedings whether the same be wholly within or partly within and partly without the city limits authorizing said cities to unite and enter into a contract or contracts with the county commissioners of the proper county and with railroad street railway and other companies and parties interested or with any of them for the erection construction and maintenance of said viaducts and bridges and for the payment of the damages caused by their location and erection and forbidding any railroad company to pass under any such viaduct or bridge without contributing to the cost of maintenance thereof" in so far as it confers any powers or imposes any duties on counties

The act approved the twenty-seventh day of March one thousand nine hundred and three (Pamphlet Laws seventy-four) entitled "An act to amend an act entitled 'An act of Assembly approved the eleventh day of June Anno Domini one thousand eight hundred and seventy-nine entitled "A supplement to the act of Assembly approved the thirteenth day of June Anno Domini one thousand eight hundred and thirty-six relative to roads and bridges to authorize county commissioners to build bridges or furnish money to aid in building bridges the erecting of which would require more expense than it is reasonable one or two adjoining townships should bear in cases where the county commissioners do not deem it advisable to enter such bridges on record as county bridges"' approved the twenty-fifth day of May one thousand eight hundred and eighty-seven further authorizing county commissioners to build bridges or furnish money to aid in building bridges or portions thereof in cities of the third class the erecting of which would require more expense than is reasonable for said cities of the third class should bear in cases where the county commissioners do not deem it advisable to enter such bridges on record as county bridges" in so far as it confers any powers or imposes any duties on counties

The act approved the twenty-seventh day of March one thousand nine hundred and three (Pamphlet Laws eighty-three) entitled "An act to provide for the confirmation of the reports of viewers or juries of view appointed by the courts of quarter sessions to assess damages and benefits and for the collection of damages in such proceedings" in so far as it relates to public works and improvements in counties

The act approved the third day of April one thousand nine hundred and three (Pamphlet Laws one hundred and thirty-six) entitled "An act to amend an act entitled 'An act authorizing the county commissioners of the several counties of the Commonwealth to erect or complete and maintain a suitable monument at the county seat of such county in memory of the soldiers and sailors of the late war' approved the twenty-second day of May Anno Domini one thousand eight hundred and ninety-five" absolutely

The act approved the third day of April one thousand nine hundred and three (Pamphlet Laws one hundred and thirty-seven) entitled "An act regulating the confinement of children under the age of sixteen years awaiting trial" in so far as it relates to counties

The act approved the eleventh day of April one thousand nine hundred and three (Pamphlet Laws one hundred and sixty-four) entitled "An act to provide for the construction of bridges over or under existing railroads at the expense of the county where a public highway or a road about to be opened intersects or will intersect an existing railroad or railroads and the township within which the bridges may be necessary is reasonably unable to bear the expense

of the same" in so far as it confers any powers or imposes any duties on counties

The act approved the eleventh day of April one thousand nine hundred and three (Pamphlet Laws one hundred and sixty-seven) entitled "An act creating the office of assistant district attorney in the several counties of this Commonwealth having over one hundred and fifty thousand inhabitants providing for the appointment of one or more persons in each of said counties to fill said office prescribing the qualifications duties and terms of office of said officers and fixing their salaries in accordance with existing legislation" absolutely

The act approved the twenty-first day of April one thousand nine hundred and three (Pamphlet Laws two hundred and twenty-eight) entitled "An act authorizing and requiring county commissioners of the several counties of this Commonwealth to have the county bridges of their respective counties painted and the bolts of the same tightened as often as may be necessary" absolutely

The act approved the twenty-third day of April one thousand nine hundred and three (Pamphlet Laws two hundred eighty-nine) entitled "An act to amend the forty-sixth section of an act approved the thirteenh day of June Anno Domini one housand eight hundred and thirty-six entitled 'An act relating to roads highways and bridges' authorizing the construction of bridges on the line adjoining counties or located within one-fourth of a mile from the county lines" absolutely

The act approved the twenty-fourth day of April one thousand nine hundred and three (Pamphelt Laws two hundred ninety-nine) entitled "An act authorizing the board of county commissioners of the several counties of the State to furnish on petition appropriate metal markers for the graves of soldiers and sailors who served with honor in the military forces of the United States" absolutely

The act approved the twenty-fourth day of April one thousand nine hundred and three (Pamphlet Laws three hundred one) entitled "An act to amend 'An act to fix the salaries to be paid county officers in counties containing over five hundred thousand inhabitants and less than eight hundred thousand inhabitants by fixing the salaries of county engineers' being a supplement to an act approved the sixteenth day of June Anno Domini one thousand eight hundred and ninety-one entitled 'An act to amend "An act to fix the salaries to be paid county officers in counties containing over five hundred thousand inhabitants'" being a supplement to an act approved the thirty-first day of March one thousand eight hundred and seventy-six entitled 'An act to carry into effect section five of article fourteenth of the Constitution relative to the salaries of county officers and the payment of fees received by them into the State or county treasury in counties containing over five hundred thousand inhabitants and fixing the compensation of county officers therein' absolutely

The act approved the twenty-seventh day of April one thousand nine hundred and three (Pamphlet Laws three hundred and twenty-three) entitled "An act authorizing the county commissioners of the several counties of the Commonwealth of Pennsylvania to accept take and thereafter maintain as a county bridge any public bridge used for public travel built or maintained by any borough or township or both or any two townships within such county over rivers when tendered to the county commissioners for any such county by the proper authorities of such borough or townships free and without charge therefor" in so far as it confers any powers or imposes any duties on counties

The act approved the first day of March on thousand nine hundred and five (Pamphlet Laws thirty) entitled "An act to provide for the appointment by the district attorneys of the several counties of this Commonwealth having a population of over five hundred thousand and less than one million of a special detective officer and assistant special detective officers not exceeding ten in number making said special detective officers general police officers with the same powers conferred on constables in cases of crime and criminal procedure and defining their duties and fixing the salaries of the same and authorizing the payment of necessary traveling expenses" absolutely

The act approved the fourteenth day of March one thousand nine hundred and five (Pamphlet Laws thirty-seven) entitled "An act to fix the salaries of district attorneys and providing for the appointment of assistant district attorneys in the several counties of this Commonwealth having over eight hundred thousand inhabitants prescribing the power and duties and fixing the salaries of the said assistant district attorneys" absolutely

The act approved the twenty-fourth day of March one thousand nine hundred and five (Pamphlet Laws fifty) entitled "An act providing for the erection of county bridges over any river creek or rivulet forming the boundary between any borough and township of the first and second class where the same crosses a public highway and providing for the cost and maintenance of the same" absolutely

The act approved the twenty-ninth day of March one thousand nine hundred and five (Pamphlet Laws sixty-nine) entitled "An act to amend section one of an act entitled 'An act requiring written notice to be served upon supervisors of he proposed opening and construction of new roads for public use and of views reviews and re-reviews in connection with such proposed new roads' approved the second day of May Anno Domini one thousand eight hundred and ninety-nine so as to require notice to be served on the supervision of the territory through which the proposed public road is to pass of the time and place of the appointment of viewers reviewers and re-reviewers to lay out the same and of the time and place of their meetings" in so far as as applies to county roads

The act approved the thirtieth day of March one thousand nine hundred and five (Pamphlet Laws eighty-one) entitled "An act requiring county commissioners to repair all county bridges and to pay the expense of such repairs out of the county treasury" absolutely

The act approved the fourteenth day of April one thousand nine hundred and five (Pamphlet Laws one hundred fifty-seven) entitled "An act to provide for the running relocating changing fixing and marking of county lines" absolutely

The act approved the fourteenth day of April one thousand nine hundred and five (Pamphlet Laws one hundred sixty-five) entitled "An act to further amend an act entitled an act to amend 'An act to fix the salaries to be paid county officers in counties containing over five hundred thousand inhabitants and less than eight hundred thousand inhabitants by fixing the salaries of county engineers' being a supplement to an act approved the sixteenth day of June Anno Domini one thousand eight hundred and ninety-two entitled 'An act to amend "An act to fix the salaries to be paid county officers in counties containing over five hundred thousand inhabitants"' being a supplement to an act approved the thirty-first day of March one thousand eight hundred and seventy-six entitled 'An act to carry into effect section five of article fourteen of the Constitution relative to the salaries of county officers and the payment of fees received by them into the State or county treasury in counties containing over five hundred thousand inhabitants fixing the compensation of county officers therein' approved twenty-fourth April one thousand nine hundred and three so as to authorize the county engineer in counties where such office exists to appoint a deputy engineer and to fix his salary" absolutely

The act approved the seventeenth day of April one thousand nine hundred and five (Pamphlet Laws one hundred seventy) entitled "An act providing that the district attorneys in all counties whose population does not exceed one hundred and fifty thousand shall be paid a salary and fixing the same which shall be in lieu of all fees and in full compensation for their services and providing for the appointment of assistant district attorneys in said counties and for the compensation of the same and providing that the fees heretofore allowed the district attorneys upon indictments shall remain in amount as heretofore but shall hereafter be as part of the costs for the use and benefit of the proper county" absolutely

The act approved the seventheenth day of April one thousand nine hundred and five (Pamphlet Laws one hundred seventy-six) entitled "An act providing that all vacancies in the office of county treasurer in this Commonwealth shall be filled by appointment of the Governor until the next general election" absolutely

The act approved the seventeenth day of April one thousand nine hundred and five (Pamphlet Laws one hundred ninety-six) entitled "An act to amend an act entitled 'An act authorizing the county commissioners to borrow money and issue bonds for the purpose of building improving and repairing public roads and highways in their respective counties in pursuance of the provisions of an act entitled "An act providing for the permanent improvement of certain

roads or highways in the several counties of this Commonwealth making such improved roads and highways county roads authorizing the relocation opening straightening widening extension and alteration of the same and the vacation of so much of any road as may become necessary authorizing the taking of property for such improvement and providing for the compensation thereof and the damages resulting from such taking providing for the payment of the costs and expenses incurred in making such improvements and in thereafter repairing and maintaining said roads and authorizing the levy of a tax to provide a fund for said purposes" approved June twenty-sixth Anno Domini one thousand eight hundred and ninety-five' approved July tenth Anno Domini one thousand nine hundred and one by changing the restriction as to the amount of bonds which may be issued in any one year from one-tenth of one per cent to one-half of one per cent" absolutely

The act approved the eighteenth day of April one thousand nine hundred and five (Pamphlet Laws two hundred six) entitled "An act to fix the salaries of district attorneys and providing for the appointment of assistant district attorneys in the several counties in this Commonwealth having over two hundred and fifty thousand inhabitants and less than five hundred thousand inhabitants prescribing the powers and duties and fixing the salaries of the said assistant district attorneys" absolutely

The act approved the twentieth day of April one thousand nine hundred and five (Pamphlet Laws two hundred thirty-seven) entitled "An act to provide for the repair and maintenance or improvement by the proper county city or borough of turnpikes heretofore or hereafter appropriated or condemned or any part thereof for public use free of tolls" in so far as it confers any powers or imposes any duties on counties

The act approved the twenty-second day of April one thousand nine hundred and five (Pamphlet Laws two hundred ninety) entitled "An act to amend an act entitled 'An act providing for the permanent improvement of certain public roads or highways in the several counties of this Commonwealth making such improved roads and highways county roads authorizing the relocation opening straightening widening extension and alteration of the same and the vacation of so much of any such road as may thereby become unnecessary authorizing the taking of property for such improvement and providing for the compensation therefor and the damage resulting from such taking providing for the payment of the costs and expenses incurred in making such improvements and in thereafter repairing and maintaining said road and authorizing the levy of a tax to provide a fund for such purposes' approved June twenty-sixth one thousand eight hundred and ninety-five providing that public roads and highways may be constructed improved and maintained by the several counties of the Commonwealth as county roads whether existing by other authority or laid out in whole or in part by virtue of this act, and providing that public roads and highways may be originally located laid out and established for the purpose of such construction improvement and maintenance by the several counties in the manner and by the procedure set out in the amended act and subject to the other provisions thereof providing for the laying out of a system of main thoroughfares to which the establishing construction improvement and maintenance of public roads by the counties shall be restricted after January one one thousand nine hundred and seven but providing for such establishing construction improvement and maintenance of roads not parts of said system upon parties interested paying not less than one fourth of the original cost of construction and providing that the county commissioners of any county may provide rules regulating the use of roads constructed and maintained by the counties and prescribing the penalties for the violation thereof" in so far as it confers any powers or imposes any duties on counties

Section seven of the act approved the eleventh day of May one thousand nine hundred and five (Pamphlet Laws four hundred forty-two) entitled "An act for the appointment and maintenance of a board to be known as the Armory Board of the State of Pennsylvania and for the payment of its expenses and for providing managing and caring for armories for the use of the National Guard of Pennsylvania throughout the Commonwealth of Pennsylvania and making an appropriation for the same authorizing the State Armory Board to receive from counties cities municipilities and other sources donations or contributions for the purpose of this act" in so far as it authorizes counties to make contributions for purposes of act

The act approved the fifth day of March one thousand nine hundred and six (Pamphlet Laws seventy-four) entitled "An act making it unlawful for the commissioners of any county in this Commonwealth to contract to repair build or rebuild any county bridges without due advertisement for sealed proposals excepting contracts not amounting to two hundred and fifty ($250.00) dollars" absolutely

The act approved the fifth day of March one thousand nine hundred and six (Pamphlet Laws seventy-five) entitled "An act regulating the building of county bridges and the letting of contracts therefor authorizing the borrowing of money to pay the same and providing for the punishment of persons who combine or conspire to stifle competition in bidding" absolutely

The act approved the fourteenth day of February one thousand nine hundred and seven (Pamphlet Laws three) entitled "An act enlarging the powers of county commissioners to erect county bridges empowering them to erect and construct new bridges whenever the existing bridge or bridges are not sufficient for any cause to accommodate the public travel" absolutely

The act approved the seventh day of March one thousand nine hundred and seven (Pamphlet Laws seven) entitled "An act authorizing the employment of stenographers by the county solicitors of certain counties" absolutely

The act approved the twenty-first day of March one thousand nine hundred and seven (Pamphlet Laws twenty-two) entitled "An act authorizing the county commissioners of the several counties or the town councils of the several boroughs of this Commonwealth or both to appropriate annually a sufficient sum of money to each Post of the Grand Army of the Republic in their respective counties or boroughs to aid in defraying the expenses of Memorial Day" in so far as it relates to counties

The act approved the twenty-eighth day of March one thousand nine hundred and seven (Pamphlet Laws thirty-seven) entitled "An act authorizing and empowering county controllers in counties containing a population of from three hundred thousand to one million to designate and appoint a solicitor prescribing the duties of said solicitor and fixng his term of appointment and salary" absolutely

The act approved the fourth day of April on thousand nine hundred and seven (Pamphlet Laws forty) entitled "An act providing for the recovery and collection of municipal claims by lien or by action of assumpsit" as to counties

The act approved the fourth day of April one thousand nine hundred and seven (Pamphlet Laws forty-four) entitled "An act fixing the pay of commissioners of roads viewers reviewers re-reviewers of roads and bridges and commissioners appointed to run establish or re-establish township lines or to divide townships or to divide townships into election districts or boroughs into wards in this Commonwealth" in so far as it fixed the compensation of viewers reviewers re-reviewers of county roads and bridges

The act approved the twenty-third day of April one thousand nine hundred and seven (Pamphlet Laws ninety-eight) entitled "An act authorizing county commissioners of the several counties of this Commonwealth to contract for the drilling of gas-wells in lands owned by the particular county for the purpose of furnishing light and fuel for the county buildings of that county" absolutely

The act approved the twenty-fifth day of April one thousand nine hundred and seven (Pamphlet Laws one hundred four) entitled "An Act to amend the rst section of an act entitled 'An Act to provide for the repair and maintenance or improvement by the proper county city or borough of turnpikes heretofore or hereafter appropriated or condemned or any part thereof for public use free of tolls' approved the twentieth day of April Anno Dommi one thousand nine hundred and five providing for the repair and maintenance or improvement by the proper county city or borough of turnpikes heretofore or hereafter abandoned or any part thereof and for the repair maintenance or improvement of any turnpike or part thereof where the company or association owning the same has been or may hereafter be dissolved" in so far as it confers any powers or imposes any duties on counties

The act approved the twenty-fifth day of April one thousand nine hundred and seven (Pamphlet Laws one hundred and nineteen) entitled "An act to amend the first section of an act approved the thirteenth day of May Anno Domini one thousand nine hundred and one entitled 'An Act to amend the first and second sections of an act entitled "An

Act authorizing the county commissioners of the several counties of this Commonwealth to rebuild bridges on sites owned by corporations or by private persons or built by public subscriptions over any stream or river forming the boundary line between two counties where the same have been destroyed by ice flood or otherwise at any time or which have been or may be abandoned by the owners thereof and rebuilt on another site and which were previously used exclusively for vehicles and foot purposes and providing for the cost of reconstructing the same" approved the sixth day of May Anno Domini one thousand eight hundred and ninety-seven' striking therefrom the proviso that such bridge shall be used only for general public travel and shall not be occupied by any railroad transportation company or private corporation" aboslutelv

The act approved the twenty-fifth day of April one thousand nine hundred and seven (Pamphlet Laws one hundred and twenty-one) entitled "An act providing for the appointment of assistant district attorneys in the several counties of this Commonwealth having seven hundred fifty thousand and less than one million two hundred thousand inhabitants prescribing the powers and duties and fixing the salaries of the said assistant district attorneys" absolutely

The act approved the first day of May one thousand nine hundred and seven (Pamphlet Laws one hundred and forty-eight) entitled "An act providing for the erection and maintenance of Memorial Halls at the county seats of counties of Pennsylvania which have a population of over one hundred and fifty thousand inhabitants authorizing and directing the county commissioners of said counties upon petition of fifty citizens approved by two successive grand juries the court of quarter sessions and a majority vote of the qualified voters of said counties at a general election to increase the rate of taxation for county purposes to an amount sufficient to purchase a plot of ground in such county seat and erect thereon a Memorial Hall in honor of the soldiers sailors and marines from said counties who served in the army and navy of the United States in the war for the suppression of the rebellion the Spanish-American war and all other wars in defense of the American flag designating committees to determine what relics records et cetera shall be placed in said Memorial Hall restricting the cost to one hundred and fifty thousand dollars and providing for a flag staff and the display of the flag of the United States" absolutely

The act approved the seventh day of May one thousand nine hundred and seven (Pamphlet Laws one hundred and sixty-nine) entitled "An act authorizing and requiring the county auditors in the several counties of this Commonwealth to publish their annual report of the accounts of the several officers whose accounts it is the duty of said county auditors to examine and settle providing the manner of publication of said auditors' report and providing for the payment of publication of said auditors'report by said county thereof" absolutely

The act approved the seventh day of May one thousand nine hundred and seven (Pamphlet Laws one hundred and seventy-two) entitled "An act supplementary to an act entitled 'An Act authorizing the condemnation of turnpikes roads or highways heretofore or hereafter constructed wholly or in part in any county of this Commonwealth for public use free from tolls and toll-gates and the assessment upon the proper county of the damages to which the owner or owners thereof may be entitled by a jury of viewers duly appointed by the court of quarter sessions of the proper county and providing for the maintenance of any such condemned turnpike road or highway by the proper city township or district' approved the second day of June Anno Domini one thousand eight hundred and eighty-seven authorizing the court of quarter sessions of the proper county upon petition to appoint a second or subsequent jury of viewers after the lapse of five years from the final confirmation of an adverse report of a former jury of viewers" absolutely

The act approved the eighth day of May one thousand nine hundred and seven (Pamphlet Laws one hundred eighty-five) entitled "An act to amend an act entitled 'An act to amend the forty-sixth section of an act approved the thirteenth day of June Anno Domini one thousand eight hundred and thirty-six entitled "An act relating to roads highways and bridges" authorizing the construction of bridges on the line of adjoining counties or located within one-fourth of a mile from the county lines' approved the twenty-third day of April Anno Domini one thousand nine hundred and three so as to provide that nothing in this act shall prevent any county in this Commonwealth from erecting a bridge at any point wholly within the limits of said county without any view or other proceedings whatsoever in any adjoining county" absolutely

The act approved the tenth day of May one thousand nine hundred and seven (Pamphlet Laws one hundred ninety-six) entitled "An act to fix the salaries of the clerk deputy clerk court clerks and employes in the office of the clerk of the court of oyer and terminer and quarter sessions of the peace of any county of this Commonwealth having a population of one million or over" absolutely

The act approved the twenty-third day of May one thousand nine hundred and seven (Pamphlet Laws two hundred twenty-five) entitled "An act providing for the payment of the premiums on bonds of county city borough school district and township employes" in so far as it confers any powers or imposes any duties on counties

Sections four five six eight and ten of the act approved the twenty-fifth day of May one thousand nine hundred and seven (Pamphlet Laws two hundred forty) entitled "An act relating to the location construction and maintenance of viaducts and bridges in boroughs and adjacent territory empowering the several boroughs of this Commonwealth to construct or have constructed bridge or viaducts over rivers creeks streams railroads and private land or over and across railroads and any of them or over and across railroads for public highways and to procure locations therefor by purchase or condemnation proceedings whether the same be wholly within or partly within and partly without the borough limits authorizing said boroughs to unite and enter into a contract or contracts with the county commissioners and of the proper county and with railroad street railway and other companies and parties interested or with any of them for the erection construction and maintenance of said viaducts and bridges and for the payment of the damages caused by their location and erection and forbidding any railroad company to pass under or upon any such viaduct or bridge without contributing to the cost of maintenance thereof" in so far as it confers any powers or imposes any duties on counties

The act approved the twenty-ninth day of May one thousand nine hundred and seven (Pamphlet Laws three hundred eight) entitled "An act to amend an act entitled 'An act to authorize and require the county commissioners of the several counties of this Commonwealth to furnish supplies and fuel for certain county officers' approved the twenty-fifth day of April Anno Domini one thousand eight hundred and eight-nine (Pamphlet Laws fifty-two) so as to include certain additional articles of supply and to repeal the act of June eighteenth one thousand eight hundred and ninety-five" absolutely

The act approved the seventh day of June one thousand nine hundred and seven (Pamphlet Laws four hundred and fifty-nine) entitled "An act to amend sections one and three of the act approved the first day of March Anno Domini nineteen hundred and five entitled an act 'To provide for the appointment by the district attorneys of the several counties of this Commonwealth having a population of over five hundred thousand and less than one million of a special detective officer and assistant special detective officers not exceeding ten in number making said special detective officers general police officers with the same powers conferred on constables in cases of crime and criminal procedure and defining their duties and fixing the salaries of the same and authorizing the payment of necessary traveling expenses" absolutely

The act approved the seventh day of June one thousand nine hundred and seven (Pamphlet Laws four hundred sixty-one) entitled "An act providing a method to secure possession of lands buildings or other property acquired under the power of eminent domain" in so far as it confers any powers or imposes any duties on counties

The act approved the seventh day of June one thousand nine hundred and seven (Pamphlet Laws four hundred and sixty-two) entitled "An act amending an act entitled 'An act to amend an act entitled "An act authorizing the county commissioners of the several counties of the Commonwealth to erect or complete and maintain a suitable monument at the county seat of each county in memory of the soldiers sailors and marines of the

late war" approved the twenty-second day of May Anno Domini one thousand eight hundred and ninety-five' and providing further 'That in counties having a population of over five hundred thousand and less than one million inhabitants said petition may pray for the erection of a memorial hall' approved the third day of April Anno Domini one thousand nine hundred and three to include counties having a population of fifty thousand or more" absolutely

The act approved the twelfth day of June one thousand nine hundred and seven (Pamphlet Laws five hundred twenty-three) entitled "An act amending section thirty-five (35) of an act entitled 'An act relating to roads highways and bridges' approved the thirteenth day of June Anno Domini one thousand eight hundred and thirty-six extending the provisions of said section as to also authorize the construction of county bridges in cities and boroughs and providing for the erection of new bridges where any existing county bridge is insufficient for any cause to accommodate the public travel" absolutely

The act approved the eleventh day of March one thousand nine hundred and nine (Pamphlet Laws thirteen) entitled "An act empowering clerks designated by county controllers to administer oaths and affirmations" absolutely

The act approved the eleventh day of March one thousand nine hundred and nine (Pamphlet Laws eighteen) entitled "An act authorizing the county commiesioners in counties in which a memorial hall in honor of the soldiers sailors or marines from such county who served in the army or navy of the United States in the war of the Rebellion or in any other war has been or shall be hereafter erected under the laws of this Commonwealth to acquire by purchase or condemnation additional ground adjoining that upon which said memorial hall is erected in order to enhance and preserve the beauty and character of said memorial hall and the object had in its erection and also authorizing said commissioners to equip furnish and decorate said memorial hall limiting the cost thereof and providing for the paying of such cost by taxation or by issuing and selling bonds" absolutely

The act approved the fifteenth day of March one thousand nine hundred and nine (Pamphlet Laws thirty-three) entitled "An act relating to armories for the National Guard of Pennsylvania authorizing counties cities towns boroughs other municipal divisions of the Commonwealth to provide and appropriate moneys or purchase and convey land or convey land owned by any county city towns boroughs and other municipal divisions of the Commonwealth to assist the Armory Board in the erection of armories and to furnish free of cost to the Commonwealth water light fuel either or all for use in any armory" in so far as it confers any powers or imposes any duties on counties

The act approved the eighteenth day of March one thousand nine hundred and nine (Pamphlet Laws forty-four) entitled "An act to authorize the district attorney of any county in this Commonwealth wherein no assistant district attorney is provided by existing law to appoint an assistant to aid in the preparation and trial of any indictment for homicide or murder and to provide for the compensation of such assistant out of the treasury of the proper county" absolutely

Sections one and eight of the act approved the twenty-fourth day of March one thousand nine hundred and nine (Pamphlet Laws sixty-nine) entitled "An act authorizing municipalities to purchase condemn maintain and use public toll-bridges crossing rivers or streams within the limits thereof and to enter into a contract with the county commissioners of the proper county when said commissioners are duly authorized thereto by the court of quarter session on petition of twenty or more tax-payers of such county whereby the said county shall pay a portion of the cost thereof and giving power to the municipalities to discharge and collect tolls or rentals for the use of any such bridge from railway telephone and telegraph companies and other persons making a use thereof for other than ordinary public foot and vehicle travel and providing for the preservation of existing contracts with such persons and their assignment to such municipality" in so far as it confers any powers or imposes any duties on counties

The act approved the twenty-fourth day of March one thousand nine hundred and nine (Pamphlet Laws seventy-three) entitled "An act authorizing counties to purchase or condemn public toll-bridges crossing rivers or streams within the limits thereof when duly authorized thereto by the court of quarter sessions on petition of at least twenty tax payers of such county and giving power to the counties to charge and collect tolls or rentals for the use of any such bridge from railway telephone and telegraph companies and other persons making a use thereof for other than ordinary public foot and vehicle travel and providing for the preservation of existing contracts with such persons and their assignment to such county" absolutely

The act approved the twenty-fourth day of March one thousand nine hundred and nine (Pamphlet Laws seventy-seven) entitled "An act to amend section one of an act entitled 'An act regulating State tax on certain county offices' approved the sixth day of May Anno Domini one thousand eight hundred and seventy-four by providing for the payment of said tax into the county treasury for the use of the respective counties" absolutely

The act approved the twenty-fifth day of March one thousand nine hundred and nine (Pamphlet Laws seventy-eight) entitled "An act to amend an act approved the fourth day of April Anno Domini one thousand nine hundred and seven entitled 'An act providing for the recovery and collection of municipal claims by lien or by action of assumpsit' by conferring jurisdiction upon justices of the peace in such cases" as to counties

The act approved the first day of April one thousand nine hundred and nine (Pamphlet Laws ninety-three) entitled "An act constituting the county commissioners county controller and county treasurer in any county now or hereafter containing not less than seven hundred and fifty thousand nor more than one million two hundred thousand inhabitants a board having the power to appoint depositories of county funds defining the powers of said board and specifying their duties describing how the said depositories shall be selected and repealing certain acts and parts of acts of Assembly inconsistent herewith" absolutely

The act approved the twenty-third day of April one thousand nine hundred and nine (Pamphlet Laws one hundred and seventy-one) entitled "An act making it a misdemeanor to destroy remove or deface any sign erected on or near-by a highway for the guidance of the public and providing for the punishment of violations of this act" in so far as it relates to signs erected by or with the consent of counties

The act approved the twenty-seventh day of April one thousand nine hundred and nine (Pamphlet Laws two hundred and fifty-eight) entitled "An act authorizing the employment of stenographers by the district attorneys of certain counties" absolutely

The act approved the twenty-seventh day of April one thousand nine hundred and nine (Pamphlet Laws two hundred and sixty-four) entitled "An act to fix the salary of the deputy recorder of deeds in the office of any recorder of deeds of any county of this Commonwealth having a population of one million and over" absolutely

The act approved the first day of May one thousand nine hundred and nine (Pamphlet Laws three hundred and eight) entitled "An act creating the office of first assistant district attorney in the several counties of this Commonwealth having over one million inhabitants prescribing his powers and duties and fixing his salary" absolutely

The act approved the sixth day of May one thousand nine hundred and nine (Pamphlet Laws four hundred and thirty-four entitled "An act providing for the office of county controller in counties of this Commonwealth where such office is not now in existence upon petition to the court of common pleas of said county of twenty-five per centum of the number of electors who voted at the November election in said county preceding the date of said petition prescribing the duties and fixing the salary of said controller and abolishing the office of county auditor where this act becomes operative" absolutely

The act approved the sixth day of May one thousand nine hundred and nine (Pamphlet Laws four hundred fifty-one) entitled "An act to fix the fees to be allowed the district attorney in the several counties of this Commonwealth having seven hundred fifty thousand inhabitants and less than one million two hundred thousand inhabitants" absolutely

The act approved the sixth day of May one thousand nine hundred and nine (Pamphlet Laws four hundred fifty-six) entitled "An act to amend section one of an act entitled 'An act providing for the appointment of assistant district attorneys in the several counties of this Commonwealth having

seven hundred and fifty thousand and less than one million two hundred thousand inhabitants prescribing the powers and duties and fixing the salaries of the said assistant district attorneys' approved the twenty-fifth day of April Anno Domini one thousand nine hundred and seven so as to increase the salary of the first assistant district attorney and to provide for the classification of the other assistant district attorneys for whose appointment provision is made by said act as second third and fourth assistants and assistants and to increase the salary of some and to decrease the salary of others of said assistant district attorneys" absolutely

The act approved the eighth day of May one thousand nine hundred and nine (Pamphlet Laws four hundred ninety-four) entitled "An act providing the mannerof locating and erecting county bridges to take the place of existing bridges the change of location of such bridges and roads connecting therewith the vacation of old or existing bridges and roads connecting with the same" absolutely

The act approved the tenth day of May one thousand nine hundred and nine (Pamphlet Laws five hundred) entitled "An act fixing the salaries of county commissioners in all counties having a population exceeding one hundred and fifty thousand and not exceeding five hundred thousand" absolutely

The act approved the tenth day of May one thousand nine hundred and nine (Pamphlet Laws five hundred and three) entitled "An act to amend section first of the act of Assembly approved the twenty-first day of March Anno Domini one thousand eight hundred and ninety-nine entitled 'An act to amend section first of the act of Assembly approved the sixteenth day of June Anno Domini one thousand eight hundred and ninety-one entitled "An act to amend an act to fix the salaries to be paid county officers in counties containing over five hundred thousand inhabitants" being a supplement to an act approved the thirty-first day of March Anno Domini one thousand eight hundred and seventy-six entitled "An act to carry into effect section five of article fourteen of the Constitution relative to the salaries of county officers and the payment of fees received by them into the State or county treasury in counties containing over one hundred and fifty thousand inhabitants by a further classification of counties containing over five hundred thousand inhabitants and fixing the compensation of county officers therein" and repealing all acts or parts of acts inconsistent herewith' by providing for a class of counties containing over eight hundred thousand inhabitants and less than one million two hundred thousand inhabitants and fixing the compensation of county officers therein and repealing all acts or parts of acts supplied hereby or inconsistent herewith" except as to salaries of jail physician county jailor and court interpreter

The act approved the tenth day of May one thousand nine hundred and nine (Pamphlet Laws five hundred and five) entitled "An act to fix the salaries of the miscellaneous clerks special clerks temporary clerks assistant temporary clerks transcribing clerks and copyists in the office of the recorder of deeds of any county of this Commonwealth having a population of one million or over" absolutely

The act approved the tenth day of May one thousand nine hundred and nine (Pamphlet Laws five hundred six) entitled "An act regulating the salaries of county commissioners and their employes when said commissioners are directors of the county poor in counties of less than seventy-five thousand inhabitants" absolutely

The act approved the eleventh day of May one thousand nine hundred and nine (Pamphlet Laws five hundred six) entitled "An act providing for the construction operation and maintenance of public highways bridges and tunnels in the several counties of this Commonwealth authorizing the taking of property for such improvement and providing for the compensation therefor and the damages resulting from such taking providing for the payment of the costs and expenses incurred in such construction operation and maintenance and authorizing the levy of a tax and the issuance of bonds to provide a fund for said purpose" absolutely

The act approved the thirteenth day of May one thousand nine hundred and nine (Pamphlet Laws five hundred twenty-seven) entitled "An act amending an act approved the twenty-second day of April Anno Domini nineteen hundred and five entitled 'An act to amend an act entitled "An act providing for the permanent improvement of certain public roads or highways in the several counties of this Commonwealth making such improved roads and highways county roads authorizing the relocation opening straightening widening extension and alteration of the same and the vacation of so much of any such road as may thereby become necessary authorizing the taking of property for such improvement and providing for the compensation therefor and the damage resulting from such taking providing for the payment of the costs and expenses incurred in making such improvements and in thereafter repairing and maintaining said road and authorizing the levy of a tax to provide a fund for such purposes' approved June twenty-sixth one thousand eight hundred and ninety-five providing that public roads and highways may be constructed improved and maintained by the several counties of the Commonwealth as county roads whether existing by other authority or laid out in whole or in part by virtue of this act and providing that public roads and highways may be originally located laid out and established for the purposes of such construction improvement and maintenance by the several counties in the manner and by the procedure set out in the amended act and subject to other provisions thereof providing for the laying out of a system of main thoroughfares to which the establishing construction improvement and maintenance of public roads by the counties shall be restricted after January one one thousand nine hundred and seven but providing for such establishing construction improvement and maintenance of roads not part of said system upon parties interested paying not less than one-fourth of the original cost of construction and providing that the county commissioners of any county may provide rules regulating the use of roads constructed and maintained by the counties and prescribing the penalties for the violation thereof' and providing that public roads and highways located established constructed and improved by the several counties in the manner and by the procedure set out in the said acts shall thereafter be township or borough roads and be maintained and improved by the proper township or borough" in so far as it confers any powers or imposes any duties on counties

The act approved the fourth day of March one thousand nine hundred and eleven (Pamphlet Laws ten) entitled "An act to amend section first of an act of Assembly approved the fourth day of April Anno Domini one thousand nine hundred and seven entitled 'An act creating in counties having a population of from three hundred thousand to one million a board to fix and determine the number and compensation of employes in all county offices boards bureau departments and divisions thereof prescribing the powers and duties of said board and regulating appeals from the decision thereof' so as to make it apply to counties containing a population of not less than eight hundred thousand nor more than one million four hundred thousand" absolutely

The act approved the fifteenth day of March one thousand nine hundred and eleven (Pamphlet Laws nineteen) entitled "An act to authorize county commissioners to erect and maintain dykes banks causeways and sluiceways on any stream not navigable and affected by the tide or floods for the economical protection of public property in their charge" absolutely

The act approved the thirtieth day of March one thousand nine hundred and eleven (Pamphlet Laws thirty-one) entitled "An act authorizing counties containing over eight hundred thousand and less than one million four hundred thousand inhabitants to appropriate moneys for the investigation of the condition of such streams and rivers as may be wholly or partially within their boundaries for the purpose of controlling floods" absolutely

The act approved the sixth day of April one thousand nine hundred and eleven (Pamphlet Laws fifty-three) entitled "An act to amend section one of an act of Assembly approved the third day of April Anno Domini one thousand nine hundred and three entitled 'An act to amend an act entitled "An act authorizing the county commissioners of the several counties of the Commonwealth to erect or complete and maintain a suitable monument at the county-seat of each county in memory of the soldiers and sailors of the late war" approved the twenty-second day of May Anno Domini one thousand thousand eight hundred and ninety-five' so as to make it apply to counties containing a population of not less than eight hundred thousand nor more than one million four hundred thousand" absolutely

The act approved the twenty-first day of April one thousand nine hundred and eleven (Pamphlet Laws seventy-six) entitled "An act to amend part of the first section of an act approved the eleventh day of July Anno Domini

one thousand nine hundred and one entitled 'An act to regulate and establish the fees to be charged by sheriffs in this Commonwealth and to provide for the taxation and collection of the same' by requiring sheriff's fees for commitments and for discharging prisoners to be paid by the county" absolutely

The act approved the twenty-seventh day of April one thousand nine hundred and eleven (Pamphlet Laws eighty-five) entitled "An act in relation to the appointment and salaries of the clerks of the court or courts of common pleas in counties containing a population of not less than seven hundred and fifty thousand nor more than one million two hundred thousand" absolutely

The act approved the twenty-seventh day of April one thousand nine hundred and eleven (Pamphlet Laws ninety-one) entitled "An act amending the first section of an act approved the eighth day of May Anno Domini one thousand eight hundred and seventy-six entitled 'An act to authorize the acquisition by the several counties of this Commonwealth for the use of the county of bridges erected over rivers creeks and rivulets and for the abolition of tolls thereon' by fixing the number of the viewers at three" absolutely

The act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred nine) entitled "An act authorizing counties to purchase or condemn public toll-bridges crossing rivers rivulets streams or ravines within the limits of such county where the same connect different municipal divisions of such county when duly authorized thereto by the court of quarter sessions on petition of at least twenty taxpayers of such county and giving power to counties to charge and collect tolls or rentals for use of any such bridge from railway telephone and telegraph companies and other persons making a use thereof for other than ordinary foot and vehicle travel and providing for the preservation of existing contracts with such persons and their assignment to such county" absolutely

The act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred twenty-three) entitled "A supplement to an act entitled 'An act relating to roads highways and bridges' approved the thirteenth day of June Anno Domini eighteen hundred and thirty-six' " in so far it relates to county roads

The act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred ninety-four) entitled "An act to amend the first section of an act approved the tenth day of May Anno Domini one thousand nine hundred and seven entitled 'An act to fix the salaries of the clerk deputy clerk court clerks and employes in the office of the clerks of court of oyer and terminer and quarter sessions of the peace of any county of this Commonwealth having a population of one million or over' so as to make it apply to counties having a population of one million four hundred thousand or over" absolutely

The act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred and ninety-seven) entitled "An act to amend the first section of an act approved the twenty-seventh day of April Anno Domini one thousand nine hundred and nine entitled 'An act to fix the salary of the deputy recorder of deeds in the office of any recorder of deeds of any county of this Commonwealth having a population of one million and over' so as to make it apply to counties having a population of one million four hundred thousand or over" absolutely

The act approved the eleventh day of May one thousand nine hundred and eleven (Pamphlet Laws two hundred nine) entitled "An act authorizing county auditors of the several counties of this Commonwealth to employ counsel to advise them in their official capacity and providing that the compensation of such counsel shall be paid out of the funds of the proper county" absolutely

Sections one two three four five six seven eight nine ten eleven twelve thirteen fourteen fifteen sixteen seventeen and nineteen of the act approved the eleventh day of May one thousand nine hundred and eleven (Pamphlet Laws two hundred forty-four) entitled "An act providing for the original location laying out and construction of public roads or highways in the several counties of this Commonwealth and for the permanent improvement of certain public roads or highways therein making such originally constructed or improved roads and highways county roads authorizing the relocation opening straightening widening extension and alteration of the same and the vacation of so much of any road as may thereby become unnecessary providing that the county commissioners of any county may prescribe rules regulating the use of roads constructed or maintained by the various counties and prescribing penalties for the violation thereof providing for the taking of property for such improvement the compensation to be paid therefor and the payment of damages resulting from such taking and the manner in which such damages may be determined providing for the payment of the costs and expenses of such construction or improvement and in thereafter repairing and maintaining said roads authorizing the levy of a tax or the issuing of bonds to provide a fund for the expense thereof prescribing a method for improving a county road lying within or traversing a borough and apportioning the cost of such improvement and authorizing the vacation of any county road" absolutely and section eighteen of said act in so far as it confers any powers or imposes any duties on counties and section twenty of said act except in so far as it confers any powers or imposes any duties on townships

The act approved the eleventh day of May one thousand nine hundred and eleven (Pamphlet Laws two hundred fifty-six) entitled "An act creating a sinking-fund commission in any county now or hereafter containing not less than one hundred and fifty thousand nor more than two hundred and fifty thousand inhabitants prescribing its powers and duties and repealing acts inconsistent herewith" absolutely

The act approved the eleventh day of May one thousand nine hundred and eleven (Pamphlet Laws two hundred and sixty) entitled "An act to enable counties to borrow appropriate and expend money for the cleansing improvement regulation or control of streams and rivers and the prevention and control of floods and for such purpose to enter into contracts with other counties and other public authorities of this or other States or of the United States" absolutely

The act approved the twelfth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and one) entitled "An act to ascertain and appoint the fees to be received by the several prothonotaries of the courts of common pleas of the Commonwealth in counties having a population of over two hundred thousand and under one million and to provide the time of paying the same" absolutely

The act approved the first day of June one thousand nine hundred and eleven (Pamphlet Laws five hundred fifty-six) entitled "An act to fix the salary of the coroner of any county in this Commonwealth having a population of one million or over" absolutely

The act approved the eighth day of June one thousand nine hundred and eleven (Pamphlet Laws seven hundred four) entitled "An act to amend section first of the act of Assembly approved the twenty-eighth day of March Anno Domini one thousand nine hundred and seven entitled 'An act authorizing and empowering county controllers in counties containing a population of from three hundred thousand to one million to designate and appoint a solicitor prescribing the duties of said solicitor and fixing his term of appointment and salary' so as to make it apply to counties containing a population of not less than eight hundred thousand nor more than one million four hundred thousand" absolutely

The act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws seven hundred fifty-three) entitled "An act to provide for the appointment of deputy prothonotaries in counties of this Commonwealth having a population of more than two hundred and fifty thousand and less than a million and defining their qualifications powers and salary" absolutely

The act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws seven hundred fifty-five) entitled "An act amending the first and second sections of an act approved the fourteenth day of April Anno Domini one thousand nine hundred and five entitled 'An act to provide for the running relocating changing fixing and marking of county lines' by changing the number of surveyors on the commission" absolutely

The act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws eight hundred and thirty-four) entitled "An act providing for the erection of Memorial Halls at the county-seats in the different counties of Pennsylvania authorizing and directing the county commissioners of such counties upon petition of at least fifty citizens approved by two successive grand juries and the court of quarter sessions to purchase a plot of ground in

such county-seat and erect thereon a Memorial Hall in honor of the soldiers sailors and marines from such county who served in the army and navy in the Wars for the Suppression of the Rebellion and all other wars in defense of the United States flag and authorizing the levying of a tax to raise a fund to pay the purchase money of the ground and the expense of the erection of a Memorial Hall" absolutely

The act approved the tenth day of June one thousand nine hundred and eleven (Pamphlet Laws eight hundred and sixty-eight) entitled "An act providing for the appointment of assistant district attorneys in the several counties of this Commonwealth having over three hundred thousand and less than seven hundred and fifty thousand inhabitants describing the powers duties and terms of office and fixing the salary of said assistants" absolutely

The act approved the thirteenth day of June one thousand nine hundred and eleven (Pamphlet Laws eight hundred and ninety-five) entitled "An act creating a County Sinking-Fund Commission in the several counties of the Commonwealth of Pennsylvania and prescribing its powers and duties" absolutely

The act approved the thirteenth day of June one thousand nine hundred and eleven (Pamphlet Laws nine hundred four) entitled "An act to amend the second section of an act approved the seventeenth day of April Anno Domini one thousand nine hundred and five entitled 'An act providing that the district attorneys in all counties whose population does not exceed one hundred and fifty thousand shall be paid a salary and fixing the same which shall be in lieu of all fees and in full compensation for their services and providing for the appointment of assistant district attorneys in said counties and for the compensation of the same and providing that the fees heretofore allowed the district attorneys upon indictments shall remain in amount as heretofore but shall hereafter be as part of the costs for the use and benefit of the proper county' by fixing the salaries of district attorneys in counties having more than thirty thousand but not more than forty thousand inhabitants" absolutely

The act approved the fifteenth day of June one thousand nine hundred and eleven (Pamphlet Laws nine hundred and sixty-)five) entitled "An act providing for the appointment by the district attorney in counties having a population of over one million and less than one million five hundred thousand inhabitants of a chief county detective an assistant county detective and special county detectives defining their duties fixing their salaries and authorizing the payment of the same together with the necessary traveling expenses by the county" absolutely

The act approved the fifteenth day of June one thousand nine hundred and eleven (Pamphlet Laws nine hundred and seventy) entitled "A further supplement to an act entitled 'A supplement to the act of Assembly approved the thirteenth day of June Anno Domini one thousand eight hundred and thirty-six relative to roads and bridges to authorize county commissioners to build bridges or furnish money to aid in building bridges the erecting of which would require more expense than it is reasonable one or two adjoining townships should bear in cases where the county commissioners do not deem it advisable to enter such bridges on record as county bridges' approved the eleventh day of June Anno Domini one thousand eight hundred and seventy-nine extending the same to bridges over railroads and canals" in so far as it confers any powers or imposes any duties on counties

The act aproved the fifteenth day of June one thousand nine hundred and eleven (Pamphlet Laws nine hundred and eighty-two) entitled "An act regulating the construction and repairs of highways over drains or culverts" as to county roads

Sections four five six eight and ten of the act approved the fifteenth day of June one thousand nine hundred and eleven (Pamphlet Laws nine hundred and eighty-seven) entitled "An act relating to the location construction and maintenance of viaducts and bridges in townships of the first class and adjacent territory empowering the board of commissioners of the several townships of the first class of this Commonwealth to construct or have constructed bridges or viaducts over rivers creeks streams railroads and private land or over and across railroads and any of them or over and across railroads for public highways and to procure locations therefor by purchase or condemnation proceedings whether the same be wholly within or partly within and partly without the township limits authorizing said townships to unite and enter into contract or contracts with the county commissioners of the proper county and with railroad street railway and other companies and parties interested or with any of them for the erection construction and maintenance of said viaducts and bridges and for the payment of the damages caused by their location and erection and forbidding any railroad company to pass under or upon such viaduct or bridge without contributing to the cost of maintenance thereof" in so far as it confers any powers or imposes any duties on counties

The act approved the nineteenth day of June one thousand nine hundred and eleven (Pamphlet Laws one thousand and thirty-nine) entitled "An act to amend the first section of an act approved the first day of June Anno Domini one thonusaid eight hundred and eighty-three entitled 'An act empowering and directing the county commissioners of any county to purchase ground at the county-seat for the erection thereof of such building or buildings as may be necessary for the accommodation of the courts of the several officers of the county and for the reception and safekeeping of the records and other papers in charge of such officers and also such other building or buildings as may be necessary and proper for the purpose of a county jail or workhouse when occasion shall require the erection of such building or buildings and in case the said ground cannot be obtained by agreement with the owner or owners at a reasonable price in the estimation of said commissioners then to resort to condemnation by fixing the number of the viewers at three" absolutely

The act approved the nineteenth day of June one thousand nine hundred and eleven (Pamphlet Laws one thousand and forty-eight) entitled "An act to authorize county commissioners to erect a bridge for pedestrians only in lieu of a wagon-bridge legally authorized when in their judgement such bridges will sufficiently accommodate public travel" absolutely

The act approved the twentieth day of June one thousand nine hundred and eleven (Pamphlet Laws one thousand and seventy-two) entitled "An act to regulate and establish the fees to be charged by sheriffs in counties having a population of less than one hundred and thirty thousand in this Commonwealth and to provide for the taxation and collection of the same" absolutely

The act approved the twentieth day of June one thousand nine hundred and eleven (Pamphlet Laws one thousand and eighty-four) entitled "An act to amend the forty-seventh section of an act, approved the thirteenth day of June Anno Domini one thousand eight hundred and thirty-six entitled 'An act relating to roads highways and bridges providing that the cost of construction maintenance and repair of county bridges which cross rivers or streams forming the boundary line between two counties or running between counties shall be paid for by said counties in proportion to the population of the respective counties Provided This shall apply to countes having a population of two hundred thousand and under and in such counties to bridges three hundred feet (300) in length and over" absolutely

The act approved the twenty-first day of June one thousand nine hundred and eleven (Pamphlet Laws one thousand one hundred and twelve) entitled "An act to amend the first section of an act approved the twenty-fourth day of April Anno Domini one thousand nine hundred and three entitled 'An act authorizing the board of county commissioners of the several counties of the State to furnish on petition appropriate metal markers for the graves of soldiers and sailors who served with honor in the military forces of the United States' as amended by an act approved the tenth day of April Anno Domini one thousand nine hundred and five entitled 'An act to amend section one of an act entitled "An act to furnish metal markers for graves of soldiers and sailors" approved the twenty-fourth day of April Anno Domini one thousand eight hundred and ninety-three providing that the county commissioners of the several counties of this State shall furnish markers for certain deceased soldiers and sailors' by extending its provisions to widows of soldiers and others" absolutely

Section one three and four of the act approved the twenty-third day of June one thousand nine hundred and eleven (Pamphlet Laws one thousand one hundred and twenty-three) entitled "An act establishing in each county

a board of viewers prescribing their duties providing for their appointment as viewers road juries juries of view and commissioners to view land and providing for the charges upon the respective counties in the matter of salaries costs and expenses thereof" absolutely section two of said act except in so far as it relates to rules and regulations and section eight of said act in so far as it authorizes the employment of stenographers and clerical assistance

The act approved the twenty-seventh day of March one thousand nine hundred and thirteen (Pamphlet Laws ten) entitled "An act to amend the first section of an act entitled 'An act creating the office of county controller in counties of this Commonwealth containing one hundred inhabitants and authorizing the Governor to fill vacancies' and fifty thousand inhabitants and over prescribing his duties and abolishing the office of county auditor in said counties' approved the twenty-seventh day of June on thousand eight hundred ninety-five as amended by the act entitled "An act to amend sections one and sixteen of an act entitled "An act creating the office of county controller in counties of this Commonwealth containing one hundred and fifty thousand (150,000) inhabitants and over prescribing his duties and abolishing the office of county auditor in said county" approved June twenty-seventh one thousand eight hundred and ninety-five so as to make it apply to all counties containing one hundred and fifty thousand (150,000) inhabitants and authorizing the Governor to fill vacancies' approved the eighth day of May one thousand nine hundred one by providing for the office of controller in all counties having one hundred thousand (100,000) inhabitants" absolutely

The act approved the twenty-seventh day of March one thousand nine hundred and thirteen (Pamphlet Laws eleven) entitled "An act fixing the salary of controllers in counties having over one hundred thousand inhabitants where no provisions for such salary has heretofore been made" absolutely

The act approved the twenty-seventh day of March one thousand nine hundred and thirteen (Pamphlet Laws thirteen) entitled "An act to amend an act approved the seventh day of May one thousand nine hundred and seven entitled 'An act authorizing and requiring the county auditors in the several counties of this Commonwealth to publish their annual report of the accounts of the several officers whose accounts it is the duty of said county auditors to examine and settle providing the manner of publication of said auditors' report and providing for the payment of publication of said auditors' report by said county thereof' " absolutely

The act approved the second day of April one thousand nine hundred and thirteen (Pamphlet Laws thirty-seven) entitled "An act to amend an act approved the twelfth day of May one thousand nine hundred and eleven entitled 'An act to ascertain and appoint the fees to be received by the several prothonotaries of the courts of common pleas of the Commonwealth in counties having a population of over two hundred thousand and under one million and to provide the time of paying the same" absolutely

The act approved the seventeenth day of April one thousand nine hundred and thirteen (Pamphlet Laws seventy-eight) entitled "An act to amend an act approved the twenty-sixth day of May one thousand eight hundred ninety-seven entitled 'An act in relation to officers taking illegal fees and providing a penalty therefor' " in so far as it relates to county officers

The act approved the first day of May one thousand nine hundred and thirteen (Pamphlet Laws one hundred and fifty-five) entitled "An act regulating the letting of certain contracts for the erection construction and alteration of public buildings" in so far as it relates to counties

The act approved the eighth day of May one thousand nine hundred and thirteen (Pamphlet Laws one hundred and sixty-one) entitled "An act to amend the second section of an act approved the eighteenth day of April Anno Domini one thousand eight hundred and ninety-nine entitled 'An act authorizing the county commissioners of the several counties of this Commonwealth to appoint a clerk fix his compensation and prescribe the term and duties of the clerk except in counties where the clerk of the county commissioner is elected by the people' " absolutely

The act approved the tenth day of May one thousand nine hundred and thirteen (Pamphlet Laws one hundred ninety-nine) entitled "An act authorizing and empowering the county commissioners and the county solicitor and the chief clerk of said commissioners of each county to organize themselves into a State Association for the purpose of holding annual meetings and providing for the payment of the expenses thereof" absolutely

The act approved the fourteenth day of May one thousand nine hundred and thirteen (Pamphlet Laws two hundred and four) entitled "An act authorizing the board of county commissioners of the several counties of the State to appropriate money for cooperative agricultural extension work for the purpose of improving and developing the agricultural resources of the proper counties" absolutely

The act approved the fourteenth day of May one thousand nine hundred and thirteen (Pamphlet Laws two hundred and seven) entitled "An act authorizing counties to appropriate moneys for monuments memorials in memory of the soldiers sailors and marines of the Spanish-American War and soldiers sailors and marines who served on foreign soil prior to July Fourth one thousand nine hundred and two" absolutely

The act approved the twentieth day of May one thousand nine hundred and thirteen (Pamphlet Laws two hundred and forty) entitled "An act authorizing county controllers in counties containing a population of from two hundred and sixty thousand to eight hundred thousand to designate and appoint a solicitor prescribing the duties of the said solicitor and fixing his term of office and salary to be paid by the proper county" absolutely

The act approved the twentieth day of May one thousand nine hundred and thirteen (Pamphlet Laws two hundred and sixty) entitled "An act authorizing counties having a population of not less than eight hundred thousand and not more than one million four hundred thousand to purchase land when adjacent or contiguous to county roads for park purposes or for public comfort stations providing for the improvement and maintenance thereof authorizing the adoption of rules relating to the management and control of such property providing penalties for the breach thereof and limiting the amount to be expended for the purposes aforesaid" absolutely

The act approved the twentieth day of May one thousand nine hundred and thirteen (Pamphlet Laws two hundred and sixty-seven) entitled "An act providing a method whereby highways the center line of which constitutes a dividing line between a city or borough and a township in the same county may be altered or improved and the cost thereof apportioned" in so far as it confers any powers or imposes any duties on counties

The act approved the twentieth day of May one thousand nine hundred and thirteen (Pamphlet Laws two hundred and seventy-three) entitled "An act to amend section eighteen of an act entitled 'An act providing for the original location laying out and construction of public roads or highways in the several counties of this Commonwealth and for the permanent improvement of certain public roads or highways therein making such originally constructed or improved roads and highways county roads authorizing the relocation opening straightening widening extension and alteration of the same and the vacation of so much of any road as may thereby become unnecessary providing that the county commissioners of any county may prescribe rules regulating the use of roads constructed or maintained by the various counties and prescribing penalties for the violation thereof providing for the taking of property for such improvement the compensation to be paid therefor and the payment of damages resulting from such taking and the manner in which such damages may be determined providing for the payment of the costs and expenses of such construction or improvement and in thereafter repairing and maintaining said roads authorizing the levy of a tax or the issuing of bonds to provide a fund for the expense thereof prescribing a method for improving a county road lying within or traversing a borough and apportioning the cost of such improvement and authorizing the vacation of any county road' approved the eleventh day of May Anno Domini one thousand nine hundred and eleven by authorizing counties to contract with boroughs in the improvement of a borough street connecting with a county road providing for the cost thereof prescribing the method by which the contract for such improvement shall be made and imposing the cost of maintenance of such

street on the borough" in so far as it concerns any powers or imposes any duties on counties

The act approved the twenty-first day of May one thousand nine hundred and thirteen (Pamphlet Laws two hundred eighty-seven) entitled "A supplement to an act entitled 'An act providing for the original location laying out and construction of public roads or highways in the several counties of this Commonwealth and for the permanent improvement of certain public roads or highways therein making such originally constructed or improved roads and highways county roads authorizing the relocation opening straightening widening extension and alteration of the same and the vacation of so much of any road as may thereby become unnecessary providing that the county commissioners of any county may prescribe rules regulating the use of roads constructed or maintained by the various counties and prescribing penalties for the violation thereof providing for the taking of property for such improvement the compensation to be paid therefor and the payment of damages resulting from such taking and the manner in which such damages may be determined providing for the payment of the costs and expenses of such construction of improvement and in thereafter repairing and maintaining said roads authorizing the levy of a tax or the issuing of bonds to provide a fund for the expense thereof prescribing a method of improving a county road lying within or traversing a borough and apportioning the cost of such improvement and authorizing the vacation of any county road' approved the eleventh day of May Anno Domini nineteen hundred and eleven (Pamphlet Laws two hundred forty-four) entending the provisions of said act to provide for the location and construction of such public roads or highways by adjoining counties of this Commonwealth where such roads extend along and adjacent to county lines and from one adjoining county into another and defining the procedure and jurisdiction in such cases" absolutely

The act approved the twenty-third day of May one thousand nine hundred and thirteen (Pamphlet Laws two hundred and ninety-eight) entitled "An act to amend section two of an act approved the seventeenth day of April one thousand nine hundred and five entitled 'An act providing that the district attorneys in all counties whose population does not exceed one hundred and fifty thousand shall be paid a salary and fixing the same which shall be in lieu of all fees and in full compensation for their services and providing for the appointment of assistant district attorneys in said counties and for the compensation of the same and providing that the fees heretofore allowed the district attorneys upon indictments shall remain in the amount as heretofore but shall hereafter be as part of the costs for the use and benefit of the proper county" as amended absolutely

The act approved the twenty-third day of May one thousand nine hundred and thirteen (Pamphlet Laws three hundred and fifteen) entitled "An act to amend section one of an act entitled 'An act to ascertain and appoint the fees to be received by the several prothonotaries of the courts of common pleas of the Commonwealth in counties having a population of over two hundred thousand and under one million and to provide the time of paying the same' approved the twelfth day of May one thousand nine hundred and eleven by changing the minimum population of counties to which the said act shall apply from two hundred thousand to one hundred fifty thousand" absolutely

The act approved the twenty-third day of May one thousand nine hundred and thirteen (Pamphlet Laws three hundred and thirty-six) entitled "An Act permitting counties cities and boroughs singly or jointly of the Commonwealth of Pennsylvana to appropriate and expend moneys for the improvement of highways outside the limits of such cities or boroughs for the purpose of connecting improved streets of such cities or boroughs with a State highway or State-aid highway when the highway outside of the limits of such cities or boroughs is less than one mile in length and will connect such cities or boroughs with the State highway or State-aid highway" in so far as it confers any powers or imposes any duties on counties

The act approved the twenty-eighth day of May one thousand nine hundred and thirteen (Pamphlet Laws three hundred and sixty-eight) entitled "An ac giving to all owners or tenants of lands property or material abutting on or through which pass roads streets lanes or alleys injured by the laying out opening widening vacating extending or grading of said roads streets lanes or alleys or the changing or grades and lines thereof by counties boroughs or townships within this Commonwealth the construction and the vacating by said cities counties boroughs or townships of bridges and the piers abutments approaches embankments slopes or causeways thereof or leading thereto which abut on or pass through or along said lands property or material and the construction by said cities counties boroughs or townships of sewers in over upon along or through said lands property or material the right to damages for said injuries directing all injuries of view appointed or that shall hereafter be appointed under existng laws for assessng damages or benefits for taking using occupying or injuring lands property or material to assess said damages if any against said cities counties boroughs or townships as the case may be and the benefits if any in connection therewith granting the right of appeal to the proper court of common pleas from the report of said juries and the trial by jury in said court of common pleas and the right to file exceptions to said report and the right of appeal to the Superior Court or Supreme Court after disposal of exceptions or verdicts and final judgment and providing that this act shall apply to all existing and future proceedings" as to counties

The act approved the twenty-ninth day of May one thousand nine hundred and thirteen (Pamphlet Laws three hundred eighty-six) entitled "An ac to amend the third and fourth sections of an act entitled 'An act establishing in each county a board of viewers prescribing their duties providing for their appointment as viewers road juries juries of view and commissioners to view land and providing for the charges upon the respective counties in the matter of salaries costs and expenses thereof' approved the twenty-third day of June Anno Domini one thousand nine hundred and eleven fixing the per diem compensation and mileage of the said board of viewers and providing for the payment thereof by the county and increasing the powers of viewers regarding the administration of oaths" absolutely

The act approved the fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws four hundred nineteen) entitled "An act to authorize the display of the State county city borough or other municipal flags on public buildings in the Commonwealth" in so far as it relates to county buildings

The act approved the twelfth day of June one thousand nine hundred and thirteen (Pamphlet Laws four hundred ninety-two) entitled "An act fixing the salaries and providing for the expenses of county solicitors in counties of this Commonwealth over one hundred and fifty thousand population and less than two hundred and fifty thousand population" absolutely

The act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred fifty) entitled "An ac authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp ofthe United Spanish War Veterans and of the Army of the Philippines and to each post of the American Veterans of Foreign Service in the respective counties boroughs and towns to aid in defraying the expenses of Memorial Day" in so far as it confers any powers or imposes any duties on counties

The act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-seven) entitled "An act requiring the sheriff prothonotary and all other county officers receiving moneys as such officers to be credited to others to give quarterly written notice to such party or parties of the amount standing to his or her or their credit during the preceding quarter" absolutely

The act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws six hundred and thirty-three) entitled "An act to permit viewers to award damages for the vacation of streets roads or highways to abutting owners where no land is actually taken" in so far as it relates to counties

The act approved the twenty-first day of July one thousand nine hundred and thirteen (Pamphlet Laws eight hundred and seventy) entitled "An act to fix the salary of county solicitor in counties containing a population of more than two hundred and fifty thousand and less than one million and providing for the payment thereof" absolutely

The act approved the twenty-first day of July one thousand nine hundred and thirteen (Pamphlet Laws eight hundred and seventy-eight) entitled "An act fixing the salary of registers of wills in counties containing a population of one million five hundred thousand and upwards and provide

for the payment of fees or commissions earned by said officers into the county treasury" absolutely

The act approved the twenty-fourth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand eighteen) entitled "An act making it unlawful for the commissioners of any county in this Commonwealth to contract to repair build or rebuild any county bridges without due advertisement for sealed proposals excepting contracts not amounting to two hundred and fifty dollars" absolutely

The act approved the twenty-fourth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand twenty) entitled "An act to amend section two of an act entitled 'An act authorizing and requiring county commissioners of the several counties of this Commonwealth to have the county bridges of their respective counties painted and the bolts of the same tightened as often as may be necessary' approved the twenty-first day of April Anno Domini onet housand nine hundred and three" absolutely

The act approved the thirtieth day of March one thousand nine hundred and fifteen (Pamphlet Laws thirty-three) entitled "An act vesting in county commissioners certain powers relative to public monuments" absolutely

The act approved the thirty-first day of March one thousand nine hundred and fifteen (Pamphlet Laws thirty-four) entitled "An act to amend section one of an act entitled 'An act to fix the fees to be alowed the district attorney in the several counties of this Commonwealth having seven hundred fifty thousand inhabitants and less than one million two hundred thousand' approved May sixth Anno Domini one thousand nine hundred and nine" absolutely

The act approved the thirty-first day of March one thousand nine hundred and fifteen (Pamphlet Laws thirty-six) entitled "An act to amend the first section of an act entitled 'An act to encourage county historical societies' approved the twenty-first day of May Anno Domini one thousand nine hundred and one so as to provide that the commissioners' board in counties where the population exceeds one million may appropriate a sum not exceeding one thousand dollars annually to the chief historical society in said county" absolutely

The act approved the ninth day of April one thousand nine hundred and fifteen (Pamphlet Laws fifty-four) entitled "An act to establish and regulate the fees to be charged and collected by sheriffs in counties of this Commonwealth having a population of not less than three hundred thousand nor more than one million five hundred thousand inhabitants as computed by the last preceding United States census the time and manner in which said fees shall be paid the publication and posting of said fees the delivery of an itemized receipt for official fees and legal costs received and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" absolutely

The act approved the fourteenth day of April one thousand nine hundred and fifteen (Pamphlet Laws one hundred and sixteen) entitled "An act to amend section eighteen of an act entitled 'An Act providing for the original location laying out and construction of public roads or highways in the several counties of this Commonwealth and for the permanent improvement of certain public roads or highways therein making such originally constructed or improved roads and highways county roads authorizing the relocation opening straightening widening extension and alternation of the same and the vacation of so much of any road as may thereby become unnecesasry providing that the county commissioners of any county may prescribe rules regulating the use of roads constructed or maintained by the various counties and prescribing penalties for the violation thereof providing for the taking of property for such improvement the compensation to be paid therefor and the payment of damages resulting from such taking and the manner in which such damages may be determined providing for the payment of the costs and expenses of such construction or improvement and in thereafter repairing and maintaining said roads authorizing the levy of a tax or the issuing of bonds to provide a fund for the expense thereof prescribing a method for improving a county road lying within or traversing a borough and apportioning the cost of such improvement and authorizing the vacation or any county road' approved the eleventh day of May Anno Domini one thousand nine hundred and eleven as the same was amended by an act approved the twelfth day of May one thousand nine hundred and thirteen by authorizing counties to contract with municipalities in the improvement of certain streets of such municipalities connecting with a county road providing for the cost thereof prescribing the method by which the contract for such improvement shall be made and imposing the cost of the maintenance of such streets on the municipalities" in so far as it confers any powers or imposes any duties on counties

The act approved the fourteenth day of April one thousand nine hundred and fifteen (Pamphlet Laws one hundred and twenty-two) entitled "An act providing for the payment of judgments and mortgages and other claims which are liens on property affected by public improvements or appropriated by the exercise of the right of eminent domain" in so far as it relates to counties

The act approved the fifteenth day of April one thousand nine hundred and fifteen (Pamphlet Laws one hundred and thirty-two) entitled "An act relative to the burial of the bodies of certain indigent deceased widows at the county expense" absolutely

The act approved the twenty-first day of April one thousand nine hundred and fifteen (Pamphlet Laws, one hundred and fifty-seven) entitled "An act to amend an act approved the ninth day of June one thousand nine hundred eleven entitled 'An act to provide for the appointment of deputy prothonotaries in counties of this Commonwealth having a population of more than two hundred and fifty thousand and less than a million and defining their qualifications powers and salary'" absolutely

The act approved the twenty-first day of April one thousand nine hundred and fifteen (Pamphlet Laws one hundred fifty-nine) entitled "An act relating to the competency of witnesses and to the rules of evidence in proceedings arising from the exercise of the right of eminent domain" in so far as it relates to counties

The act approved the twenty-third day of April one thousand nine hundred and fifteen (Pamphlet Laws one hundred seventy-four) entitled "An act regulating the manner of payment of county employes in counties having a population over one million" absolutely

The act approved the twenty-third day of April one thousand nine hundred and fifteen (Pamphlet Laws one hundred seventy-four) entitled "An act authorizing counties and municipalities to unite in providing in the court house certain rest or waiting rooms" in so far as it confers any powers or imposes any duties on counties

The act approved the twenty-eighth day of April one thousand nine hundred and fifteen (Pamphelt Laws one hundred ninety-eight) entitled "An act relating to the bonds to be given by county officers the amount and conditions thereof the sureties for such bonds the payment of the premiums therefor and the recording and custody thereof in counties having over eight hundred thousand and less than one million five hundred thousand inhabitants" absolutely

The act approved the twenty-ninth day of April one thousand nine hundred and fifteen (Pamphlet Laws two hundred) entitled "An act creating in counties having over eight hundred thousand and less than one million five hundred thousand inhabitants according to the last preceding United States Census a board to fix and determine the number and compensation of employes in all county offices boards bureaus departments and divisions thereof prescribing the powers and duties of said board and regulating appeals from the decision thereof" absolutely

The act approved the third day of May one thousand nine hundred and fifteen (Pamphlet Laws two hundred and twenty-six) entitled "An act to establish and regulate the fees to be received and charged by the prothonotary of the courts of common pleas of this Commonwealth in counties having over eight hundred thousand and less than one million five hundred thousand inhabitants according to the last preceding United States census" absolutely

The act approved the sixth day of May one thousand nine hundred and fifteen (Pamphlet Laws two hundred seventy-four) entitled "An act providing for the alteration of the boundaries of counties in certain cases and for the adjustment of the indebtedness thereof" absolutely

The act approved the thirteenth day of May one thousand nine hundred and fifteen (Pamphlet Laws three hundred two) entitled "An act to fix the salaries to be paid to the jury commissioners county jailor and jail physician in counties having over eight hundred thousand and less

than one million five hundred thousand inhabitants according to the last preceding United States census" in so far as it fixes salary of jury commissioners

The act approved the fourteenth day of May one thousand nine hundred and fifteen (Pamphlet Laws four hundred eighty-seven) entitled "An act to amend an act entitled 'An act authorizing the county commissioners of the several counties of this Commonwealth to erect or complete and maintain a suitable monument at the county-seat of each county in memory of the soldiers and sailors of the late war' approved the twenty-second day of May Anno Domini one thousand eight hundred and ninety-five as amended to include the soldiers and sailors of the Spanish-American War" absolutely

The act approved the fourteenth day of May one thousand nine hundred and fifteen (Pamphlet Laws five hundred thirty-two) entitled "An act authorizing county commissioners to appropriate moneys to hospitals" absolutely

The act approved the twenty-eighth day of May one thousand nine hundred and fifteen (Pamphlet Laws six hundred and thirty-nine) entitled "An act to amend an act approved the twenty-ninth day of April one thousand eight hundred and ninety-one entitled 'An act authorizing and empowering the several counties of this Commonwealth to purchase bridges already erected or to erect and maintain bridges or culverts with the necessary approaches joining cities and boroughs which are separated by a river creek or rivulet and providing for the condemnation of land necessary for the said approaches" absolutely

The act approved the first day of June one thousand nine hundred and fifteen (Pamphlet Laws seven hundred and eleven) entitled "An act authorizing the county commissioners of any county to close abandon and remove county bridges under certain circumstances with the consent of the grand jury and court of quarter sessions of the proper county" absolutely

The act approved the fourth day of June one thousand nine hundred and fifteen (Pamphlet Laws eight hundred and seven) entitled "An act to amend an act entitled 'An act authorizing the employment of stenographers by the district attorneys of certain counties' approved the twenty-seventh day of April one thousand nine hundred and nine" absolutely

The act approved the fifth day of June one thousand nine hundred and fifteen (Pamphlet Laws eight hundred and fifty-two) entitled "An act providing for the construction maintenance and operation of main or trunk sanitary sewers and of sewerage-disposal plants by the several counties of this Commonwealth making such main or trunk sewers and sewerage disposal plants county sewers and county disposal plants for the formation of sewer districts in the several counties of this Commonwealth the preparation of separate copies of the assessed value for county purposes of the taxable properties included in for the construction of such main or trunk sewers and such sewer districts authorizing the taking of property disposal plants and providing for the compensation therefor and the damages resulting from such taking providing for the payment of the costs and expenses incurred in the constructing maintaining and operating of such main or trunk sewers and disposal plants and authorizing the levy of a tax upon said sewer districts to provide a fund for said purposes and providing for and regulating certain allowances and rebates to municipalities which have incurred or become liable for costs of construction" in so far as it relates to counties

The act approved the eighth day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred and fifteen) entitled "An act to fix the salaries of the deputies in the offices of the clerk of the courts county controller recorder of deeds county treasurer chief deputy sheriff and chief clerk to the county commisioners in counties of this Commonwealth having over two hundred and fifty thousand population and less than four hundred thousand population" absolutely

The act approved the eleventh day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred and thirty-eight) entitled "An act to regulate and establish the fees to be charged and collected by the several clerks of the courts of oyer and terminer general jail delivery and quarter sessions of the peace in counties of this Commonwealth having a population of over eight hundred thousand and less than one million five hundred thousand inhabitants as computed by the last preceding United States census" absolutely

Sections two and three of the act approved the eleventh day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred and forty-two) entitled "An act to amend an act approved the fourteenth day of April one thousand nine hundred fifteen entitled 'An act providing for the payment of judgments and mortgages and other claims which are liens on property affected by public improvements or appropriated by the exercise of the right of eminent domain'" in so far as it relates to counties

The act approved the twenty-second day of March one thousand nine hundred and seventeen (Pamphlet Laws nine) entitled "An act to further amend section one of an act entitled 'An act to amend section first of the act of Assembly approved the twenty-eighth day of March Anno Domini one thousand nine hundred and seven entitled "An act authorizing and empowering county controllers in counties containing a population of from three hundred thousand to one million to designate and appoint a solicitor prescribing the duties of said solicitor and fixing his term of appointment and salary" so as to make it apply to counties containing a population of not less than eight hundred thousand nor more than one million four hundred thousand' approved the eighth day of June Anno Domini one thousand nine hundred and eleven" absolutely

The act approved the twenty-third day of March one thousand nine hundred and seventeen (Pamphlet Laws twelve) entitled "An act providing for the location construction operation and maintenance of public highways bridges tunnels subways and underground roads anywhere within the several counties of this Commonwealth either wholly or partly within the territorial limits of cities boroughs and townships thereof authorizing the taking by the several counties of property for such improvement and providing for the compensation therefor and the damages resulting from such taking providing for the entry upon and appropriation by the several counties of highways streets and properties of cities and boroughs necessary for such improvements and for the supervision maintenance and control of said highways streets and properties by said counties after said entry and appropriation providing for the payment by the said several counties of the costs and expenses incurred and necessary in such construction operation and maintenance of such improvements providing for the contracting by the several counties with railway or transportation companies for the concurrent use of such public highways bridges tunnels subways and underground roads and authorizing the levy of a tax and the issuance of bonds by the several counties to provide a fund for said purposes" absolutely

The act approved the twelfth day of April one thousand nine hundred and seventeen (Pamphlet Laws seventy-eight) entitled "An act to amend section one of an act approved the fifteenth day of April one thousand nine hundred and fifteen entitled 'An act relating to the burial of the bodies of certain indigent deceased widows at the county expense'" absolutely

The act approved the third day of May one thousand nine hundred and seventeen (Pamphlet Laws one hundred thirty-seven) entitled "An act vesting in the persons appointed by the county commissioners of the several counties of this Commonwealth to inspect and repair county roads improved and maintained by such counties the power and authority now vested by law in the constables of the several cities boroughs and townships of this Commonwealth for the preservation of the peace in and along such roads and for the enforcement of acts of Assembly regulating the speed of automobiles and other vehicles thereon and for the enforcement of rules and regulations governing the use of such roads designating such persons county road caretakers and providing for badges evidencing their authority" absolutely

The act approved the tenth day of May one thousand nine hundred and seventeen (Pamphlet Laws one hundred fifty-eight) entitled "An act to authorize counties cities boroughs towns townships school districts and poor districts to require a bond to protect labor and material-men and providing for suits thereon by laborers and material-men furnishing labor and material in and about the erection

alteration and repair of public buildings" in so far as it confers any powers or imposes any duties on counties

The act approved the twenty-second day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred sixty) entitled "An act fixing the salaries of the county engineer and deputy county engineer in counties containing a population of more than eight hundred thousand and less than one mililon four hundred thousand" absolutely

The act approved the twenty-fourth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred seventy-six) entitled "An act authorizing and empowering the several counties of this Commonwealth to locate lay out open construct and maintain public bridges whether wholly or partly within any city borough or township therein across any river or stream dividing or separating any part of said county from any other part thereof together with the necessary bridge approaches viaduct or other approaches to conveniently connect the same with existing streets or public roads in such cities boroughs or townships authorizing the cities and boroughs wherein such bridges are located to share in the cost thereof and to provide approaches therefor authorizing the taking and appropriation of property and rights of property public or private for such purposes providing a method for making compensation for property taken injured or destroyed thereby authorizing the several counties to enter upon and over public streets or roads in cities boroughs or townships for said purposes authorizing the several counties to appropriate money levy taxes and incur indebtedness therefor and authorizing the several counties to charge and collect tolls and rentals for the concurrent use of such bridges and approaches by street railway telegraph telephone and other corporations or persons making use thereof other than for ordinary foot or vehicle traffic and to enter into contracts for such use" absolutely

Section one two and four of the act approved the twenty-fourth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred and ninety-one) entitled "A supplement to an act approved the eleventh day of May one thousand nine hundred and eleven (Pamphlet Laws two hundred forty-four) entitled 'An act providing for the original location laying out and construction of public roads or highways in the several counties of Commonwealth and for the permanent improvement of certain public roads or highways therein making such originally constructed or improved roads and highways county roads authorizing the relocation opening straightening widening extension and alteration of the same and the vacation of so much of any road as may thereby become unnecessary providing that the county commissioners of any county may prescribe rules regulating the use of roads constructed or maintained by the various counties and prescribing penalties for the violation thereof providing for the taking of property for such improvement the compensation to be paid therefor and the payment of damages resulting from such taking and the manner in which such damages may be determined providing for the payment of the costs and expenses of such construction or improvement and in thereafter repairing and maintaining said roads authorizing the levy of a tax or the issuing of bonds to provide a fund for the expense thereof prescribing a method for improving a county road lying within or traversing a borough and apportioning the cost of such improvement and authorizing the vacation of any county road authorizing boroughs towns and townships to enter into contracts to aid in the construction and maintenance of such roads or "highways" in so far as it confers powers imposes any duties on counties

The act approved the twenty-fourth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred and ninety-nine) entitled "An act to amend section one of an act approved the twenty-first day of March one thousand nine hundred and seven entitled 'An act authorizing the county commissioners of the several counties or the town councils of the several boroughs of this Commonwealth or both to appropriate annually a sufficient sum of money to each post of the Grand Army of the Republic in their respective counties or boroughs to aid in defraying the expenses of Memorial Day' as amended by requiring the commissioners to make appropriations also to Memorial Day or similar organizations where there was heretofore an established post" absolutely

The act approved the twenty-fourth day of May one thousand nine hundred and seventeen (Pamphlet Laws three hundred and four) entitled "An act to amend an act entitled 'An act relating to prothonotaries and their duties and to their deputies and to enable said deputies to act for the said prothonotaries in case of their sickness absence or other temporary disability' approved the twenty-sixth day of May Anno Domini one thousand eight hundred ninety-seven by authorizing the appointment of an additional deputy to act in case of the disability of the principal deputy prothonotary" absolutely

Clause (a) and (b) of section one and section two of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred and fifteen) entitled "An act relating to the qualification jurisdiction powers and duties of registers of wills and regulating proceedings before said registers and the costs thereof the effects of their acts and appeals therefrom" absolutely

The act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws five hundred and seventy) entitled "An act fixing the salaries and providing for the expenses of county commissioners in the counties of this Commonwealth" absolutely

The act approved the twenty-eighth day of June one thousand nine hundred and seventeen (Pamphlet Laws six hundred fifty) entitled "An act to amend an act approved the eleventh day of June one thousand nine hundred fifteen entitled 'An act to amend an act approved the fourteenth day of April one thousand nine hundred fifteen entitled "An act providing for the payment of judgments and mortgages and other claims which are liens on property affected by public improvements or appropriated by the exercise of the right of eminent domain"' excepting proceedings to ascertain damages and benefits by reason of municipal street and sewer improvements" in so far as it confers any powers or imposes any duties on counties

The act approved the sixth day of July one thousand nine hundred and seventeen (Pamphlet Laws seven hundred fifty) entitled "An act authorizing county commissioners to appropriate moneys for the maintenance and rental of certain rifle-ranges the employment of instructors and employes in connection therewith and for the purchase of equipment and uniforms for members of rifle-clubs who volunteer for service in their counties or answer the call of the Governor" absolutely

The act approved the eleventh day of July one thousand nine hundred and seventeen (Pamphlet Laws seven hundred seventy-seven) entitled "An act to amend an act entitled 'A supplement to an act entitled "An act relating to roads highways and bridges" approved the thirteenth day of June Anno Domini eighteen hundred and thirty-six' approved the fifth day of May one thousand nine hundred eleven so as to provide for the construction change or alteration of parts of public roads in counties boroughs or townships without the formality of a view where the costs and expenses to such county borough or township including damages shall not exceed three hundred dollars" in so far as it confers any powers or imposes any duties on counties

The act approved the eleventh day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred seven) entitled "An act to amend section one of an act entitled 'An act amending the first section of an act of Assembly approved the twenty-ninth day of April Anno Domini one thousand eight hundred and ninety-one "Authorizing and empowering the several counties of this Commonwealth to purchase bridges already erected or to erect and maintain bridges or culverts with the necessary approaches joining cities and boroughs which are separated by a river creek or rivulet and providing for the condemnation of land necessary for said approaches"' approved the ninth day of July Anno Domini one thousand eight hundred and ninety-seven by extending its provisions so that the same will apply to cases where a borough and township are separated by a river creek or rivulet" absolutely

The act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand forty-two) entitled "An act authorizing county controllers in counties having a population of more than one hundred thousand and less than one hundred and fifty thousand to appoint a solicitor prescribing the duties of said solicitor and fixing his salary" absolutely

The act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand

eighty-four) entitled "An act to amend section two of an act approved the sixth day of June one thousand eight hundred and ninety-three entitled 'An act to provide for the appointment of one or more deputy coroners and defining their powers and duties in the several counties of this Commonwealth' " absolutely

The act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand eighty-five) entitled "An act to amend section four of an act entitled 'An act creating a County Sinking-Fund Commission in the several counties of the Commonwealth of Pennsylvania and prescribing its powers and duties' approved the thirteenth day of June Anno Domini one thousand nine hundred and eleven" absolutely

The act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand and eighty-six)) )entitled "An act regulating the fees of the recorder of deeds in counties containing a population of not less than one hundred ninety thousand nor more than seven hundred thousand inhabitants" absolutely

The act approved the nineteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand one hundred and fifteen) entitled "An act to amend an act approved the twelfth day of May one thousand eight hundred and eighty-seven entitled 'An act regulating the compensation of county auditors within this Commonwealth' " absolutely

The act approved the fourteenth day of March one thousand nine hundred and nineteen (Pamphlet Laws nineteen) entitled "An act to amend section five of an act approved the twenty-fourth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand and eighteen) entitled 'An act making it unlawful for the commissioners of any county in this Commonwealth to contract to repair build or rebuild any county bridges without due advertisement for sealed proposals excepting contracts not amounting to two hundred and fifty dollars' by excepting contracts for the repair building or rebuilding of any bridge or bridges that will cost less than five hundred dollars" absolutely

The act approved the fourth day of April one thousand nine hundred and nineteen (Pamphlet Laws thirty-seven) entitled "An act to amend an act approved the eighteenth day of July one thousand nine hundred seventeen (Pamphlet Laws one thousand and forty-two) entitled 'An act authorizing county controllers in counties having a population of more than one hundred thousand and less than one hundred and fifty thousand inhabitants to appoint a solicitor prescribing the duties of said solicitor and fixing his salary' by extending the provisionsof the act to include counties having a population of more than one hundred thousand and less than two hundred and sixty thousand inhabitants and authorizing the county commissioners and county controller to fix the salary of the solicitor" absolutely

The act approved the fourth day of April one thousand nine hundred and nineteen (Pamphlet Laws forty-one) entitled "An act to amend section one of the act approved the eight day of May one thousand eight hundred eighty-nine (Pamphlet Laws one hundred and thirty-two) entitled 'An act authorizing county commissioners to employ detectives offer and pay rewards for the detection arrest and conviction of felons' to include persons charged with a misdemeanor" absolutely

The act approved the eighteenth day of April one thousand nine hundred and nineteen (Pamphlet Laws eighty-three) entitled "An act creating the office of indictment and cost clerk as an assistant to district attorney in the several counties of this Commonwealth having a population of not less than one hundred and fifty thousand and not more than one hundred and not more than two hundred and fifty thousand inhabitants providing for the appointment of a person in each of said counties to fill said office prescribing the qualifications duties and term of office of said appointees fixing their salaries and authorizing the payment of the same by the county" absolutely

The act approved the eighteenth day of April one thousand nine hundred and nineteen (Pamphlet Laws ninety) entitled "An act to amend section one of an act approved the fourteenth day of May one thousand nine hundred thirteen (Pamphlet Laws two hundred and four) entitled 'An act authorizing the board of county commissioners of the several counties of the State to appropriate money for cooperative agricultural extension work for the purpose of improving and developing the agricultural resources of the proper counties" absolutely

The act approved the first day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred one) entitled "An act to amend the first section of an act entitled 'An act to encourage county historical societies' approved the twenty-first day of May Anno Domini one thousand nine hundred and one as amended by the act approved the thirty-first day of March one thousand nine hundred and fifteen so as to increase the sum that may be appropriated to such societies and providing for joint appropriations" absolutely

The act approved the second day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred ten) entitled "An act to amend part of section one of an act approved the ninth day of April one thousand nine hundred and fifteen (Pamphlet Laws fifty-four) entitled 'An act to establish and regulate the fees to be charged and collected by sheriffs in counties of this Commonwealth having a population of not less than three hundred thousand nor more than one million five hundred thousand inhabitants as computed by the last preceding United States census the time and manner in which said fees shall be paid the publication and posting of said fees the delivery of an itemized receipt for official fees and legal costs received and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' extending the provisions of said act to counties having a population of not less than two hundred thousand and not more than one million five hundred thousand inhabitants" absolutely

The act approved the eighth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred twenty-nine) entitled "An act providing for a State association of county controllers and for the meetings thereof and providing for the payment by the counties of the expenses thereof" absolutely

The act approved the eighth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred thirty-eight) entitled "An act requiring counties having a population of over one million and less than one million five hundred thousand to establish a pension fund for the employes of such counties and providing for the administration of such fund and payments therefrom" absolutely

The act approved the eighth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred sixty-three) entitled "An act authorizing county commissioners to appoint county engineers and to fix their compensation and prescribing the duties of such engineers" absolutely

The act approved the sixteenth day of May one thousand nine hundred and nineteen (Pamphlet Laws one hundred ninety-nine) entitled "An act making it lawful for twenty-five or more resident taxpayers of any county in this Commonweatlh in which any turnpike road or highway is wholly or partly located upon which tolls are charged the traveling public to present their petition to the county commissioners of their county setting forth that it would be for the best interests of the people of their county that such turnpike road or highway or part thereof should be purchased and become a public road free from tolls and toll-gates and thereupon for the county commissioners of the petitioners' county to purchase the same for public use free from tolls and toll-gates if a price therefor can be agreed upon with the owners thereof and pay for the same out of the funds of their county not otherwise appropriated and if such county has not sufficient funds to issue bonds of said county for that purpose and providing that any turnpike road or highway or part thereof so purchased and made a public road shall thereafter be repaired maintained and improved by the county township borough or city in which the same or part thereof is located" absolutely

The act approved the thirty-first day of May one thousaid nine hundred and nineteen (Pamphlet Laws three hundred fifty-five) entitled "An act to amend section two of an act approved the twenty-first day of April one thousand nine hundred and three (Pamphlet Laws two hundred and twenty-eight) entitled 'An act authorizing and requiring county commissioners of the several counties of this Commonwealth to have the county bridges of their respective counties painted and the bolts of the same

tightened as often as may be necessary' as amended" absolutely

The act approved the fourth day of June one thousand nine hundred and nineteen (Pamphlet Laws three hundred seventy-four) entitled "An act authorizing counties to appropriate money for and to erect monuments or memorials to commemorate the service of soldiers sailors and marines in the war with Germany and Austria and authorizing counties to appropriate moneys to assist in erecting such monuments or memorials" absolutely

The act approved the fourth day of June one thousand nine hundred and nineteen (Pamphlet Laws three hundred eighty-three) entitled "An act to amend an act approved the twenty-seventh day of April one thousand nine hundred and nine (Pamphlet Laws two hundred and fifty-eight) entitled 'An act authorizing the employment of stenographers by the district attorneys of certain counties' as amended" absolutely

The act approved the fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws three hundred ninety-three) entitled "An act to further amend section four of an act approved the twenty-third day of June one thousand nine hundred eleven (Pamphlet Laws one thousand one hundred and twenty-three) entitled 'An act establishing in each county a board of viewers prescribing their duties providing for their appointment as viewers road juries juries of view and commissions to view land and providing for the charges upon the respective counties in the matter of salaries costs and expenses thereof' as amended" absolutely

The act approved the seventh day of June one thousand nine hundred and nineteen (Pamphlet Laws four hundred fourteen) entitled "An act amending sections two four and fifteen of an act entitled 'An act authorizing and empowering the several counties of this Commonwealth to locate lay out open construct and maintain public bridges whether wholly or partly within any city borough or township therein across any river or stream dividing or separating any part of said county from any other part thereof together with the necessary bridge approaches viaduct or other approaches to conveniently connect the same with existing streets or public roads in such cities boroughs or townships authorizing the cities and boroughs wherein such bridges are located to share in the cost thereof and to provide approaches therefor authorizing the taking and appropriation of property and rights of property public or private for such purposes providing a method for making compensation for property taken injured or destroyed thereby authorizing the several counties to enter upon and over public streets or roads in cities boroughs or townships for said purposes authorizing the several counties to appropriate money levy taxes and incur indebtedness therefor and authorizing the several counties to charge and collect tolls and rentals for the concurrent use of such bridges and approaches by street railway telegraph telephone or other corporations or persons making use thereof other than for ordinary foot or vehicle traffic and to enter into contracts for such use' approved the twenty-fourth day of May one thousand nine hundred and seventeen" in so far as it confers any powers or imposes any duties on counties

The act approved the twelfth day of June one thousand nine hundred and nineteen (Pamphlet Laws four hundred seventy-six) entitled "An act to regulate and establish the fees to be charged and collected by the recorder of deeds in counties having a population of over eight hundred thousand and less than one million five hundred thousand inhabitants as computed by the last preceding United States census" absolutely

The act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred eleven) entitled "An act authorizing counties to widen straighten alter or change the course of unnavigable streams to insure the safety of county bridges conferring upon counties the right of eminent domain in connection therewith and providing for the assessment of damages for property taken injured or destroyed" absolutely

The act approved the twentieth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred and thirteen) "An act providing a method whereby highways the center line of which constitutes a dividing line between a city and a township in an adjacent county may be altered or improved and the cost thereof apportioned between the city county and township and providing the procedure to be followed where such city and the township or the county in which such township is situated do not or can not agree with respect to the method of such alteration or improvements or the apportionment of the cost thereof" in so far as it confers any powers or imposes any duties on counties

The act approved the seventh day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred and twenty-seven) entitled "An act authorizing the district attorney in certain counties with the approval of the president judge of the courts to appoint detectives to investigate crimes and providing for the compensation of such detectives payable by the county" absolutely

Section one of the act approved the eighth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred and thirty-eight) entitled "An act to amend sections thirteen and twenty of an act approved the eleventh day of May one thousand nine hundred and eleven (Pamphlet Laws two hundred and forty-four) entitled 'An act providing for original location laying out and constructing of public roads or highways in the several counties of this Commonwealth and for the permanent improvement of certain public roads or highways therein making such original constructed or improved roads and highways county roads authorizing the relocation opening straigtening widening extension and alteration of the same and the vacation of so much of any road as may thereby become unnecessary providing that the county commissioners of any county may prescribe rules regulating the use of roads constructed or maintained by the various counties and prescribing penalties for the violation thereof providing for the taking of property for such improvement the compensation to be paid therefor and the payment of damages resulting from such taking and the manner in which such damages may be determined providing for the payment of the costs and expenses of such construction or improvement and in thereafter repairing and maintaining said roads authorizing the levy of a tax or the issuing of bonds to provide a fund for the expense thereof prescribing a method for improving a county road lying within or traversing a borough and apportioning the cost of such improvement and authorizing the vacation of any county road' providing for the repair maintenance and vacation of abandoned and condemned turnpikes" absolutely and section two thereof except in so far as it confers any powers or imposes any duties on townships.

The act approved the eighth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred and sixty-one) entitled "An act empowering the several counties of this Commonwealth to contract with any city within such county for the payment by the county of a portion of the cost of the laying out and construction of any public highway bridge connecting different portions of said city or portions of said city and any township bordering thereon but separated therefrom by any intervening valley or ravine and empowering such county to appropriate money levy taxes and incur indebtedness therefor" except in so far as it confers any powers or imposes any duties on cities

The act approved the eighth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred and sixty-two) entitled "An act authorizing county commissioners to appropriate moneys to certain cities or boroughs to assist in the erection of comfort stations" absolutely

The act approved the eighth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred eighty-four) entitled "An act authorizing counties cities and boroughs to furnish in public buildings for meeting places for certain organizations" in so far as it confers any powers or imposes any duties on counties

Section one of the act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws seven hundred ninety-five) entitled "An act to fix the salaries of district attorneys in counties having a population of less than one million inhabitants" absolutely

The act approved the tenth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred eighty seven) entitled "An act dividing the counties of this Commonwealth into eight classes designating the mode of ascertaining and changing the classification of counties and providing for the regulation of their affairs according to their respective classes" absolutely

The act approved the twelfth day of July one thousand nine hundred and nineteen (Pamphlet Laws nine hundred

eighteen) entitled "An act amending sections one three five and twelve of an act entitled "An act providing for the original location laying out and construction of public roads or highways in the several counties of this Commonwealth and for the permanent improvement of certain public roads or highways therein making such originally constructed or improved roads and highways county roads authorizing the relocation opening straightening widening extension and alteration of the same and the vacation of so much of any road as may thereby become unnecessary providing that the county commissioners of any county may prescribe rules regulating the use of roads constructed or maintained by the various counties and prescribing penalties for the violation thereof providing for the taking of property for such improvement the compensation to be paid therefor and the payment of damages resulting from such taking and the manner in which such damages may be determined providing for the payment of the costs and expenses of such construction or improvement and in thereafter repairing and maintaining said roads authorizing the levy of a tax or the issuing of bonds to provide a fund for the expense thereof providing a method for improving a county road lying within or traversing a borough and apportioning the cost of such improvement and authorizing the vacation of any county road' approved the eleventh day of May one thousand nine hundred and eleven" absolutely

The act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws nine hundred and ninety-two) entitled "An act to amend the act approved the fifteenth day of April one thousand nine hundred and fifteen (Pamphlet Laws one hundred and thirty-two) entitled 'An act relative to the burial of the bodies of certain indigent deceased widows at the county expense' as amended requiring county commissioners to pay from the county funds the expenses of burial of all widows of honorably discharged soldiers sailors and marines legally resident within the county authorizing the county commissioners to make inquiries and investigations providing for payments to persons who buried such bodies and requiring public officers and officers and agents of institutions to report deaths of such widow" in so far as it confers any powers or imposes any duties on counties

Section one of the act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws nine hundred and ninety-five) entitled "An act to provide for the appointment of assistant district attorneys in the several counties having over ninety thousand and less than seven hundred and fifty thousand inhabitants and fixing their salaries" absolutely

The act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand and one) entitled "An act fixing the fees of the prothonotary for attendance in court in counties having a population of less than seventy thousand and providing for the payment thereof by the several counties" absolutely

The act approved the seventeenth day of March one thousand nine hundred and twenty-one (Pamphlet Laws thirty-five) entiteld "An act to amend section one of the act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand and one) entitled "An act fixing the fees of the prothonotary for attendance in court in counties having a population of less than seventy thousand and providing for the payment thereof by the several counties by making the provisions of said act apply to counties of the sixth seventh and eighth classes" absolutely

The act approved the thirtieth day of March one thousand nine hundred and twenty-one (Pamphlet Laws sixty-nine) entitled "An act to amend the act approved the twenty-fourth day of March one thousand nine hundred and nine (Pamphlet Laws seventy-seven) entitled 'An act to amend section one of an act entitled "An act regulating State tax on certain county offices" approved the sixth day of May Anno Domini one thousand eight hundred and seventy-four by providing for the payment of said tax into the county treasury for the use of the respective counties' " except in so far as it imposes any duties on the auditor appointed by court to audit the accounts of county officers

The act approved the thirty-first day of March one thousand nine hundred and twenty-one (Pamphlet Laws seventy-six) entitled "An act amending section two of an act entitled 'An act authorizing and empowering the county commissioners and the county solicitor and the chief clerk of said commissioners of each county to organize themselves into a State Association for the purpose of holding annual meetings and providing for the payment of the expenses thereof' approved the tenth day of May Anno Domini one thousand nine hundred thirteen as amended by providing that the necessary expenses of the convention shall not be more than fifty dollars to any county per annum" absolutely

The act approved the thirty-first day of March one thousand nine hundred and twenty-one (Pamphlet Laws seventy-nine) entitled "An act requiring county commissioners of the counties of the sixth class to furnish the county officers with certain services equipment and supplies at the expense of the county" absolutely

The act approved the fifth day of April one thousand nine hundred and twenty-one (Pamphlet Laws ninety-four) entitled "An act requiring the county commissioners in all counties of the fifth sixth seventh and eighth class of this Commonwealth to provide an office at the county-seat for the district attorney and his assistants if any and to furnish supplies postage telephone fuel and light required for his and their use" absolutely

The act approved the sixth day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred) entitled "An act authorizing removal of county jails prisons or work-houses from public parks squares or commons in counties of the fourth class and the erection of new county jails prisons or workhouses at or near the county-seat of said counties and regulating the disposal of such abandoned county jails prisons or workhouses and the ground upon which the same may be located" absolutely

The act approved the seventh day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred seventeen) entitled "An act providing for the repair by the county commissioners of bridges viaducts or subways carrying a public highway over or under any railroad street or other highway where a dispute exists between municipal authorities and public service corporations as to the responsibility for such repair and providing for the collection of the cost of such repairs and supervision of the work" absolutely

The act apprved the thirteenth day of April one thousand nine hundred and twentyone (Pamphlet Laws one hundred thirty-four) entitled "An act to amend section one of an act approved the seventeenth day of July one thousand nine hundred nineteen (Pamphlet Laws nine hundred ninety-two) entitled 'An act to amend the act approved the fifteenth day of April one thousand nine hundred fifteen (Pamphlet Laws one hundred and thirty-two) entitled "An act relative to the burial of the bodies of certain indigent deceased widows at the expense of the county" as amended requiring county commissioners to pay from the county funds the expenses of burial of all widows of honorably discharged soldiers sailors and marines legally resident within the county authorizing the county commissioners to make inquiries and investigations providing for payments to persons who buries such bodies and requiring public officers and officers and agents of institutions to report deaths of such widows' " absolutely

The act approved the thirteenth day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred thirty-eight) entitled "An act providing for the assessment of benefits and award of damages by the viewers appointed in counties of the second class pursuant to the provisions of an act approved the eleventh day of May one thousand nine hundred eleven (Pamphlet Laws two hundred forty-four) entitled 'An act providing for the original location laying out and construction of public roads or highways in the several counties of this Commonwealth and for the permanent improvement of certain public roads or highways therein making such originally constructed or improved roads and highways county roads authorizing the relocation opening straightening widening extension and alteration of the same and the vacation of so much of any road as may thereby become unnecessary providing that the county commissioners of any county may prescribe rules regulating the use of roads constructed or maintained by the various counties and prescribing penalties for the violation thereof providing for the taking of property for such improvement the compensation to be paid therefor and the payment of damages resulting from such taking and the manner in which such damages may be determined providing for the payment of the costs and expenses of such construction or improvement and in thereafter repairing and maintaining said roads authorizing the levy of a tax or the issuing of bonds to provide a fund for the expense thereof prescribing a method for improving a county road lying within or traversing a borough and ap-

portioning the cost of such improvement and authorizing the vacation of any county road' and providing for the filing reviving and collecting of liens arising from any assessment of benefits thereunder" in so far as it relates to county roads

The act approved the twenty-first day of April one thousand nine hundred and twenty-one (Pamphlet Laws two hundred thirty-eight) entitled "An act to fix the fees to be allowed the district attorney in counties of the third and fourth classes" absolutely

The act approved the twenty-first day of April one thousand nine hundred and twenty-one (Pamphlet Laws two hundred forty-three) entitled "An act authorizing district attorneys in counties of the fourth class to appoint county detectives defining their powers and duties fixing their salaries and providing for the payment of such salaries and the expenses of such detectives from the county treasury" absolutely

The act approved the twenty-first day of April one thousand nine hundred and twenty-one (Pamphlet Laws two hundred sixty-eight) entitled "An act to further amend section one of the act approved the seventh day of June one thousand nine hundred and fifteen (Pamphlet Laws eight hundred seventy) entitled 'An act to amend revise and consolidate the law providing for the burial of certain honorably discharged soldiers sailors and marines at the expense of the counties in which they shall die or have a legal residence at the time of their death to provide a system for effecting the burial of such soldiers sailors and marines to provide headstones and markers for the graves of such soldiers sailors and marines and to authorize the county commissioners of the several counties to purchase plots of ground for the burial of such soldiers sailors and marines' as amended" absolutely

The act approved the twenty-first day of April one thousand nine hundred and twenty-one (Pamphlet Laws two hundred seventy-one) entitled "An act to amend section one of an act approved the first day of June one thousand eight hundred and eighty-three (Pamphlet Laws fifty-eight) entitled 'An act empowering and directing the county commissioners of any county to purchase ground at the county-seat for the erection thereon of such building or buildings as may be necessary for the accommodation of the courts and of the several officers of the county and for the reception and safekeeping of the records and other papers in charge of such officers and also such other building or buildings as may be necessary and proper for the purposes of a county jail or work-house when occasion shall require the erection of such building or buildings and in case the said ground cannot be obtained by agreement with the owner or owners at a reasonable price in the estimation of said commissioners then to resort to condemnation' as amended by providing for the purchase and condemnation of ground at or near the county-seat" absolutely

The act approved the fifth day of May one thousand nine hundred and twenty-one (Pamphlet Laws three hundred eighty-four) entitled "An act to provide separate accommodations for women jurors at the several court-houses and providing that the separation of jurors in certain cases shall not work mistrials" in so far as it imposes any duties on counties

The act approved the tenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred thirty-seven) entitled "An act to amend the act approved the sixteenth day of April one thousand eight hundred and seventy-five (Pamphlet Laws fifty-four) entitled 'An act to provide for appeals in cases where the county commissioners and auditors have failed or shall hereafter fail to fix the compensation of county treasurers and to repeal an act entitled "A supplement to an act relating to county treasurers passed the fifteenth day of April one thousand eight hundred and thirty-four" approved the eighteenth day of April one thousand eight hundred and seventy-four in regard to the compensation of county treasurer' by providing for appeals by the county treasurer in cases where the county commissioners and auditors have fixed the compensation of the county treasurer" absolutely

The act approved the tenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred seventy-three) entitled "An act providing for the burial of certain persons who are have been or shall be soldiers sailors or marines designated as 'deceased service men' defining the term 'deceased service men' and authorizing county commissioners to provide headstones markers and burial plots for such deceased service men at the expense of the county in which they shall die or have a legal residence at the time of their death" absolutely

The act approved the eleventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred seventy-seven) entitled "An act to further amend section twenty of an act approved the eleventh day of May one thousand nine hundred and eleven (Pamphlet Laws two hundred fourty-four) entitled 'An act providing for the original location laying out and construction of public roads or highways in the several counties of this Commonwealth and for the permanent improvement of certain public roads or highways therein making such originally constructed or improved roads and highways county roads authorizing the relocation opening straightening widening extension and alteration of the same and the vacation of so much of any road as may thereby become unnecessary providing that the county commissioners of any county may prescribe rules and regulating the use of roads constructed or maintained by the various counties and prescribing penalties for the violation thereof providing for the taking of property for such improvement the compensation to be paid therefor and the payment of damages resulting from such taking and the manner in which such damages may be determined providing for the payment of the costs and expenses of such construction or improvement and in thereafter repairing and maintaining said roads authorizing the levy of a tax or the issuing of bonds to provide a fund for the expense thereof prescribing a method of improving a county road lying within or traversing a borough and apportioning the cost of such improvement and authorizing the vacation of any county road' as amended providing for the vacation of abandoned or condemned turnpikes" except in so far as it confers any powers or imposes any duties on townships

The act approved the twelfth day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred thirty-five)) entitled "An act authorizing district attorneys in counties of the third class to appoint county detectives defining their powers and duties fixing their salaries and providing for the payment of such salaries and the expenses of such detectives from the county treasury" absolutely

The act approved the twelfth day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred forty-four) entitled "An act authorizing counties cities boroughs towns and townships to acquire lands by purchase gift or condemnation and to convey such lands to the Commonwealth for use of the National Guard" as to counties

The act approved the sixteenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred thirty-eight) entitled "An act to amend section nineteen of an act approved the eleventh day of May one thousand nine hundred eleven (Pamphlet Laws two hundred and forty-four) entitled 'An act providing for the original location laying out and construction of public roads or highways in the several counties of this Commonwealth and for the permanent improvement of certain public roads highways therein making such original constructed or improved roads and highways county roads authorizing the relocation opening straightening widening extension and alteration of the same and the vacation of so much of any road as may thereby become necessary providing that the county commissioners of any county may prescribe rules regulating the use of roads constructed or maintained by the various counties and prescribing penalties for the violation thereof providing for the taking of property for such improvement and compensation to be paid therefor and the payment of damages resulting from such taking and the manner in which such damages may be determined providing for the payment of the costs and expenses of such construction or improvement and in thereafter repairing and maintaining said roads authorizing the levy of a tax or the issuing of bonds to provide a fund for the expense thereof prescribing a method for improving a county road lying within or traversing a borough and apportioning the cost of such improvement and authorizing the vacation of any county road' further relating to the repair of such roads and expressing the intent of the act" in so far as it confers any powers or imposes any duties on counties

The act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and sixty-three) entitled "An act to amend an act approved the twenty-fourth day of May one thousand eight hundred and eighty-seven (Pamphlet Laws one hundred eighty-two) entitled "An act to authorize the councils of the cities of the first class of the Commonwealth to appropriate

annually a sum not exceeding five hundred dollars for the support and maintenance of each company of the National Guard using and occupying an armory building room or quarters within said cities in addition to the annual appropriation by the Legislature' fixing the amounts which may be appropriated by cities of the first second and third classes to companies troops and similar units of the National Guard and extending the provisions of said act to counties" in so far as it confers any powers or imposes any duties on counties

The act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and ninety-four) entitled "An act to amend an act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and fifty) entitled 'An act authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans and of the Army of the Philippines and to each post of the American Veterans of Foreign Service in the respective counties boroughs and towns to aid in defraying the expenses of Memorial Day by authorizing appropriations to each post of the American Legion Veterans of Foreign Wars and to each Naval Association and each post of the Grand Army of the Republic" in so far as it confers any powers or imposes any duties on counties

The act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and ninety-seven) entitled "An act to amend section one of an act approved the twenty-first day of March one thousand nine hundred and seven (Pamphlet Laws twenty-two) entitled 'An act authorizing the county commissioners of the several counties or the town councils of the several boroughs of this Commonwealth or both to appropriate annually a sufficient sum of money to each Post of the Grand Army of the Republic in their respective counties or boroughs to aid in defraying the expenses of Memorial Day' as amended authorizing county commissioners to make additional appropriations for Memorial Day purposes" absolutely

The act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws nine hundred and eight) entitled "An act r gulating the closing of public highways and providing for the locating marking and maintenance of detours necessitated by such closing" in so far as it confers any powers or imposes any duties on counties

The act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws nine hundred and fifteen) entitled "An act to amend section one of the act approved the eleventh day of July one thousand nine hundred and one (Pamphlet Laws six hundred sixty-three) entitled 'An act to regulate and establish the fees to be charged by sheriffs in this Commonwealth and to provide for the taxation and collection of the same' as amended" absolutely

The act approved the twentieth day of May one thousand nine hundred and twenty-one (Pamphlet Laws nine hundred and forty-four) entitled "An act authorizing the establishment by counties of hospitals for the treatment of persons afflicted with tuberculosis providing for the management and maintenance thereof and authorizing the incurring of indebtedness and the levy of taxes therefor" except insofar as it confers any power or imposes any duties on the State Commissioner of Health

The act approved the twentieth day of May one thousand nine hundred and twenty-one (Pamphlet Laws nine hundred and seventy-six) entitled "An act fixing the salary of the jury commissioners of the counties of the third class" absolutely

The act approved the twentieth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand six) entitled "An act relating to certain county officers in counties of the fifth class providing for their salaries and the compesation of deputies and clerks in the respective county offices establishing a salary board and defining its powers and duties placing certain duties on the county commissioners county controllers and county auditors requiring the payment into the respective county treasury of the fees of such county officers and providing penalties for violation of this act" absolutely

The act approved the twenty-fifth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand one hundred eight) entitled "An act to further amend the fifth section of an act entitled 'An act relating to the organization and jurisdiction of orphans' courts and to establish a separate orphans' court in and for counties having more than one hundred fifty thousnd inhabitants and to provide for the election of judges thereof" approved May nineteenth Anno Domini eighteen hundred and seventy-four (Pamphlet Laws two hundred and six) as amended by fixing and determining the salaries of the assistant clerks of said court in counties of the first second third and fourth classes" absolutely

The act approved the third day of April one thousand nine hundred and twenty-three (Pamphlet Laws fifty-two) entitled "An act to amend section two of an act approved the twentieth day of May one thousand nine hundred and twenty-one (Pamphlet Laws nine hundred and forty-four) entitled 'An act authorizing the establishment by counties of hospitals for the treatment of persons afflicted with tuberculosis providing for the management and maintenance thereof and authorizing the incurring of indebtedness and the levy of taxes therefor'" absolutely

The act approved the twelfth day of April one thousand nine hundred and twenty-three (Pamphlet Laws sixty) entitled "An act relative to the burial of the bodies of deceased widows of soldiers sailors and marines at county expense" absolutely

The act approved the twelfth day of April one thousand nine hundred and twenty-three (Pamphlet Laws sixty-two) entitled "An act relating to treasurers in counties of the fifth class providing for their salaries bonds offices and supplies and the compensation of deputies and clerks" absolutely

The act approved the eighteenth day of April one thousand nine hundred and twenty-three (Pamphlet Laws seventy-three) entitled "An act authorizing boards of county commissioners to cooperate with the Department of Agriculture and to appropriate money from county funds for the purpose of suppressing and controlling dangerous infectious disease of live stock and poultry and dangerous plant diseases and insect pests" absolutely

The act approved the eighteenth day of April one thousand nine hundred and twenty-three (Pamphlet Laws seventy-seven) entitled "An act authorizing the county commissioners to appropriate county moneys to incorporated agricultural and horticultural societies and associations" absolutely

The act approved the twenty-third day of April one thousand nine hundred and twenty-three (Pamphlet Laws eighty-two) entitled "An act to amend section five of the act approved the tenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred and seventy-three) entitled 'An act providing for the burial of certain persons who are have been or shall be soldiers sailors or marines designated as "deceased service men" defining the term "deceased service men" and authorizing county commissioners to provide headstones markers and burial plots for such deceased service men at the expense of the county in which they shall die or have a legal residence at the time of their death'" absolutely

The act approved the twenty-third day of April one thousand nine hundred and twenty-three (Pamphlet Laws eighty-five) entitled "An act to amend section six of the act approved the tenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred and seventy-three) entitled 'An act providing for the burial of certain persons who are have been or shall be soldiers sailors or marines designated as "deceased service men" defining the term "deceased service men" and authorizing county commissioners to provide headstones markers and burial plots for such deceased service men at the expense of the county in which they shall die or have a legal residence at the time of their death'" absolutely

The act approved the twenty-third day of April one thousand nine hundred and twenty-three (Pamphlet Laws eighty-six) entitled "An act to amend section one of the act approved the tenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred and seventy-three) entitled 'An act providing for the burial of certain persons who are have been or shall be soldiers sailors or marines designated as "deceased service men" defining the term "deceased service men" and authorizing county commissioners to provide headstones markers and burial plots for such deceased service men at the expense of the county in which they shall die or have a legal residence at the time of their death'" absolutely

The act approved the twenty-third day of April one thousand nine hundred and twenty-three (Pamphlet Laws eighty-eight) entitled "An act to require counties to cause the graves of honorably discharged soldiers sailors and marines to be decorated with flags on Memorial Day" absolutely

The act approved the twenty-sixth day of April one thousand nine hundred and twenty-three (Pamphlet Laws one hundred) entitled "An act authorizing any county separately or counties interested jointly to lease for a term of years from a bridge company or corporation any toll bridge spanning a river or stream when such bridge is used solely for highway purposes or jointly for highway railroad or street railway purposes discontinuing tolls on any such bridge during such lease and authorizing counties to appropriate money levy taxes and incur indebtedness for such purposes" in so far as it confers any powers or imposes any duties on counties

The act approved the twenty-sixth day of April one thousand nine hundred and twenty-three (Pamphlet Laws one hundred five) entitled "An act to amend section one of the act approved the twenty-third day of May one thousand nine hundred and seven (Pamphlet Laws two hundred and twenty-five) entitled 'An act providing for the payment of the premiums on bonds county city borough school-district and township employes' extending the provisions thereof to officers" in so far as it applies to counties

The act approved the twenty-seventh day of April one thousand nine hundred and twenty-three (Pamphlet Laws one hundred eleven) entitled "An act to amend section six of the act approved the twenty-seventh day of June one thousand eight hundred and ninety-five (Pamphlet Laws four hundred and three) entitled 'An act creating the office of county controller in counties of this Commonwealth containing one hundred and fifty thousand inhabitants and over prescribing his duties and abolishing the office of county auditor in said counties'" absolutely

The act approved the twenty-seventh day of April one thousand nine hundred and twenty-three (Pamphlet Laws one hundred twelve) entitled "An act fixing the compensation of jury commissioners in counties of the seventh class" absolutely

The act approved the first day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred twenty-eight) entitled "An act to amend an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred and ninety-four) entitled 'An act to amend an act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and fifty) entitled "An act authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans and of the Army of the Philippines and to each post of the American Veterans of Foreign Service in the respective counties boroughs and towns to aid in defraying the expenses of Memorial Day" by authorizing appropriations to each post of the American Legion Veterans of Foreign Wars and to each Naval Association and each post of the Grand Army of the Republic' to include authorization of appropriations to each organization of ex-service men incorporated under the act of April twenty-ninth one thousand eight hundred and seventy-four and the supplements thereto" in so far as it confers any powers or imposes any duties on counties

The act approved the third day of Mey one thousand nine hundred and twenty-three (Pamphlet Laws one hundred thirty-one) entitled "An act creating regulating and defining the powers of a County Planning Commission and authorizing the creation of a county plan in counties of the second class requiring the county commissioners to furnish to the commission before passage resolutions relating to county improvements to roads lands buildings or means of communications authorizing the commission to report suggestions to the county commissioners concerning improvements and to appear in court with reference thereto authorizing the making of a county map and plan including territory extending three miles beyond the county limits showing proposed improvements in roads lands buildings and means of communication" absolutely

The act approved the seventh day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred forty-five) entitled "An act authorizing county commissioners to appropriate money from the funds of the county to aid in the planting of trees and the establishment of tree nurseries in aid of the reforestration of woodlots of farms or any other lands denuded of timber trees which it is desired to reforest" absolutely

The act approved the seventh day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred fifty-five) entitled "An act to amend section one of the act approved the twelfth day of June one thousand nine hundred and one (Pamphlet Laws five hundred and fifty-nine) entitled 'An act to provide for the election of one person to fill the office of prothonotary one person to fill the office of clerk of the courts of general quarter sessions and oyer and terminer one person to fill the office of register of wills and clerk of the orphans' court and one person to fill the office of recorder of deeds in counties containing forty thousand inhabitants and hereafter created separate judicial districts under the Constitution' providing that said act shall be in effect only upon the acceptance thereof" absolutely

The act approved the tenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred eighty-three) entitled "An act authorizing sheriffs in counties of the fourth class to appoint a solicitor prescribing the duties of said solicitor and fixing his salary" absolutely

The act approved the nineteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred sixty-seven) entitled "An act authorizing probation officers of the various counties to attend to annual State Association or Conference of Probation and Parole and providing for the payment of their expenses and membership dues by counties" absolutely

The act approved the nineteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred seventy-three) entitled "An act relative to the disposition of fines and forfeitures in counties of this Commonwealth of the fourth class and authorizing the expenditure of a portion of all of said fines for the support and maintenance of a law library in said counties" absolutely

Section one of the act approved the nineteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred seventy-five entitled "An act fixing the salary of sheriffs in counties of the eighth class providing for the payment for the care and maintenance of prisoners where the sheriff is the keeper or warden of the jail requiring all fees and mileage earned by sheriffs in such counties to be paid into the county treasury for the use of the county and prescribing penalties" except as to payment of expenses for care and maintenance of prisoners and sections two three four and five absolutely

The act approved the twenty-third day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred twenty-sevtn) entitled "A supplement to an act approved the twenty-third day of June one thousand nine hundred eleven (Pamphlet Laws one thousand one hundred twenty-three) entitled 'An act establishing in each county a board of viewers prescribing their duties providing for their appointment as viewers road viewers juries of view and commissioners to view land and providing for the charges upon the respective counties in the matter of salaries costs and expenses thereof' as the same was amended and supplemented by subsequent acts by providing for the compensation to be paid to the members of the board of viewers in counties of the second class" absolutely

The act approved the twenty-third day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred forty-five) entitled "An act fixing the mileage chargeable by sheriffs requiring its pay in advance in certain cases and providing for its taxation and collection as sheriff's costs when unpaid" absolutely

The act approved the twenty-third day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred forty-seven) entitled "An act to amend section two of the act approved the eleventh day of July one thousand nine hundred and one (Pamphlet Laws six hundred and sixty-three) entitled 'An act to regulate and establish the fees to be charged by sheriffs in this Commonwealth and to provide for the taxation and collection of the same'" absolutely

The act approved the twenty-third day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and forty-nine) entitled "An act empowering any chief deputy appointed by deed of any sheriff in any county of this Commonwealth to perform any duty incumbent upon such sheriff until a written revocation of such appointment be recorded with like effect as if such

official act had been done by the sheriff in person regardless of the ability or temporary disability of such sheriff to act while such sheriff continues in office" absolutely

The act approved the twenty-fifth day of May one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and fifty-four) entitled "An act to provide for the laying out altering an vacating roads lying partly in one county and partly in an adjoining county forming or intended to form a continuous highway from one county to another and providing for the location construction of a joint county bridge on said road" absolutely

The act approved the thirty-first day of May one thousand nine hundred and twenty-three (Pamphlet Laws four hundred seventy-two) entitled "An act to amend sections two and five of the act approved the tenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred and seventy-three) entitled 'An act providing for the burial of certain persons who are have been or shall be soldiers sailors or marines designated as "deceased service men" defining the term "deceased service man" and authorizing county commissioners to provide headstones markers and burial plots for such deceased service men at the expense of the county in which they shall die or have a legal residence at the time of their death" absolutely

The act approved the second day of June one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and ninety-three) entitled "An act to amend section one of the act approved the eighth day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred and fifteen) entitled 'An act to fix the salaries of the deputies in the offices of the clerk of the courts county controller recorder of deeds county treasurer chief deputy sheriff and chief clerk to the county commissioners in counties of this Commonwealth having over two hundred and fifty thousand population and less than four hundred thousand population' by changing the manner of fixing salaries and prescribing the minimum thereof and making the act apply to counties of the third class" absolutely

The act approved the eighth day of June one thousand nine hundred and twenty-three (Pamphlet Laws six hundred and eighty-eight) entitled "'An act authorizing county commissioners to appropriate money for the compilation and publication of a County War History" absolutely

The act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws seven hundred and seventy-four) entitle "An act authorizing the sheriffs of the several counties of this Commonwealth to organize themselves into a State Association for the purpose of holding annual meetings to secure more uniformity and cooperation in the conduct of their offices and providing for the payment of certain expenses in connection with such meetings by the various counties" absolutely

The act approved the twenty-eighth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred and seventy-five) entitled "An act relating to county bridges authorizing counties to issue and sell bonds for the erection thereof and for the acquisition of toll bridges and providing for the division of the cost of construction and erection or acquisition of joint county bridges or toll bridges and the collection of tolls thereon" absolutely

The act approved the twenty-eighth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred and ninety-six) entitled "An act to amend section one of an act approve the seventeenth day of March one thousand nine hundred and twenty-one (Pamphlet Laws thirty-two) entitled 'An act authorizing the erection and construction by counties of Memorial Halls in memory of the soldiers sailors and marines of such counties providing for an election to determine whether such hall shall be erected providing for the purchase and condemnation of property for such purposes regulating the use of such halls and providing for the maintenance and care of the same by a board of control at the expense of the county' by providing for second like proceeding in certain cases and making it the duty of the county commissioners upon favorable result of a second election to erect such hall at some place designated in the question submitted on the ballot" absolutely

The act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred and twenty-seven) entitled "An act to amend section one of an act approved the seventeenth day of March one thousand nine hundred twenty-one (Pamphlet Laws thirty-two) entitled 'An act authorizing the erection and construction by counties of memorial halls in memory of the soldiers sailors and marines of such counties providing for an election to determine whether such hall shall be erected providing for the purchase and condemnation of property for such purposes regulating the use of such halls and providing for the maintenance and care of the same by a board of control at the expense of the county' " absolutely

The act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred and thirty-seven entitled "An act to amend section five and six of an act approved the tenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred seventy-three) entitled 'An act providing for the burial of certain persons who are have been or shall be soldiers sailors or marines designated as "deceased service men" defining the term "deceased service man" and authorizing county commissioners to provide headstones markers and burial plots for such deceased service men at the expenses of the county in which they shall die or have a legal residence at the time of their death' as amended authorizing the purchase of headstones of deceased service men buried in the county and regulating the purchase of markers" absolutely

The act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred and forty) entitled "An act to further amend an act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and fifty) entitled 'An act authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp of the Unietd Spanish War Veterans and of the Army of the Philippines and to each post of the American Veterans of Forign Service in the respective counties boroughs and towns to aid in defraying the expenses of Memorial Day' by authorizing appropriations to each post of the Disabled American Veterans of the World War" in so far as it confers any powers or imposes any duties on counties

The act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred and forty-one) entitled "An act authorizing courts of common pleas of the several counties of the fifth sixth seventh and eighth class to order moneys received from fines penalties and forfeited recognizances and dedicated by law to law library purposes in excess of the amount required to be paid into the county treasury for the use of the county" absolutely

The act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred and forty-four) entitled "An act relating to salaries compensation bonds offices and supplies of certain county officers their deputies and clerks in counties of the sixth class" absolutely

The act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred and sixty-seven) entitled "An act authorizing and empowering the district attorneys of each county to organize themselves into a State association for the purpose of holding meetings and providing for the payment of the expenses thereof and of the district attorneys attending by the several counties" absolutely

The act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred and seventy-one) entitled "An act to amend section two of the act approved the tenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws four hundred and seventy-three) entitled 'An act providing for the burial of certain persons who are have been or shall be soldiers sailors or marines designated as "deceased service men" defining the term "deceased service man" and authorizing county commisioners to provide headstones markers and burial plots for such deceased service men at the expense of the county in which they shall die or have a legal residence at the time of their death' " absolutely

The act approved the eleventh day of July one thousand nine hundred and twenty-three (Pamphlet Laws one thousand fifty-four) entitled "An act relating to certain county officers in counties of the fifth class providing for their salaries and the compensation of deputies and clerks in the respective county offices establishing a salary board and defining its powers and duties placing certain duties on

the county commissioners county controllers and county auditors requiring the payment into the respective county treasury of the fees of such county officers and providing penalties for violation of this act" absolutely

The act approved the thirteenth day of July one thousand nine hundred and twenty-three (Pamphlet Laws one thousand ninety-two) entitled "An act to amend an act approved the nineteenth day of April one thousand eight hundred and ninety-five (Pamphlet Laws thirty-eight) entitled 'An act to regulate the erection of county buildings' by providing for the approval of plans of county buildings and the letting of contracts for the construction thereof by the body levying the taxes for general county purposes in certain counties" except in so far as it provides for the approval of plans of county buildings and the letting of contracts for the construction thereof by the body levying the taxes for general purposes in certain counties

Section 1102 Effect and Other Legislation All other acts and parts of acts inconsistent with this act are repealed This act shall not repeal or modify any of the provisions of the Public Service Company Law nor the act entitled "An act to preserve the purity of the Waters of the State for the protection of the public health" approved the twenty-second day of April one thousand nine hundred and five nor shall this act repeal or modify any of the provisions of an act of assembly amendatory of law in force at the time of the passage of this act or otherwise adopted at the session of the general assembly of one thousand nine hundred and twenty-three whether such acts were adopted prior to the passage of this act or shall be adopted subsequent to the passage of this act nor shall this act repeal any such act or part thereof in force at the time of the passage of this act which is amended by any act of assembly approved at the session of the general assembly of one thousand nine hundred and twenty-three

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 13, as follows:

An Act making an appropriation to the Glen Mills Schools in the Eastern District of the Commonwealth of Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of Five hundred and fifty thousand dollars ($550,000.00) or so much thereof as may be necessary be and the same is hereby specifically appropriated to The Glen Mills Schools situate in the Eastern District of the State of Pennsylvania for the two fiscal years beginning the first day of June one thousand nine hundred and twenty-five for the purpose of maintenance

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 18, as follows:

An Act making an appropriation to the Pennsylvania Training School for Feeble Minded Children located at Elwyn in the County of Delaware and the Commonwealth of Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three hundred and ninety thousand dollars ($390,000) or so much thereof as may be necessary is hereby specifically appropriated to the Pennsylvania Training School for Feeble Minded Children at Elwyn in the County of Delaware and the Commonwealth of Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the maintenance of not more than six hundred wards of the State at the rate of three hundred and twenty-five dollars ($325) per capita per annum

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 19, as follows:

An Act making an appropriation to the Coleman Industrial Home for Colored Boys of 1721 Bedford Avenue Pittsburgh Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three thousand dollars ($3,000) or so much thereof as may be necessary is hereby specifically appropriated to the Coleman Industrial Home for Colored Boys of 1721 Bedford Avenue Pittsburgh Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 22, as follows:

An Act making an appropriation to the Roselia Foundling Asylum and Maternity Hospital of the city of Pittsburgh

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty-five thousand ($35,000) dollars or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Roselia Foundling Asylum and Maternity Hospital of the City of Pittsburgh for the two fiscal years beginning June first one thousand nine hundred and twenty-five

For the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 23, as follows:

An Act making an appropriation to the Beaver Valley General Hospital at New Brighton Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty thousand dollars ($20,000) or so much thereof as may be necessary is hereby specifically appropriated to the Beaver Valley General Hospital at New Brighton Beaver County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical

and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 24, as follows:

An Act making an appropriation to the Rochester General Hospital of Rochester Beaver County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty-five thousand dollars ($35,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Rochester General Hospital of Rochester Beaver County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 25, as follows:

An Act making an appropriation to the Beaver County Children's Home of New Brighton Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of six thousand five hundred dollars ($6,500) or so much thereof as may be necessary is hereby specifically appropriated to the Beaver County Children's Home Association of New Brighton Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 26, as follows:

An Act making a deficiency appropriation to the Pennsylvania Institution for the Deaf Mt. Airy Philadelphia to cover deficiency in maintenance and education of State Pupils

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred forty thousand ($140,00) or so much thereof as may be necessary is hereby specifically appropriated to the Pennsylvania Institution for the Deaf at Mount Airy Philadelphia to cover a deficiency in maintenance and education of State pupils for the two fiscal years ending May thirty-first one thousand nine hundred and twenty-five

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bil No. 28, as follows:

An Act making an appropriation to the Taylor Hospital Association of the borough of Taylor Lackawanna County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of nineteen thousand dollars ($19,000) or so much thereof as may be necessary is hereby specifically appropriated to the Taylor Hospital Association of the borough of Taylor Lackawanna County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 30, as follows

An Act making an appropriation to the Maternity Hospital in the City of Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of seven thousand dollars ($7,000) or so much thereof as may be necessary is hereby specifically appropriated to the Maternity Hospital in the City of Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as th part of th regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 44, as follows:

An Act Making an appropriation to the Home for Friendless Children of Lancaster Pennsylvania

Section 1 Be it enacted by the Senate and House of Rep-

resentatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of nine thousand dollars ($9,000) or so much thereof as may be necessary is hereby specifically appropriated to the Home for Friendless Children for the city and county of Lancaster for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 46, as follows:

An Act making an appropriation to the Lancaster General Hospital Lancaster Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of forty-six thousand dollars ($46,000) or so much thereof as may be necessary is hereby specifically appropriated to the Lancaster General Hospital Lancaster Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 48, as follows:

An Act making an appropriation to the Columbia Hospital at Columbia Lancaster County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fourteen thousand dollars ($14,000) or so much thereof as may be necessary is hereby specifically appropriated to the Columbia Hospital located at Columbia Lancaster County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 63, as follows:

An Act making an appropriation to the Charleroi-Monessen Hospital at Charleroi Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five thousand five hundred dollars ($5,500) or so much thereof as may be necessary is hereby specifically appropriated to the Charleroi-Monessen Hospital at Charleroi Washington County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however that no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

The further sum of seventy-five thousand dollars ($75,000) or so much thereof as may be necessary is hereby specifically appropriated to the said Charleroi Monessen Hospital at Charleroi to assist in the erection construction and equipment of an additional hospital building in connection with said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 67, entitled:

An Act making an appropriation to the Christian Home of Johnstown Pennsylvania

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of four thousand dollars ($4,000) or so much thereof as may be necessary is hereby specifically appropriated to the Christian Home of Johnstown Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

On the question,

Will the House agree to the Section?

Mr. FREHN. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 1, line 7 by striking out the word "begnning" and inserting in lieu thereof "beginning"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act makiug an appropriation to the Christian Home of Johnstown Pennsylvania

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 70, entitled:

An Act making an appropriation to the Hahnemann Hospital City of Scranton Pennsylvania

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of forty-five thousand dollars ($45,000) or so much thereof as may be necessary is hereby specifically appropriated to the Hahnemann Hospital in the City of Scranton Lackawanna County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulation and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per ciapita in the public ward of said hospital

On the question,

Will the House agree to the section?

Mr. HUBER. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 2, line 4 by striking out the word "hosiptal" and inserting in lieu thereof "hospital"

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to,

The title was read and agreed to as follows:

An Act making an appropriation to the Hahnemann Hospital City of Scranton Pennsylvania.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 71, as follows:

An Act making an appropriation to the Chambersburg Hospital at Chambersburg Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirteen thousand dollars ($13,000) or so much thereof as may be necessary is hereby specifically appropriated to the Chambersburg Hospital at Chambersburg Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 72, as follows:

An Act making an appropriation to the Children's Aid Society of Franklin County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two thousand dollars ($2,000) or so much thereof as may be necessary is hereby specifically appropriated to the Children's Aid Society of Franklin County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 73, entitled:

An Act making an appropriation to the Waynesboro Hospital Waynesboro Pennsylvania

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the the same That the sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby specifically appropriated to the Waynesboro Hospital Waynesboro Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3.00) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

On the question,

Will the House agree to the Section?

Mr. WITHERSPOON. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 2, line 4, by striking out the word "hospial" and inserting in lieu thereof "hospital."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act making an apropriation to the Waynesboro Hospital Waynesboro Pennsylvania

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 79, entitled:

An Act making an appropriation to the Memorial Hospital at Roxborough Philadelphia Pennsylvania

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of forty thousand dollars ($40,000) or so much thereof as may be necessary is hereby specifically appropriated to the Memorial Hospital located at Roxborough Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulation and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

On the question,

Will the House agree to the Section?

Mr. BROMLEY. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 1, line 4, by striking out the word "forty" which follows the figure "[($85,000)]" and inserting in lieu thereof "($40,000)."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act making an appropriation to the Memorial Hospital at Roxborough Philadelphia Pennsylvania.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 81, as follows:

An Act making an appropriation to the Lying-in Charity Hospital Philadelphia

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-five thousand dollars ($25,000) or so much thereof as may be necessary is hereby specificaly appropriated to the Lying-in Charity Hospital located at Eleventh and Cherry Streets Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 83, as follows:

An Act making an appropriation to the Bradford Hospital Bradford Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-three thousand dollars ($23,000) or so much thereof as may be necessary is hereby specifically appropriated to the Bradford Hospital located at Bradford Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 84, as follows:

An Act making an appropriation to the Nursey Home of Harrisburg Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five thousand five hundred dollars ($5,500) or so much thereof as may be necessary is hereby specifically appropriated to the Nursey Home of

Harrisburg Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance and repairs

In the event of the merger or consolidation of the Nursey Home of Harrisburg Pennsylvania with any other institution the amount of the aforesaid appropriation remaining unpaid at the time of such merger or consolidation is hereby appropriated and made available to the institution with or into which such Nursey Home has been merged or consolidated for the same purpose The Auditor General is hereby authorized to issue his warrant upon the State Treasurer in favor of the institution into which such Nursey Home has been merged or consolidated for the payment of the sum to it so appropriated and made available

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 86, as follows:

An Act making an appropriation to the Beacon Light Mission near the city of Bradford Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three thousand dollars ($3,000) or so much thereof as may be necessary is hereby specifically appropriated to the Beacon Light Mission located near the city of Bradford Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 87, as follows:

An Act making an appropriation to the Hamot Hospital Association of Erie Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifty-five thousand dollars ($55,000) or as much thereof as may be necessary is hereby specifically appropriated to the Hamot Hospital Association of Erie Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of such person treated in said Hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 89, as follows:

An Act making an appropriation to the Saint Vincent's Hospital Association of the City of Erie Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifty-five thousand dollars ($55,000) or so much thereof as may be necessary is hereby specifically appropriated to the Saint Vincent's Hospital Association of the City of Erie Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of such persons treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 90, as follows:

An Act making an appropriation to the Erie Home for the Friendless of the City of Erie Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifteen thousand dollars ($15,000) or so much thereof as may be necessary is hereby specifically appropriated to the Erie Home for the Frindless of the City of Erie Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 91, as follows:

An Act making an appropriation to the Pittston Hospital Association of the City of Pittston Pennsylvania.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-one thousand dollars ($21,000) or so much thereof as may be necessary is hereby specifically appropriated to the Pittston Hospital Association of the City of Pittston Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 93, as follows:

An Act making an apropriation to the Erie Infants' Home and Hospital of Erie Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two thousand five hundred dollars ($2,500) or so much thereof as may be necessary is hereby specifically appropriated to the Erie Infants' Home and Hospital of Erie Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 94, entitled:

An Act making an appropriation to the Children's Industrial Home at Harrisburg Pennsylvania

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of seven thousand dollars ($7,000) or so much thereof as may be necessary is hereby appropriated to the Children's Industrial Home Harrisburg Pennsylvania for maintenance for the two fiscal years beginning June first one thousand nine hundred and twenty-five

In the event of the merger or consolidation of the Children's Industrial Home at Harrisburg Pennsylvania with any other institution the amount of the aforesaid appropriation remaining unpaid at the time of such merger or consolidation is hereby appropriated and made available to the institution with or into which such Children's Industrial Home has been merged or consolidated for the same purpose The Auditor General is hereby authorized to issue his warrant upon the State Treasurer in favor of the institution into which such Children's Industrial Home has been merged or consolidated for the payment of the sum to it so appropriated and made available

On the question,

Will the House agree to the section?

Mr. HALL. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, page 1, line 11 by striking out the word "othr" and inserting in lieu thereof "other."

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act making an appropriation to the Children's Industrial Home at Harrisburg Pennsylvania.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 95, as follows:

An Act making an appropriation to the Home for the Friendless of Harrisburg Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of six thousand five hundred dollars ($6,500) or so much thereof as may be necessary is hereby specifically appropriated to the Home for the Friendless of Harrisburg Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 101, as follows:

An Act making an appropriation to the York Society to Protect Children and aged Persons of York Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of eight thousand dollars ($8,000) or so much thereof as may be necessary is hereby specifically appropriated to the York Society to Protect Children and aged Persons of York Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 102, entitled:

An Act making an appropriation to the Elmwood Home for Boys at Erie Pennsylvania

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two thousand dollars ($2,000) or so much thereof as may be possible is hereby specifically appropriated to the Elmwood Home for Boys at Erie Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

On the question,

Will the House agree to the Section?

Mr. BLAIR. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, page 1, line 5 by striking out the word "possible" and inserting in lieu thereof "necessary"

On the question,
Will the House agree to the amendment?
It was agreed to.
On the question,
Will the House agree to the section as amended?
It was agreed to.

The title was read and agreed to as follows:

An Act making an appropriation to the Elmwood Home for Boys at Erie Pennsylvania.

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 103, as follows:

An Act making an appropriation to the York Hospital West College Avenue York Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty-four thousand dollars ($34,000) or so much thereof as may be necessary is hereby specifically appropriated to the York Hospital West College Avenue York Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 108, as follows:

An Act making an appropriation to the Memorial Hospital Association of Monongahela City Washington County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twelve thousand dollars ($12,000) or so much thereof as may be necessary is hereby specifically appropriated to the Memorial Hospital Association of Monongahela City Washington County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 109, as follows:

An Act making an appropriation to the Northern Tier Home Harrison Valley Potter County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of four thousand dollars ($4,000) or so much thereof as may be necessary is hereby specifically appropriated to the Northern Tier Home Harrison Valley Potter County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 110, as follows:

An Act making an appropriation to the Adrian Hospital Association of Punxsutawney Jefferson County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-seven thousand dollars ($27,000) or so much thereof as may be necessary is hereby specifically appropriated to the Adrian Hospital Association of Punxsutawney Jefferson County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and to each day of part service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 116, as follows:

An Act making an appropriation to the Philadelphia Home for Incurables

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-two thousand dollars ($22,000) or so much thereof as may be necessary is hereby specifically appropriated to the Philadelphia Home for Incurables for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 118, as follows:

An Act making an appropriation to the Reading Hospital of Reading Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of forty-five thousand dollars ($45,000) or so much thereof as may be necessary is hereby specifically appropriated to the Reading Hospital in the City of Reading Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem as the part pay of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 119, as follows:

An Act making an appropriation to the Board of Trustees of The Philadelphia Museums

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of forty thousand dollars ($40,000) be and the same is hereby specifically appropriated to the Board of Trustees of The Philadelphia Museums for the distribution of geographical collections and educational material among the public and other free schools of this Commonwealth and for the preparation and installation of exhibits for the two fiscal years beginning June first one thousand nine hundred and twenty-five

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 125, as follows:

An Act making an appropriation to the Ellwood City Hospital Ellwood City Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby specifically appropriated to the Ellwood City Hospital Ellwood City Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulation and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 127, as follows:

An Act making an appropiration to the Harrisburg Polyclinic Hospital of Harrisburg Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of eleven thousand dollars ($11,000) or so much thereof as may be necessary is hereby specifically appropriated to the Harrisburg Polyclinic Hospital of Harrisburg Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 127, as follows:

An Act making an appropriation to the Shenango Valley Hospital at New Castle Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of eighteen thousand dollars ($18,000) or so much thereof as may be necessary is hereby specifically appropriated to the Shenango Valley Hospital of New Castle Lawrence County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 129, entitled:

An Act making an appropriation to the Uniontown Hospital Uniontown Pennsylvania

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of forty thousand dollars ($40,000) or so much thereof as may be necessary is hereby specifically appropriated to the Uniontown Hospital Uniontown Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

On the question,

Will the House agree to the section?

Mr. McDANIEL. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, page 1, line 14 by striking out the word "serivce" and inserting in lieu thereof "service"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act making an appropriation to the Uniontown Hospital Uniontown Pennsylvania

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 130, entitled:

An Act making an appropriation to the Trustees of the Samaritan Hospital Philadelphia Pennsylvania

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of seventy-five thousand dollars ($75,000) or so much thereof as may be necessary is hereby specifically appropriated to the Samaritan Hospital of Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

On the question,

Will the House agree to the section?

Mr. HAWS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, page 2, line 2 by striking out the word "rceive" and inserting in lieu thereof "receive"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act making an appropriation to the Trustees of the Samaritan Hospital Philadelphia Pennsylvania

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 132, as follows:

An Act making an appropriation to the Miners' Hospital of Northern Cambria at Spangler Cambria County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fourteen thousand five hundred dollars ($14,500) or so much thereof as may be necessary is hereby specifically appropriated to the Miners' Hospital of Northern Cambria at Spangler Cambria County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 134, as follows:

An Act making an appropiration to the Howard Hospital of Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty thousand dollars ($20,000) or so much thereof as may be necessary is hereby specifically appropriated to the Howard Hospital located in the City of Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 135, as follows:

An Act making an appropriation to the Woman's Homeopathic Hospital of Philadelphia

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty-seven thousand dollars ($37,000) or so much thereof as may be necessary is hereby specifically appropriated to the Woman's Homeopathic Hospital of Philadelphia for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 136, as follows:

An Act making an appropriation to the Ohio Valley General Hospital at McKees Rocks Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-four thousand dollars ($24,000) or so much thereof as may be necessary is hereby specifically appropriated to the Ohio Valley General Hospital located at McKees Rocks Allegheny County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 139, as follows:

An Act making an appropriation to the Robert Packer Hospital of Sayre Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of sixty thousand dollars ($60,000) or so much thereof as may be necessary is hereby specifically appropriated to the Robert Packer Hospital of Sayre Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 141, as follows:

An Act making an appropriation to the Florence Crittenton Home of Harrisburg Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one thousand five hundred dollars ($1,500) or so much thereof as may be necessary is hereby specifically appropriated to the Florence Crittenton Home of Harrisburg Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 142, entitled:

An Act making an appropriation to the Messiah Rescue and Benevolent Home of Harrisburg Pennsylvania

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two thousand dollars ($2,000) or so much thereof as may be necessary is hereby specifically appropriated to the Messiah Rescue and Benevolent Home of Harrisburg Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

On the question,

Will the House agree to the section?

Mr. EARLEY. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 1, line 6, by striking out the word "Benevolet" and inserting in lieu thereof "Benevolent"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act making an appropriation to the Messiah Rescue and Benevolent Home of Harrisburg Pennsylvania

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 145, as follows:

An Act making an appropriation to the Citizens General Hospital of New Kensington Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fourteen thousand dollars ($14,000) or so much thereof as may be necessary is hereby specifically appropriated to the Citizens General Hospital of New Kensington Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 148, entitled:

An Act making an appropriation to the Harrisburg Hospital of Harrisburg Pennsylvania

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifty thousand dollars ($50,000) or so much thereof as may be necessary is hereby specifically appropriated to the Harrisburg Hospital for the two fiscal years beginning June first one thousand nine hunderd and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

On the question,

Will the House agree to the section?

Mr. EARLEY. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 1, line 15, by striking out the word "the" which precedes the word "the".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act making an appropriation to the Harrisburg Hospital of Harrisburg Pennsylvania

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 151, as follows:

An Act making an appropriation to the Altoona Hospital Altoona Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of sixty thousand dollars ($60,000) or so much thereof as may be necessary is hereby specifically appropriated to the Altoona Hospital of Altoona Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 153, as follows:

An Act making an appropriation to the Almira Home Association New Castle Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of eight thousand dollars ($8,000) or so much thereof as may be necessary is hereby specifically appropriated to the Almira Home Association of New Castle Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 164, as follows:

An Act making an appropriation to the Mercy Hospital of Altoona Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of seventeen thousand dollars ($17,000) or so much thereof as may be necessary is hereby specifically appropriated to the Mercy Hospital of Altoona Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purposes of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 169, as follows:

An Act making an appropriation to the Centre County Hospital located at Bellefonte Centre County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirteen thousand dollars ($13,000) or so much thereof as may be necessary is hereby specifically appropriated to the Centre County Hospital located at Bellefonte Centre County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 175, as follows:

An Act making an appropriation to the Mercy Hospital of Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty-seven thousand dollars ($37,000) or so much thereof as may be necessary is hereby specifically appropriated to the Mercy Hospital of Philadelphia for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 177, as follows:

An Act making an appropriation to the Home for Aged and Infirm Women of Easton Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of six thousand dollars ($6,000) or so much thereof as may be necessary is hereby specifically appropriated to the Home for Aged and Infirm Women located at Easton Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 178, as follows:

An Act making an appropriation to the Easton Home for Friendless Children at Easton Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of eight thousand dollars ($8,000) or so much thereof as may be necessary is hereby specifically appropriated to the Easton Home for Friendless Children at Easton Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 179, as follows:

An Act making an appropriation to the Easton Hospital at Easton Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and is is hereby enacted by the authority of the same That the sum of twenty-four thousand dollars ($24,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Easton Hospital at Easton for the two fiscal years beginning June first one thousand nine hundred and twenty-five and ending the thirty-first day of May one thousand nine hundred and twenty-seven for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 186, entitled:

An Act making an appropriation to the General Hospital East Stroudsburg Monroe County Pennsylvania

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of seven thousand dollars ($7,000) or so much thereof as may be necessary is hereby specifically appropriated to the General Hospital East Stroudsburg Monroe County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

On the question,

Will the House agree to the section?

Mr. RHODES. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 1, line 13, by striking out the word "hospitals" and inserting in lieu thereof "hospital."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act making an appropriation to the General Hospital East Stroudsburg Monroe County Pennsylvania

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 189, as follows:

An Act making an appropriation to the Indiana Hospital of Indiana County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-one thousand dollars ($21,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Indiana Hospital located at Indiana Indiana County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 191, as follows:

An Act making an appropriation to the Nason Hospital Association of Roaring Spring Blair County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fourteen thousand dollars ($14,000) or so much thereof as may be necessary is hereby specifically appropriated to the Nason Hospital Association of Roaring Spring Blair County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 197, as follows:

An Act making an appropriation to the Franklin Hospital Franklin Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of seven thousand dollars ($7,000) or so much thereof as may be necessary is hereby specifically appropriated to the Franklin Hospital Franklin Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 198, as follows:

An Act making an appropriation to the Northwestern General Hospital of Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of eighteen thousand dollars ($18,000) or so much thereof as may be necessary is hereby specifically appropriated to the Northwestern General Hospital of Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the porpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 199, as follows:

An Act making an appropriation to the Mount Sinai Hospital of Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred and ten thousand dollars ($110,000) or so much thereof as may be necessary is hereby specifically appropriated to the Mount Sinai Hospital of Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 201, as follows:

An Act making an appropriation to the Frankford Hospital located at Frankford Philadelphia

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifty-five thousand dollars ($55,000) or so much thereof as may be necessary is hereby specifically appropriated to the Frankford Hospital located at Frankford Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to the maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 202, as follows:

An Act making an appropriation to the Kane Summit Hospital Association of Kane McKean County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twelve thousand dollars ($12,000) or so much thereof as may be necessary is hereby specifically appropriated to the Kane Summit Hospital Association of Kane McKean County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 203, as follows:

An Act making an appropriation to the Corry Hospital Association of Corry Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of nine thousand dollars ($9,000) or so much thereof as may be necessary is hereby specifically appropriated to the Corry Hospital Association of Corry Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 205, as follows:

An Act making an appropriation to the Carbondale Emergency Hospital Carbondale Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-four thousand dollars ($24,000) or so much thereof as may be necessary is hereby specifically appropriated to the Carbondale Emergency Hospital Carbondale Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and considera- of House Bill No. 206, as follows:

An Act making an appropriation to the Old Ladies' Home located at Wissinoming Philadelphia

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twelve thousand five hundred dollars ($12,500) or so much thereof as may be necessary is hereby specifically appropriated to the Old Ladies' Home located at Wissinoming Philadelphia for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 207, as follows:

An Act making an appropriation to the Waynesburg Hospital of Waynesburg Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of eight thousand dollars ($8,000) or so much thereof as may be necessary is hereby specifically appropriated to the Waynesburg Hospital of Waynesburg Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

MR. PERRY IN THE CHAIR.

BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 209, as follows:

An Act making an appropriation to the Chester Hospital Chester Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of sixty-six thousand dollars ($66,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Chester Hospital located in the City of Chester County of Delaware and State of Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free serviec Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 213, entitled:

An Act making an appropriation to the Coudersport General Hospital at Coudersport Pennsylvania

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two thousand dollars ($2,000) or so much thereof as may be necessary is hereby specifically appropriated to the Coudersport General Hospital at Coudersport Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

On the question,

Will the House agree to the section?

Mr. WELLS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 2, line 2 by striking out the word "exceding" and inserting in lieu thereof "exceeding."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act making an appropriation to the Coudersport General Hospital at Coudersport Pennsylvania.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 214, as follows:

An Act making an appropriation to the Western Pennsylvania Hospital

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred and twenty thousand dollars ($120,000) or so much thereof as may be necessary is hereby specifically appropriated to the Western Pennsylvania Hospital for the two fiscal years beginning June first one tousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 215, entitled:

An Act making an appropriation to the Pittsburgh Homeopathic Hospital Pittsburgh Pennsylvania

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of ninety-five thousand dollars ($95,000) or so much thereof as may be necessary is hereby specifically appropriated to the Pittsburgh Homeopathic Hospital Center and Aiken Avenues Pittsburgh Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

The title was read as follows:

An Act making an appropriation to the Pittsburgh Homeopathic Hospital Pittsburgh Pennsylvania.

On the question,

Will the House agree to the title?

Mr. GOEHRING. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 2 by striking out the word "Homoepathic" and inserting in lieu thereof "Homeopathic"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 222, as follows:

An Act making an appropriation to the Florence Crittenton Circle of Wilkes-Barre Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one thousand five hun-

dred dollars ($1,500) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Florence Crittenton Circle of Wilkes-Barre for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid in manner provided by law

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 224, as follows:

An Act making an appropriation to the J. C. Blair Memorial Hospital of Huntingdon Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirteen thousand dollars ($13,000) or so much thereof as may be necessary is hereby specifically appropriated to the J. C. Blair Memorial Hospital of Huntingdon Pennsylvania for the two fiscal years beginning June first one thousand nine hundred twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 226, as follows:

An Act making an appropriation to the Maple Avenue Hospital Association of DuBois at DuBois Pennsylvania and providing for a deficiency for the fiscal year ending June first one thousand nine hundred and twenty-five

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennesylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of seven thousand ($7,000) dollars or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Maple Avenue Hospital Association of DuBois at DuBois for the two fiscal years commencing June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 232, as follows:

An Act making an appropriation to the Pottstown Homeopathic Hospital Pottstown Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of eight thousand dollars ($8,000) or so much thereof as may be necessary is hereby specifically appropriated to the Pottstown Homeopathic Hospital High and Roland Streets Pottstown Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 233, as follows:

An Act making an appropriation to the Pottstown Hospital Pottstown Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifteen thousand dollars ($15,000) or so much thereof as may be necessary is hereby specifically appropriated to the Pottstown Hospital Pottstown Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 234, as follows:

An Act making an appropriation to the West Side Hospital Association of Scranton Lackawanna County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of forty-three thousand dollars ($43,000) or so much thereof as may be necessary is hereby specifically appropriated to the West Side Hospital Association of Scranton Lackawanna County Pennsylvania for the two fiscal years beginning June first one thou-

sand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 236, as follows:

An Act making an appropriation to the Home for the Aged located at One Thousand Eight Hundred Nine Mount Vernon Street Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby specifically appropriated to the Home for the Aged located at One Thousand Eight Hundred Nine Mount Vernon Street Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 237, as follows:

An Act making an appropriation to the Diagnostic Hospital Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two thousand dollars ($2,000) or so much thereof as may be necessary is hereby specifically appropriated to the Diagnostic Hospital located Seventeen Hundred and Thirty-One Vine Street Philadelphia for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 238, as follows:

An Act making an appropriation to the Boys' Industrial Home of Western Pennsylvania located at Oakdale Allegheny County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifteen thousand dollars ($15,000) or so much thereof as may be necessary is hereby specifically appropriated to the Boys' Industrial Home of Western Pennsylvania located at Oakdale Allegheny County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 239, as follows:

An Act making an appropriation to the Christian H. Buhl Hospital of Sharon Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of sixteen thousand dollars ($16,000) or so much thereof as may be necessary is hereby specifically appropriated to the Christian H Buhl Hospital located at Sharon Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 240, as follows:

An Act making an appropriation to the Grove City Hospital in the Borough of Grove City Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of seven thousand dollars ($7,000) or so much thereof as may be necessary is hereby specifically appropriated to the Grove City Hospital in the Borough of Grove City Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 241, as follows:

An Act making an appropriation to the Women's Southern Homeopathic Hospital of Philadelphia

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of sixteen thousand dollars ($16,000) or so much thereof as may be necessary is hereby specifically appropriated to the Women's Southern Homeopathic Hospital of Philadelphia for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 244, as follows:

An Act making an appropriation to the Philadelphia Home for Infants located at four thousand six hundred and eighteen Westminister Avenue Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby specifically appropriated to the Philadelphia Home for Infants located at four thousand six hundred and eighteen Westminster Avenue Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 245, as follows:

An Act making an appropriation to the Union Home for Old Ladies of West Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of four thousand dollars ($4,000) or so much thereof as may be necessary is hereby specifically appropriated to the Union Home for Old Ladies of West Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 246, as follows:

An Act making an appropriation to the Allegheny Valley Hospital at Tarentum Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifteen thousand dollars ($15,000) or so much thereof as may be necessary is hereby specifically appropriated to the Allegheny Valley Hospital at Tarentum Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at the rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 247, entitled:

An Act making an appropriation to the Williams Valley Hospital of Williamstown Pennsylvania

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five thousand dollars ($5,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Williams Valley Hospital of Williamstown Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate not exceeding the actual cost of service per capita in the public ward of said hospital

On the question,

Will the House agree to the section?

Mr. HOLTZMAN. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 2, line 3, by striking out the word "not"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,
Will the House agree to the section as amended?
It was agreed to.

The title was read and agreed to as follows:

An Act making an appropriation to the Williams Valley Hospital of Williamstown Pennsylvania

And said bill having been read at length the second time and agreed to as amended.
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 248, as follows:

An Act making an appropriation to the Home for Widows and Single Women of Lebanon and Lebanon County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of four thousand dollars ($4,000) or so much thereof as may be necessary is hereby specifically appropriated to the Home for Widows and Single Women of Lebanon and Lebanon County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 249, entitled:

An Act making an appropriation to the Good Samaritan Hospital of Lebanon Pennsylvania

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty thousand dollars ($20,000) or so much thereof as may be necessary is hereby specifically appropriated to the Good Samaritan Hospital of Lebanon Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost or service per capita in the public ward of said hospital

On the question,
Will the House agree to the section?
Mr. BEHNEY. Mr. Speaker, I desire to offer the following amendment.
The SPEAKER. The amendment will be read by the Clerk.
The amendment was read by the Clerk as follows:

Amend section 1, page 2, line 4 by striking out the word "hosiptal" and inserting in lieu thereof "hospital"

On the question,
Will the House agree to the amendment?
It was agreed to.
On the question,
Will the House agree to the section as amended?
It was agreed to.

The title was read and agreed to as follows:

An Act making an appropriation to the Good Samaritan Hospital of Lebanon Pennsylvania

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 252, as follows:

An Act making an appropriation to the Phoenixville Hospital Phoenixville Chester County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of nineteen thousand dollars ($19,000) or so much thereof as may be necessary is hereby specifically appropriated to the Phoenixville Hospital Phoenixville Chester County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The House proceeded to the second reading and consideration of House Bill No. 253, as follows:

An Act making an appropiration to the Oil City Hospital Oil City Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twelve thousand dollars ($12,000) or so much thereof as may be necessary is hereby cifically appropriated to the Oil City Hospital of Oil City Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 260, as follows:

An Act making an appropriation to the Montgomery Hospital at Norristown Montgomery County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifteen thousand dollars ($15,000) or so much thereof as may be necessary is hereby specifically appropriated to the Montgomery Hospital located at Norristown Montgomery County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 261, as follows:

An Act making an appropriation to the Philadelphia Association for the Protection of Colored Women Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of four thousand five hundred ($4,500) or so much thereof as may be necessary is hereby specifically appropriated to the Philadelphia Association for the Protection of Colored Women of Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 270, as follows:

An Act making an appropriation to The Pennsylvania Home Teaching Society and Free Circulating Library for the Blind at Philadelphia

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby specifically appropriated to The Pennsylvania Home Teaching Society and Free Circulating Library for the Blind in the City of Philadelphia for the two fiscal years beginning June first nineteen hundred and twenty-five for the purpose of maintenance and that the further sum of five thousand dollars ($2,000) is hereby specifically appropriated for the purpose of purchasing books in the moon or raised letter type for the blind and other supplies during the same period to paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 272, as follows:

An Act making an appropriation to the Benevolent Association's Home for Children Pottsville Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of four thousand dollars ($4,000) or so much thereof as may be necessary is hereby specifically appropriated to the Benevolent Association's Home for Children Pottsville Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 278, as follows:

An Act making an appropriation to the Trustees of the Millikin Hospital Pottsville Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five thousand five hundred dollears ($5,500) or so much thereof as may be necessary is hereby specifically appropriated to the Millikin Hospital at Pottsville Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 285, as follows:

An Act making an appropriation to the Conemaugh Valley Memorial Hospital at Johnstown Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of seventy thousand dollars ($70,000) or so much thereof as may be necessary is hereby specifically appropriated to the Conemaugh Valley Memorial Hospital at Johnstown Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each

person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 288, as follows:

An Act making an appropriation to the Annie M. Warner Hospital Gettysburg Adams County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of four thousand dollars ($4,000) or so much thereof as may be necessary is hereby specifically appropriated to the Annie M. Warner Hospital located in the Borough of Gettysburg Adams County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration House Bill No. 290, as follows:

An Act making an appropriation to the Saint John's General Hospital of Pittsburgh Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-five thousand dollars ($25,000) or so much thereof as may be necessary is hereby specifically appropriated to the Saint John's Hospital of Pittsburgh Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 291, as follows:

An Act making an appropriation to the Pottsville Hospital Pottsville Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of forty-five thousand dollars ($45,000) or so much thereof as may be necessary is hereby specifically appropriated to the Pottsville Hospital Pottsville Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third erading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 295, as follows:

An Act making an appropriation to the Women's Hospital of Philadelphia two thousand one hundred and thirty-seven North College Avenue

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifty-nine thousand dollars ($59,000) or so much thereof as may be necessary is hereby specifically appropriated to the Women's Hospital of Philadelphia two thousand one hundred and thirty-seven North College Avenue for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 296, entitled:

An Act making an appropriation to the Homeopathic Medical and Surgical Hospital of Reading Pennsylvania

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in Gen-

eral Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-two thousand dollars ($22,000) or so much thereof as may be necessary is hereby specifically appropriated to the Homeopathic Medical and Surgical Hospital of Reading Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as a part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

The title was read as follows:

An Act making an appropriation to the Homeopathic Medical and Surgical Hospital of Reading Pennsylvania

On the question,

Will the House agree to the title?

Mr. EACHES. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment wil be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 2 by striking out the word "appropiration" and inserting in lieu thereof "appropriation"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 298, as follows:

An Act making an appropriation to the Home for Colored Children Termon Avenue Twenty-seventh Ward Pittsburgh Pennsylvania or its successor

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of four thousand dollars ($4,000) or so much thereof as may be necessary is hereby specifically appropriated to the Home for Colored Children Termon Avenue Pittsburgh Pennsylvania or its successors for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 300, entitled:

An Act making an appropriation to the Northeastern Hospital of Philadelphia Philadelphia Pennsylvania

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of seven thousand dollars ($7,000) or so much thereof as may be necessary is hereby specifically appropriated to the Northeastern Hospital Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

The title was read as follows:

An Act making an appropriation to the Northeastern Hospital of Philadelphia Pennsylvania

On the question,

Will the House agree to the title?

Mr. DRINKHOUSE. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 3, by striking out the word "Philadelphia" which follows the word "Philadelphia."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 301, as follows:

An Act making an appropriation to the Curtis Home of Western Avenue North Side Pittsburgh or its successor

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of six thousand dollars ($6,000) or so much thereof as may be necessary is hereby specifically appropriated to the Curtis Home of Western Avenue Pittsburgh Pennsylvania or its successor for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 302, as follows:

An Act making an appropriation to the Polyclinic Hospital of the University of Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of ninety-four thousand dollars ($94,000) or so much thereof as may be necessary and the same is hereby specifically appropriated to the Polyclinic Hospital of the University of Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3.00) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3.00) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 307, as follows:

An Act making an appropriation to the Medico-Chirurgical Hospital of the University of Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifty-five thousand dollars ($55,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Medico-Chirurgical Hospital of the University of Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3.00) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3.00) per diem as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 310, as follows:

An Act making an appropriation to the Brownsville General Hospital Brownsville Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of sixteen thousand dollars ($16,000) or so much thereof as may be necessary is hereby specifically appropriated to the Brownsville General Hospital of Brownsville Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 315, entitled:

An Act making an appropriation to the Titusville Hospital at Titusville Pennsylvania

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby specifically appropriated to the Titusville Hospital at Titusville Crawford County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

On the question,

Will the House agree to the section?

Miss BENTLEY. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, page 1, line 15, by striking out the word "porportion" and inserting in lieu thereof "proportion."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act making an appropriation to the Titusville Hospital at Titusville Pennsylvania

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 316, as follows:

An Act making an appropriation to the Meadville Children's Aid Society and Home for the Aged Meadville Crawford County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of four thousand five hundred dollars ($4,500) or so much thereof as may be necessary is hereby specifically appropriated to the Meadville Children's Aid Society and Home for the Aged located at Meadville Crawford County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 317, as follows:

An Act making an appropriation to the Meadville City Hospital Meadville Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirteen thousand five hundred dollars ($13,500) or so much thereof as may be necessary is hereby specifically appropriated to the Meadville City Hospital Meadville Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 318, as follows:

An Act making an appropriation to the Spencer Hospital Meadville Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of nine thousand dollars ($9,000) or so much thereof as may be necessary is hereby specifically appropriated to the Spencer Hospital located at Meadville Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 322, as follows:

An Act making an appropriation to The Pennsylvania Museum and School of Industrial Art Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred thousand dollars ($100,000) is hereby specifically appropriated to The Pennsylvania Museum and School of Industrial Art for the two fiscal years beginning June first one thousand nine hundred and twenty-five for maintenance and the purchase of apparatus supplies and equipment

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 328, as follows:

An Act making an appropriation to the Coatesville Hospital Coatesville Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-two thousand dollars ($22,000) or so much thereof as may be necessary is hereby specifically appropriated to the Coatesville Hospital Coatesville Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however that no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 343, as follows:

An Act making an appropriation to the Wayne County Memorial Hospital at Honesdale Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of four thousand dollars ($4,000) or so much thereof as may be necessary is hereby specifically appropriated to the Wayne County Memorial Hospital at Honesdale Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dolars ($3) per diem rate as the part of the regular ward charges which the person so treated is not able to

pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the pubilc ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 346, as follows:

An Act making an appropriation to the Latrobe Hospital Latrobe Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twelve thousand dollars ($12,000) or so much thereof as may be necessary is hereby specifically appropriated to the Latrobe Hospital of Latrobe Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 347, entitled:

An Act making an appropriation to the Westmoreland Hospital Association of Greensburg Pennsylvania

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty-two thousand dollars ($32,000) or so much thereof as may be necessary is hereby specifically appropriated to the Westmoreland Hospital Association of Greensburg Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintence to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

On the question,

Will the House agree to the section?

Mr. GEO. A. SMITH. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 1, line 13 by striking out the word "dolars" and inserting in lieu thereof "dollars"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act making an appropriation to the Westmoreland Hospital Association of Greensburg Pennsylvania

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 350, as follows:

An Act making an appropriation to the Chester County Hospital West Chester Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty thousand dollars ($30,000) or so much thereof as may be necessary is hereby specifically appropriated to the Chester County Hospital West Chester Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 351, as follows:

An Act making an appropriation to the Homeopathic Hospital West Chester Chester County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fourteen thousand dollars ($14,000) or so much thereof as may be necessary is hereby specifically appropriated to the Homeopathic Hospital West Chester Chester County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall re-

ceive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 352, as follows:

An Act making an appropriation to the Pennsylvania Epileptic Hospital and Colony Farm Chester County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of sixteen thousand dollars ($16,000) or so much thereof as may be necessary is hereby specifically appropriated to the Pennsylvania Epileptic Hospital and Colony Farm Chester County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 354, as follows:

An Act making an appropriation to the Canonsburg General Hospital Association at Canonsburg Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of six thousand dollars ($6,000) or so much thereof as may be necessary is hereby specifically appropriated to the Canonsburg General Association located at Canonsburg Washington County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and each day or part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 357, as follows:

An Act making a deficiency appropriation to the Western Pennsylvania School for the Deaf

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of forty-six thousand nine hundred and eighty-five dollars and fourteen cents ($46,985.14) or so much thereof as may be necessary is hereby specifically appropriated to the Western Pennsylvania School for the Deaf for the two fiscal years ending May thirty-first one thousand nine hundred and twenty-five to cover a deficiency in the education and maintenance of State pupils

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 359, as follows:

An Act making an appropriation to the Children's Home Society of Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five thousand dollars ($5,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Children's Home Society of Pennsylvania Incorporated located at one hundred and thirty-five Pennwood Avenuein the City of Pittsburgh Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance and the prosecution of its work to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 371, as follows:

An Act making an appropriation to the Lock Haven Hospital Lock Haven Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty-five thousand dollars ($35,000) or so much thereof as may be necessary is hereby specifically appropriated to the Lock Haven Hospital of Lock Haven Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 375, entitled:

An Act making an appropriation to the Renovo Hospital Renovo Pennsylvania

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the Same That the sum of six thousand dollars ($6,000) or so much thereof as may be necessary is hereby specifically appropriated to the Renovo Hospital of Renovo Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge of such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

On the question,

Will the House agree to the section?

Mr. CRITCHFIELD. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 1, line 15 by striking out the word "hosptial" and inserting in lieu thereof "hospital"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act making an appropriation to the Renovo Hospital Renovo Pennsylvania

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 376, as follows:

An Act making an appropriation to the Board of Commissioners of Navigation for the River Delaware and its navigable tributaries

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of sixty thousand dollars ($60,000) or so much thereof as may be necessary is hereby specifically appropriated to the Board of Commissioners of Navigation for the River Delaware and its navigable tributaries for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the payment of the salaries or other compensation of such secretary statistician captains engineers clerks stenographer harbor masters messengers firemen deckhands and stewards required for the proper conduct of the work of the commissioners including the operation of a steam tender for the cost of repairs maintenance supplies fuel insurance oil and equipment of such steam tender and for the payment of the rent and care of the offices stationery telephone services subscription to Maritime Exchange books charts and official and incidental expenses of the commission

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 377, entitled:

An Act making an appropriation to the Board of Commissioners of Navigation for the River Delaware

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of seventy-five thousand dollars ($75,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Board of Commissioners of Navigation for the River Delaware and its navigable tributaries together with such other moneys as may be received by the State from the Federal Government in accordance with the Act of Congress of March fourth one thousand nine hundred and eleven for the maintenance of a nautical school to be located at the port of Philadelphia and the State Treasurer is hereby authorized to pay the same to the Commissioners during the two fiscal years commencing on the first day of June one thousand nine hundred and twenty-five payments to be made upon the warrant of the Auditor General drawn upon the State Treasurer upon requisition of the Commissioners approved by the Superintendent of Public Instruction

On the question,

Will the House agree to the section?

Mr. EDMONDS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 2, line 1 by striking out the word "requinsition" and inserting in lieu there of "requisition"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act making an appropriation to the Board of Commissioners of Navigation for the River Delaware

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 381, as follows:

An Act making an appropriation to the Pittsburgh Home for Babies Pittsburgh Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifteen thousand dollars ($15,000) or so much thereof as may be necessary is hereby specifically appropriated to the Pittsburgh Home for Babies located in the City of Pittsburgh for the two fiscal years be-

ginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 385, as follows:

An Act making an appropriation to the Greenville Hospital Greenville Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of eight thousand dollars ($8,000) or so much thereof as may be necessary is hereby specifically appropriated to the Greenville Hospital of Greenville Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 387, as follows:

An Act making an appropriation to carry into effect the provisions of an act approved the tenth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred ninety-three) entitled "An act providing for assistance to certain mothers providing for the appointment of boards of trustees for the several counties of the Commonwealth and for the appointment of a State Supervisor and assistants and fixing the salaries of such State Supervisor and assistants defining the powers and duties of boards of trustees including the power of appointing assistants and investigators and the distribution of funds at their disposal providing for the apportionment of the State appropriation among the several counties and requiring counties coming under the provisions of the act to appropriate certain moneys and providing penalties" as amended

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one million seven hundred and fifty thousand dollars ($1,750,000) is hereby specifically appropriated for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of carrying into effect the provisions of the act approved the tenth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred ninety-three) entitled "An act providing for assistance to certain mothers providing for the appointment of boards of trustees for the several counties of the Commonwealth and for the appointment of a State Supervisor and assistants and fixing the salaries of such State Supervisor and assistants defining the powers and duties of boards of trustees including the power of appointing assistants and investigators and the distribution of funds at their disposal providing for the apportionment of the State appropriation among the several counties and requiring counties coming under the provisions of the act to appropriate certain moneys and providing penalties" as amended by the act approved the twenty-seventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand one hundred and seventy-five) and by the act approved the twenty-second day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and seven)

Section 2 Upon the approval of this act the State Treasurer after deducting from the entire amount appropriated the sums hereinafter designated for salaries and expenses shall divide the balance into two equal parts

The one part hereinafter referred to as the second part shall be held intact for distribution on and after the first day of June one thousand nine hundred and twenty-six in the manner hereinafter provided

The other part shall upon the approval of this act be distributed and apportioned to the several counties of the State according to the following classification

First Class Counties with a population of more than one million five hundred thousand inhabitants twenty-four per centum

Second Class Counties with a population of more than one hundred thousand and not more than two hundred thousand inhabitants sixteen per centum

Third Class Counties with a population of more than two hundred thousand and not more than one million inhabitants equal parts of nineteen per centum

Fourth Class Counties with a population of more than one hundred thousand and not more than two hundred thousand inhabitants equal parts of twenty-six per centum

Fifth Class Counties with a population of more than fifty thousand and not more than one hundred thousand inhabitants equal parts of nine per centum

Sixth Class Counties with a population of twenty-five thousand and not more than fifty thousand inhabitants equal parts of four and one-fourth per centum

Seventh Class Counties with a population of twenty-five thousand inhabitants or less equal parts of one and three-fourths per centum

Section 3 On the first day of June one thousand nine hundred and twenty-six the State Treasurer shall set aside out of the second part to each county then organized under the Mothers' Assistance System a sum equal to that apportioned to it under the preceding section Except as in section five of this act provided the amount so set aside to any county together with the unexpended balance of the amount apportioned to the county during the first year shall constitute the State' assistance during the second year to such county

Section 4 No county shall receive any sum from the State under sections two and three of this act unless such county shall appropriate a like sum for the same purpose

Section 5 The money set aside on the approval of this act to counties that were not at that time organized under the Mothers' Assistance System and which did not come into the system during the year ending May thirty-first one thousand nine hundred and twenty-six together with the balance of the second part remaining after the proper amounts have been set aside as provided in section three shall constitute a fund to be known as the surplus fund

A county organized under the Mothers' Assistance System prior to or during the year ending May thirty-first one thousand nine hundred and twenty-six may receive during the second year out of the surplus fund a sum additional to that apportioned and set aside to it under sections two and three

Section 6 No county shall receive its allotment of the State appropriation available for any year under the classification appointed by this act unless such county has accepted the provisions of the Act of July tenth one thousand nine hundred and nineteen (Pamphlet Laws eight hundred ninety-three) as amended and has placed at the disposal of the board of trustees a sum equal to the amount available from the State appropriation for such year But a county may participate in the surplus fund if in addition to the appropriations and provisions hereinbefore required it shall appropriate a sum equal to the amount which it desires from the surplus fund

No county shall be permitted to participate in such surplus fund to an amount in excess of twenty-five per centum of the aggregate sum apportioned and set aside by the State Treasurer to that county for the entire two year period

Section 7 Out of the amount hereinbefore appropriated the sum of thirty-six thousand dollars ($36,000) or so much

thereof as may be necessary shall be set apart and applied for the payment of the salaries of the State Supervisor of the Mothers' Assistance Fund and of such assistants clerks and other employes as may be required for the proper conduct of the work of the Supervisor for the traveling hotel and other expenses of the Supervisor and her assistants for the cost of making special investigations and for incidental contingent and other expenses of every kind and description necessary, for the proper administration of the Mothers' Assistance System

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 389, entitled:

An Act making an appropriation to pay for the care treatment removal and maintenance of the indigent insane for two years ending the thirty-first day of May one thousand nine hundred and twenty-seven

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of four million eight hundred twenty-five thousand dollars ($4,825,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to pay for the care treatment removal and maintenance of the indigent insane for and during the two years beginning June first one thousand nine hundred and twenty-five and ending May thirty-first one thousand nine hundred and twenty-seven

The said appropriation shall be paid on the warrant of the Auditor General on the basis of settlement by that officer and the State Treasurer but no warrant shall be drawn or settlement made until the directors or managers of the several hospitals and asylums for the insane shall have made an oath or affirmation to the Auditor General a quarterly report setting forth the actual number of indigent persons received and maintained in said hospitals and asylums for the insane respectively during the quarter for which the report is made with the dates of their admission and discharge or deaths respectively and the actual time during which each of said indigent insane persons was treated maintained and cared for during said quarter Provided also That no payment shall be made on account of the care and treatment of the insane until the Secretary of Welfare shall have certified to the Auditor General that the quarterly report of the cost of such care and treatment contains no charge except for "care treatment removal and maintenance" which words as used in this act shall be construed to mean medical and surgical treatment and nursing food and clothing and absolutely necessary repairs to existing buildings of such hospitals and asylums

The second section was read as follows:

Section 2 It shall be the duty of the commissioners of the several counties of the Commonwealth or the directors or overseers of the poor of the different counties or poor districts of the State to report under oath to the Auditor General on the first day of September December March and June of each year the number of indigent insane persons transferred from said counties or poor districts respectively to the State hospitals or asylums for the insane in their respective districts Said report shall contain the name of every indigent insane person so transferred or maintained at said hospitals or asylums and shall set forth when he or she was admitted the length of time cared for in said hospital or asylum and the date of discharge or death

On the question,

Will the House agree to the section?

Miss THOMAS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 2, page 2, lines 22 and 23 by striking out the word "didectors" and inserting in lieu thereof "directors".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act making an appropriation to pay for the care treatment removal and maintenance of the indigent insane for two years ending the thirty-first day of May one thousand nine hundred and twenty-seven

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 395, as follows:

An Act making an appropriation to the Sewickley Valley Hospital Association Incorporated of Allegheny County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifteen thousand dollars ($15,000) or so much thereof as may be necessary is hereby specifically appropriated to the Sewickley Valley Hospital Association Incorporated of Allegheny County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 396, as follows:

An Act making an appropriation to the Suburban General Hospital of Bellevue Allegheny County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twelve thousand dollars ($12,000) or so much thereof as may be necessary is hereby specifically appropriated to the Suburban General Hospital located at Bellevue Allegheny County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free

service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 397, entitled:

An Act making an appropriation to the Rush Hospital for Consumption and Allied Diseases of Philadelphia

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of seventy thousand dollars ($70,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Rush Hospital for Consumption and Allied Diseases at Philadelphia for the two fiscal years beginning June first Anno Domini one thousand nine hundred and twenty-five for the following purposes namely

For the purpose of maintenance of the city hospital and the county branch thereof the sum of seventy thousand dollars ($70,000) or so much thereof as may be necessary to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

On the question,

Will the House agree to the section?

Mr. ADAM. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 2, line 3 by striking out the word "adoresaid" and insert in lieu thereof "aforesaid".

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act making an appropriation to the Rush Hospital for Consumption and Allied Diseases of Philadelphia

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 399, as follows:

An Act making an appropriation to the Good Samaritan Hospital at Westfield Tioga County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three thousand five hundred dollars ($3,500) or so much thereof as may be necessary is hereby specifically appropriated to the Good Samaritan Hospital located at Westfield Tioga County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 400, as follows:

An Act making an appropriation to the Bethel Orphanage located at Osceola Tioga County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two thousand five hundred dollars ($2,500) or so much thereof as may be necessary is hereby specifically appropriated to the Bethel Orphanage located at Osceola Tioga County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceede to the second reading and consideration of House Bill No. 407, as follows:

An Act making an appropriation to the Berean Manual Training and Industrial School

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of ten thousand dollars ($10,000) or so much thereof as may be necesary is hereby specifically appropriated to the Berean Manual Training and Industrial School for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 408, as follows:

An Act making an appropriation to the Women's Medical College of Philadelphia Pennsylvania for hospital maintenance

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifty-five thousand dollars ($55,000) or so much thereof as may be necessary is hereby specifically appropriated to the Women's Medical College of Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance of the hospital to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 422, entitled:

An Act making an appropriation to the Butler County Memorial Hospital Butler Butler County Pennsylvania

The first section was read as folows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifteen thousand dollars ($15,000) or so much thereof as may be necessary is hereby specifically appropriated to the Butler County Memorial Hospital Butler Butler County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulation and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

On the question,

Will the House agree to the section?

Mr. CROSS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 1, line 10, by striking out the word "regulation" and inserting in lieu thereof "regulations"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read as follows:

An Act making an appropriation to the Butler County Memorial Hospital Butler Butler County Pennsylvania

On the question,

Will the House agree to the title?

Mr. CROSS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 2, by striking out the word "appropriaton" and inserting in lieu thereof "appropriation"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reeading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 433, as follows:

An Act making an appropriation to the Colored Women's Relief Association of Western Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two thousand five hundred dollars ($2,500.00) or so much thereof as may be necessary be and the same is hereby specifically appropriated for the two fiscal years beginning June first Anno Domini one thousand nine hundred twenty-five to the Colored Women's Relief Association of Western Pennsylvania to be used for the purpose of maintenance of the Davis Temporary Home for Colored Children and day Nursery located at Pittsburgh Pennsylvania to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 441, as follows:

An Act making an appropriation to the Pennsylvania Working Home for Blind Men Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of forty-five thousand dollars ($45,000) or so much thereof as may be necessary is hereby specifically appropriated to the Pennsylvania Working Home for Blind Men Philadelphia Pennsylvania for the instruction maintenance and employment in handicraft of inhabitants of the State of Pennsylvania and to aid in the necessary expenses of the same for the two fiscal years beginning June first one thousand nine hundred and twenty-five to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 458, entitled:

An Act making an appropriation to the Grand View Institution for the Care and Treatment of Poor Consumptives Oil City Pennsylvania

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five thousand five hundred dollars ($5,500) or so much thereof as may be necessary is hereby specifically appropriated to the Grand View Institution of Oil City Venango County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

The title was read as follows:

An Act making an appropriation to the Grand View Institution for the Care and Treatment of Poor Consumptives Oil City Pennsylvania

On the question,

Will the House agree to the title?

Mr. DONNELL. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 3, by striking out the word "Cunsumptives" and inserting in lieu thereof "Consumptives."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 461, as follows:

An Act making an appropriation to the Pittsburgh Newsboy's Home of Pittsburgh Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifteen thousand dollars ($15,000) or so much thereof as may be necessary is hereby specifically appropriated to the Pittsburgh Newsboy's Home of Pittsburgh Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 466, as follows:

An Act making an appropriation to the Memorial Hospital at Mount Pleasant Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twelve thousand dollars ($12,000) or so much thereof as may be necessary is hereby specifically appropriated to the Memorial Hospital at Mount Pleasant Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 474, as follows

An Act making an appropriation to the Mid-Valley Hospital Association at Blakely Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifteen thousand five hundred dollars ($15,500) or so much thereof as may be necessary is hereby specifically appropriated to the Mid-Valley Hospital Association located at Blakely Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 478, as follows:

An Act making an appropriation to the Homestead Hospital Homestead Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonweatlh of Pennsylvania in Gen-

eral Assembly met and it is hereby enacted by the authority of the same That the sum of thirty thousand dollars ($30,000) or so much thereof as may be necessary is hereby specifically appropriated to the Homestead Hospital Homestead Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 480, as follows:

An Act making an appropriation to the Taylor Hospital Ridley Park Delaware County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of eight thousand dollars ($8,000) or so much thereof as may be necessary is hereby specifically appropriated to the Taylor Hospital located at Ridley Park Delaware County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 488, as follows:

An Act making an appropriation to the Home for Veterans of the Grand Army of the Republic and Wives Philadelphia

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-two thousand dollars ($22,000) or so much thereof as may be necessary is hereby specifically appropriated to the Home for Veterans of the Grand Army of the Republic and Wives located at Sixty-fifth and Vine streets in the City of Philadelphia for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 494, as follows:

An Act making an appropriation to the United Baking Company of Pittsburgh Pennsylvania for the purpose of refunding moneys erroneously paid into the State treasury as taxes under the Mercantile License Act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one thousand and ninety-one dollars ($1,091.00) or so much thereof as may be necessary is specifically appropriated to the United Baking Company of Pittsburgh Pennsylvania in payment of the claim of the said United Baking Company against the Commonwealth for taxes erroneously paid to the Commonwealth under the provisions of the act approved the second day of May one thousand eight hundred and ninety-nine (Pamphelt Laws one hundred eighty-four) entitled "An act to provide revenue by imposing a mercantile license tax on venders of or dealers in goods wares and merchandise and providing for the collection of said tax" during the years one thousand nine hundred and fifteen one thousand nine hundred and sixteen one thousand nine hundred and seventeen one thousand nine hundred and eighteen one thousand nine hundred nineteen one thousand nine hundred and twenty one thousand nine hundred and twenty-one one thousand nine hundred and twenty-two one thousand nine hundred and twenty-three and one thousand nine hundred and twenty-four Payment shall be made from said sum so appropriated to the said United Baking Company by the State Treasurer upon warrant of the Auditor General after submission to the Auditor General of proof of said erroneous payments for said years or any of said years and for such amount or amounts as in the opinion of the Auditor General was erroneously paid into the State treasury

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 508, as follows:

An Act making an appropriation to the United Charities of Hazleton Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two thousand five hundred dollars ($2,500) or so much thereof as may be necessary is hereby specifically appropriated to the United Charities located at Hazleton Pennsylvania for the purpose of maintenance during the two fiscal years beginning June first one thousand nine hundred and twenty-five to be paid according to law

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 509, as follows:

An Act making an appropriation to the Bloomsburg Hospital Bloomsburg Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twelve thousand dollars ($12,000) or so much thereof as may be necessary is hereby

specifically appropriated to the Bloomsburg Hospital of Bloomsburg Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospial

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 510, as follows:

An Act making an appropriation to the Berwick Hospital Berwick Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of eleven thousand dollars ($11,000) or so much thereof as may be necessary is hereby specifically appropriated to the Berwick Hospital of Berwick Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the proper manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 548, as follows:

An act making an appropriation to the Pittsburgh and Allegheny Home for the Friendless situated in the City of Pittsburgh Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifteen thousand dollars ($15,000) or so much thereof as may be necessary is hereby specifically appropriated to the Pittsburgh and Allegheny Home for the Friendless situated in the City of Pittsburgh for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 556, as follows:

An act making an appropriation to the Kittanning General Hospital Kittanning Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of six thousand dollars ($6,000) or so much thereof as may be necessary is hereby specifically appropriated to the Kittanning General Hospital Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 558, as follows:

An Act making an appropriation to the Williamsport Hospital of the City of Williamsport Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of seventy-five thousand dollars ($75,000) or so much thereof as may be necessary is hereby specifically appropriated to the Williamsport Hospital of the City of Williamsport Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 560, as follows:

An Act making an appropriation to the Williamsport Training Home for Girls at Williamsport Lycoming County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of eight thousand dollars ($8,000) or so much thereof as may be necessary is hereby specifically appropriated to the Williamsport Training Home for girls at Williamsport Lycoming County Pennsylvania for the two fiscal years beginning June first one thousand nine hun-

dred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 565, as follows:

An Act making an appropriation to the Florence Crittenton Mission of the City of Williamsport Lycoming County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one thousand five hundred dollars ($1,500) or so much thereof as may be necessary is hereby specifically appropriated to the Florence Crittenton Mission of the City of Williamsport Lycoming County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 566, as follows:

An Act making an appropriation to the Home for the Friendless of the City of Williamsport Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twelve thousand dollars ($12,000) or so much thereof as may be necessary is hereby specifically appropriated to the Home for the Friendless of the City of Williamsport Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 599, as follows:

An Act making an appropriation to the Frederick Douglass Memorial Hospital and Training School at Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwalth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of sixteen thousand dollars ($16,000) or so much thereof as may be necessary is hereby specifically appropriated to the Frederick Douglass Memorial Hospital and Training School located at Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 604, entitled:

An Act making an appropriation to the George Junior Republic Asociation of Western Pennsylvania

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of six thousand dollars ($6,000) or so much thereof as may be necessary is hereby specifically appropriated to the George Junior Republic Association of Western Pennsylvania situate in Pine Township near Grove City Mercer County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

On the question,

Will the House agree to the section?

Mr. ANDERSON. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 1, line 8 by striking out the word "yeasr" and inserting in lieu thereof "years"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act making an appropriation to the George Junior Republic Association of Western Pennsylvania

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 632, as follows:

An Act making an appropriation to the National Stomach Hospital of Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby specifically apppropriated to the National Stomach Hospital of Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five

For the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate

of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 634, as follows:

An Act making an appropriation to the Northern Hebrew Day Nursery Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one thousand dollars ($1,000) or so much thereof as may be necessary is hereby specifically appropriated to the Northern Hebrew Day Nursery located at Seven Hundred and Seventeen North Sixth Street Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 635, as follows:

An Act making an appropriation to the Warren General Hospital of Warren Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twelve thousand dollars ($12,000) or so much thereof as may be necessary is hereby specifically appropriated to the Warren General Hospital located at Warren Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 638, entitled:

An Act making an appropriation to the Belvedere General Hospital of Pittsburgh Allegheny County Pennsylvania

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of ten thousand dollars ($10,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Belvedere General Hospital of Pittsburgh for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

On the question,

Will the House agree to the section?

Mr. GOSS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment read by the Clerk as follows:

Amend sec. 1, page 1, line 15 by striking out the word "porportion" and inserting in lieu thireof "proportion."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amneded?

It was agreed to.

The title was read and agreed to as follows:

An Act making an appropriation to the Belvedere General Hospital of Pittsburgh Allegheny County Pennsylvania

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 641, as follows:

An Act making an appropriation to the Orphan Asylum of the Holy Family of Emsworth Allegheny County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of forty thousand dollars ($40,000) or so much thereof as may be necessary is hereby specifically appropriated to the Orphan Asylum of the Holy Family of Emsworth Allegheny County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 642, as follows:

An Act making an appropriation to Saint Francis Hospital of Pittsburgh

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred seventy-five thousand dollars ($175,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Saint Francis Hospital of Pittsburgh for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3.00) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3.00) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 648, as follows:

An Act making an appropriation to the Trustees of the Garretson Hospital Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of sixteen thousand dollars ($16,000) or so much thereof as may be necessary is hereby specifically appropriated to the Trustees of the Garretson Hospital at Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 653, as follows:

An Act making an appropriation to the Westmoreland Children's Aid Society at Greensburg Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twelve thousand dollars ($12,000) or so much thereof as may be necessary is hereby specifically appropriated to the Westmoreland Children's Aid Society at Greensburg Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 657, as follows:

An Act making an appropriation to the Pennsylvania Association for the Blind Incorporated at Pittsburgh Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirteen thousand five hundred dollars ($13,500) or so much thereof as may be necessary is hereby specifically appropriated to the Pennsylvania Association for the Blind Incorporated at Pittsburgh Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 694, as follows:

An Act making an appropriation to the Washington Hospital Association of Washington Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of eighteen thousand dollars ($18,000) or so much thereof as may be necessary is hereby specifically appropriated to the Washington Hospital Association of Washington Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 698, as follows:

An Act making an appropriation to the Braddock General Hospital Braddock Pennsylania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty-five thousand dollars ($35,000) or so much thereof as may be necessary is hereby specifically appropriated to the Braddock General Hospital Braddock Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical ser-

vice rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 714, as follows:

An Act making an appropriation to the Tuberculosis League of Pittsburgh Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of forty-three thousand dollars ($43,000) or so much thereof as may be necessary is hereby specifically appropriated to the Tuberculosis League of Pittsburgh Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 718, as follows:

An Act making an appropriation to the West Philadelphia General Homeopathic Hospital Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirteen thousand dollars ($13,000) or so much thereof as may be necessary is hereby specifically appropriated to the West Philadelphia General Homeopathic Hospital of Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 729, as follows:

An Act making an appropriation to the Agricultural Experiment Station of the Pennsylvania State College to maintain substations for the purpose of making experiments in the improvement culture curing and preparation of tobacco and providing for the publication of the report thereof

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of six thousand dollars ($6,000) or so much thereof as may be necessary for the two fiscal years beginning on the first day of June one thousand nine hundred and twenty-five be and the same is hereby specifically appropriated to the trustees of the Agricultural Experiment Station of the Pennsylvania State College for the purpose of conducting experiments in the improvement culture curing and preparation of tobacco in collaboration with the Tobacco Growers' Societies duly incorporated et cetera of Lancaster and Clinton counties and with such other responsible associations as may desire to engage in such work or with the United States Department of Agriculture The management of the experiments shall be conducted by said experiment station and the results of the experiments together with an itemized statement of the expenditures hereunder shall be published in the annual report presented by said station to the Governor of the Commonwealth Provided That no part of the appropriation herein made shall be used for the purchase of land

Section 2 That an amount not exceeding five percentum of the sum appropriated by this act may be used by the station for the purpose of printing and distributing the results of the experiments herein provided for in the form of bulletins one copy of each of which shall be sent to every newspaper published in the State and to such individuals as may request the same so far as the means of the station may permit

Section 3 The money hereby appropriated shall be paid to the said trustees by the State Treasurer on the warrant of the Auditor General in such sums as may from time to time be required and as the condition of the treasury will allow on the presentation of a sworn statement showing in detail the purpose for which said sums have been expended under the provisions of this act

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 742, as follows:

An Act making an appropriation to the Board of Commissioners of Public Grounds and Buildings for the acquisition and maintenance of bridges over the Delaware River between the Commonwealth of Pennsylvania and the State of New York

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifty-eight thousand five hundred dollars ($58,500) is hereby specifically appropriated to the Board of Commissioners of Public Grounds and Buildings composed of the Governor the Auditor General and State Treasurer for the purpose of paying for the Commonwealth's share of acquiring toll bridges across the Delaware River between the Commonwealth of Pennsylvania and the State of New York in accordance with the provisions of the act of July twenty-fifth one thousand nine hundred seventeen (Pamphlet Laws one thousand one hundred eighty) entitled "An act providing for the joint acquisition and maintenance by the Commonwealth of Pennsylvania and the State of New York of certain toll-bridges over the Delaware River and making an appropriation therefor" and the amendments

thereto and for the payment of the Commonwealth's share of the maintenance of such bridges heretofore or hereafter acquired as provided in said act

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 745, as follows:

An Act making an appropriation to the National Farm School at Doylestown

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty thousand dollars ($30,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the National Farm School at Doylestown Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance payment to be made according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 753, as follows:

An Act making an appropriation to the Wilkes-Barre General (formerly City) Hospital Wilkes-Barre Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of ninety-five thousand dollars ($95,000) or so much thereof as may be necessary is hereby specifically appropriated to the Wilkes-Barre General (formerly City) Hospital Wilkes-Barre Pennsylvania for the support and maintenance of said hospital for the two fiscal years beginning June first nineteen hundred twenty-five to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3.00) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3.00) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 759, as follows:

An Act making an appropriation to the Board of Trustees of Locust Mountain Memorial Hospital

WHEREAS By the act approved the eleventh day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred ninety-nine) entitled "An act providing for the examination of the Locust Mountain Memorial Hospital of Shenandoah Pennsylvania providing for the transfer thereof to the Commonwealth and for its management thereafter and making an appropriation" the Governor was authorized to appoint a commission to investigate and examine the Locust Mountain Memorial Hospital and under certain circumstances to accept the same for the Commonwealth and

WHEREAS The Governor pursuant to said act appointed a commission which commission on the eighth day of April one thousand nine hundred and twenty-four reported to the Governor that the said hospital had no outstanding indebtedness that there were no liens of record against the said hospital that there were no persons firms or corporations which had any claims against the said hospital and that the said hospital was in good repair and notified the Governor that they had accepted the hospital as authorized by the said act of assembly and

WHEREAS Subsequent to the report of the said commission the Governor appointed a Board of Trustees to manage the said hospital as authorized and directed by the said act of assembly

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three thousand six hundred fifty-three dollars and seventy cents ($3,653.70) or as much thereof as may be necessary is hereby appropriated to the Board of Trustees of Locust Mountain Memorial Hospital for the period beginning April eighth one thousand nine hundred and twenty-four and ending June first one thousand nine hundred and twenty-five for the payment of the salaries or wages of necessary employes for the purchase and hauling of coal for telephone rental electric light service charges and for any other expenses reasonably necessary to preserve and maintain the property during the said period

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 769, as follows:

An Act making an appropriation to the American Oncologic Hospital at Philadelphia

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-one thousand dollars ($21,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the American Oncologic Hospital at Philadelphia for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 778, as follows:

An Act making an appropriation to the Jefferson Medical College of Philadelphia for maintenance of its Hospital

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred eighty thousand

dollars ($180,000) or so much thereof as may be necessary is hereby specifically appropriated to the Jefferson Medical College of Philadelphia for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 781, as follows:

An Act making an appropriation to the Children's Aid Society of Western Pennsylvania at Pittsburgh Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of eighteen thousand dollars ($18,000) or so much thereof as may be necessary is hereby specifically appropriated to the Children's Aid Society of Western Pennsylvania located at forty-three Fernando street Pittsburgh Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 786, as follows:

An Act making an appropriation to the First Allegheny Day Nursery and Temporary Home for Children Pittsburgh Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of four thousand dollars ($4,000) or so much thereof as may be necessary is hereby specifically appropriated to the First Allegheny Day Nursey and Temporary Home for Children of Pittsburgh Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 787, as follows:

An Act making an appropriation to the Eye and Ear Hospital of Pittsburgh Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-five thousand dollars ($25,000) or so much thereof as may be necessary is hereby specifically appropropriated to the Eye and Ear Hospital of Pittsburgh Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 804, as follows:

An Act making an appropriation to the Elk County General Hospital of Ridgway Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of eighteen thousand dollars ($18,000) or so much thereof as may be necessary is hereby specifically appropriated to the Elk County General Hospital located at Ridgway Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 805, as follows:

An Act making an appropriation to the Andrew Kaul Memorial Hospital at St. Mary's Elk County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of eight thousand dollars ($8,000) or so much thereof as may be necessary is hereby specifically appropriated to the Andrew Kaul Memorial Hospital at St. Mary's Elk County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 808, entitled:

An Act making an appropriation to Appleby Brothers and Whitaker Company of Harrisburg Pennsylvania for the purpose of refunding moneys erroneously paid into the State treasury as taxes under the Mercantile License Act

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one thousand two hundred eighty-nine and thirty-three-one-hundredths ($1,289.33) or so much thereof as may be necessary is specifically appropriated to Appleby Brothers and Whittaker Company of Harrisburg Pennsylvania in payment of the claim of the said Appleby Brothers and Whitaker Company against the Commonwealth for taxes erroneously paid to the Commonwealth under the provisions of the act approved the second day of May one thousand eight hundred and ninety-nine (Pamphlet Laws one hundred and eighty-four) entitled "An act to provide revenue by imposing a mercantile license tax on vendors of or dealers in goods wares and merchandise and providing for the collection of said tax" during the years (1918 1919 1920 and 1921 inclusive) one thousand nine hundred and eighteen one thousand nine hundred and nineteen one thousand nine hundred and twenty and one thousand nine hundred and twenty-one inclusive Payment shall be made from said sum so appropriated to the said Appleby Brothers and Whitaker Company by the State Treasurer upon warrant of the Auditor General after submission to the Auditor General of proof of said erroneous payments for said years or any of said years and for such amount or amounts as in the opinion of the Auditor General was erroneously paid into the State treasury

On the question,

Will the House agree to the section?

Mr. HOLTZMAN. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 1, line 5, by inserting after the word "hundredths" the word "dollars."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act making an appropriation to Appleby Brothers and Whittaker Company of Harrisburg Pennsylvania for the purpose of refunding moneys erroneously paid into the State treasury as taxes under the Mercantile License Act

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 823, as follows:

An Act making an appropriation to the Simon H Barnes Memorial Hospital of Susquehanna Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of four thousand dollars ($4,000) or so much thereof as may be necessary is hereby specifically appropriated to the Simon H Barnes Memorial Hospital of Susquehanna Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 852, entitled:

An Act to reimburse Josephine Wrucina for overpayments to the State Treasurer

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred and thirteen dollars and fourteen cents ($113.14) be and the same is hereby specifically appropriated for the repayment of the said Josephine Wrucina and which said sum was by her estate paid into the State treasury on the seventh day of September one thousand nine hundred and twenty-three and was a payment for maintenance and support in excess of the actual maintenance and support received by her.

On the question,

Will the House agree to the section?

Mr. GREENSTEIN. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 2, line 6, by striking out the word "specially" and inserting in lieu thereof "specifically."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title and preamble were seperately read and agreed to as follows:

An Act to reimburse Josephine Wrucina for overpayments to the State Treasurer

WHEREAS on the seventh day of September one thousand nine hundred and twenty-three the Excelsior Trust Company guardian for the estate of Josephine Wrucina did pay to the Commonwealth of Pennsylvania the sum of one hundred and thirteen dollars and fourteen cents ($113.14) for maintenance and support of said Josephine Wrucina at the Philadelphia County Hospital Philadelphia Pennsylvania being payment thereof for fifty-six and one-seventh (56 1-7) weeks at the rate of two dollars ($2.00) per week to wit from the fourth day of August one thousand nine hundred and twenty-two to the first day of September one thousand nine hundred and twenty-three and

WHEREAS The Excelsior Trust Company was discharged as guardian for said Josephine Wrucina as of C P Number

five March Term one thousand nine hundred and twenty-one Number five thousand two hundred

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 867, as follows:

An Act making an appropriation to the Florence Crittenton Home of Erie Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one thousand dollars ($1,000) or so much thereof as may be necessary is hereby specifically appropriated to the Florence Crittenton Home of Erie Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maitenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 888, as follows:

An Act making an appropriation to the several fire companies of the city of Harrisburg

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby specifically appropriated for the several fire companies of the city of Harrisburg Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five Said sum to be distributed among said companies in equal amounts

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 899, as follows:

An Act making an appropriation to the Western Pennsylvania School for the Blind located at Pittsburgh Pennsylvania to cover deficiency in maintenance and education of State pupils

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of Thirty-five Thousand Three Hundred Twenty-Eight and twenty-five one hundredths ($35,328.25) dollars be and the same is hereby specifically appropriated to the Western Pennsylvania School for the Blind located in Pittsburgh Pennsylvania to cover deficiency in maintenance and education for the two fiscal years ending May Thirty-first One Thousand Nine Hundred Twenty-Five and for the two fiscal years ending May Thirty-first One Thousand Nine Hundred Twenty-Three

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 901, as follows:

An Act making an appropriation for the purpose of maintaining the public roads through the Cornplanter Indian Reservation in Elk Township Warren County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of six hundred dollars ($600) or so much thereof as may be necessary is hereby specifically appropriated for the two fiscal years beginning June first one thousand nine hundred and twenty-five to be paid to the treasurer of Elk Township Warren County Pennsylvania for the purpose of maintaining in good repair the public roads and highways passing through the Cornplanter Indian Reservation in said township Said money shall be paid on warrant drawn on the State Treasurer by the Auditor General and shall be disbursed under the direction of the supervisors of Elk Township

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 959, as follows:

An Act making an appropriation to the Stetson Hospital of Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of six thousand five hundred dollars ($6,500) or so much thereof as may be necessary is hereby specifically appropriated to the Stetson Hospital of Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

SPEAKER BLUETT IN THE CHAIR

## BILLS ON FINAL PASSAGE.

Agreeably to order,

The House proceeded to the consideration on final pasage of House Bill No. 51, as follows:

An Act to amend section ten of an act aproved the twenty-seventh day of June one thousand eight hundred and ninety-five (Pamphlet Laws four hundred and three) entitled "An act creating the office of county controller in counties of this Commonwealth containing one hundred and fifty thousand inhabitants and over prescribing his duties and abolishing the office of county auditor in said

counties" by changing the amount at which contracts must be advertised in counties of the second third fourth and fifth classes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section ten of an act approved the twenty-seventh day of June one thousand eight hundred and ninety-five (Pamphlet Laws four hundred and three) entitled "An act creating the office of county controller in counties of this Commonwealth containing one hundred and fifty thousand inhabitants and over prescribing his duties and abolishing the office of county auditor in said counties" is hereby amended to read as follows

Section 10 That from and after the passage of this act all contracts made by the commisioners of counties of the second third fourth and fifth classes involving an expenditure exceeding one hundred dollars shall be in writing and shall immediately after their execution be filed with the controller but no contract shall be made nor the payment thereof certified by the controller for over five hundred dollars unless when made with the lowest and best bidder after due notice to be published by the controller when directed by the commissioners if he approve the purpose of the proposals invited all bids to be received by the controller under seal and to be in his presence opened by the commissioners and the contracts awarded of which awards the controller shall keep a record and he shall certify no warrants for contracts not made agreeably thereto

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—128.

| | | | |
|---|---|---|---|
| Alexander, | Derby, | Henderson, | Phillips, |
| Allman, | Diehm, | Himes, | Pitts, |
| Anderson, | Dietz, | Holcombe, | Posey, |
| Armstrong, | Dilsheimer, | Holtzman, | Pryor, |
| Aston, | Donnell, | Hoover, | Raymond, |
| Bagshaw, | Drinkhouse, | Horn, | Reader, |
| Baldi, | Drumbor, | Huber, | Royle, |
| Bartley, | Duddy, | Irvin, | Schwartz, |
| Behney, | Eaches, | Jones, | Scott, |
| Bell, F. A., | Earley, | Labar, | Shambach, |
| Bentley, | Ede, | Leidich, | Sheffer, |
| Berkheiser, | Edmonds, | Little, J. T., | Sowers, |
| Bickett, | Emhardt, | Lockhardt, | Stark, |
| Bidelspacher, | Evans, B. P., | Lotz, | Staudenmeier, |
| Blair, | Evans, F. D., | Lucas, | Sterling, |
| Blumberg, | Flinchbaugh, | Ludlow, | Stock, |
| Bray, | Flynn, | Lukehart, | Strayer, |
| Brewster, | Fockler, | Mangan, | Talbot, |
| Brown, E. P., | Fratt, | McClure, J. F., | Thomas, M. G., |
| Brown, T. J., | Frye, | McDermott, | Towner, |
| Burchinal, | Fuller, | McGowan, | Trescher, |
| Burke, | Gelnett, | Memolo, | Turner, |
| Bush, | Gilchrist, | Miller, C., | Weamer, |
| Canon, | Goodnough, | Miller, H. A., | Wells, |
| Colville, | Greeby, | Moffatt, | Wheeler, |
| Conner, | Greenstein, | Moore, | Whitehouse, |
| Craig, | Griffith, | Myers, | Williams, |
| Critchfield, | Hantz, | Nicholson, | Wilson, |
| Cross, | Harding, | Nolte, | Witherspoon, |
| Davis, | Hart, | Orr, | Wood, N., |
| DeFrehn, | Haws, | Patterson, F.W., | Wright, |
| Deibler, | Heffran, | Peelor, | Bluett, |
| Dengler, | Hess, | Pennock, | Speaker. |
| Pennock, | | | |

NAYS—24.

| | | | |
|---|---|---|---|
| Bell, W. T., | Lynch, | Muldowney, | Schilling, |
| Goehring, | Malie, | Neely, | Speer, |
| Goss, | Marcus, | Patterson, B. H., | Spencer, |
| Grimes, | McBride, | Prosser, | Stadtlander, |
| Howe, | McCormick, | Rhodes, | Toepfer, |
| Little, H. A., | McKim, | Rieder, | Wettach, |

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 501, as follows:

An Act making it unlawful to give gratuitous fees or "tips" and providing a penalty for the violation of the provisions of this act.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it is unlawful for any person paying the regular fixed charge for any article service commodity or thing to give in addition thereto any gratuitous fee or "tip" for the same

Section 2 Any person who shall violate any of the provisions of this act shall upon summary conviction thereof be sentenced to pay a fine not exceeding fifty dollars

Section 3 The magistrate alderman or justice of the peace collecting the fine imposed by this act shall pay one-half of said fine to the county treasurer and one-half to the person making the information against the defendant

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—27.

| | | | |
|---|---|---|---|
| Anderson, | Eaches, | Henderson, | Speer, |
| Bray, | Emhardt, | Hoover, | Strayer, |
| Burchinal, | Evans, F. D., | Howe, | Trescher, |
| Bush, | Flinchbaugh, | Labar, | Washington, |
| Craig, | Fockler, | Little, J. T., | Whitehouse, |
| Deibler, | Griffith, | McBride, | Bluett, |
| Drumbor, | Guerin, | Peelor, | Speaker. |

NAYS—126.

| | | | |
|---|---|---|---|
| Adam, | Gelnett, | Wright, | Royle, |
| Alexander, | Goehring, | Martz, | Sarig, |
| Baldi, | Goodnough, | McCaig, | Schilling, |
| Bell, F. A., | Greeby, | McCann, | Schoener, |
| Bell, W. T., | Greenstein, | McClure, J. F., | Schwartz, |
| Berkheiser, | Grimes, | McClure, J. H., | Shambach, |
| Bickett, | Haas, | McCormick, | Soffel, |
| Bidelspacher, | Hall, | McDermott, | Sowers, |
| Blair, | Hantz, | McGowan, | Spencer, |
| Brewster, | Harding, | McKim, | Stadtlander, |
| Brown, E., | Harer, | McLaughlin, | Stark, |
| Brown, E. P., | Hart, | Memolo, | Sterling, |
| Brown, T. J., | Haws, | Metzger, | Stock, |
| Burke, | Heffernan, | Miller, H. A., | Storb, |
| Calhoun, | Heffran, | Moffatt, | Storer, |
| Canon, | Hess, | Moore, | Talbot, |
| Colville, | Himes, | Muldowney, | Thomas, L. D., |
| Critchfield, | Holtzman, | Munley, | Thomas, M. G., |
| Davies, | Holmes, | Myers, | Toepfer, |
| Davis, | Holcombe, | Neely, | Towner, |
| Dengler, | Huber, | Nicholson, | Turner, |
| Derby, | Irvin, | Nolte, | Watson, |
| Dietz, | Kelly, | Orr, | Wells, |
| Donnell, | Jones, | Patterson, B. H., | Welty, |
| Duddy, | Lafferty, | Patterson, F.W., | Wettach, |
| Earley, | Lauver, | Patterson, M., | Wheeler, |
| Ede, | Little, H. A., | Pennock, | Williams, |
| Edmonds, | Lucas, | Posey, | Wilson, |
| Evans, B. P., | Ludlow, | Powell, | Witherspoon, |
| Flynn, | Lukehart, | Pryor, | Witkin, |
| Fratt, | Lynch, | Rhodes, | Wood, N., |
| Frye, | Malie, | Rieder, | Wood, W. P., |
| Fuller, | Mangan, | Reader, | Wright, |

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative, and the bill falls.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 481, as follows:

An Act authorizing the Governor of the Commonwealth of Pennsylvania through proclamation to close any county or counties or any section of any county of Pennsylvania to hunting or fishing or to close any stream or parts of any stream to fishing or to forbid the use of smoking material

or other use of fire in or near woodlands when such action is necessary to conserve either the health or welfare of our people or our natural resources and repealing existing laws

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act when the Governor of the Commonwealth shall consider such action necessary to conserve either the health or welfare of our people or our natural resources because of drought and consequent danger from forest fires or because of low water and the presence of contagious or infectious diseases he shall have authority through proclamation

(a) To close for a period not to exceed one season at one time any county or counties or any section of any county of this Commonwealth to either hunting or fishing

(b) To elapse for any period any stream or part of any stream to fishing

(c) To forbid for any period the smoking of tobacco in any form the building of camp fires or the burning of brush and other rubbish within woodland or within two hundred feet of woodland in any county counties or parts thereof

If after the issuing of any proclamation as herein provided the Governor is satisfied that the occasion has passed for maintaining the provisions of the proclamation he may annul it by another proclamation

Section 2 Each and every person violating any provision of such proclamation shall upon conviction in a summary proceeding before any magistrate alderman or justice of the peace be sentenced to pay a fine not exceeding one hundred dollars and in default of the payment of such fine and costs be imprisoned in the county jail one day for each dollar of fine and costs unpaid not however exceeding thirty days

Section 3 The act of May fourteenth one thousand nine hundred and fifteen (Pamphlet Laws five hundred thirty) entitled "An act authorizing the Governor of the Commonwealth of Pennsylvania through proclamation to close any county or counties or any section of any county of Pennsylvania to hunting or fishing or to close any stream or parts of streams to fishing when such action is necessary to conserve either the health or welfare of our people or our natural resources" is hereby repealed

On the question,

Shall the bill pass finally?

## BILL POSTPONED.

Mr. IRVIN. Mr. Speaker, I move that House bill No. 481, file folio 1773, be placed on the postponed calendar.

Mr. GOODNOUGH. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILL ON FINAL PASSAGE.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 662, as folows:

An Act to amend by adding a new Section number eight hundred and twenty-four and amend Sections eight hundred and twenty-five eight hundred and twenty-six eight hundred and twenty-seven eight hundred and twenty-eight eight hundred and forty and eight hundred and forty-one of an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That Article eight of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" is hereby amended by adding a new section to Article eight under the heading "(c) Auxiliary State Game Refuges" to read as follows

Section 824 Auxiliary State Game Refuges The Board acting through the Secretary may establish and maintain Auxiliary State Game Refuges for the protection and propagation of game and to maintain public hunting grounds on lands or waters suitable for that purpose where considered advisable by the board Suitable lands or waters owned or controlled by individuals corporations associations municipalities or by the State or National government may be used for such purpose Subject to the permission of the proper authorities owning or controlling the same The hunting rights to such lands or waters shall be conveyed in the form of a lease by the person or persons having control to the board for a period of not less than ten years provided that the board may at any time upon sixty days notice to the lessor cancel any lease for auxiliary refuge lands when in the judgment of the board the use of such lands or waters is no longer needed or desired and be it further provided that in case the owner or owners desire to sell such property and such sale cannot be consumated subject to said lease of the hunting rights the lease may be cancelled by the board acting through the Secretary within sixty days after request for such cancellation is filed with the Secretary if satisfied the principal object of such sale is not to convert to private use the hunting or fishing rights made more valuable through the use of such property as an Auxiliary State Game Refuge

Section 2 That section eight hundred and twenty-five of said act is hereby amended to read as follows

Section 825 Application for Auxiliary Refuges—Whenever the owner or owners or person or persons in control of suitable lands or waters having an area of not less than [two] one hundred acres or persons or associations interested in the establishment of an Auxiliary State Game Refuge on such lands or waters desiring to have said lands or waters or part thereof set apart as a refuge for game and wild birds they may make application to the board giving a description of said lands or waters including (a) specific location (b) map or sketch showing an outline of said lands and the location of all buildings roads streams and fences (c) the type of such lands or waters whether woodland abandoned farmland or cultivated land or lakes ponds marshes or impounded streams

The board may then have an examination made of said property and if found suitable for game protection and propagation purposes shall notify the owner or owners or persons in control of said lands or waters to that effect

Section 3 That section eight hundred and twenty-six of said act is hereby amended to read as follows

Section 826 Petition for Auxiliary Refuges The owner or owners or persons in control of lands or waters suitable for Auxiliary Refuges or others interested may then present a petition on forms provided by the Board declaring his or their desires which petition shall be endorsed by at least fifty qualified electors of the county or counties wherein said lands or waters are located The petition for an Auxiliary State Game Refuge shall state clearly (a) that the owner or owners or persons in control of such lands or waters are willing to vest in the Commonwealth all hunting rights upon said lands without charge or for such remuneration as may be agreed upon between them (b) that neither they their families their agents their tenants nor any other persons shall hunt thereon by and with their authority (c) that they will make every effort to protect said refuge from forest fires or hunting or from violations of any nature (d) that the agreements shall continue in force for an uninterrupted period of not less than ten years except as hereinbefore provided and such longer period as may be desired by the petitioners and (e) all such other information as the board may require

Section 4 That Section eight hundred and twenty-seven of said act is hereby amended to read as follows

Section 827 Establishment of Auxiliary Refuges If upon investigation the board finds that the proposed Auxiliary Game Refuge is not within a radius of two miles from any State Game Refuge or otner Auxiliary State Game Refuge and decides that the establishment of the proposed Auxiliary Game Refuge is advisable it may enter into an agreement in the form of a lease as hereinbefore provided and shall thereupon declare said lands or waters or any part thereof deemed advisable an Auxiliary State Game Refuge and the balance if any shall be open to public hunting The board shall surround that part of the lands or waters set aside as a refuge by a single wire as a marker if the same is not already sur-

rounded by a suitable enclosure or well defined line and shall post notices along the boundary line of the refuge not more than one hundred and fifty yards apart Such notices shall bear the words "Auxiliary State Game Refuge—Hunting is Unlawful" and such other information or rules and regulations as the board may deem advisable

Section 5 That Section eight hundred and twenty-eight of said Act is hereby amended to read as follows

Section 828 Advertisement of the Establishment of Auxiliary Refuges The board shall cause notice of its action declaring lands or waters an Auxiliary State Game Refuge to be advertised at least one time each week for three consecutive weeks in at least two newspapers of general circulation in the county or counties wherein such refuge is located

Section 6 That section eight hundred and forty of said Act under the heading "(d) Regulations—Penalties" is hereby amended to read as follows

Section 840 Rules and Regulations The board may formulate adopt and post such rules and regulations for the government of lands and waters under its control and for protection and propagation of game thereon as it may deem necessary for their proper use and administration or as may be established pursuant to agreements with the State Forest Commission or proper Federal authority or lessors Such rules and regulations shall be the law of this Commonwealth controlling such lands or waters and a violation of any of the provisions of such rules and regulations shall subject the offender to the payment of fines provided for in this article for the violations of such rules and regulations

Section 7 That section eight hundred and forty-one of said Act is hereby amended to read as follows

Section 841 Entry Upon Refuges Any citizen may go upon a State Game Refuge or an Auxiliary State Game Refuge without firearms or traps or dogs except during the months of October November and December provided however that persons regularly residing on lands included within an Auxiliary Game Refuge may be granted a special written permit by the Secretary of the board which may be revoked at any time to have traps dogs or guns in his or her possession on such refuge so long as they are not used in hunting or trapping or which dogs are not permitted to chase or disturb game except when destroying vermin under special permit or which traps may be used in removing game for stocking purposes as hereinafter provided Provided also that where any portion of a public park is used subject to the permission of the proper authorities owning or controlling the same as an Auxiliary State Game Refuge entry by individuals within the refuge area for recreational pursuits shall not be restricted on the portion of the public park so used so long as such persons do not carry firearms or traps or do not permit dogs to disturb or chase game or wild birds

The board may through the Secretary by written permission grant to responsible persons the right to hunt or trap for vermin and to use dogs and guns in connection therewith on State Game Refuges or Auxiliary State Game Refuges between December sixteenth and September thirtieth next following

The board may adopt rules and regulations setting forth the manner in which persons working upon or living within the boundaries of Auxiliary State Game Refuges may be or go upon such refuges at any time

In connection with their official duties it is lawful for any member or employe or duly appointed agent of the board or the Department of Forestry or the Federal Forest Service to go upon a game refuge at any time and in any manner with or without firearms or traps or dogs It is also lawful for any employe or duly authorized agent of the board to trap and remove game or fur bearing animals of any kind under the direction of the Secretary for stocking purposes elsewhere

Except as above provided it is unlawful for any person to carry firearms or traps within the limits of or take a dog upon a State Game Refuge or an Auxiliary State Game Refuge at any time

Except as above provided it is unlawful for any person to go upon a State Game Refuge or an Auxiliary Game Refuge during the months of October November and December

Except as in this article otherwise provided it is unlawful for any person to hunt for or catch or kill or wound or drive or to attempt to hunt for or catch or kill or wound or drive any birds or animals within the limits of a State Game Refuge or an Auxiliary State Game Refuge

It is unlawful for any person to violate any of the rules and regulations adopted by the board for the protection and preservation of protected birds and game on Auxiliary State Game Refuges

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—192.

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | Lynch, | Rhodes, |
| Alexander, | Flinchbaugh, | MacMillan, | Royle, |
| Allman, | Flynn, | Mangan, | Sarig, |
| Anderson, | Fockler, | Malie, | Sautter, |
| Armstrong, | Fratt, | Marcus, | Schoener, |
| Aston, | Frye, | Marshall, | Schwartz, |
| Bagshaw, | Gelnett, | Mathay, | Scott, |
| Behney, | Gilchrist, | McBride, | Shaffer, |
| Bell, W. T., | Goehring, | McCaig, | Shambach, |
| Bell, F. A., | Goodnough, | McCann, | Sheffer, |
| Bentley, | Goss, | McClure, J. F., | Smith, G. A., |
| Berkheiser, | Greeby, | McClure, J. H., | Smith, H. J., |
| Bickett, | Greenstein, | McCormick, | Soffel, |
| Bidelspacher, | Griffith, | McDaniel, | Sowers, |
| Blair, | Grimes, | McGowan, | Speer, |
| Blumberg, | Guerin, | McKim, | Spencer, |
| Bray, | Haas, | McLaughlin, | Stadtlander, |
| Brewster, | Haines, | Memolo, | Stark, |
| Bromley, | Hall, | Metzger, | Staudenmeier, |
| Brown, E., | Hantz, | Metzinger, | Sterling, |
| Brown, E. P., | Harding, | Millar, | Stock, |
| Brown, T. J., | Harer, | Miller, C., | Storb, |
| Burchinal, | Hart, | Miller, H. A., | Storer, |
| Bush, | Heffernan, | Moffatt, | Strayer, |
| Calhoun, | Heffran, | Moore, | Talbot, |
| Canon, | Henderson, | Morrison, | Thomas, L. D., |
| Conner, | Hess, | Muldowney, | Thomas, M. G., |
| Colville, | Himes, | Munley, | Toepfer, |
| Craig, | Holmes, | Myers, | Towner, |
| Critchfield, | Holtzman, | Neely, | Trescher, |
| Cross, | Hoover, | Nicholson, | Turner, |
| Davies, | Horn, | North, | Voltz, |
| Davis, | Howe, | Orr, | Washington, |
| DeFrehn, | Hricko, | Parkinson, | Weamer, |
| Derby, | Huber, | Patterson, B. H., | Wells, |
| Deibler, | Irvin, | Patterson, F. W., | Welty, |
| Dengler, | Jones, | Patterson, M., | Wettach, |
| Diehm, | Kelly, | Peelor, | Wheeler, |
| Dilsheimer, | Lafferty, | Pennock, | Whitehouse, |
| Donnell, | Lauver, | Perry, | Williams, |
| Drinkhouse, | Little, H. A., | Phillips, | Wilson, |
| Drumbor, | Little, J. T., | Pitts, | Witherspoon, |
| Duddy, | Lockhart, | Posey, | Witkin, |
| Eaches, | Long, | Powell, | Wood, W. P., |
| Earley, | Lotz, | Prosser, | Wood, N., |
| Ede, | Lucas, | Pryor, | Wright, |
| Edmonds, | Ludlow, | Raymond, | Bluett, |
| Emhardt, | Lukehart, | Reader, | Speaker. |
| Evans, B. P., | | | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determinetd in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

## BILLS ON THIRD READING.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. DAVIS,

The House resumed the consideration on third reading of House Bill No. 690, entitled:

An Act fixing the salaries of the county commissioners county controller recorder of deeds and clerk of courts in counties of the third class

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—187.

| | | | |
|---|---|---|---|
| Alexander, | Frye, | Mathay, | Sarig, |
| Allman, | Fuller, | McBride, | Schilling, |
| Anderson, | Gelnett, | McCaig, | Schoener, |
| Baldi, | Gilchrist, | McCann, | Schwartz, |
| Behney, | Goehring, | McClure, J. F., | Scott, |
| Bell, W. T., | Goodnough, | McClure, J. H., | Shaffer, |
| Bentley, | Goss, | McCormick, | Shambach, |
| Berkheiser, | Greeby, | McDaniel, | Smith, G. A., |
| Bickett, | Griffith, | McDermott, | Smith, H. J., |
| Bidelspacher, | Grimes, | McGowan, | Soffel, |
| Blair, | Guerin, | McKim, | Sowers, |
| Blumberg, | Haas, | McLaughlin, | Speer, |
| Bray, | Haines, | Memolo, | Spencer, |
| Bromley, | Hall, | Metzger, | Stadtlander, |
| Brown, E., | Hantz, | Metzinger, | Stark, |
| Brown, E. P., | Harding, | Millar, | Staudenmeier, |
| Brown, T. J., | Harer, | Miller, C., | Stavitski, |
| Burchinal, | Hart, | Miller, H. A., | Sterling, |
| Burke, | Haws, | Moffatt, | Stock, |
| Calhoun, | Heffernan, | Moore, | Storb, |
| Canon, | Henderson, | Morrison, | Storer, |
| Colville, | Hess, | Muldowney, | Strayer, |
| Conner, | Himes, | Munley, | Talbot, |
| Craig, | Holtzman, | Myers, | Thomas, L. D., |
| Critchfield, | Hoover, | Neely, | Thomas, M. G., |
| Cross, | Horn, | Nicholson, | Toepfer, |
| Davies, | Howe, | Nolte, | Towner, |
| Davis, | Hricko, | North, | Trescher, |
| Deibler, | Huber, | Orr, | Turner, |
| Dengler, | Irvin, | Parkinson, | Voltz, |
| Derby, | Kelly, | Patterson, B. H., | Washington, |
| Diehm, | Lafferty, | Patterson, F. W., | Watson, |
| Dietz, | Lauver, | Patterson, M., | Weamer, |
| Dilsheimer, | Leidich, | Peelor, | Wells, |
| Drinkhouse, | Little, H. A., | Pennock, | Welty, |
| Drumbor, | Little, J. T., | Perry, | Wettach, |
| Duddy, | Lockhart, | Phillips, | Wheeler, |
| Eaches, | Long, | Pitts, | Whitehouse, |
| Earley, | Lucas, | Posey, | Williams, |
| Ede, | Lukehart, | Powell, | Wilson, |
| Edmonds, | Lynch, | Prosser, | Witherspoon, |
| Emhardt, | MacMillan, | Pryor, | Witkin, |
| Evans, B. P., | Malie, | Raymond, | Wood, N., |
| Evans, F. D., | Mangan, | Reader, | Wood, W. P., |
| Flinchbaugh, | Marcus, | Rhodes, | Wright, |
| Flynn, | Marshall, | Rieder, | Bluett, |
| Fockler, | Martz, | Royle, | Speaker. |
| Fratt, | | | |

NAYS—1.

Brewster,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. ALEXANDER,

The House resumed the consideration on third reading of House Bill No. 29, entitled:

An Act to amend section one of the act approved the fifteenth day of March one thousand nine hundred and eleven (Pamphlet Laws twenty) entitled "An act regulating in criminal trials the cross-examination of a defendant when testifying in his own behalf" by prohibiting the introduction as evidence of certain testimony or records"

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—174.

| | | | |
|---|---|---|---|
| Adam, | Flynn, | Lukehart. | Sarig, |
| Alexander, | Fockler, | Lynch, | Sautter, |
| Anderson, | Fratt, | MacMillan, | Schilling, |
| Aston, | Frye, | Mangan, | Schoener, |
| Bartley, | Fuller, | Marcus, | Schwartz, |
| Behney, | Gelnett, | Marshall, | Scott, |
| Bell, F. A. | Goehring, | Mathay, | Shambach, |
| Bell, W. T., | Goodnough, | McBride, | Sheffer, |
| Bentley, | Goss, | McCaig, | Smith, G. A., |
| Berkheiser, | Greeby, | McCann, | Smith, H. J., |
| Bickett, | Greenstein, | McClure, J. F., | Sowers, |
| Bidelspacher, | Griffith, | McClure, J. H., | Speer, |
| Blair, | Grimes, | McCormick, | Spencer, |
| Blumberg, | Guerin, | McGowan, | Stadtlander, |
| Bray, | Haines, | McLaughlin, | Stark, |
| Brewster, | Hall, | Metzger, | Staudenmeier, |
| Brown, E., | Hantz, | Metzinger, | Sterling, |
| Brown, E. P., | Harding, | Millar, | Stock, |
| Brown, T. J., | Harer, | Miller, C., | Storb, |
| Burke, | Hart, | Moffatt, | Storer, |
| Bush, | Heffernan, | Moore, | Strayer, |
| Canon, | Heffran, | Muldowney, | Talbot, |
| Colville, | Henderson, | Munley, | Thomas, L. D., |
| Conner, | Hess, | Myers, | Thomas, M. G., |
| Craig. | Himes, | Neely, | Toepfer, |
| Critchfield, | Holmes, | Nicholson, | Towner, |
| Davies, | Holtzman, | Nolte, | Turner, |
| Davis, | Hoover, | Parkinson, | Voltz, |
| DeFrehn, | Horn, | Patterson, B. H., | Washington, |
| Deibler, | Hricko, | Patterson, F.W., | Weamer, |
| Dengler, | Huber, | Patterson, M., | Wells, |
| Diehm, | Irvin, | Peelor, | Welty, |
| Dietz, | Jones, | Pennock, | Wettach, |
| Dilsheimer, | Kelly, | Phillips, | Whitehouse, |
| Donnell, | Lafferty, | Pitts, | Williams, |
| Drinkhouse, | Lauver, | Posey, | Wilson, |
| Drumbor, | Leidich, | Powell. | Witherspoon, |
| Duddy, | Little, H. A., | Prosser, | Witkin, |
| Eaches, | Little, J. T., | Pryor, | Wood, N., |
| Earley, | Long, | Raymond, | Wood, W. P., |
| Ede, | Lotz, | Reader, | Wright, |
| Edmonds, | Lucas, | Rhodes, | Bluett, |
| Emhardt, | Ludlow, | Royle, | Speaker. |
| Evans, B. P., | Martz, | Shaffer, | |

NAYS—1.

Evans, F. D.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. WRIGHT,

The House resumed the consideration on third reading of House Bill No. 453, entitled:

An Act authorizing the Department of Property and Supplies under certain conditions to exchange unserviceable personal property of this Commonwealth for or on account of the purchase price of new personal property required by the Commonwealth

On the question recurring,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ALEXANDER. Mr. Speaker and members of the House, this is in the same line as a number of other bills which we have had on this calendar, one tonight which was postponed, known as the Brewster Bill. It seems to be the desire of somebody to not only get the appropriations that we appropriate, but after they have those appropriations to use them as they see fit. There is one or two things that we will have to do. We might as well make up our minds either to abandon our old principles that we have had under the Constitution and permit the Legislature to appropriate, or else appropriate these funds and let the Departments do as they see fit with them. Now, you will notice that in this act we have at least before we had what is known as the Reorganization Code, I say what is known as the Reorganization Code, the Board of Property and Supplies constituted of the Governor, the Auditor General and the

State Treasurer. At that time, therefore, we had the checks and the balances as the Constitution provides that this Commonwealth shall have, but under the Reorganization Code the Board of Property and Supplies was abolished, that was placed in the hands of one man the Superintendent of Property and Supplies. Now, this provides that any automobile, for instance, that is found by the Superintendent of Property and Supplies to be unserviceable he may trade it. There is no way under the sun for the Auditor General to check that up, there is no way under the sun for the Auditor General to give credit for the value of the old machine. I cannot see, if we are going to deviate from the old principle as is provided by the Constitution that this Legislature must be appropriating the funds for these different Departments, and we are going to have no checks and balances at all, I cannot see how these different bills can possibly be passed by this House. I have taken this up with the Auditor General, and it was the advice of the Auditor General that it is absolutely impossible for that Department to keep a check on the different sales or transfers or trades. Now, we have to have somebody to keep those checks. We elect a man as Auditor General for that purpose. When you take into consideration that the Superintendent of Property and Supplies, I am not mentioning him, I have nothing to say against him personally, he is all right at the present time, but we are legislating for all times in the future and he is only an appointive officer and not an elective office, yet he has far more power than your elective officers under your Constitution, under this act of assembly. I am of the belief, that this bill, under the advice of the Auditor General, who has been in the office himself, now for four years, and under his predecessor for four years before that that this is bad legislation and I am willing to take his advice for it. I believe myself that the power should not be placed in these Departments to do as they please with the property which is purchased by our appropriations.

Mr. EDMONDS. Mr. Speaker, may I interrogate my friend from Deleware, Mr. Alexander?

The SPEAKER. Will the gentleman from Delaware permit himself to be interrogated?

Mr. ALEXANDER. Mr. Speaker, yes, sir.

Mr. EDMONDS. May I ask the gentleman from Delaware, admitting the circumstances arising in which the Department has an old typewriter and desires to buy a new one, the old one having become worthless, by what method would the department get rid of the old machine and get credit on the new one except by the method proposed by this law?

Mr. ALEXANDER. The same method as heretofore.

Mr. EDMONDS. Which would be what?

Mr. ALEXANDER. Heretofore it was the Department of Property and Supplies. At this time it is the one man. There should be some further remedy besides this. I recognize there should be, perhaps, some way of disposing of that typewriter, or old machine, or whatever it may be, but not at the power of any one man without accounting to the fiscal officers in some way or other.

Mr. EDMONDS. Then may I ask the gentleman further as to whether his quarrel is really not with the Act which creates the Department of Property and Supplies rather than with the provisions of this Act?

Mr. ALEXANDER. It is not. It might be the both, because I opposed the Act which took away from the Auditor General, the Governor and the State Treasurer, the power as the Board of Public Property and Supplies, which was the so-called Reorganization Code. The gentleman from Philadelphia knows I did all in my power to stop that at the time, but the gentleman from Philadelphia had more friends vote to place that power in that one man. Now, as that power is in the one man, I object to placing the power in that one man, whoever he may be, to trade whatever he wants to trade without let or hindrance from anybody else.

Mr. EDMONDS. Mr. Speaker, I am much obliged to my good friend from Delaware, because with his usual frankness he has explained his point of view. Now, if his object was to change the power of the Department of Property and Supplies, that may be one thing; but it is not. His object seems to be to block what seems to me to be very proper legislation. Let me read from the bill:

"Section 2. The Department of Property and Supplies shall obtain from the person, partnership or corporation to whom any property is delivered in exchange, under the provisions of this Act, a receipt therefor, describing such personal property and specifying the value at which said property was taken in exchange and such receipt shall be delivered to the Auditor General, attached to the requisition for the payment of the balance of the purchase price due for the new property purchased."

It seems to me, Mr. Speaker, that this provides a very proper method of dealing with the situation; anything else would be that we must keep the material and then sometime have an auction and sell it off. By following the provisions of this bill, I am inclined to think the Commonwealth will be getting a greater benefit than by under the method of disposing of everything by putting it up at a public sale, and therefore it seems to me that this is a good bill.

Mr. ALEXANDER. Mr. Speaker, may I interrogate the gentleman from Philadelphia?

The SPEAKER. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. EDMONDS. Yes, sir, with pleasure.

Mr. ALEXANDER. Don't you think it would be better, rather than to place it in the hands of one man, to have a certain board to refer this to?

Mr. EDMONDS. That question is a question relating to the Administrative Code. If we want to amend the Administrative Code, that is another question. As the matter now is, it is in the hands of this Department, whether the Department be one man or several men, and it seems to me it is the proper Department to dispose of the question.

Mr. ALEXANDER. May I interrogate the gentleman further?

Mr. EDMONDS. Still with pleasure, Mr. Speaker.

Mr. ALEXANDER. In other words, you say the Department has a number of automobiles; those automobiles may be in pretty good shape, in pretty good order. You think it is safe, then, to leave that in the one man's power to trade them in, we will say, for one-half their real value, without let or hindrance from anyone else and simply by turning over a receipt to the Auditor General who has no power to check them up or object to them or anything else, allowing him to simply trade them in for whatever he thinks they are worth?

Mr. EDMONDS. I still think the Commonwealth would get more money by the trading in process than by a public sale, and it is certainly the method that is tried by big corporations that have property of this kind to trade in.

Mr. WRIGHT. Mr. Speaker and Members of the House, the scope of the bill has been so thoroughly covered by the gentleman who just spoke that probably no word from me is necessary. I wish simply to state this: At present when they have in any state department or institution any

article that has become so worn out or defective that it is no longer of service it is turned over to the Department of Property and Supplies and sold for cash. That Department is therefore compelled to accept junk value. It has no alternative. It must dispose of the property at a forced sale, and take whatever a bargain hunter may choose to give as he might give at an auction or sheriff's sale, as though the State were an insolvent debtor. This does not give to any department a one man power, it gives nobody any more power than the present law gives it. It gives him simply the privilege of getting a trade value in exchange for the worn out property and in so doing he is acting in the interest of the taxpayers of the Commonwealth enabling them to get a larger percentage of the real value. It gives no special power, it gives him the privilege of substituting a good business principle for a bad business policy. I think you will find if you will study the bill that it is one hundred percent meritorious. It is a short bill. Read it. It does not require the aid of a scholar to study, or of a judge to interpretate it, or of a lawyer to misconstrue it. I appeal to the common sense of the members of this House, and to their sense of responsibility to the taxpayers and I trust that they will see their way clear to support it.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—97.

| | | | |
|---|---|---|---|
| Anderson, | Eaches, | Lauver, | Sheffer, |
| Armstrong, | Earley, | Long, | Smith, G. A., |
| Aston, | Ede, | Lotz, | Speer, |
| Bagshaw, | Edmonds, | Ludlow, | Spencer, |
| Bell, F. A., | Evans, F. D., | Lukehart, | Stark, |
| Bell, W. T., | Flinchbaugh, | Malie, | Staudenmeier, |
| Berkheiser, | Gilchrist, | McBride, | Storer, |
| Bickett, | Goehring, | McClure, J. H., | Strayer, |
| Bidelspacher, | Goodnough, | McDermott, | Thomas, L. D., |
| Blair, | Goss, | McKim, | Thomas, M. G., |
| Blumberg, | Griffith, | Miller, H. A., | Toepfer, |
| Bray, | Harding, | Moore, | Towner, |
| Brewster, | Hart, | Morrison, | Trescher, |
| Bromley, | Heffran, | Neely, | Watson, |
| Brown, E., | Henderson, | North, | Weamer, |
| Brown, E. P., | Himes, | Patterson, B. H., | Wells, |
| Brown, T. J., | Holcombe, | Peelor, | Wheeler, |
| Bush, | Holmes, | Phillips, | Williams, |
| Critchfield, | Holtzman, | Prosser, | Wilson, |
| Cross, | Hoover, | Pryor, | Wood, N., |
| Davies, | Horn, | Raymond, | Wood, W. P., |
| Deibler, | Howe, | Reader, | Wright, |
| Dietz, | Irvin, | Scott, | Bluett, |
| Donnell, | Jones, | Shaffer, | Speaker. |
| Drumbor, | Kelly, | | |

NAYS—77.

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|---|---|---|---|
| Adam, | Grimes, | McClure, J. F., | Sarig, |
| Alexander, | Guerin, | McCormick, | Sautter, |
| Allman, | Haas, | McGowan, | Schilling, |
| Behney, | Hall, | McLaughlin, | Schoener, |
| Burke, | Haws, | Memolo, | Schwartz, |
| Conner, | Hantz, | Metzger, | Smith, H. J., |
| Craig, | Huber, | Millar, | Soffel, |
| Diehm, | Labar, | Myers, | Sowers, |
| Dilsheimer, | Lafferty, | Nolte, | Stadtlander, |
| Drinkhouse, | Leidich, | Orr, | Sterling, |
| Duddy, | Little, H. A., | Patterson, F. W., | Stock, |
| Emhardt, | Little, J. T., | Patterson, M., | Storb, |
| Evans, B. P., | Lucas, | Perry, | Talbot, |
| Flynn, | Mangan, | Pitts, | Turner, |
| Fockler, | Marcus, | Posey, | Wettach, |
| Fratt, | Marshall, | Powell, | Whitehouse, |
| Frye, | Martz, | Rhodes, | Witherspoon, |
| Gelnett, | Mathay, | Rieder, | Witkin, |
| Greeby, | McCann, | Royle, | |

Less than the majority required by the Constitution having voted in the affirmative, and the bill falls.

## ADJOURNMENT.

Mr. BUSH. Mr. Speaker, I move that this House do now adjourn until 11:00 o'clock tomorrow morning.

The motion was agreed to, and (at 11.45 o'clock P. M.) the House adjourned until Tuesday, March 10, 1925, at 11:00 o'clock A. M.

COMMONWEALTH OF PENNSYLVANIA

# Legislative Journal

Session 1925 — 126th of the General Assembly

Vol. 8. HARRISBURG, PA., TUESDAY, MARCH 10, 1925. No. 21.

## SENATE

TUESDAY, March 10th, 1925.

The Senate met at 11:00 o'clock A. M.

The PRESIDENT (Lieutenant-Governor Davis J. Davis) in the Chair.

### PRAYER.

The Chaplain, Rev. Edward S. Ninde, offered the following prayer:

O Thou infinite and eternal God: Thine eye is upon all the world. If a sparrow cannot fall to the earth without Thy notice, a nation cannot rise without Thine aid. We pray Thee to bless all lands and all peoples, but we ask Thy special benediction to rest upon our own America. Be with the President of the United States, and his Cabinet, and with all who are in places of national responsibility. Bless this great Commonwealth of Pennsylvania. Be with our Governor and the Lieutenant Governor and the President Pro Tempore of this body. Bless the Senate and the House of Representatives. The welfare of millions of men and women and children is in considerable measure dependent upon what shall be done by our Legislature. Grant that the largest good to the largest number may be brought about.

For Christ's sake. Amen.

### JOURNAL APPROVED.

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BUCKMAN, the further reading was dispensed with, and the Journal was approved.

### PETITIONS.

#### PROTESTING AGAINST APPROPRIATIONS TO SECTARIAN INSTITUTIONS.

The Chair laid before the Senate petitions of Kingston Council, No. 356, Junior Order United American Mechanics, and the Patriotic Order Sons of America, Camp No. 186, protesting against appropriations to sectarian institutions.

Which were referred to the Committee on Appropriations.

#### RELATING TO FEDERAL AID FOR STATE HIGHWAYS.

He also laid before the Senate Concurrent Resolution introduced in the House of Representatives of the State of North Dakota, relating to Federal Aid for State Highways, which was read as follows, and referred to the Committee on Public Roads and Highways.

CONCURRENT RESOLUTION INTRODUCED IN THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA BY G. W. MORTON.

Be it Resolved, by the House of Representatives of North Dakota, the Senate concurring;

Whereas, a condition exists in the United States and in every state in the Union, which is causing great hardship upon the taxpayers and the citizens of the United States, and has its foundation in the Federal Aid for the building of highways, the moneys appropriated by the Congress of the United States, and that it is resulting in extravagant mismanagement and heavy taxation upon citizens and property owners who are not financially able to bear the burden; and

Whereas, since such Federal Aid if given only when managed through a state and is given only when heavy appropriations are made by states, which can only be given when heavy appropriations are made by counties, that a vicious chain is created, because each state feels that it must maintain a costly and extravagant State Highway Commission in order to obtain the benefits of the Federal Aid. Each county feels that in order to obtain the benefits of the Federal and State aid it must maintain an expensive, costly and extravagant machinery for the administration of such road building, and must appropriate large sums of money which its citizens are financially unable to meet, and that since the Federal Aid is given, the state feels that it is going to be a heavy loser in comparison with other states unless it maintains the Highway Commission and makes the appropriation and each county in the state feels that it will be a heavy loser as compared with other counties unless it makes heavy appropriations, and the result is that the United States is extravagant, and is laying a burden upon its citizens; each state is extravagant, laying a burden upon its citizens; each county is extravagant, laying a burden upon its citizens; and that the result is that as long as the United States Government continues to give Federal Aid there can be no lasting relief from the excessive burden of taxation imposed, and the extravagant expenditure of public moneys, and the burdon of taxation upon its people without adequate return, and the expenditure of money beyond the means of the people to meet the burden in the payment of taxes;

Now, Therefore, Be it Resolved, By the House of Representatives of the Legislative Assembly of the State of North Dakota, the Senate concurring; that we do hereby memorialize the Congress of the United States and respectfully urge that Congress take immediate action toward the repeal of the Federal Aid for state highways, to the end that the extravagance mismanagement and ill advised expenditures of money by each state and county in the United States be eliminated, and that a more rational and sane and more carefully supervised expenditure of money be worked out by each local community.

Be it Further Resolved, that the Secretary of State of North Dakota send a copy of this resolution to the President of the Senate and the Speaker of the House of Representatives in Congress and to the Speaker of the House and the President of the Senate in each and every state in the

union and also to the members of Congress and Senators from North Dakota.

B. C. LARKIN,
Speaker of the House.
J. C. MILLER,
Chief Clerk of the House.
WALTER MADDOCK,
President of the Senate.
C. R. VERRY,
Secretary of the Senate.

This certifies that the within bill originated in the House of Representatives of the Nineteenth Legislative Assembly of the State of North Dakota, and is known on the record of that body as House Bill No. 188.

J. C. MILLER,
Chief Clerk of the House.

Filed in this Office this third day of March nineteen twenty-five at 10:30 A. M.

ROBERT BYRNE,
Secretary of State.
By MORRIS W. DUFFY,
Deputy.

## REPORTS FROM COMMITTEE.

Mr. PHIPPS, from the Committee on Judiciary General, reported as committed, Senate Bill No. 606, entitled:

An Act to validate the acts of persons acting as deputy prothonotaries who may not have been actually appointed and qualified as required by law.

Mr. WOODWARD, from the Committee on Judiciary General, reported as committed, Senate Bill No. 565, entitled:

An Act authorizing and empowering the Department of Welfare to sell surplus products of prison industries to the Government of the United States, including all departments, bureaus, commissions and other agencies thereof existing under acts of the Congress of the United States and to the Governor of any state or commonwealth of the United States, and to any county, city, borough, township, or other organized sub-division of any state or commonwealth of the United States and to any institution maintained by or receiving aid from any state or commonwealth of the United States or any organized sub-division thereof.

Also from the Committee on Judiciary General, reported as committed, Senate Bill No. 566, entitled:

An Act authorizing and directing the Department of Welfare to pay from the manufacturing fund wages to all inmates in penitentiaries, reformatories and other correctional institutions of the Commonwealth who perform labor necessary to the proper maintenance of such institutions and the inmates thereof, independent of payments provided by law for inmates directly laboring on industries therein.

Mr. KRAUSE, from the Committee on Judiciary General, reported as committed, Senate Bill No. 567, entitled:

An Act to amend section one of the act approved the fifteenth day of July, one thousand nine hundred and nineteen, (P. L. 961), entitled "An act fixing the salaries and compensation of the officers, clerks, and employes in the office of the recorder of deeds of any county having a population of one million five hundred thousand inhabitants or over."

Also from the Committee on Judiciary General, reported as committed, Senate Bill No. 167, entitled:

An Act creating a presumption with regard to vehicles bearing the name or license number of its owner.

Mr. FREEMAN, from the Committee on Judiciary General, reported as amended, Senate Bill No. 232, entitled:

An Act validating ordinances and proceedings by councils in boroughs for the paving and curbing of public highways, and validating municipal liens therefor, when they have not been filed in time.

Also, from the Committee on Judiciary General, reported as amended, Senate Bill No. 426, (House Bill No. 269), entitled:

An Act to amend clause (d) of section fifty-nine of an act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred and forty-seven) entitled "An Act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees duranta absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" providing for payments of property belonging to minors without appointment of guardian in estates of three hundred dollars or less

Mr. BUCKMAN, from the Committee on Judiciary General, reported as committed, Senate Bill No. 553, entitled:

An Act to validate all the official actions of any Justice of the Peace who has heretofore been duly elected, but who failed to notify the Prothonotary of acceptance of such election and to receive a commission as Justice of the Peace, but, nevertheless, has exercised the powers of a Justice of the Peace.

Mr. STEELE, from the Committee on Forestry, reported as committed, Senate Bill No. 434, (House Bill No. 591), entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section sixteen.

Also, from the Committee on Forestry, rereported as committed, Senate Bill No. 262, entitled:

An Act authorizing the Commonwealth to recover from any person causing a forest fire the expenses incurred by the Commonwealth by reason of such fire.

Mr. GRISWOLD, from the Committee on Education, reported as committed, Senate Bill No. 391, entitled:

An Act to amend sections one to eleven inclusive and to repeal section twelve of an act approved the first day of May, one thousand nine hundred and thirteen, (Pamphlet Laws, one hundred and thirty-eight), entitled "An Act defining vocational education; providing for the establishment and regulation of vocational schools; and providing for State aid in the maintenance thereof; and for the payment of tuition by certain school districts, and reimbursement thereof, by the State," by making changes in the manner of disbursement of State and Federal funds for the furtherance of vocational education.

Mr. KUNKLE, from the Committee on Judiciary General, reported as committed, or as amended, Senate Bill No. 365, (House Bill No. 210), entitled:

An Act validating certain proceedings and elections of counties cities boroughs township school districts and other municipalities or incorporated districts had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred and seventy-four entitled "An Act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance of such proceedings and elections.

Mr. ARON, from the Committee on Judiciary General, reported as amended, Senate Bill No. 540, entitled:

An Act relating to and regulating the signing, endorsing, and issuing of negotiable instruments by corporations, and actions thereon against, and defenses by, corporations to such instruments.

Mr. EARNEST, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 512, (House Bill No. 687), entitled:

An Act authorizing any city of the third class to acquire by purchase all the facilities, improvements and franchises of any water corporation, operating partly within and partly without the limits of the said city, and having obtained the same to supply water to persons, corporations and municipalities, both within the limits of the city and the territory before served by the water corporation without the city; requiring that before so doing the approval of the Public Service Commission be had of the action of the selling company and of the municipal purchase and of the rendering of this service by the Municipality, and regulating the procedure for obtaining this approval; permitting the city to classify the service outside of the city as different from the service within the city as to rates and otherwise; and subjecting the service by the city beyond its limits to the same regulation and control by the Public Service Commission, as to rates, service and otherwise, as though in the territory thus served beyond the limits of the city, the serving was by a water corporation, and providing that higher rates or different regulations for the district outside of the city limits shall not be held to be unjustly discriminatory for the sole reason that they are different from those in force in the city.

Mr. MANSFIELD, from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 506, (House Bill No. 663), entitled:

An Act to amend section one hundred and ninety-five of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto."

Also, from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 385, (House Bill No. 390), entitled:

An Act to amend section two of an act approved the seventeenth day of April one thousand eight hundred and sixty-six (Pamphlet Laws one hundred and ten), entitled "An Act relating to poor houses and lands."

Also, from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 304, (House Bill No. 187), entitled:

An Act to amend section eleven of an act approved the eleventh day of May, one thousand nine hundred and twenty-one, (P. L. 522), entitled, "An Act relating to dogs, and the protection of livestock and poultry from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show and breeding purposes; prescribing certain privileges for hunting dogs, and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes; directing the payment of all moneys collected into the State Treasury; and making an appropriation thereof; and providing penalties;" fixing the fee of the county treasurer for issuing kennel licenses.

Also, from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 508, (House Bill No. 666), entitled:

An Act authorizing a State association of township commissioners and providing for the payment of the expenses thereof by the respective counties.

Also, from the Committee on New Counties and County Seats, reported as amended, Senate Bill No. 437, (House Bill No. 355), entitled:

An Act to amend section eight hundred forty-six of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred forty) entitled "An Act concerning townships and revising amending and consolidating the law relating thereto," requiring persons causing damage to township roads by use of certain devices on the wheels of vehicles to repair such damage and providing penalties for refusal.

Also, from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 570, (House Bill No. 268), entitled:

An Act to further amend an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred ninety-four) entitled "An Act to amend an act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and fifty), entitled 'An Act authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans and of the Army of the Philippines and to each post of the American Veterans of Foreign Service in the respective counties boroughs and towns to aid in defraying the expenses of Memorial Day' by authorizing appropriations to each post of the American Legion Veterans of Foreign Wars and to each Naval Association and each post of the Grand Army of the Republic."

Also, from the Committee on New Counties and County Seats, reported as amended, Senate Bill No. 497, (House Bill No. 365), entitled:

An Act to amend section forty-two of the act approved the fifteenth day of April one thousand eight hundred and thirty-four (Pamphlet Laws five hundred and thirty-seven), entitled "An Act relating to counties and townships and county and township officers" by making county treasurers agent of the Commonwealth in collecting and transmitting money for the Commonwealth and providing their compensation for such services including certain compensation for services prior to the passage of this act.

Also, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 120, entitled:

An Act to further amend the act approved the twentieth day of June, one thousand nine hundred and seventeen, (P. L. 618), entitled "An Act relating to the appointment of persons to the police department in cities of the third class; providing for and regulating examinations, the manner of appointments, and the manner and power of removal of employes of said department; and providing a method for fixing compensation;" by extending its provisions to health officers.

Mr. WEINGARTNER, from the Committee on Judiciary General, reported as amended, Senate Bill No. 317, (House Bill No. 99), entitled:

An Act validating proceedings and ordinances of borough councils providing for joint grading paving curbing and draining of public highways by the borough and county borough and State or the borough county and State and validating municipal liens therefor.

Mr. CULBERTSON, from the Committee on Judiciary General, reported as committed, Senate Bill No. 550, (House Bill No. 369), entitled:

An Act to amend section two of the act approved the ninth day of March one thousand eight hundred and forty-seven (Pamphlet Laws two hundred and seventy-eight) entitled "An Act in relation to the sales of unseated lands in the several counties of this Commonwealth."

Also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 600, entitled:

An Act to amend the title and to re-enact Section four of the act approved the nineteenth day of May, one thousand nine hundred and fifteen, (P. L. 543), entitled "An Act relating to the sale of goods" by including within the subject and Section four of the said act choses in action as well as goods.

Mr. KUTZ, from the Committee on Judiciary General, reported as amended, Senate Bill No. 574, (House Bill No. 457), entitled:

An Act to provide for the conduct of business in orphans' courts in cases of vacancies in the office of orphans' court judge.

Also, from the Committee on Municipal Affairs, reported as amended, Senate Bill No. 229, entitled:

An Act to amend an act, approved the twenty-first day of April, one thousand nine hundred and twenty-one (P. L. 268), entitled "An Act relating to police pension funds in cities of the third class, and directing such cities to appropriate certain moneys thereto."

Mr. BROWN, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 347, entitled:

An Act to amend paragraph one of Section three of Article five of the act approved the twenty-seventh day of June, one thousand nine hundred and thirteen, (P. L. 568), entitled "An act providing for the incorporation, regulation, and government of cities of the third class; regulating nomination and election of municipal officers therein; and repealing, consolidating, and extending existing laws in relation thereto," changing the millage provided for general tax purposes.

Mr. BALDWIN, from the Committee on Judiciary General, rereported as committed, Senate Bill No. 125, entitled:

An Act to amend Clause (b), Section 35, of the act approved the seventh day of June, one thousand nine hundred and seventeen, (P. L. 447), entitled "An Act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of non resident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also generally dealing with the jurisdiction, powers, and procedure of the Orphans' Court in all matters relating to fiduciaries concerned with the estates of decedents; by extending the statutes of limitation in actions against decedents' estates.

Mr. JOYCE, from the Committee on Municipal Affairs, reported as committed, Senate Bill No. 348, entitled:

An Act amending section three of the act approved the seventh day of June, one thousand nine hundred and one, (P. L. 493), entitled "An Act providing for the examination licensure and registration of persons, firms or corporations engaged or engaging in the business or work of plumbing or house drainage, and prescribing certain rules, regulations and requirements for the construction of plumbing, house drainage and cesspools, in cities of the second class, and imposing fines, penalties and forfeitures for violation thereof;" providing for the prescribing by the health authorities of cities of the second and third class of rules, regulations and requirements to be observed in lieu of those prescribed therein.

Mr. DAIX, from the Committee on Judiciary Special, reported as committed, Senate Bill No. 456, entitled:

An Act prohibiting the crossing of railroad or street railway tracks by persons transporting explosive or inflammable material without coming to a stop; and providing a penalty.

Mr. MacDADE, from the Committee on Judiciary General, reported as committed, Senate Bill No. 388, (House Bill No. 430), entitled:

An Act authorizing the register of wills and ex-offico clerk of the orphans' court with the consent of the judges of the separate orphans' court in counties of the second class of this Commonwealth to fix and determine the salaries of assistant clerks in said court.

Also, from the Committee on Education, rereported as committed, Senate Bill No. 355, entitled:

An Act to amend section fourteen paragraph two of an act approved the eighteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws ten hundred and forty-three) entitled "An Act establishing a public school employes' retirement system and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process and providing penalties" by permitting county superintendents to continue in office for the term for which they were elected and commissioned and providing that county superintendents who have been retired shall be reinstated and privileged to serve until the expiration of the term for which they were elected and commissioned.

Mr. EARNEST, from the Committee on Judiciary General, reported as committed, Senate Bill No. 509, (House Bill No. 667), entitled:

An Act to amend clause (b) in section twenty-three of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred and three) entitled "An Act relating to the form execution revocation and interpretation of wills to nuncupative wills

to the appointment of testamentary guardians to spendthrift trusts to forfeiture of devise or legacy in case of murder of testator to elections to take under or against wills and to the recording and registration of such elections and of decrees relative thereof and to the fees therefor," changing the time within which a surviving spouse must elect to take under or against the will of deceased spouse.

Mr. DAVIS, from the Committee on New Counties and County Seats, reported as committed, Senate Bill No. 569, (House Bill No. 732), entitled:

An Act authorizing and regulating the establishment and operation by counties of hospitals for the treatment of persons afflicted with tuberculosis providing for the acquisition of property for such hospitals by the power of eminent domain the incurring of indebtedness and the levying of taxes the appointment of an advisory board authorizing counties to pay for patients cared for in hospitals of other counties authorizing counties to receive gifts or trust funds for the erection and maintenance of such hospitals validating proceedings elections and erections under existing laws repealed by this act and all indebtedness incurred in connection therewith.

Mr. SCHANTZ, from the Committee on Appropriations, re-reported as committed, Senate Bill No. 123, entitled:

An Act to amend section nineteen of the act approved the second day of May one thousand nine hundred and five (Pamphlet Laws three hundred and fifty-two) entitled "An Act to regulate the employment in all kinds of industrial establishments, of women and children employed at wages or salary, by regulating the age at which minors can be employed and the mode of certifying the same, and by fixing the hours of labor for women and minors; to provide for the safety of all employes in all industrial establishments, and of men, women, and children in schoolhouses, academies, seminaries, colleges, hotels, hospitals, storehouses, office buildings, public halls, and places of amusements, in which proper fire escapes, exits, and extinguishers are required; to provide for the health of all employes, and of men, women, and children in all such establishments, storehouses, and buildings, by proper sanitary appliances; and to provide for the appointment of inspectors, office clerks and others, who, with the Chief Factory Inspector, shall constitute the Department of Factory Inspection; to enforce the same, and providing penalties for violations of the provisions thereof; fixing the term and salaries of the Chief Factory Inspector and his appointees," as amended by appropriating to the Department of Labor and Industry all fees received by it for boiler inspections.

Also, from the Committee on Appropriations, reported as committed, Senate Bill No. 436, (House Bill No. 281), entitled:

An Act consolidating into one special fund in the State Treasury all separate funds set apart in the State Treasury for the use of the Board of Fish Commissioners formerly the Department of Fisheries specifying the purposes for which the moneys in the said fund may be used and appropriating such moneys to the Board of Fish Commissioners for the purposes specified.

Also, from the Committee on Appropriations, reported as committed, Senate Bill No. 587, entitled:

An Act making an appropriation to the Aged Colored Women's Home, at Williamsport, Lycoming County, Pennsylvania.

Also, from the Committee on Appropriations, rereported as amended, Senate Bill No. 407, entitled:

A Joint Resolution providing for the continuation of the Commission appointed in accordance with the provisions of a joint resolution approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws seven hundred fifty) entitled "A Joint Resolution constituting a commission to examine the tax laws of the Commonwealth and of other States and countries and to prepare and submit bills to carry into effect its recommendations prescribing the powers and duties of said commission and making an appropriation" and making an appropriation.

## BILLS INTRODUCED.

Mr. WOODWARD read in his place and presented to the Chair Senate Bill No. 612, entitled:

An Act establishing the minimum marriageable age at sixteen years, and providing for certain exceptions thereto.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 613, entitled:

An Act to amend section one of an act approved the twenty-fourth day of July, one thousand nine hundred and thirteen, (P. L. 1013), entitled "An Act regulating the issuance of licenses to marry; prohibiting the issuance of such licenses to certain persons; regulating the time during which licenses shall be valid, and the time when returns shall be made of marriages solemnized to the clerk of the orphans' court; and prescribing the duties of the clerk of the orphans' court."

Which was committed to the Committee on Judiciary General.

Mr. ARON read in his place and presented to the Chair Senate Bill No. 614, entitled:

An Act to fix the salaries of the judges of the Municipal Court of Philadelphia.

Which was committed to the Committee on Appropriations.

Mr. JOYCE read in his place and presented to the Chair Senate Bill No. 615, entitled:

An Act requiring poor districts and hospitals for mental diseases to establish a pension fund for all employees of district, including district, City, and County Homes and hospitals for mental diseases, and regulating the administration and the payment of such pensions.

Which was committed to the Committee on New Counties and County Seats.

## BILLS ON FINAL PASSAGE RECALLED FROM THE GOVERNOR.

Agreeably to order,

The Senate resumed the third reading and consideration of Senate Bill No. 61, entitled:

An Act to amend route number one hundred and two of section six of an act approved the thirty-first day of May one thousand nine hundred and eleven (Pamphlet Laws four hundred and sixty-eight) entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendent of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of Commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming

all or part of any State Highway and procedure therein providing for work of improvement of State Highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State Highways and State-aid Highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State Highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of this act" as amended

Providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway and procedure therein providing for work of improvement of State Highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State Highways and State-aid highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State Highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of this act" which was amended by section one of an act approved the eleventh day of July one thousand nine hundred and twenty-three (Pamphlet Laws one thousand sixty-three) is hereby further amended to read as follows

Route One Hundred and Two From Coudersport to Wellsboro Commencing in Coudersport and running by way of Brookland West Pike and Galeton to a point on the dividing line between Potter and Tioga counties thence by way of Gaines Ansonia and Stokesdale into Wellsboro Tioga County

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris. | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites. |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILLS ON FINAL PASSAGE.

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 3, as follows:

An Act making an appropriation to the West Philadelphia Hospital for Women in the City of Philadelphia

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty-six thousand dollars ($36,000) or so much thereof as may be necessary is hereby specifically appropriated to the West Philadelphia Hospital for women located on Parish Street Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate resumed consideration of Senate Bill No. 64, as follows:

An Act making an appropriation to the Home for Friendless Women and Children of the city of Scranton

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of ten thousand dollars ($10,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Home for Friendless Women and Children of the city of Scranton for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate resumed consideration of Senate Bill No. 450, as follows:

An Act making an appropriation to the Department of Property and Supplies to reimburse David Cramer for moneys erroneously paid into the State Treasury

Whereas At a public sale held the eleventh day of June one thousand nine hundred and twenty-three in the city of Harrisburg the Department of Property and Supplies accepted the bid of David Cramer of seven hundred dollars ($700.00) for a seven passenger Fiat Touring car listed as Model F one thousand nine hundred and nineteen and

Whereas In transferring the ownership of said car from the Commonwealth of Pennsylvania to David Cramer an error was made and another car was transferred and delivered to David Cramer and

Whereas The market value of the car so transferred to said David Cramer was two hundred and three dollars ($203.00) and

Whereas Said David Cramer paid into the Treasury of the Commonwealth of Pennsylvania the sum of seven hundred dollars ($700.00) therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five hundred dollars ($500.00) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Property and Supplies for the purpose of reimbursing David Cramer for said moneys erroneously paid into the State Treasury

Section 2 Said moneys shall be paid over to said David Cramer by requisition by the Secretary of Property and Supplies on warrant of the Auditor General in the event that after due examination the Secretary of Property and Supplies finds that said over payment was actually made

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Patton, | Joyce, | Woodward, |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate resumed consideration of Senate Bill No. 451, as follows:

An Act to further amend clause five of section twenty-nine of the act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) entitled "An Act to provide for the incorporation and regulation of certain corporations."

Section 1 Be enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause five of section twenty-nine of the act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) entitled "An Act to provide for the incorporation and regulation of certain corporations" which was amended by the act approved the ninth day of May one thousand eight hundred and eighty-nine (Pamphlet Laws one hundred fifty-nine) entitled "An Act supplementary to an act entitled 'An Act to provide for the incorporation and regulation of cerain corporations' approved the twenty-ninth day of April Anno Domini one thousand eight hundred and seventy-four amending the twenty-ninth section of said act so as to provide for the further regulation of and granting additional powers to all corporations now or hereafter incorporated under the provisions of said act for the insurance of owners of real estate mortgages and others interested in real estate from loss by reason of defective titles liens and incumbrances" is hereby further amended to read as follows

Clause V The said companies shall keep all trust funds and investments separate and apart from the assets of the companies and all investments made by the said companies as fiduciaries shall be so designated as that the trust to which such investment shall belong shall be clearly known Provided That every such company shall have the right to clear receipts and payments of trust money in the regular course of business in the same manner as other funds held by it And provided further That said companies may assign to their various trust estates participation in a general fund of mortgages upon real estate securing bonds in which case it shall be a sufficient compliance with the provisions of this service for the company to designate clearly on its records the bonds and mortgages composing such general trust fund the names of the trust estates participating therein and the amounts of the respective participations and in such case no estate so in any bonds and mortgages in such fund and the company shall have the right at any time to purchase at market value but not less than face value any such bonds and mortgages from such fund with the right to substitute therefor other bonds and mortgages

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Kunkle, | Phipps, |
| Baldwin, | DeWitt, | Krause, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate resumed consideration of Senate Bill No. 462, as follows:

An Act to futher amend section thirty-five of the act approved the thirteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws five hundred and fifty-one) entitled "An act relating to roads highways and bridges" by authorizing in proceedings pending or hereafter begun such bridges to be located wherever necessary

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section thirty-five of the act approved the thirteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws five hundred fifty-one) entitled "An act relating to roads highways and bridges" which was amended by the Act approved the twelfth day of June one thousand nine hundred and seven (Pamphlet Laws five hundred twenty-three) entitled "An act amending section thirty-five of an act entitled 'An act relating to roads highways and bridges' approved the thirteenth day of June Anno Domini one thousand eight hundred and thirty-six extending the provisions of said section as to also authorize the construction of county bridges in cities and boroughs and providing for the erection of new bridges when any existing county bridge is insufficient for any cause to accommodate the public travel" is hereby further amended to read as follows

Section 35 When [a river creek or rivulet over which it may be necessary to erect and construct a bridge crosses a public street road or highway] in proceedings pending or hereafter begun the construction and erection of a bridge shall appear necessary over a river creek or rivulet in any city borough or township of this Commonwealth or between any two of them and the erecting and constructing of such bridge requires more expense than it is reasonable that the respective city borough township or townships or any two of them when they are adjoining should bear the court having jurisdiction as aforesaid shall upon the representation of the proper authorities of the respective city or borough or of the supervisors of the township or on the petition of any of the inhabitants of the respective city borough or township or any two of them order a view in the manner provided for in the case of roads and if on the report of the viewers it shall appear to the court grand jury and commissioners of the county that such bridge is necessary and would be too expensive for such city borough township or townships or any two of them adjoining to bear it shall be entered on record as a county bridge Should any county bridge whether heretofore or hereafter erected be insufficient for any cause to accommodate the public travel it shall be lawful to proceed in said court by petition in the manner aforesaid with like proceedings and with the same effect as if the petition was for an original county bridge and upon the approval of the court grand jury and county commissioners a new bridge may be erected and constructed to take the place of the bridge then existing

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreebly to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate resumed consideration of Senate Bill No. 475, as follows:

An Act to amend section one of an act approved the fifteenth day of June one thousand nine hundred and eleven (Pamphlet Laws nine hundred and eighty-six) entitled "An act to fix and regulate the compensation of directors of the poor of poor districts composed of several townships boroughs and cities situate wholly within counties of this Commonwealth not exceeding five hundred thousand population" as amended

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of an act approved the fifteenth day of June one thousand nine hundred and eleven (Pamphlet Laws nine hundred and eighty-six) entitled "An act to fix and regulate the compensation of directors of the poor of poor districts composed of several townships boroughs and cities situate wholly within counties of this Commonwealth not exceeding five hundred thousand population" which was amended by an act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws six hundred and seven) entitled "An act to amend section one of an act approved the fifteenth day of June one thousand nine hundred eleven entitled 'An act to fix and regulate the compensation of directors of the poor of poor districts composed of several townships boroughs and cities situate wholly within counties of this Commonwealth not exceeding five hundred thousand population'" and by an act approved the eleventh day of July one thousand nine hundred and seventeen (Pamphlet Laws seven hundred and sixty-eight) entitled "An act to amend an act approved the fifteenth day of June one thousand nine hundred eleven entitled 'An act to fix and regulate the compensation of directors of the poor of poor districts composed of several townships boroughs and cities situate wholly within counties of this Commonwealth not exceeding five hundred thousand population'" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act the annual salary of each director of the poor of poor districts composed of several townships boroughs and cities situate wholly within any county of this Commonwealth shall be as follows

In such poor districts containing one hundred thousand population and not exceeding one hundred and twenty-five

thousand population seven hundred and fifty dollars in such poor districts containing one hundred and twenty-five thousand population and not exceeding one hundred and forty thousand population one thousand dollars and in such poor districts containing one hundred forty thousand population and not over five hundred thousand population [fifteen] twenty-five hundred dollars

The salaries herein fixed shall be in full in lieu of all other compensation for service of directors of the poor excepting traveling expenses necessarily incurred in the discharge of their official duties or in the performance of any service office or duty imposed upon the directors of the poor and excepting also the pay of any director at a rate not to exceed three dollars and fifty cents per diem for attendance at any office of said directors of the poor in any city borough or township maintained and established under authority of existing law authorizing the maintenance and establishment of such an office to assist the work of said directors of the poor and which is not connected with the property of the poor district The said poor directors shall have power to employ an attorney at such rate of compensation as they shall deem proper The population of poor districts for the purpose of this act is to be ascertained and determined at any time by the most recent United States census

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. DAIX. Mr. President, I move to reconsder the vote by which the bill passed third reading.

Mr. SCHANTZ. Mr. President, I second the motion.

The motion was agreed to.

And the question recurring.

Will the Senate agree to the bill on third reading?

Mr. DAIX. Mr. President, I ask unanimous consent to amend section 1, page 2, line 26, by inserting after the word "county" the following: "but not coextensive with any county"

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 16, entitled:

An Act validating ordinances assessments and proceedings by Councils in Cities for the paving and curbing of public highways and validating municipal liens therefor filed in the name of the City or in the name of the City to the use of the contractor

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 59, as follows:

An Act making an appropriation to the Lewistown Hospital of Lewistown Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifteen thousand five hundred dollars ($15,500) or so much thereof as may be necessary is hereby specifically appropriated to the Lewistown Hospital of Lewistown Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such appropriation of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Kunkle, | Phipps, |
| Baldwin, | DeWitt, | Krause, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 192, as follows:

An Act making an appropriation to the Children's Aid Society of Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifty-five thousand dollars ($55,-

000) or so much thereof as may be necessary is hereby specifically appropriated to the Children's Aid Society of Pennsylvania located in Philadelphia for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 349, entitled:

An Act concerning the identification and marking of graves of soldiers and sailors of the Revolutionary War imposing certain duties on the Adjutant General and on certain municipal officers and making an appropriation

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

## BILL OVER IN ORDER.

Mr. WOODWARD. Mr. President, this is one of a series of bills; and there are two amendments to this bill. The one is all right, and the other is supposed to be all right. I think it is. Mr. Baker says it is. But at the same time I am not quite satisfied, and, therefore, I ask that Senate Bill No. 408, on third reading, entitled:

An Act to amend paragraph six of section one of the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending its benefits to certain employes of the Department of Public Instruction and of the Legislature

go over in its order until tomorrow, at least.

The President. Is there objection? The Chair hears none.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 409 entitled:

An Act to amend section three of the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by changing the time during which a State employe shall have the option of membership in the retirement association.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. WOODWARD. Mr. President, I have been requested to explain these bills, or I would not rise again.

This is simply a technical matter, which extends the time in which employes can join the Employes' Retirement Fund.

The next bill, No. 410, is to get out from under the Court's decision on Old Age Pension and put the Employes' Retirement people in the same class with the judges, who can be called upon at any time for service. We feel that the judges will never declare the Act unconstitutional in that respect.

Senate Bill No. 444 is designed to let the Superintendent of Public Instruction, J. George Becht, to participate in the Teachers' Retirement Fund.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 410, entitled:

An Act to amend paragraph four of section six of the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by imposing certain duties upon recipients of state annuities thereunder.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 416, (House Bill No. 82), entitled:

An Act amending sections one and two of an act approved the twelfth day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred and forty-eight) entitled "An act providing for the depositing of money with the clerk of the several courts of quarter sessions and oyer and terminer or other courts of record having jurisdiction in this Commonwealth in lieu of bail and recognizances with surety or sureties in criminal or quasi criminal prosecutions desertion or nonsupport and surety of the peace cases pending in said courts and fixing the fees of the said clerk of the courts" providing for the depositing of cash bail by others than defendants.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 441, (House Bill No. 543), entitled:

An Act repealing all acts and parts of acts general local and special which impose a State tax on the fees of notaries public

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 444 entitled:

An Act to further amend clause seven of section one of the act approved the eighteenth day of July one thousand nine hundred and seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties".

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILLS ON THIRD READING.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate bill No. 446 as follows:

An Act authorizing cities of the first class to enter into contracts or agreements for the establishment maintenance or continuance of maritime service between said cities and other ports by others providing among other things for the payment or guarantee of losses or deficiencies incurred therein

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That cities of the first class are hereby further authorized to enter into contracts or agreements with steamship companies or others for the establishment maintenance carrying on or continuance by said other parties of marine passenger or freight and cargo service or a combination thereof on such terms and conditions as may be deemed desirable by the Council of said cities and may provide among other things as a term of such contracts or agreements for the payment or guarantee for fixed periods of losses or deficiencies that may be incurred or met by the other parties to said contracts or agreements in the carrying on of such service together with such other terms and conditions as may be agreed upon

Section 2 All executive functions duties and powers under this act or arising therefrom shall be exercised by the Department of Wharves Docks and Ferries of such cities

Section 3 All acts or parts of acts inconsistent herewith be and the same are hereby repealed

Mr. SALUS. Mr. President, I ask unanimous consent to amend Page 2, line 10, strike out the word "further", also, line 14, after the word "thereof" insert the following; "and to lease and acquire wharves docks and lands for such purposes and to aid in the development of wharves docks and lands"

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## WILL THE SENATE AGREE TO THE BILL?

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 463 entitled:

An Act providing for the compensation of certain officers and employes in counties of the second class

And said bill having been read at length the third time,

On the question,

Mr. MANSFIELD. Mr. President, I ask unanimous consent to amend Section 1, page 2, line 17 by striking out the word "detective" and inserting in lieu thereof the word "detectives"; also page 2, line 27 by striking out "housand" and inserting in lieu thereof the word "thousand"

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

## BILL ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 467 as follows

AN ACT to amend section six of an act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws seven hundred forty-six) entitled "An act to regulate the construction maintenance and inspection of buildings used for the exhibition of moving-pictures in all cities of the first class providing for the enforcement thereof and fixing penalties for violation of the same" by providing for the heating by means of mechanical warm air

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Asembly met and it is hereby enacted by the authority of the same That section six of an act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws seven hundred forty-six) entitled "An act to regulate the construction maintenance and inspection of buildings used for the exhibition of moving-pictures in all cities of the first class providing for the enforcement thereof and fixing penalties for violation of the same" is hereby amended to read as follows

Section 6 In every building hereafter erected or altered to be used for the exhibition of moving-pictures regardless of size or seating capacity the platform shall be constructed of fireproof material except that portion equal to the width of the proscenium opening and the depth of the platform All partitions shall be constructed of fireproof material secured to the floor and ceiling and all decorations must be fireproofed and firmly fixed in position The flies or decorative fixtures upon the platform must be fireproofed and firmly fixed to the said platform The both for the moving-picture machine shall be constructed of fireproof material with a ventilator extending through the front of the partition In the floor construction a wooden top floor may be used if attached to sleepers embedded in cinder-concrete The curtain shall be an approved asbestos curtain No dressing-rooms shall be allowed in such buildings The cellar shall not be used for manufacturing purposes or for the storage of materials All electrical installation throughout the building shall be approved by the chief of the electrical bureau of said cities There shall be provided emergency lights on separate circuit from the general house lights which emergency lights shall be kept lighted during all performances The lighting throughout the building shall be by means of electricty and the heating by means of steam (or) hot water or mechanical warm air And every such building shall have at least one front abutting upon the street which front shall be not less than twenty-five feet in width and shall be as wide as the widest part of the auditorium Gradients shall be used instead of steps wherever

possible Provided That nothing in this act shall be construed to apply to theatres now in existence or hereafter constructed or to buildings in which moving-picture exhibitions are being given at the time of the passage of this act None of the provisions of this act shall apply to any church or other place not devoted to the business of such exhibitions so as to prohibit the giving of a single or occasional exhibition of moving-pictures therein if a permit for each such exhibition shall first be obtained from the fire marshal of such city

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILL RECOMMITTED.

Mr. BALDWIN. Mr. President, I move that Senate Bill No. 468, on third reading, entitled:

An Act to provide for a second additional law judge of the court of common pleas of the Fourteenth Judicial District

be recommitted to the Committee on Judiciary General for the purpose of amendment.

Mr. SALUS. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 492, as follows:

An Act to amend section one of an act approved the twelfth day of May one thousand eight hundred and eighty-seven (Pamphlet Laws ninety-six) entitled "A supplement to an act entitled 'An Act supplementary to an act relative to burial grounds and cemeteries situated in incorporated boroughs' approved the nineteenth day of May one thousand eight hundred and seventy-four changing the title of said act and authorizing the court to make orders and decrees required by the act and to enforce the same by process approved the thirteenth day of May eighteen hundred and seventy-six further empowering courts to direct removal of remains in boroughs cities and towns from burial grounds where interments have ceased or have become so neglected as to become a public nuisance or such remains interfere with the improvements extensions and interests of such cities boroughs or towns" as amended providing that such removal may be authorized when such land is desired by said municipalities for opening laying out or extending streets or establishing playgrounds or recreation centres

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of an act approved the twelfth day of May one thousand eight hundred and eighty-seven (Pamphlet Laws ninety-six) entitled "A supplement to an act entitled 'An act supplementary to an act relative to burial grounds and cemeteries situated in incorporated boroughs' approved the nineteenth day of May one thousand eight hundred and seventy-four changing the title of said act and authorizing the court to make orders and decrees required by the act and to enforce the same by process approved the thirteenth day of May eighteen hundred and seventy-six further emp wering courts to direct removal of remains in boroughs cities and towns from burial grounds where interments have ceased or have become so neglected as to become a public nuisance or such remains interfere with the improvements extensions and interests of such cities boroughs or towns" which was amended by section one of an act approved the twenty-ninth day of April one thousand nine hundred and nine (Pamphlet Laws two hundred and ninety-one) entitled "An Act to amend sections one and two of an act entitled 'A Supplement to an act entitled "An Act supplementary to an act relative to burial-grounds and cemeteries situated in incorporated boroughs approved the nineteenth day of May one thousand eight hundred and seventy-four changing the title of said act and authorizing the court to make orders and decrees required by the act and to enforce the same by process" approved the thirteenth day of May eighteen hundred and seventy-six further empowering courts to direct removal of remains in boroughs cities and towns from burial grounds where interments have ceased or have become so neglected as to become a public nuisance or such remains interfere with the improvements extensions and interests of such cities boroughs or towns' by further providing that such removal may be authorized when said lands shall be desired by said municipalities or the school districts thereof for the erection of municipal school or public library buildings thereon or for any other public purpose" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That when by the growth of cities towns and boroughs and the opening of incorporated cemeteries in cities and boroughs or in the vicinity thereof or from other causes any burial-ground privately owned and in charge of no person or persons or any burial-ground belonging to or in charge of any religious society or church directly or through trustees thereof or in charge of no person persons church or society has ceased to be used for interments or has become so neglected as in the opinion of the court to become a public nuisance or that the remains of bodies interred in any such neglected or dissused cemetery in any city or borough interfere with and hinder the improvements extensions and general progressive interests of any city or borough or when the said land shall be desired by the said municipality or in the school district thereof for the erection thereon of any municipal school or free public library building or for use as recreation centres or municipal playgrounds or the opening laying out or extension through said land of any street or highway or for any other public purposes the court of quarter sessions of the several counties of this Commonwealth upon petition of the managers officers or on the petition of fifty or more citizens or residents in the vicinity in case where such cemetery or graveyard is not in charge of any person persons church or society or trustees of such society or church setting forth that the erection extension improvements and general progressive interests of such city or borough are hampered and interfered with and the welfare of such city or borough is injured to the detriment thereof and of the public good or upon the petition of said municipality or school district thereof that the said land shall be desired by said municipality or the school district thereof for the erection thereon of any municipal school or free public library building or for use as recreation centres or municipal playgrounds or the opening laying out or extension through said land of any street or highway or for any other public purposes and after three weeks of advertisement or hearing in open court for the purpose may after a full hearing of the parties their proofs and allegations authorize and direct

the removal of the remains of the dead from such burial grounds Provided That no such application shall be made by the managers officers or trustees of such society or church except in pursuance of the wishes of a majority of the members of such society or church expressed at a meeting held for that purpose after two weeks' public notice After the removal of all dead bodies from such burial grounds the said land shall cease to be a cemetery or burial ground for all and any purpose whatsoever and may be acquired by the municipality or school district thereof as other lands are acquired for municipal or school purposes

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 493, entitled:

An Act to amend section two of the act approved the first day of June one thousand eight hundred and eighty-three (P. L. 58) entitled "An act empowering and directing the county commissioners of any county to purchase ground at the county seat for the erection thereon of such building or buildings as may be necessary for the accommodation of the courts and of the several officers of the county and for the reception and safe keeping of the records and other papers in charge of such officers and also such other building or buildings as may be necessary and proper for the purposes of a county jail or workhouse when occasion shall require the erection of such building or buildings and in case the said ground cannot be obtained by agreement with the owner or owners at a reasonable price in the estimation of said commissioners then to resort to condemnation" providing for the leasing of part of ground so obtained to municipalities for use as comfort stations

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILLS RECOMMITTED.

Mr. WEINGARTNER. Mr. President, I move that Senate Bill No. 504, (House Bill No. 630), on third reading, entitled:

An Act to further amend clause three section one of an act approved the eighth day of May one thousand eight hundred and fifty-four (Pamphlet Laws six hundred forty-four) entitled "A further supplement to the act entitled 'An Act concerning divorces'" as amended by taking away the right of support or alimony in certain cases

be recommitted to the Committee on Judiciary General.

Mr. KRAUSE. Mr. President, I second the motion.

The motion was agreed to.

Mr. PHIPPS. Mr. President, I move that Senate Bill No. 520, on third reading, entitled:

An Act authorizing county commissioners of counties of the sixth class to provide an office at the cost of the county for the district attorney in the town borough or city where he resides if he does not have an office at the county seat and to furnish also at the cost of the county furniture telephone books blanks dockets supplies postage and stationery required by the district attorney.

be recommitted to the Committee on Military Affairs.

Mr. NORTH. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING AND FINAL PASSAGE.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 524, entitled:

An Act to further amend section two thousand six hundred and three and two thousand six hundred and twenty-three of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" authorizing school districts of the second class to employ certified public accountants in certain cases and providing for their compensation

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

YEAS—48

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |

| | | | |
|---|---|---|---|
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 525, as follows:

An Act to further amend paragraph nineteen of section one thousand two hundred and ten of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph nineteen of section one thousand two hundred and ten of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended by an act approved the tenth day of July one thousand nine hundred nineteen (Pamphlet Laws nine hundred and ten) entitled "An act to further amend section one thousand two hundred and ten and to repeal sections one thousand two hundred eleven one thousand two hundred thirteen and two thousand eight hundred and five of an act approved the eighteenth day of May one thousand nine hundred eleven (Pamphlet Laws three hundred and nine) entitled 'An act to establish a publice school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' and making an appropriation" and as amended by an act approved the twenty-eighth day of April one thousaid nine hundred and twenty-one (Pamphlet Laws three hundred twenty-eight) entitled "An act to amend section one thousand two hundred ten as amended and section one thousand one hundred three and section five hundred twenty-four as amended of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' and repealing section one thousand two hundred twelve thereof" as amended by an act approved the twenty-third day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and twenty-eight) entitled "An act to further amend section one thousand two hundred ten as amended of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby amended to read as follows

Nineteen Of the salaries herein provided for teachers supervisors principals and all other members of the teaching and supervisory staff in the public schools of the Commonwealth except part time and night school teachers the Commonwealth shall pay for the biennium year beginning June first one thousand nine hundred and twenty-three and each biennium year thereafter to such school districts as comply with the laws governing the public schools of the Commonwealth for each of said persons employed therein as shown by the certificate herein required to be filed with the Superintendent of Public Instruction in the November immediately preceding any such biennium year as follows In school districts of the first class for each member of the teaching and supervisory staff twenty-five per centum (25%) of the annual minimum salary prescribed herein for elementary teachers in such districts in school districts of the second and third class for each member of the teaching and supervisory staff thirty-five per centum (35 per cent) of the annual minimum salary prescribed herein for elementary teachers in such districts in school districts of the fourth class for each member of the teaching and supervisory staff fifty per centum (50 per cent) of the annual minimum salary prescribed herein for teachers in such districts Provided That the amount paid by the Commonwealth to a school district in any of the foregoing classes which has a true valuation per teacher of assessable property of fifty thousand dollars ($50,000) or less shall be seventy-five per centum (75%) of the annual minimum salary prescribed herein for elementary teachers in such districts and that the amount paid to a school district in any of the foregoing classes which has a true valuation per teacher of assessable property of more than fifty thousand dollars ($50,000) and not more than one hundred thousand dollars ($100,000) shall be sixty per centum (60%) of the annual minimum salary prescribed herein for elementary teachers in such districts Provided That any member of the teaching or supervisory staff receives less salary than the minimum salary prescribed by the foregoing salary schedule for the class of district in which he is teaching there shall be paid to the district a corresponding per centum of the salary paid to such person [And provided further That wherever payment is made upon the salary from Federal or other State funds such amounts shall be to the extent thereof in lieu of the payment provided herein for such person] Provided further That the Superintendent of Public Instruction shall annually apportion to each fourth class district the sum of two hundred dollars ($200) for each school permanently closed or discontinued in such district since nineteen hundred eleven or which may hereafter be permanently closed or discontinued

The true valuation per teacher for each district shall be determined by the State Council of Education on data and material submitted by the officers of such district in the annual report to the Superintendent of Public Instruction It shall be found by dividing the true valuation of the district by the number of full time teachers which number shall include all teachers principals supervisors and superintendents employed in the vocational and nonvocational schools of the district for the year covered by such report The true valuation of the taxable property of each school district shall be obtained by dividing the amount of the assessed valuation certified in the annual report of the district for the school year ending June thirtieth one thousand nine hundred and twenty-two and every second year thereafter by the average rate of assessment certified in such annual reports for the three years immediately preceding the date on which such true valuation is determined For the two fiscal years beginning on June first one thousand nine hundred and twenty-three and ending on May thirty-first one thousand nine hundred and twenty-five such true valuation of the district shall be determined during the month of June one thousand nine hundred and twenty-three on the data and material available in the report filed with the Superintendent of Public Instruction on August first one thousand nine hundred and twenty-two The true valuation of each school district for the two fiscal years beginning on June first one thousand nine hundred and twenty-five and ending May thirty-first one thousand nine hundred and twenty-seven and for each

biennium thereafter shall be determined during the month of October one thousand nine hundred and twenty-four and in the month of October of every second year hereafter The State Council of Education is hereby given full power and authority to make such investigations to take such actions and to institute such proceedings as may be necessary to determine any of the questions that may be raised in the determination and adjustment of the aforesaid true valuations and the decisions which such council reaches in such questions shall be final and conclusive

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bonbrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 2, as follows:

An Act making an appropriation to the Pennsylvania Institution for the Instruction of the Blind

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred and sixty-three thousand three hundred and thirty dollars ($163,330) is hereby specifically appropriated to the Pennsylvania Institution for the Instruction of the Blind for the two fiscal years beginning June first one thousand nine hundred and twenty-five toward the free education and maintenace of one hundred and sixty-five Pennsylvania pupils payable in quarterly instalments at the rate of four hundred and ninety-five dollars a yeah for each of such pupils enrolled for the quarter as shown by the certificate of the principal of the Institution

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 22, as follows:

An Act authorizing the Governor to appoint a commission to provide for the construction erection and dedication in the city of Chester of a monument to the memory of John Morton and making an appropriation

Whereas John Morton a citizen of the State of Pennsylvania was a member of the first American Congress which assembled in New York in the year one thousand seven hundred and sixty-five and of the second American Congress which assembled in the city of Philadelphia in the year one thousand seven hundred and seventy-four and

Whereas Said John Morton was a signer of the Declaration of Independence and his vote by breaking an existing tie vote decided the question of American Independence and

Whereas Said John Morton held many other public positions and rendered great service for the welfare of the American people and for the benefit of the State of Pennsylvania therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Governor is hereby authorized to appoint a commission of five citizens to be known as the John Morton Monument Commission which shall provide for the construction erection and dedication in the city of Chester of a suitable monument or memorial to the memory of John Morton The Commission shall organize by the selection of a chairman and secretary and shall have power to enter into any and all contracts deemed necessary to carry into effect the provision of this act

Section 2 That the sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby specifically appropriated to the Commission for the purposes of carrying out the provisions of this act This appropriation is made contingent upon the raising by the citizens of the city of Chester and the vicinity of a sum of at least fifteen thousand dollars ($15,000) to be applied to the cost of the construction erection and dedication of said monument and no part of said appropriation shall be paid until proof has been produced to the satisfaction of the Auditor General that said sum of fifteen thousand dollars ($15,000) is available for said purposes Payments from said appropriation shall be made upon requisition of the chairman of the Commission by warrant of the Auditor General on the State Treasurer in the usual manner

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 84, as follows:

Making an appropriation to the State Highway Department for the payment of rewards to townships of the second class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two million dollars ($2,000,000) or so much thereof as may be necessary is hereby specifically appropriated for the two fiscal years ending May thirty-first one thousand nine hundred and twenty-seven for the payment of rewards to townships of the second class as provided in the act of July fifteenth one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" and its amendments said amount to be paid by the State Highway Department out of moneys collected by said department from motor vehicle licenses

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 108, as follows:

An Act making an appropriation for the purchase of copies of the history of the Twenty-eighth Division during the World War and providing for the distribution thereof by the Governor

Whereas A history of the Twenty-eighth Division has been published by the Twenty-eighth Division Publishing Company which was edited by Colonel Edward Martin who was appointed as historian by the Commanding General of the Twenty-eighth Division during the World War and by associates from the several units composing said division and

Whereas It is eminently fitting and proper that copies of this history should be available for distribution among the several American Legion Posts and Posts of the Veterans of Foreign Wars of Pennsylvania State Armories United States Hospitals in Pennsylvania high schools libraries colleges educational institutions and historical societies therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of eighty thousand dollars ($80,000) or so much thereof as may be necessary is hereby specifically appropriated for the purchase of three thousand copies of said history now published The amount paid for such histories by the Commonwealth shall not exceed the cost of the publication of the same to the Twenty-eighth Division Publishing Company Such copies when published and purchased shall be furnished to the Governor of the Commonwealth and shall be by him distributed to the American Legion Posts and Posts of the Veterans of Foreign Wars of Pennsylvania State Armories United States Hospitals in Pennsylvania high schools libraries colleges educational institutions and historical societies and one set each to the Governor and heads of the various departments of the State government and each Senator and Members of the General Assembly of Pennsylvania Session of one thousand nine hundred and twenty-five

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. SCHANTZ. Mr. President, I move that Senate Bill No. 108 the bill just read, be recommitted to the Committee on Appropriations.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 113, as follows:

An Act making an appropriation to the Trustees of the University of Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one million two hundred and thirty thousand dollars ($1,230,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Trustees of the University of Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the general maintenance of the University and the purchase of such apparatus and equipment as the trustees may deem necessary for the best interests of the University of Pennsylvania Provided however That the sum of three hundred and thirty-nine thousand dollars ($339,000) thereof shall be used for the maintenance and equipment of the College of Liberal Arts and Fine Arts comprising the College of Arts and Science Pre-Medical and Pre-Dental courses the Graduate School the Departments of Architecture Fine Arts and Music and the University Museum And provided further that the sum of two hundred and twelve thousand dollars ($212,000) thereof shall be used for the maintenance and equipment of the technical courses including the courses in Chemistry and Chemical Engineering Civil Engineering and Mechanical Engineering in the Towne Scientific School And provided further that the sum of one hundred thousand dollars ($100,000) thereof shall be used for the maintenance and equipment of the School of Education including extension work in education And provided further that the sum of five hundred and nine thousand dollars ($509,000) thereof shall be used for the maintenance and equipment of the professional schools including the schools of Law Medicine Hygiene and Public Health Veterinary Medicine Graduate School of Medicine the Henry Phipps Institute for the Study Treatment and Prevention of Tuberculosis the Pepper Laboratory of Clinical Medicine the Department of Cutaneous Medicine and the Department of Research Medicine And provided further that seventy thousand dollars ($70,000) thereof shall be used for the the maintenance and equipment of Extension Courses other than Education

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 117, as folows:

An Act making an appropriation to the Laurelton State Village at Laurelton Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred and seventy thousand dollars ($170,000) or so much thereof as may be necessary is hereby specifically appropriated to the Board of Trustees of the Laurelton State Village at Laurelton Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the following purposes

For the purpose of maintenance the sum of one hundred and sixty thousand dollars ($160,000) or so much thereof as may be necessary

For repairs and improvements the sum of ten thousand dollars ($10,000) or so much thereof as may be necessary

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. SCHANTZ. Mr. President, I move that Senate Bill No. 117, the bill just read, be recommitted to the Committee on Appropriations.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 118, as follows:

An Act making an appropriation to the Board of Trustees of the Shamokin State Hospital

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred and two

thousand dollars ($102,000) or so much thereof as may be necessary is hereby specifically appropriated to the Board of trustees of the Shamokin State Hospital situated in the township of Coal near Shamokin Northumberland County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the following purposes

For the purpose of maintenance the sum of eighty-five thousand dollars ($85,000) or so much thereof as may be necessary

For repairs and equipment the sum of seventeen thousand dollars ($17,000) or so much thereof as may be necessary

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 131, as follows:

A Further Supplement to an act approved the first day of April one thousand eight hundred and sixty-three (Pamphlet Laws two hundred and thirteen) entitled "An act to accept the grant of public lands by the United States to the several States for the endowment of agricultural colleges" and making an appropriation for carrying the same into effect

Section 1 Be it enacted by the Senate and House of Representative of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in order to carry into effect the act of Congress approved the second day of July one thousand eight hundred and sixty-two granting public lands to the several States for educational purposes and the act of the Legislature of Pennsylvania approved the first day of April one thousand eight hundred and sixty-three accepting the provisions and conditions of said act of Congress and pledging the faith of the State to carry the same into effect the sum of four millions three hundred and twenty-three thousand two hundred and twenty dollars ($4,323,220) is hereby specifically appropriated for the two fiscal years beginning the first day of June one thousand nine hundred and twenty-five to the trustees of the Pennsylvania State College for the following purposes

For general maintenance of Pennsylvania State College the purchase of such apparatus and equipment as the trustees may deem necessary for the best interest of the College maintenance of teaching faculties and such other necessary expenditures as the trustees may deem necessary and practicable as follows

For the School of Liberal Arts the sum of one hundred and fifty thousand dollars ($150,000) or so much thereof as may be necessary

For the Schools of Engineering Mines Chemistry and Physics including research the sum of five hundred and forty thousand dollars ($540,000) or so much thereof as may be necessary

For the School of Education including resident instruction summer session and extension classes the sum of one hundred and fifty thousand dollars ($150,000) or so much thereof as may be necessary

For organizing and maintaining extension instruction in engineering and mining the sum of forty-five thousand dollars ($45,000) or so much thereof as may be necessary

For the School of Agriculture and the agricultural experiment station and the institute of animal nutrition including research work and including advice to mutual rural electric companies and to rural electric districts the sum of seven hundred and eighty-three thousand six hundred dollars ($783,600) or so much thereof as may be necessary

For meeting the provisions of the act of Congress approved May eighth one thousand nine hundred and fourteen providing for agricultural and homes economics extension and for other forms of extension work in agriculture and home economics the sum of six hundred thousand dollars ($600,000)

Section 2 There is hereby specifically appropriated in addition to the fore-going appropriations for the erection equipment and furnishing of such buildings or enlargement alterations and additions to buildings as in the judgment of the trustees may be required to enable the institution to carry out the provisions of its charter the sum of two million dollars ($2,000,000)

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr SCHANTZ. Mr President, I move that Senate Bill No. 131, the bill just read, be recommitted to the Committee on Appropriations.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 148, as follows:

An Act constituting the board of trustees of Washington and Jefferson College a Commission to provide a memorial to the memory of the late James A Beaver

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the board of trustees of Washington and Jefferson college is hereby constituted a commission to provide for the construction and erection or creation and dedication of a suitable memorial in honor of the memory of the late James A. Beaver a General during the Civil War Governor of this Commonwealth from January the eighteenth one thousand eight hundred and eighty-seven to January the twentieth one thousand nine hundred and ninety-one a Judge of the Superior Court of Pennsylvania and President of the board of trustees of said college until his death

Section 2 The sum of two hundred thousand dollars ($200,000) or so much thereof as may be necessary is hereby appropriated to the said board of trustees to carry out the purpose of this act Said appropriation shall be available as follows one hundred thousand dollars during the two fiscal years commencing June first one thousand nine hundred and twenty-five fifty thousand dollars during the two fiscal years commencing June first one thousand nine hundred and twenty-six and fifty thousand dollars during the two fiscal years commencing June first one thousand nine hundred and twenty-eight

Payments from said appropriation shall be made upon requisition of the President of the said board of trustees by warrant of the Auditor General upon the State Treasurer in the usual manner

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 185, as follows:

An Act making an appropriation to the School of Horticulture for Women at Ambler Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three thousand dollars ($3000) or so much thereof as may be necessary is hereby specifically appropriated to the School of Horticulture for Women at Ambler Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 280, as follows:

An Act making an appropriation to the Woman's Medical College of Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-five thousand dollars ($25,000) be and the same is hereby specifically appropriated to the Woman's Medical College of Pennsylvania for maintenance for the two fiscal years beginning June first one thousand nine hundred and twenty-five payment to be made on requisitions approved by the Superintendent of Public Instruction.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 299, as follows:

An Act defining Chiropractic creating a board of Chiropractic Examiners and defining its powers and duties providing the eligibility of applicants for licensure and regulating the examination and licensing of Chiropractors and the revocation of licenses making an appropriation and providing penalties and to prohibit the practice of any other mode or system under the name of Chiropractic

CREATION OF THE BOARD

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That there is hereby created a Board of Chiropractic Examiners to be known as the Pennsylvania Board of Chiropractic Examiners

The Governor shall appoint such board consisting of three members within thirty days after this act takes effect

The appointees shall meet within thirty days after their appointment and organize by electing a president secretary and treasurer The board shall have the power to adopt such reasonable rules and regulations for the transaction of its business as may be deemed necessary

The first appointees shall have the qualifications set forth in section seven Subsequent appointees shall be graduates of Chiropractic Schools or Colleges giving a course of at least three years of six months each in anatomy physiology symtomatology hygiene sanitation Chiropractic analysis and the principles and practice of Chiropractic and requiring actual attendance upon the classes No one may be appointed who practices anything but Chiropractic as hereinafter defined

No two members of the board shall be graduates of the same school or college and no member of the board shall be a member of the faculty of any school or college

The term of office of the first members appointed shall be as follows one for one year one for two years and one for three years Appointees after the first board shall serve for three years and until their successors shall have been duly appointed and qualified Vacancies shall be filled by the Governor within thirty days

Section 2 Meetings The Board shall hold regular meetings to examine applicants and the transaction of business commencing on the first Mondays of March August and November In each year special meetings may be called by the President and Secretary upon thirty days' notice printed in a newspaper of general circulation in the state

Section 3 Officers The board of Commissioners of Public Grounds and Buildings shall at the request of the board provide an office in the capitol building where meetings may be held Special meetings may be called anywhere in the state

Section 4 Chiropractic Defined Chiropractic is defined to be the science of palpating and adjusting the articulations of the human spinal column by hand only This definition is inclusive and any and all other methods are hereby declared not to be Chiropractic

Section 5 Eligibility Any person of good moral character twenty-one years of age or over who is a graduate of a Chiropractic School or College teaching Chiropractic and giving a course of at least three years of six months each in the subjects enumerated in section one and requiring actual attendance upon the classes shall be eligible to examination provided he possesses preliminary education or experience equivalent to a high school education and provided further That he practices nothing but Chiropractic as herein defined

Section 6 Examinations Anyone desiring an examination shall at least fifteen days prior to the meeting of the board make written application to the Secretary Such applications shall be accompanied by an examination fee of fifteen dollars The application shall state the name age and sex and place of residence of the applicant that he graduated from a reputable school or college requiring a minimum class room attendance of at least two thousand sixty minute hours or its equivalent the name of the college and its location the date of graduation together with such other data the applicant may desire to give In case the applicant fails in the first examination he shall be entitled to a second one without further fee The application shall be signed and sworn to by the applicant

The board shall prepare reasonable questions and fairly mark and grade the answers thereto all of which shall be done solely for the purpose of determining whether the applicant is reasonably qualified to practice Chiropractic All applicants reasonably qualified to practice Chiropractic shall be granted a license

Section 7 Licenses Without Examination Any person of good moral character who has been continuously engaged in the practice of Chiropractic in the State for two years prior to the passage of this act shall be licensed without examination upon payment of twenty dollars if he applies for a license within sixty days after the organization of the board

Section 8 Licenses All licenses issued shall be renewed annually upon the payment of a renewal fee of two dollars

All licenses shall be signed by the President and Secretary and shall be attested by the official seal of the board A fee of five dollars shall be collected before the same is delivered Licensees shall register their licenses with the prothonotary of the county in which they reside before practicing

Section 9 Reciprocity Any person of good moral character licensed by a Chiropractic Board of any other state or territory may be licensed by the board without examination upon payment of twenty dollars

Section 10 Revocation Upon complaint to the board after twenty days notice of time and place of trial has been given to any licensee if it shall be found that he practices anything other than Chiropractic to cure or relieve disease or to remove the cause thereof without having a separate license therefor or if it be found that he no longer possesses a good moral character or is addicted to the use of narcotic drugs or in any way is guilty of deception or fraud in the practice of Chiropractic his license shall be revoked by the board

Any licensee aggrieved by the action of the board in revoking his or her license to practice may appeal therefrom to the court of common pleas of Dauphin County within thirty days after such action The Court shall thereupon fix a day for hearing of which notice shall be given to the Board in such manner as the court may direct The court shall hear any such appeal de novo and make such order thereon either sustaining the action of the board or reinstating the licensee as to it may appear just and proper The action of the court shall be final

Section 11 Finances Within ten days after the close of every meeting of the board the treasurer of the board shall turn over to the State treasurer all the fund

The treasurer shall keep the same in a separate fund to be used in paying running expenses of the board and a per diem fee of fifteen dollars to each of the members thereof for such time as they actually spend in the discharge of their official duties and traveling expenses

The moneys in such fund from time to time are hereby specifically appropriated to the board for expenditure for

the purposes mentioned in this section

If at the close of any fiscal year there remains in the hands of the State treasurer one thousand dollars over and above all indebtedness of the board the same shall be turned over to the general fund

Section 12 Practitioners It shall be unlawful for any person to practice Chiropractic without a license which license shall not entitle him to practice anything else And no one may hold himself or herself out as a Chiropractor without having a license as herein provided

Section 13 Penalties Any person violating any of the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not to exceed three hundred dollars or by imprisonment in the county jail for a term not to exceed three months or by both such fine and imprisonment

Section 14 Repeal All acts or parts of acts in conflict with this are repealed

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. MILLER. Mr. President, I move that Senate Bill No. 299, the bill just read, be recommitted to the Committee on Public Health and Sanitation, for the purpose of a hearing.

Mr. DAVIS. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 330, as follows:

An Act making an appropriation to The Jefferson Medical College of Philadelphia Pennsylvania for Medical Education

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the following sum or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Jefferson Medical College of Philadelphia for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the following purpose namely

The sum of one hundred and twenty-five thousand dollars ($125,000) or so much thereof as may be necessary for the support and promotion of medical education

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 374, as follows:

An Act making an appropriation to the Board of Trustees of the State Industrial Home for Women at Muncy Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of seventy-five thousand dollars ($75,000) or so much thereof as may be necessary is hereby specifically appropriated to the Board of Trustees of the State Industrial Home for Women at Muncy Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 386, (House Bill No. 393), entitled:

A Supplement to an act entitled "An act to provide for the ordinary expenses of the Executive Judicial and Legislative Departments of the Commonwealth interest on the public debt and the support of the public schools for the two fiscal years beginning June first one thousand nine hundred and twenty-three and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and twenty-three" as approved the thirtieth day of June Anno Domini one thousand nine hundred and twenty-three providing for deficiencies in certain appropriations made to the Executive and Judicial Departments by the act to which this is a supplement and for other minor expenses incurred or to be incurred to May thirty-first one thousand nine hundred and twenty-five by certain of the Executive and Judicial Departments not provided for by said act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. SCHANTZ. Mr. President, I move that Senate Bill No. 386, (House Bill No. 393), the bill just read, be recommitted to the Committee on Appropriations.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 395, as follows:

An Act providing for the rebuilding of county bridges over two hundred feet in length on improved primary State highway routes in counties of the sixth seventh and eighth classes by the Department of Highways at the expense of the Commonwealth

Whereas The taking over by the Commonwealth of certain public roads and the selection and improvement of a portion thereof as a primary system of main highways for through or interstate traffic has thrown an undue burden upon certain small counties through the rapid depreciation of bridges theretofore sufficient and which counties because of small population and little wealth are unable to meet this new burden so imposed by the Commonwealth Therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter in counties of the sixth seventh and eighth classes in this Commonwealth all county bridges over two hundred feet in length located within the county and connecting portions of improved State highways of the primary road system as laid out by the Department of Highways may be rebuilt by the Department of Highways whenever such bridges become so decayed dangerous or unsafe as to require rebuilding

The cost of rebuilding such bridges shall be paid for out of the moneys appropriated to the Department of Highways for the construction reconstruction and improvement of State highways and for such purposes all moneys in the treasury of the Commonwealth appropriated for the construction reconstruction and improvement of State highways is hereby specifically reappropriated

Section 2 All acts or parts of acts inconsistent with this act are hereby repealed

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 439, (House Bill No. 419), entitled:

An Act to amend sections three and four of the act approved the twenty-sixth day of June one thousand nine hundred and nineteeen (Pamphlet Laws six hundred and forty) entitled "An act to discontinue the State quarantine abolishing all offices and places connected therewith including the State Quarantine Board the Quarantine Physician and the Health Officer for the Port of Philadelphia providing for the possession control and custody of certain books records paraphernalia and property authorizing the leasing or sale of the real estate or personal property connected with the Marcus Hook Station to the United States Government and repealing certain acts"

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 457, as follows:

An Act providing for the maintenance and repair of State-aid roads or highways by the Commonwealth

Section 1 Be it enacted by the Senate and House of presentatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all roads or highways not part of state highway routes heretofore or hereafter constructed or improved jointly by any of the several counties or townships or either of them and the Commonwealth and known as State-aid or highways shall be maintained and repaired by and at the expense of the Commonwealth out of funds in the State Treasury specifically appropriated for the maintenance construction replacement reconstruction improvement and repairs of State Highways and so much thereof as may be necessary for the maintenance and repair of such State-aid roads or highways is hereby specifically appropriated for that purpose

Section 2 All acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 459, as follows:

An Act making an appropriation to the Board of Trustees of the Pennsylvania Industrial Reformatory at Huntingdon Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five hundred ninety-eight thousand six hundred and fifty dollars ($598,650.00) or so much thereof as may be necessary is hereby specifically appropriated to the Board of Trustees of the Pennsylvania Industrial Reformatory at Huntingdon for the two fiscal years commencing June first one thousand nine hundred and twenty-five for the following specific purposes

For salaries of officers and employees and for the payment of traveling expenses of the Board of Trustees as provided by law the sum of four hundred and six thousand dollars ($406,000) or so much thereof as may be necessary

For insurance on Boilers and Workmen's Compensation the sum of one thousand dollars ($1,000) or so much thereof as may be necessary

For library and school books school supplies stationery and postage the sum of three thousand five hundred dollars ($3,500) or so much thereof as may be necessary

For tools materials and necessary supplies for mechanical instruction in trade school classes and for special mechanical instruction the sum of six thousand one hundred and fifty dollars ($6,150) or so much thereof as may be necessary

For lectures entertainments and special school instruction the sum of seven hundred fifty dollars ($750) or so much thereof as may be necessary

For the purchase of machinery equipment and supplies for use in trade school classes and vocational departments the sum of thirteen thousand four hundred dollars ($13,400) or so much thereof as may be necessary

For making repairs replacements and improvements to grounds buildings machinery and equipment and mechanical installations in shops kitchen dining room bakehouse laundry and cell equipment the sum of sixty-three thousand two hundred fifty dollars ($63,250) or so much thereof as may be necessary

For the furnishing of each inmate upon discharge or parole with a complete outfit of clothing and expenses of the various agencies employed on parole investigations et cetera and for the transportation of special officers stationery and postage in connection with parole work the sum of twelve thousand dollars ($12,000) or so much thereof as may be necessary

For payment of gratuities to each discharged or paroled inmate whose residence is within fifty miles of Huntingdon five dollars ($5.00) and for each discharged or paroled inmate whose residence is more than fifty miles from Huntingdon the sum of ten dollars ($10.00) the total amount not to exceed in the aggregate the sum of ten thousand dollars ($10,000) or so much thereof as may be necessary

For the purchase of additional lands for protection of our drinking water supply new machinery and equipment construction of drainage sewers surface drains for pipe to carry water from Price's spring to engine room eight inch pipe distance fifty-six hundred feet and for construction of new paint shop additional to Hospital new cow barn new feed barn new silos new structure to house prison industries of Welfare Department automobile new potato and apple caves to provide fire escapes and safety devices for machines as ordered by Department of Labor and Industry the sum of eighty-two thousand six hundred dollars ($82,600) or so much thereof as may be necessary

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. SCHANTZ. Mr. President, I move that Senate Bill No. 459, the bill just read, be recommitted to the Committee on Appropriations.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 466, as follows:

A supplement to an act approved the seventeenth day of May one thousand nine hundred seventeen (Pamphlet Laws two hundred and eight) entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words 'drug' and 'poison' and providing for the appointment of a board which shall have in charge the enforce-

ment of said laws and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity" providing for the registration of apprentices in pharmacy requiring employers of such appentices to see that they are registered and imposing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That on and after the approval of this act every person who shall enter a pharmacy or drug store with the intention of becoming a pharmacist or assistant pharmacist shall make application to the State Board of Pharmacy on a form furnished by it for registration and certificate as registered apprentice The fee for such registration and certificate shall be two dollars ($2.00) or such other sum as may be fixed by the Department of Public Instruction under authority of law

Section 2 It shall be the duty of any registered pharmacist or other employer who takes into his or its employ an apprentice for the purpose of becoming a pharmacist or assistant pharmacist to require such person to apply to the State Board of Pharmacy for registration as apprentice and for failure to see that every apprentice employed by him or it is registered such registered pharmacist or other employer shall be liable as for a violation of this act

Section 3 Every applicant for apprentice registration must be at least sixteen years of age The State Board of Pharmacy with the approval of the Department of Public Instruction shall establish the preliminary educational qualifications and furnish upon request proper blanks for the purpose of registration and authorize the Department of Public Instruction to issue a certificate thereof

Section 4 A registered apprentice pharmacist shall have the right in the presence and under the personal supervision of a pharmacist or assistant pharmacist but not otherwise to prepare or dispense recipes or prescriptions and to sell or furnish medicines or poisons

Section 5 The beginning of the term of practical experience required of applicants for registration as pharmacist or assistant pharmacists shall be computed from the date of registration as apprentice

Section 6 Anv person violating any provision of this act shall upon conviction be sentenced to pay a fine of ten dollars ($10.00) and costs of prosecution

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 477, as follows:

An Act making an appropriation to Duquesne University of the Holy Ghost at Pittsburgh Pennsylvania

Whereas Duquesne University of the Holy Ghost has an enrollment of approximately three thousand students in its several schools of arts pre-medical accounts finance and commerce law public speaking and dramatic art college and secondary education including classic mathematics and science and is rendering unusually meritorious service in the field of education to the great advantage of the citizens of this Commonwealth and especially of those residing in the Pittsburgh district and

Whereas The said University is a corporation of the first class chartered under the laws of this Commonwealth and is not a demoninational or sectarian institution corporation or association therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifty thousand dollars ($50,000) or so much thereof as may be necessary is hereby specifically appropriated to the Duquesne University of the Holy Ghost Pittsburgh Pennsylvanaia for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 481, as follows:

An Act to amend section one thousand one hundred and eighty of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" by authorizing townships of the first class to contract with private water companies for a supply of water for public and private uses

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section eleven hundred and eighty of the act of Assembly approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" is hereby amended to read as follows

Section 1180 Townships of the first class may contract with any adjoining municipality owning a water works system or with a private water company for a supply of water for public and private uses to be delivered into the [lines] mains of the township at or near or within the [boundary] boundaries thereof

This section does not authorize a contract between a township of the first class and a municipality or a private company for the supply of water in territory being supplied by any other private company

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 510, (House Bill No. 673), entitled:

An act to further amend section eleven of article six and section fifteen of article seven of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" by changing the salaries of councilmen and mayors

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 514, as follows:

An Act making an appropriation to the Board of Trustees of the Harrisburg State Hospital

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifteen thousand dollars ($15,000) or so much thereof as may be necessary is hereby specifically appropriated to the Board of Trustees of the Harrisburg State Hospital for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the following purposes namely

For remodeling the North Dorothy Dix cottage making improvements to water supply system and the refrigerating

system the purchase of fuel saving equipment and instruments on boilers improvement of electrical system and the correction of conditions constituting serious hazards to property and life for the two fiscal years beginning June first one thousand nine hundred and twenty-five

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 515, as follows:

An Act making an appropriation to the Washington Crossing Park Commission for the purpose of the acquisition of land and property and the making of improvements in accordance with the provisions of the Act of July twenty-fifth one thousand nine hundred and seventeen (Pamphlet Laws one thousand two hundred and nine) entitled "An act to authorize the acquisition by purchase or condemnation of land for a park and the erection of a monument commemorative of Washington crossing the River Delaware and for the appointment of a commission to acquire said lands and erect such monument and making an appropriation for the purpose of this act"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred and twenty thousand dollars ($120,000) or so much thereof as may be necessary is hereby specifically appropriated to the Washington Crossing Park Commission constituted and appointed under the provisions of the act of the twenty-fifth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand two hundred and nine) entitled "An Act to authorize the acquisition by purchase or condemnation of lands for a park and erection of a monument commemorative of Washington crossing the River Delaware and for the appointment of a commission to acquire said lands and erect such monument and making an appropriation for the purpose of this act" for the purpose of acquiring additional lands and property in the manner provided for in said act the payment of maintenance labor materials trucks tools flags monuments markers equipment and supplies the expenses of the members of the Commission and its employes the payment of expenses incurred in printing photographing distributing or in otherwise making available for public use maps documents records historical information and reports issued by or in the possession of the Commission and for making of improvements to said park and the buildings erected thereon.

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 519, as follows:

An Act making an appropriation to the Board of Trustees of the Warren State Hospital

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred and forty thousand dollars ($140,000) or so much thereof as may be necessary is hereby specifically appropriated to the Board of Trustees of the Warren State Hospital for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the following purposes namely

For a new carpenter shop remodeling old power house to provide for store room and bakery new bake ovens laundry machinery and equipment improvements to power plant replacement of hospital equipment and furnishing of the watchmen's clock system repairing root cellar repairing roof correction of conditions constituting serious hazards to property and life fuel saving equipment and instruments on boilers and improvement to electrical system for the two fiscal years beginning June first one thousand nine hundred and twenty-five

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 522, as follows:

An Act making an appropriation to the Board of Trustees of the Hazleton State Hospital

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred five thousand dollars ($105,000) or so much thereof as may be necessary is hereby specifically appropriated to the Board of Trustees of the Hazleton State Hospital for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the following purposes namely

For maintenance including salaries wages or other compensation of a superintendent and assistants and employes the cost of supplies and equipment postage expressage telephone rentals and toll charges and such other expenses of every kind and description as may be necessary for the proper conduct of the work of the Board and the operation of the institution for two fiscal years beginning June first one thousand nine hundred and twenty-five

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 532, as follows:

An Act making an appropriation to the Board of Trustees of the Torrance State Hospital

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three hundred and ten thousand dollars ($310,000) or so much thereof as may be necessary is hereby specifically appropriated to the Board of Trustees of the Torrance State Hospital for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the following purposes namely

For the purchase of several tracts of land for water shed control on Shirley Run and three other small tracts of land of great importance to the institution completing and furnishing Ward Building number one laundry equipment improving of water system correction of conditions constituting serious hazards to property and life fuel saving equipment and instruments on boilers and improvement to electrical system the sum of eighty-five thousand dollars ($85,000)

For the construction and equipment of a new ward building the sum of two hundred and twenty-five thousand dollars ($225,000)

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 533, as follows:

An Act to amend section three hundred eighty-one of the act approved the fourteenth day of July one thousand

nine hundred and seventeen (Pamphlet Laws eight hundred forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" by providing for the establishment of lights along village streets in townships of the first class and authorizing the levy of a special tax therefor

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three hundred eighty-one of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" is hereby amended by adding thereto the following clause

XXIV On the petition of the owners of a majority of the lineal frontage along any highway or portion thereof in any village within the township to enter into contract with electric gas or other lighting companies to light and illuminate the streets highways and other public places in said villages with electric light gas or other illuminant

The township commissioners shall levy for the maintenance of said lights an annual tax upon all the property including factories and places of business abutting upon said highways and other public places in the district benefited thereby based upon the assessment for county purposes Such tax shall be collected in the same manner as other taxes The township treasurer shall receive the same commission as on other township taxes No such tax shall be levied against any farm land The township treasurer shall keep all such taxes collected for lighting the highways in a separate account and pay out the same only upon orders signed by the chairman of the township commissioners attested by the secretary The treasurer shall make a report to the auditors of the township annually

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 535, as follows:

An Act making an appropriation to the Board of Trustees of the Farview State Hospital

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of ninety thousand dollars ($90,000) or so much thereof as may be necessary is hereby specifically appropriated to the Board of Trustees of the Farview State Hospital for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the following purposes namely

The sum of sixty-five thousand dollars ($65,000) or so much thereof as may be necessary for completing the corridor connecting Ward H to patients dining room the purchase of two plots of land consisting of a hundred twenty-four acres the improvement of the water system for the correction of conditions constituting serious hazards to property and life and fuel saving equipment and instruments on boilers for the two fiscal years beginning June first one thousand nine hundred and twenty-five

The sum of twenty-five thousand dollars ($25,000) or so much thereof as may be necessary for extra maintenance care and treatment due to the character of patients kept at such institution and the small number of patients for the two fiscal years beginning June first one thousand nine hundred and twenty-five

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 536, as follows:

An Act making an appropriation to the Board of Trustees of the Coaldale State Hospital

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two hundred and forty-three thousand dollars ($243,000) or so much thereof as may be necessary is hereby specifically appropriated to the Board of Trustees of the Coaldale State Hospital for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the following purposes namely

The sum of one hundred and thirty thousand dollars ($130,000) or so much thereof as may be necessary for maintenance including salaries wages or other compensation of a superintendent and assistants and employes the cost of supplies and equipment postage expressage telephone rentals and toll charges and such other expenses of every kind and description as may be necessary for the proper conduct of the work of the Board and the operation of the institution for the two fiscal years beginning June first one thousand nine hundred and twenty-five

The sum of one hundred thirteen thousand dollars ($113,000) or so much thereof as may be necessary for equipment of the new hospital annex the alteration and repair of the main hospital building the purchase of a one-ton truck the erection of a fire-proof garage grading and paving storm sewer system from buildings to complete fencing the improvement of the electrical system and the correction of conditions constituting serious hazards to life and property for the two fiscal years beginning June first one thousand nine hundred and twenty-five

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 537, as follows:

An Act making an appropriation to the Board of Trustees of the Ashland State Hospital

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two hundred and fifty thousand dollars ($250,000) or so much thereof as may be necessary is hereby specifically appropriated to the Board of Trustees of the Ashland State Hospital for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the following purposes namely

The sum of two hundred and forty-five thousand dollars ($245,000) or so much thereof as may be necessary for maintenance including wages or other compensation of a superintendent and assistants and employes the cost of supplies and equipment postage expressage telephone rentals and toll charges and such other expenses of every kind and description as may be necessary for the proper conduct of the work of the Board and the operation of the institution for the two fiscal years beginning June first one thousand nine hundred and twenty-five

The sum of five thousand dollars ($5,000) or so much thereof as may be necessary for correction of conditions constituting serious hazards to property and life improvement to electrical system and general repairs for the two fiscal years beginning June first one thousand nine hundred and twenty five

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to considered in Committee of the Whole being in this case dispensed with,

The Senate preceeded to the second reading and consideration of Senate Bill No. 538, as follows:

An Act making an appropriation to the Board of Trustees of the Allentown State Hospital

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred and ten thousand dollars ($110,000) or so much thereof as may be necessary is hereby specifically appropriated to the Board of Trustees of the Allentown State Hospital for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the following purposes namely

For the purchase and installation of equipment to increase heating capacity rental of necessary rooms outside of the institution replacement of obsolete switch board in power house fire alarm system motor driven fire truck the erection of two fire proof stairways and necessary alterations to nurses' home for men construction of two story porches outdoor day space and alteration of connecting day halls of men's and women's wards canning equipment purchase and installation of material for replacement of lighting system in tunnels purchase and installation of safety equipment for elevators in L & M building replacement of gates and control on elevator in D building replacement of hoisting machine and its control in I building laboratory equipment laundry equipment farm implements purchase and installation of a garden irrigating system repairs to grounds and roadways purchase of motor driven sewing machine equipment purchase and installation of material for lighting of grounds and extensions and alterations to electric lighting and power system refrigerating machine water softening plant the correction of conditions constituting serious hazards to property and life fuel saving equipment and instruments on boilers improvements to electrical system for extensions and improvement of bakery for the two fiscal years beginning June first one thousand nine hundred and twenty-five

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 542, as follows:

An Act making an appropriation to the Board of Trustees of the Connelsville State Hospital

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty thousand dollars ($30,000) or so much thereof as may be necessary is hereby specifically appropriated to the Board of Trustees of the Connellsville State Hospital for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the following purposes namely

The sum of twenty-five thousand dollars ($25,000) or so much thereof as may be necessary for maintenance including salaries wages or other compensation of a superintendent and assistants and employes the cost of supplies and equipment postage expressage telephone rentals and toll charges and such other expenses of every kind and description as may be necessary for the proper conduct of the work of the Board and the operation of the institution for the two fiscal years beginning June first one thousand nine hundred and twenty-five

The sum of five thousand dollars ($5,000) or so much thereof as may be necessary for general repairs to buildings and grounds interior painting remodeling of sun porch and installing bathroom remodeling middle semi-private room construction of garage for ambulance purchase of a new mangle construction of a root cellar the improvement of the electrical system and the purchase of an adding machine for the two fiscal years beginning June first one thousand nine hundred and twenty-five

And said bill having been read at length the second time and agreed to,

Ordered, To be laid aside for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 543, as follows:

An Act making an appropriation to the Board of Trustees of the Wernersville State Hospital

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of ninety thousand dollars ($90,000) or so much thereof as may be necessary is hereby specifically appropriated to the Board of Trustees of the Wernersville State Hospital for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the following purposes namely

For repairs to clock tower purchase of poultry and swine to replace diseased stock bridge replacements improvement of water sewage system the correction of conditions constituting serious hazards to property and life fuel saving equipment and instruments on boilers and the improvement of electrical system for the two fiscal years beginning June first one thousand nine hundred and twenty-five

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 544, as follows:

An Act making an appropriation to the Valley Forge Park Commission

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred and fifty thousand dollars ($150,000) or so much thereof as may be necessary is hereby specifically appropriated to the Valley Forge Park Commission for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the following purposes namely

For the payment of salaries wages and other compensation of such superintendents guards wardens and workmen as may be needed for the repair and construction of roads removal or improvement of buildings grading seeding mowing planting and other work necessary in the care preservation and maintenance of Valley Forge Park for the expenses of the members of the Commission its officers and employes including office rent freight postage telegrams telephone charges and other incidental expenses for the purchase of fertilizers seeds weed killers flags markers trucks mowers fuel and other materials equipment and supplies necessary in the development and improvement of the park and for interest charges and title examinations incident to the condemnation of park areas under the act of July eleventh one thousand nine hundred and twenty-three (Pamphlet Laws seventy-six) for the two fiscal years beginning June first one thousand nine hundred and twenty-five

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 552, as follows:

An Act to promote general safety in the use of motion picture film by regulating the manufacture purchase lease use sale projection exhibition or other disposition of motion picture film of a nitro-cellulose or similarly hazardous base and by removing existing restrictions on the manufacture purchase lease use sale projection exhibition or other disposition of motion picture film of an acetate of cellulose or similarly non-hazardous base and providing for the enforcement of the provisions of this act and penalties for violations of the provisions of this act and providing for the making and the promulgation of

administrative rules and regulations in connection therewith and providing certain designated fees required thereunder

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That no person or persons firm association or corporation within the limits of this Commonwealth shall project or permit the projection of motion picture film made of a nitro-cellulose or similarly hazardous base or any other film not satisfactorily marked "Safety Film" in other than a projection machine of a type conforming to regulations adopted by the Department of Labor and Industry and enclosed in a booth built and equipped according to regulations adopted by the Department of Labor and Industry

Section 2 The Department of Labor and Industry shall issue a license to any person or persons firm association or corporation duly qualified under the administrative rules and regulations provided for in section seven of this act to manufacture to acquire by purchase lease or otherwise to have to hold to use or to sell or otherwise dispose of motion picture film made of a nitro-cellulose or similarly hazardous base or any other film not satisfactorily marked "Safety Film" or scrap from such film A fee of five dollars ($5.00) shall be charged for such license All such licenses shall expire on December thirty-first of the year in which issued

Section 3 No person or persons firm association or corporation shall within the limits of this Commonwealth manufacture acquire by purchase lease or otherwise have hold use or sell or otherwise dispose of or offer to sell or otherwise dispose of any motion picture film made of a nitro-cellulose or similarly hazardous base or any other film not satisfactorily marked "Safety Film" or scrap from such film without having obtained a license therefor in accordance with section two of this act which license is in full force and effect at the time of acquiring or disposing of such film

Section 4 Any person or persons firm association or corporation manufacturing acquiring by purchase lease or otherwise or having or holding within the limits of this Commonwealth any motion picture film made of nitro-cellulose or similarly hazardous base or any other film not satisfactorily marked "Safety Film" or scrap from such film or who shall sell or otherwise dispose of such film or scrap within the limits of this Commonwealth shall keep a record of every such transaction such record to include the name and place of business of the person or persons firm association or corporation disposing of such film or scrap the amount thereof and name and address of the person or persons firm association or corporation to whom such disposition is made This record shall be open for inspection by the Department of Labor and Industry or the duly authorized agent of said Department

Section 5 No person or persons firm association or corporation shall within the limits of this Commonwealth sell or otherwise dispose of or offer to sell or otherwise dispose of any motion picture film made of a nitro-cellulose or similarly hazardous base or any other film not satisfactorily marked "Safety Film" to any person or persons firm association or corporation within the limits of this Commonwealth not having the license provided for in this act

Section 6 Any and all provisions of law restricting the purchase lease use sale projection exhibition or other disposition of motion picture film of an acetate of cellulose or similarly non-hazardous base are hereby repealed

Section 7 It shall be the duty of the Department of Labor and Industry to enforce the provisions of this act and the Department of Labor and Industry is hereby authorized to promulgate administrative rules and regulations not inconsistent with law nor the spirit of this acts for the proper enforcement of the provisions thereof

Section 8 Any person violating this act or any provision thereof shall be subject to a fine of not exceeding one hundred dollars ($100) or imprisonment not exceeding one year or both at the discretion of the court and also shall be subject to revocation of the license issued in accordance with the provisions of this act Such license shall not be reissued within twelve months from the date of revocation

Section 9 Wherever in this act the term "Department of Labor and Industry" is used this shall be held not to apply to cities of the first class or to cities or counties having a fire marshal created by act of the Legislature In each such case it shall be considered that all of the powers vested in the Department of Labor and Industry by this act shall be administered and enforced by said fire marshal wherever said officer exists by creation of the Legislature

Section 10 All acts and parts of acts inconsistent with this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 558, as follows:

An Act making an appropriation to the Pennsylvania State Park and Harbor Commission of Erie

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the Same That the sum of seventy-five thousand dollars ($75,000) or so much thereof as may be necessary is hereby specifically appropriated to the Pennsylvania State Park and Harbor Commission of Erie for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the payment of salaries wages and other compensation of employes office rents planting trees clearing trails constructing roads bath houses camp sites park gates and docks the purchase of necessary supplies materials and equipment and for the expense of the members of the Commission and its employes including postage freight telegrams telephone toll charges and for other incidental expenses

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of Senate Bill No. 579, as follows:

An Act making an appropriation to the Nanticoke State Hospital Nanticoke Luzerne County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of seventy-five thousand dollars ($75,000) or so much thereof as may be necessary is hereby specifically appropriated to the Nanticoke State Hospital Nanticoke Luzerne County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of Senate Bill No. 593, as follows:

A Joint Resolution proposing an amendment to Article nine section four of the Constitution of the Commonwealth of Pennsylvania authorizing the State to issue bonds to the amount of one hundred and fifty millions of dollars for the improvement of the highways of the Commonwealth

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That section four of article nine is hereby amended to read as follows

Section 4 No debt shall be created by or on behalf of the State except to supply casual deficiencies of revenues repel invasions insurrection defend the State in war or to pay existing debt and the debt created to supply deficiencies in revenue shall never exceed in the aggregate at any one time one million dollars Provided however That the General Assembly irrespective of any debt may authorize the State to issue bonds to the amount of one hundred and fifty millions of dollars for the purpose of improving and rebuilding the highways of the Commonwealth

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of Senate Bill No. 594, as follows:

An Act to amend section ten of an act approved the thirty-first day of May one thousand nine hundred and eleven (Pamphlet Laws four hundred and sixty-eight) entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the payment thereof providing for purchase or acquiring of turnpikes or tollroads forming all or part of any State Highway and procedure therein providing for work of improvement of State Highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State Highways and State-aid Highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State Highways making appropriations to carry out the provisions of the act and providing for the repeal of certain act relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of this act" as amended

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section ten of an act approved the thirty-first day of May one thousand nine hundred and eleven (Pamphlet Laws four hundred and sixty-eight) entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway and procedure therein providing for work of improvement of State Highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State Highways and State-aid highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State Highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of this act" which was amended by an act approved the eighteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred and fifty-two) is hereby further amended to read as follows

Section 10 Anything herein contained or any apportionment of the State into highway districts shall not be construed as including or in any manner interfering with the roads streets and highways in any of the cities boroughs or incorporated towns of the Commonwealth Provided That where any road street or highway within the limits of any borough or in any incorporated town shall form a part or section of any State Highway as herein described and the same or any part thereof is not already improved or reconstructed according to the standards of the [State Highway Department] Department of Highways or in a manner equal to said standards by the borough or incorporated town the [State Highway Commissioner] Secretary of Highways may improve or reconstruct such unimproved section or sections such width as he may deem advisable of such road street or highway at the expense of the Commonwealth and such improvement or reconstruction of such roads streets or highways in said boroughs or incorporated towns shall be made and performed by the [State Highway Department] Department of Highways at the discretion of the [State Highway Commissioner] Secretary of Highways

The maintenance of any road street or highway or of any part of parts thereof improved or reconstructed as a State Highway in any borough or incorporated town heretofore improved or reconstructed or which shall be improved or reconstructed under this act and which road forms a part of a State Highway in any borough or incorporated town shall be done by the [State Highway Department] Department of Highways at the discretion of the [State Highway Commissioner] Secretary of Highways and ten per centum of the cost and expense of said maintenance shall be paid by the respective borough or incorporated town in

which said work is done [Where any road street or highway or any part or parts thereof in any borough or incorporated town has been heretofore reconstructed as a State-aid road with bricks or material other than a telford water-bound macadam road or bituminous macadam on other than a concrete base or which have been heretofore or may hereafter be reconstructed as a State Highway with bricks or other permanent paving material the said brick or paved road street or highway shall be maintained according to the standards of the State Highway Department by the borough or incorporated town wholly at the cost and expense of the borough or incorporated town in which said road] [street or highway may lie Provided That if any borough or incorporated town shall neglect or refuse to maintain any such brick-paved road street or highway forming a part of a State Highway according to the standards aforesaid the State Highway Commissioner is hereby authorized and empowered to maintain and repair said road street or highway at the cost and expense of said borough or incorporated town after giving five days' prior notice to the councils of any such borough or incorporated town of the intention to do said work of maintenance and repair Provided further That upon the neglect or refusal of any borough or incorporated town to pay such cost and expenses within sixty days after the completion of such maintenance or repairs the State Highway Commissioner shall take such action as is necessary to collect the same from the said borough or incorporated town refusing to make the required payments And provided further] Provided That all improvement reconstruction and maintenance of any road street or highway in boroughs or incorporated towns shall be of the same character as that done in townships

Section 2 All acts or parts of acts inconsistent with this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 595, as follows:

An Act ratifying and confirming all of the actions of the "Pennsylvania Commission" and of the "Joint Commission" created by the Act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred fourteen) entitled "An act providing for the erection and construction by the Commonwealth of Pennsylvania and the State of New Jersey of a bridge over the Delaware River connecting the city of Philadelphia and the city of Camden and the approaches thereto providing for a joint commission for that purpose and defining its powers and duties providing for an independent commission in this Commonwealth in relation thereto and defining its powers and duties providing for the payment of a part of the cost thereof by the city of Philadelphia and providing for the acquiring taking and condemnation of the real estate for the site and approaches thereof providing for the turning over of said bridge upon its completion and making an appropriation for the purpose of this act" as amended in which the Governor the Auditor General and the State Treasurer of this Commonwealth or any of them have participated since June fifteenth one thousand nine hundred and twenty-three

WHEREAS By the act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred fourteen) entitled "An act providing for the erection and construction by the Commonwealth of Pennsylvania and the State of New Jersey of a bridge over the Delaware River connecting the city of Philadelphia and the city of Camden and the approaches thereto providing for a joint commission for that purpose and defining its powers and duties providing for an independent commission in this Commonwealth in relation thereto and defining its powers and duties providing for the payment of a part of the cost thereof by the city of Philadelphia and providing for the acquiring taking and condemnation of the real estate for the site and approaches thereof providing for the turning over of said bridge upon its completion and making an appropriation for the purpose of this act" as amended by the act approved the twenty-sixth day of April one thousand nine hundred twenty-one (Pamphlet Laws two hundred eighty-seven) the Board of Commissioners of Public Grounds and Buildings of this Commonwealth were constituted members both of the "Pennsylvania Commission" and of the "Joint Commission" created by the said act and

WHEREAS The Administrative Code approved the seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws four hundred ninety-eight) abolished the said Board of Commissioners of Public Grounds and Buildings as theretofore existed and substituted therefor a new Board of Commissioners of Public Grounds and Buildings said change having become effective on the fifteenth day of June one thousand nine hundred and twenty-three and

WHEREAS It was not the intention of the Legislature of one thousand nine hundred twenty-three by the provisions of the Administrative Code to make any change in the membership either of the "Pennsylvania Commission" or of the "Joint Commission" and

WHEREAS Both the old Board of Commissioners of Public Grounds and Buildings which was abolished by the Administrative Code and the new Board of Commissioners of Public Grounds and Buildings created by the said Code consisted of the Governor the Auditor General and the State Treasurer and

WHEREAS The Governor the Auditor General and the State Treasurer have continued to act as members of the "Pennsylvania Commission" and of the "Joint Commission" since the fifteenth day of June one thousand nine hundred and twenty-three and

WHEREAS It is desirable that there should be no possible question concerning the validity of any act done by either the "Pennsylvania Commission" or the "Joint Commission" in which the Governor the Auditor General and the State Treasurer of this Commonwealth or any of them have participated since said date

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That every act done since the fifteenth day of June one thousand nine hundred and twenty-three by the "Pennsylvania Commission" and by the "Joint Commission" aforesaid in which the Governor the Auditor General and the State Treasurer of this Commonwealth or either of them participated be and the same is hereby ratified and confirmed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 596, as follows:

An Act to amend Sections two and three of the act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred and fourteen) entitled "An act providing for the erection and construction by the Commonwealth of Pennsylvania and the State of New Jersey of a bridge over the Delaware River connecting the city of Philadelphia and the city of Camden and the approaches thereto providing for a joint-commission for that purpose and defining its power and duties providing for an independent commission in this Commonwealth in relation thereto and defining its powers and duties providing for the payment of a part of the cost thereof by the city of Philadelphia and providing for the acquiring taking and condemnation of the real estate for the site and approaches thereof providing for the turning over of said bridge upon its completion and making an appropriation for the purpose of this act" as amended

Section 1 Be it enacted by the Senate and House of Representatives of the Commonweatlh of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That Section two of the act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred fourteen) entitled "An act providing for the erection and construction by the Commonwealth of Pennsylvania and the State of New Jersey

of a bridge over the Delaware River connecting the city of Philadelphia and the city of Camden and the approaches thereto providing for a joint commission for that purpose and defining its powers and duties providing for an independent commission in this Commonwealth in relation thereto and defining its powers and duties providing for the payment of a part of the cost thereof by the city of Philadelphia and providing for the acquiring taking and condemnation of the real estate for the site and approaches thereof providing for the turning over of said bridge upon its completion and making an appropriation for the purposes of this act" as amended by the act approved the twenty-sixth day of April one thousand nine hundred and twenty-one (Pamphlet Laws two eighty-seven) entitled "An act to amend sections two and three of an act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred fourteen) entitled "An act providing for the erection and construction by the Commonwealth of Pennsylvania and the State of New Jersey of a bridge over the Delaware River connecting the city of Philadelphia and the city of Camden and the approaches thereto providing for a joint commission for that purpose and defining its powers and duties providing for an independent commission in this Commonwealth in relation thereto and defining its powers and duties providing for the payment of a part of the cost thereof by the city of Philadelphia and providing for the acquiring taking and condemnation of the real estate for the site and approaches thereof providing for the turning over of said bridge upon its completion and making an appropriation for the purposes of this act" be and the same is hereby amended to read as follows

Section 2 The word "bridge" whenever used in this act shall include the actual bridge between the shore lines of the river and the approaches thereto including the substructures and superstructures of both The word "approaches" whenever used in this act shall be construed to mean all that portion of the bridge extending from the beginning of the approach to the furthermost abutment of the bridge on the same side of the river but not to include such abutement The word "superstructure" whenever used in this act shall be construed to mean all that portion of the bridge between the approaches The term "substructure" whenever used in this act shall include all that portion of the bridge not included within the meaning of the definition of superstructure or the approaches and shall include the piers and abutments The term "cost of construction" as used in this act shall include the cost of constructing the superstructure and substructure of the bridge and the approaches thereto and the cost of acquisition of the ground for the site of said bridge and the approaches thereto including any franchises easement rights or damages incident thereto or consequent upon the taking thereof The "Pennsylvania commission" as used in this act shall be construed to mean the [Board of Commissioners of Public Grounds and Buildings] Governor the Auditor General and the State Treasurer of the Commonwealth of Pennsylvania the Mayor of the city of Philadelphia and four other citizens of the Commonwealth to be appointed by the Governor The term "interstate bridge commission" as used in this act shall be construed to mean the New Jersey Interstate Bridge and Tunnel Commission and the Pennsylvania commission acting to in this act shall mean the New Jersey Interstate Bridge Tunnel Commission and the Pensylvania commission acting as a joint commission for and on behalf of the Commonwealth of Pennsylvania and the State of New Jersey The term "owner" as used in this act shall be construed to mean all individuals incorporated companies and religious benevolent literary or other societies or associations having any title or interest in lands structures rights of way franchises easements or other interests in lands

Section 2 Section three of the said act as amended is hereby amended to read as follows

Section 3 That the [Board of Commissioners of Public Grounds and Buildings] Governor the Auditor General and the State Treasurer of the Commonwealth of Pennsylvania the Mayor of the city of Philadelphia and four other citizens of the Commonwealth to be appointed by the Governor are hereby constituted a commission to act in conjunction with a similar commission of the State of New Jersey as a joint commission for the purpose of constructing a bridge over the Delaware River connecting the city of Philadelphia in the State of Pennsylvania and the city of Camden in the State of New Jersey No action of the said joint commission shall be valid and binding unless a majority of the Pennsylvania Commission and a majority of the New Jersey commission shall vote in favor thereof

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## REPORT FROM COMMITTEE.

Mr. SCHANTZ. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SCHANTZ, from the Committee on Appropriations, reported as amended, Senate Bill No. 97, entitled:

An Act providing for the establishing and maintenance of a State institution for the care and treatment of indigent children and others affiicted with surgical tuberculosis and allied conditions; and making an appropriation.

## QUESTION OF PERSONAL PRIVILEGE.

Mr. BARR. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Allegheny, Mr. Barr, will state his question of personal privilege.

Mr. BARR. Mr. President, I would like to make the following legislative inquiry and offer the following motion:

Three thousand copies, for the use of the Senate, of the Revised Legislative Directory, Session of 1925, were ordered January fifth, and copy for same was promptly furnished. Proofs returned three weeks ago.

This Directory was to include the lists of State Officers, Senators and Members, Officers of the Senate and House, Committees of the Senate and House, Rules of the Senate and House, and some other information, all of which will be useless unless the Directory is furnished within the next few days.

Why the delay? I move that the Secretary of the Senate be instructed to investigate the situation and report back to the Presiding Officer.

Mr. STITES. Mr. President, I second the motion.

The motion was agreed to.

## REPORT FROM COMMITTEE.

Mr. KUNKLE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KUNKLE, from the Committee on Judiciary General, reported as amended, Senate Bill No. 517, entitled:

An Act validating ordinances and proceedings by councils in boroughs for the paving and curbing of public highways, and validating municipal liens therefor.

Also, from the Committee on Judiciary General, reported as committed, Senate Bill No. 557, entitled:

An Act validating municipal liens filed in the office of the prothonotaries of the various counties by any of the cities of this Commonwealth for the removal of nuisances.

## REPORTS FROM COMMITTEES.

Mr. SALUS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SALUS, from the Committee on Judiciary General, re-reported as amended, Senate Bill No. 468, entitled:

An Act to provide for a second additional law judge of the court of common pleas of the Fourteenth Judicial District

Mr. DAVIS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. DAVIS, from the Committee on Elections, re-reported as committed, Senate Bill No. 309, entitled:

An Act imposing a poll tax for county purposes in all counties except counties of the first and second classes on male and female residents over the age of twenty-one years and abolishing the occupation tax.

Also from the Committee on Elections, re-reported as amended, Senate Bill No. 433, (House Bill No. 493), entitled:

An Act providing for the levy of a poll tax in counties of the second class and abolishing therein taxes on salaries and emoluments of office offices and posts of profit professions trades and occupations.

## BILLS INTRODUCED.

Mr. EARNEST. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. EARNEST read in his place and presented to the Chair Senate Bill No. 616, entitled:

An Act making an appropriation for the purchase of certain Indian relics for the Museum Division of the State Library and Museum.

Which was committed to the Committee on Appropriations.

Mr. BROWN. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BROWN read in his place and presented to the Chair Senate Bill No. 617, entitled:

An Act relating to the retirement of certain employes of counties of the fourth class and their compensation.

Which was committed to the Committee on New Counties and County Seats.

Also read in his place and presented to the Chair Senate Bill No. 618, entitled:

An Act to amend route number one hundred and seventeen of section six of the act approved the thirty-first day of May, one thousand nine hundred and eleven (P. L. 468) entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of Commissioner, and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement, maintenance, and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpike or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance, and repair of township or county roads, and prescribing the contents of township, county, borough, or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act."

Which was committed to the Committee on Public Roads and Highways.

Mr. KUNKLE. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KUNKLE read in his place and presented to the Chair Senate Bill No. 619, entitled:

An Act to amend route three hundred and two of section one of the act approved the twenty-second day of July, one thousand nine hundred and thirteen, (P. L. 948), entitled "An act establishing certain public roads as State Highways, and providing for their construction and maintenance at the expense of the Commonwealth."

Which was committed to the Committee on Public Roads and Highways.

## MOTION TO READ BILL THE FIRST TIME.

Mrs. VARE. Mr. President, I move that all bills reported from committee at to-day's session be read the first time.

Mr. SALUS. Mr. President I second the motion.

It was agreed to.

## BILLS ON FIRST READING.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 97, entitled:

An Act providing for the establishing and maintenance of a State institution for the care and treatment of indigent children and others afflicted with surgical tuberculosis and allied conditions; and making an appropriation.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 120, entitled:

An Act to further amend the act approved the twentieth day of June, one thousand nine hundred and seventeen, (P. L. 618), entitled "An act relating to the appointment of persons to the police department in cities of the third class; providing for and regulating examinations, the manner of ap-

pointments, and the manner and power of removal of employes of said department; and providing a method for fixing compensation;" by extending its provisions to health officers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 167, entitled:

An Act creating a presumption with regard to vehicles bearing the name or license number of its owner.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 229, entitled:

An Act to amend an act, approved the twenty-first day of April, one thousand nine hundred and twenty-one (P. L. 268), entitled "An act relating to police pension funds in cities of the third class, and directing such cities to appropriate certain moneys thereto."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 232, entitled:

An Act validating ordinances and proceedings by councils in boroughs for the paving and curbing of public highways, and validating liens therefor, when they have not been filed in time.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 304, (House Bill No. 187), entitled:

An Act to amend section eleven of an act approved the eleventh day of May, one thousand nine hundred and twenty-one (Pamphlet Laws five hundred twenty-two), entitled "An act relating to dogs and the protection of live stock and poultry from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock and poultry by dogs and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State County city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and making an appropriation thereof and providing penalties" fixing the fee of the county treasurer for issuing kennel licenses.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 317, (House Bill No. 99), entitled:

An Act validating proceedings and ordinances of borough councils providing for joint grading paving curbing and draining of public highways by the borough and county borough and state or the borough county and State and validating municipal liens therefor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 347, entitled:

An Act to amend paragraph one of Section three of Article five of the act approved the twenty-seventh day of June, one thousand nine hundred and thirteen, (P. L. 568), entitled "An act providing for the incorporation, regulation, and government of cities of the third class; regulating nomination and election of municipal officers therein; and repealing, consolidating, and extending existing laws in relation thereto," changing the millage provided for general tax purposes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of House Bill No. 348, entitled:

An Act amending section three of the act approved the the seventh day of June, one thousand nine hundred and one, (P. L. 493), entitled "An act providing for the examination, licensure and registration of persons, firms or corporations engaged or engaging in the business or work of plumbing or house drainage, and prescribing certain rules, regulations and requirements for the construction of plumbing, house drainage and cesspools, in cities of the second class, and imposing fines, penalties and forfeitures for violation thereof," providing for the prescribing by the health authorities of cities of the second and third class of rules, regulations and requirements to be observed in lieu of those prescribed therein.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 365, (House Bill No. 210), entitled:

An Act validating certain proceedings and elections of counties cities boroughs townships school districts and other municipalities or incorporated districts had and held pursuant to the provisions of an act approved the twentieth day of April one thousand eight hundred and seventy-four entitled "An Act to regulate the manner of increasing the indebtedness of municipalities to provide for the redemption of the same and to impose penalties for the illegal increase thereof" and the amendments and supplements thereto and validating bonds issued or authorized to be issued in pursuance of such proceedings and elections.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 385, (House Bill No. 390), entitled:

An Act to amend section two of an act approved the seventh day of April one thousand eight hundred and sixty-six (Pamphlet Laws one hundred and ten), entitled "An act relating to poor houses and lands."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 388, (House Bill No. 430), entitled:

An Act authorizing the register of wills and ex officio clerk of the orphans' court with the consent of the judges of the separate orphans' court in counties of the second class of this Commonwealth to fix and determine the salaries of assistant clerks in said court.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 391, entitled:

An Act to amend sections one to eleven inclusive and to repeal section twelve of an act approved the first day of May, one thousand nine hundred and thirteen, (Pamphlet Laws, one hundred and thirty-eight), entitled "An act defining vocational education; providing for the establishment and regulation of vocational schools; providing for State aid in the maintenance thereof; and for the payment of tuition by certain school districts, and reimbursement thereof, by the State," by making changes in the manner of disbursement of State and Federal funds for the furtherance of vocational education.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 434, (House Bill No. 591), entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto section sixteen.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 436, (House Bill No. 281), entitled:

An Act consolidating into one special fund in the State Treasury all separate funds set apart in the State Treasury for the use of the Board of Fish Commissioners formerly the Department of Fisheries specifying the purposes for which the moneys in the said fund may be used and appropriating such moneys to the Board of Fish Commissioners for the purposes specified.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 437, (House Bill No. 355), entitled:

An Act to amend section eight hundred forty-six of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto," requiring persons causing damage to townships roads by use of certain devices on the wheels of vehicles to repair such damages and providing penalties for refusal.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 456, entitled:

An Act prohibiting the crossing of railroad or street railway tracks by persons transporting explosives or inflamable material without coming to a stop and providing a penalty.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 497, (House Bill No. 365), entitled:

An Act to amend section forty-two of the act approved the fifteenth day of April one thousand eight hundred and thirty-four (Pamphlet Laws five hundred and thirty-seven), entitled "An act relating to counties and townships and county and township officers" by making county treasurers agent of the Commonwealth in collecting and transmitting money for the Commonwealth and providing their compensation for such services including certain compensation for services prior to the passage of this act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 506, (House Bill No. 663), entitled:

An Act to amend section one hundred and ninety-five of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 508, (House Bill No. 666), entitled:

An Act authorizing a State association of township commissioners and providing for the payment of the expenses thereof by the respective counties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 509, (House Bill No. 667), entitled:

An Act to amend clause (b), section twenty-three, of the act approved the seventh day of June, one thousand nine hundred and seventeen, (P. L. 403), entitled "An act, relating to the form, execution, revocation, and interpretation of wills; to nuncupative wills, to the appointment of testamentary guardians; to spendthrift trusts; to forfeiture of devise or legacy in case of murder of testator to elections to take under or against wills, and to the recording and registering of such elections and of decrees relative thereto, and to the fees therefor;" changing the time within which a surviving spouse must elect to take under or against will of deceased spouse.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 512, (House Bill No. 687), entitled:

An Act authorizing any city of the third class to acquire by purchase all the facilities improvements and franchises of any water corporation operating partly within and partly without the limits of the said city and having obtained the same to supply water to persons corporations and municipalities both within the limits of the city and the territory before served by the water corporation without the city requiring that before so doing the approval of the Public Service Commision be had of the action of the selling company and of the municipal purchase and of the rendering of the service by the Municipality and regulating the procedure from containing the approval permitting the city to classify the service outside of the city as different from the service within the city as to rates and otherwise and subjecting the service by the city beyond its limits to the same regulation and control by the Public Service Commission as to rates service and otherwise as though in the territory thus served beyond the limits of the city the serving was by a water corporation and providing that higher rates or different regulations for the district outside of the city limits shall not be held to be unjustly discriminatory for the sole reason that they are different from those in force in the city.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 517, entitled:

An Act validating ordinances and proceedings by councils in boroughs for the paving and curbing of public highways, and validating municipal liens therefor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 557, entitled:

An Act validating municipal liens filed in the office of the prothonotaries of the various counties by any of the cities of this Commonwealth for the removal of nuisances.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 540, entitled:

An Act relating to and regulating the signing, endorsing and issuing of negotiable instruments by corporations, and actions thereon against, and by corporations to such instruments

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 550, (House Bill No. 369), entitled:

An Act to amend section two of the act approved the ninth day of March one thousand eight hundred and forty-seven (Pamphlet Laws two hundred and seventy-eight) entitled "An act in relation to the sales of unseated lands in the several counties of this Commonwealth."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 553, entitled:

An Act to validate all the official actions of any Justice of the Peace who has heretofore been duly elected, but who failed to notify the Prothonotary of acceptance of such election and to receive a commission as Justice of the Peace, but, nevertheless, has exercised the powers of a Justice of the Peace.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 570, (House Bill No. 268), entitled:

An Act to further amend an act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred ninety-four) entitled "An act to amend an act approved the twenty-fifth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and fifty) entitled 'An act authorizing the several counties incorporated towns and boroughs to appropriate annually sums of money to each camp of the United Spanish War Veterans and of the Army of the Philippines and to each post of the American Veterans of Foreign Service in the respective counties boroughs and towns to aid in defraying the expenses of Memorial Day' by authorizing appropriations to each post of the American Legion Veterans of Foreign Wars and to each Naval Association and each post of the Grand Army of the Republic"

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 565, entitled:

An Act authorizing and empowering the Department of Welfare to sell surplus products of prison industries to the Government of the United States, including all departments, bureaus, commissions and other agencies thereof existing under act of the Congress of the United States and to the Government of any state or Commonwealth of the United States, and to any county, city, borough, township, or other organized sub-division of any State or Commonwealth of the United States and to any institution maintained by or receiving aid from any state or Commonwealth of the United States or any organized sub-division thereof.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 566, entitled:

An Act authorizing and directing the Department of Welfare to pay from the manufacturing fund wages to all inmates in penitentiaries, reformatories and other correctional institutions of the Commonwealth who perform labor necessary to the proper maintenance of such institutions and the inmates thereof, independent of payments provided by law for inmates directly laboring on industries therein.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 567, entitled:

An Act to amend section one of the act approved the fifteenth day of July one thousand nine hundred and nineteen, (P. L. 961), entitled "An act fixing the salaries and compensation of the officers, clerks, and employes in the office of the recorder of deeds of any county having a population of one million five hundred thousand inhabitants or

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 569, (House Bill No. 732), entitled:

An Act authorizing and regulating the establishment and operation by counties of hospitals for the treatment of persons afflicted with tuberculosis; providing for the acquisition of property for such hospitals by the power of eminent domain; the incurring of indebtedness and the levying of taxes; the appointment of an advisory board; authorizing counties to pay for patients cared for in hospitals of other counties; authorizing counties to receive gifts or trust funds for the erection and maintenance of such hospitals; validating proceedings, elections and erections, under existing laws repealed by this act and all indebtedness incurred in connection therewith.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 574, (House Bill No. 457), entitled:

An Act to provide for the conduct of business in orphans' courts in cases of vacancies in the office of orphans' court judge.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 587, entitled:

An Act making an appropriation to the Aged Colored Women's Home, at Williamsport, Lycoming County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 600, entitled:

An Act to amend the title and to re-enact section four of the act approved the nineteenth day of May, one thousaand nine hundred and fifteen, (P. L. 543) entitled "An act relating to the sale of goods" by including within the subject and section four of the said act choses in action as well as goods.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 606, entitled:

An Act to validate the acts of persons acting as deputy prothonotaries who may not have been actually appointed and qualified as required by law.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

## NOMINATION BY THE GOVERNOR.

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

### RECORDER OF DEEDS.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 9, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, Chester Quickel, of York, to be Recorder of Deeds in and for the County of York.

GIFFORD PINCHOT.

Mr. BUCKMAN. Mr. President, I move that this nomination be referred to the Committee on Finance.

Mr. BALDWIN. Mr. President, I second the motion.

The motion was agreed to.

## BILL INTRODUCED.

Mr. ARON. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. ARON read in his place and presented to the Chair Senate Bill No. 620, entitled:

An Act to amend section five hundred and eighteen of an act, approved the seventeenth day of May, one thousand nine hundred and twenty-one, (P. L. 682), entitled, "An act relating to insurance; amending, revising and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision and protection of home and foreign insurance companies, Lloyds Associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws."

Which was Committed to the Committee on Insurance.

## HOUSE MESSAGES.

### HOUSE BILL FOR CONCURRENCE.

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House of Representatives as follows:

House Bill No. 29 (Senate Bill No. 621), entitled:

An Act to amend section one of the act approved the fifteenth day of March one thousand nine hundred and eleven (Pamphlet Laws twenty) entitled "An act regulating in criminal trials the cross-examination of a defendant when testifying in his own behalf by prohibiting the introduction as evidence of certain testimony or records"

Which was committed to the Committee on Judiciary General.

House Bill No. 51 (Senate Bill No. 622), entitled:

An Act to amend section ten of an act approved the twenty-seventh day of June one thousand eight hundred and ninety-five (Pamphlet Laws four hundred and three) entitled "An act creating the office of county controller in counties of this Commonwealth containing one hundred and fifty thousand inhabitants and over prescribing his duties and abolishing the office of county auditor in said counties" by changing the amount at which contracts must be advertised

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 622, (Senate Bill No. 623), entitled:

An Act to amend by adding a new section number eight hundred and twenty-four and amend sections eight hundred and twenty-five eight hundred and twenty-six eight hundred and twenty-seven eight hundred and twenty-eight eight hundred and forty and eight hundred and forty-one of an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and animals and amending revising consolidating and changing the law relating thereto"

Which was committed to the Committee on Game and Fisheries.

House Bill No. 690, (Senate Bill No. 624), entitled:

An Act fixing the salaries of the county commissioners county controller recorder of deeds and clerk of court in counties of the third class

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 12, (Senate Bill No. 625), entitled:

An Act making an appropriation providing for a deficiency in the maintenance of the Glen Mills School Glen Mills Delaware County Pennsylvania

Which was committed to the Committee on Appropriations.

House Bill No. 35 (Senate Bill No. 626), entitled:

An Act relating to search warrants regulating their issuance execution and return prescribing the powers and duties of justices of the peace aldermen and magistrates issuing them and of officers executing them inflicting penalties for unlawfully procuring unlawfully executing and unlawfully resisting the execution of a search warrant

Which was committed to the Committee on Judiciary General.

House Bill No. 50, (Senate Bill No. 627), entitled:

An Act to amend section one of the act approved the twenty-eighth day of May one thousand nine hundred and seven (Pamphlet Laws two hundred and ninety-two) entitled "An act to provide for the protection of insane persons feeble-minded persons and epileptics and the appointment of a guardian for the said insane persons feeble-minded persons and epileptics unable to care for their own property authorizing the guardian to support the wife and children of the said insane persons feeble-minded persons and epileptics defining the powers of the guardian and authorizing the sale of real estate of the ward"

Which was committed to the Committee on Judiciary General.

House Bill No. 243, (Senate Bill No. 628), entitled:

An Act making an appropriation to the Board of Trustees of Philipsburg State Hospital

Which was committed to the Committee on Appropriations

House Bill No. 294, (Senate Bill No. 629), entitled:

An Act making an appropriation to the Board of Trustees of Coaldale State Hospital

Which was committed to the Committee on Appropriations

House Bill No. 401, (Senate Bill No. 630), entitled:

An Act making a deficiency appropriation to the Board of Trustees of Blossburg State Hospital located at Blossburg Tioga County Pennsylvania

Which was committed to the Committee on Appropriations

House Bill No. 482, (Senate Bill No. 631), entitled:

An Act making a deficiency appropriation to the Board of Trustees of Coaldale State Hospital

Which was committed to the Committee on Appropriations.

House Bill No. 495, (Senate Bill No. 632), entitled:

An Act to amend the supplement to an act approved the twenty-first day of May one thousand eight hundred eighty-nine (Pamphlet Laws two hundred fifty-eight) entitled "A supplement to an act 'to provide for the care and treatment of the indigent insane of the several counties of the Commonwealth in State hospitals for the insane' approved the thirteenth day of June Anno Domini one thousand eight hundred and eighty-three" as amended by fixing the maximum amount for maintenance weekly per capita

Which was committed to the Committee on Appropriations

House Bill No. 676, (Senate Bill No. 633), entitled:

An Act to fix the salaries of the deputy register clerks and employes in the office of the register of wills of counties of the first class

Which was committed to the Committee on Judiciary General.

## RECESS.

Mrs. VARE. Mr. President, I move that the Senate do now take a recess until 5 o'clock this afternoon.

Mr. SALUS. Mr. President, I second the motion.

The motion was agreed to.

## AFTER RECESS.

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

## REPORTS FROM COMMITTEES.

Mr. BUCKMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN, from the Committee on Judiciary General, reported as committed, Senate Bill No. 568, entitled:

An Act to provide for the preparation of plans for the use of viewers, owners, tenants, and occupiers of property, and all other parties affected in proceedings for the assessment of damages for the taking, injury or destruction of private property for public use, and the furnishing of copies thereof to parties affected thereby.

Mr. GRISWOLD. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. GRISWOLD, from the Committee on Education, reported as amended, Senate Bill No. 86, entitled:

An Act to amend section five hundred and sixty-one of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by changing the penalty to be added to delinquent school taxes and providing for rebates, in second third and fourth class districts.

Mr. KRAUSE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KRAUSE, from the Committee on Agriculture, reported as committed, Senate Bill No. 472, (House Bill No. 378), entitled:

An Act to amend sections three, five and nine of the act approved the seventeenth day of May, one thousand nine hundred and seventeen, (P. L. 224), entitled "An act preventing the manufacture, sale, or transportation within the Commonwealth of adulterated or misbranded Paris greens, lead arsenates, lime-sulphur compounds, and other insecticides and fungicides, and regulating traffic therein; providing for inspection of such materials, and imposing penalties;" making it unnecessary for the Secretary of Agriculture to hear persons whose samples of insecticides and fungicides have been found to be adulterated or misbranded; requiring persons manufacturing or importing insecticides or fungicides into this State to register the same with the Secretary of Agriculture; making it unlawful to sell any insecticide or fungicide not registered; and fixing a minimum fine for the violation of this act.

Mr. SNYDER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SNYDER, from the Committee on Agriculture, reported as committed, Senate Bill No. 440, (House Bill No. 471), entitled:

An Act providing for the quarantine and control of the European Corn Borer imposing certain powers and duties on the Department of Agriculture providing penalties.

Mr. MILLER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MILLER, from the Committee on Agriculture, reported as committed, Senate Bill No. 479, entitled:

An Act to establish an emergency fund to be used by the Department of Agriculture in emergencies resulting from

unforeseen outbreaks of injurious insect pests, plant diseases, or animal diseases, and making an appropriation therefor.

Mr. CULBERTSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CULBERTSON, from the Committee on Agriculture, reported as committed, Senate Bill No. 432, (House Bill No. 484), entitled:

An Act to amend section seven of the act approved the first day of May one thousand nine hundred and nine (Pamphlet Laws three hundred and forty-four), entitled "An act to regulate the manufacture and sale of commercial fertilizers prescribing penalties for its violation and repealing an act entitled 'An act to regulate the manufacture and sale of commercial fertilizers providing for its enforcement and prescribing penalties for its violation' approved the twenty-fifth day of March Anno Domini one thousand nine hundred and one" further defining commercial fertilizers.

Mr. MANSFIELD. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MANSFIELD, from the Committee on Municipal Affairs, reported as committeed, Senate Bill No. 499, (House Bill No. 467), entitled:

An Act authorizing the mayors of all cities to appoint a committee to investigate certain applications for license to peddle in such cities.

Mr. SPROWLS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SPROWLS, from the Committee on Game and Fisheries, reported as committed, Senate Bill No. 428, (House Bill No. 360), entitled:

An Act to amend section eight of the act approved the sixteenth day of May, one thousand nine hundred and twenty-one (P. L. 559), entitled "An act for the better protection of fish; requiring citizens of the United States residing within this Commonwealth to procure a license from the county treasurer to fish or angle in the waters of this Commonwealth, or in the waters bounding or adjacent thereto, and regulating the issuance of such license; providing penalties for the violation of this act, and the manner of proceeding to enforce compliance therewith; and providing for the disposition of the penalties recovered and license fees received," appointing the county treasurer as agent of the Commonwealth, and authorizing him to retain for his own use certain fees for issuing said licenses, including certain fees collected prior to the passage of this act.

Also, from the Committee on Agriculture, reported as amended, Senate Bill No. 585, entitled:

An Act to provide for the purchase by the Commonwealth of agricultural land suited to the growing of forest tree seedlings and fixing a maximum amount that may be paid therefor.

Mr. BETTS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BETTS, from the Committee on Game and Fisheries, reported as committed, Senate Bill No. 610, (House Bill No. 731), entitled:

An Act to amend section seven hundred and sixteen of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An Act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto."

Mr. BALDWIN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BALDWIN. from the Committee on Banks and Building and Loan Associations, reported as committed, Senate Bill No. 116, entitled:

An Act to provide for the refunding by the Commonwealth of Pennsylvania to national banks, of moneys heretofore held or possessed by national banks, which were attempted to be made escheatable by an act approved the seventh day of June, one thousand nine hundred and fifteen, (P. L. 878), entitled "An act providing for the escheat of deposits of moneys or property of another received for storage or safekeeping; the dividends, profits, debts, and interest of corporations, companies, banks, trust companies, insurance companies, limited partnerships, and partnership associations, organized under the laws of this Commonwealth, except mutual saving-fund society not having a capital stock represented by shares, and except also building and loan associations, and property held for the benefit of another by the same, and the profits, accretions, and interest on such property, as well as interest thereon accrued, or which, between the fixing of the amount of such property by the award of any court and the actual distribution thereof," and amendments thereto, which have been wrongly collected from said national banks by the said Commonwealth; and making an appropriation.

Mr. SCHANTZ. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SCHANTZ, from the Committee on Appropriations, reported as amended, Senate Bill No. 443, entitled:

An Act making an appropriation to the Pennsylvania State Park and Harbor Commission of Erie for the purpose of building retaining walls along and dredging the west canal basin within the harbor of Erie.

## RESOLUTION RELATIVE TO METHOD OF PRINTING AND FILING BILLS AND RESOLUTIONS.

Mr. MILLER. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MILLER offered the following resolution, which was twice read, considered and agreed to.

Whereas, On January 27, 1925, a resolution was adopted concurrently by the Senate and House of Representatives, designated as resolution number 6, authorizing the appointment of a Committee for the purpose of studying the prevailing method of filing the Bills, Calendars, Histories, and Journals on the desks of the members of the General Assembly, with the purpose of simplifying said method; and

Whereas, Said Committee was appointed, has made the study as required, and has worked out a simplified system for said filing; Therefore be it

Resolved, If the House of Representatives concur, that the Chief Clerks of the Senate and House of Representatives be and are hereby authorized and instructed to install at succeeding Sessions of the General Assembly the following filing system:

1. On the desk of each Senator, Representative and officers of the General Assembly there shall be three binders as follows:

(a) One snap ring binder containing the Calendars and all Bills listed on the daily Calendar filed in the same order as they are listed on said Calendar and classified by index cards as follows:

Bills postponed,
Bills on final passage,
Bills on third reading,

Bills on second reading,
Bills on first reading.

(b) One suitable binder in which there shall be filed a copy of the weekly History of both Senate and House Bills.

(c) One suitable binder in which there shall be filed the Legislative Journal.

2. Reference tables shall be installed in convenient places in both the Senate Chamber and the House of Representatives, or in adjoining rooms, and on each of said tables there shall be kept several complete files of all Senate and House Bills filed serially according to printer's numbers.

Be it further

Resolved, That the Chief Clerks of the Senate and House of Representatives be and are hereby authorized to make requisition on the Department of Property and Supplies for the binders, tables and any other material necessary to put such system into operation.

Mr. MILLER. Mr. President, I ask unanimous consent that Rule 39, which requires concurrent resolutions to be referred to an appropriate committee be suspended and that the Senate do now proceed to the immediate consideration of the resolution just read.

The PRESIDENT. Is there objection? The Chair hears none.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

## NOMINATIONS BY THE GOVERNOR.

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 10, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of confirmation:

ALLEGHENY COUNTY.

Miss Thelma Wilhelm, Kittanning.

BERKS COUNTY.

Raymond K. Zechman, Sinking Spring.

DAUPHIN COUNTY.

Miss S. Margaret Landis, Harrisburg.

DELAWARE COUNTY.

Miss Jean P. McKinnell, Chester.

HUNTINGDON COUNTY.

Thomas A. Wright, Mt. Union.

LAWRENCE COUNTY.

Frank L. Doerr, New Castle.
Lawrence J. Kraus, Ellwood City.

LEHIGH COUNTY.

Mrs. Hannah M. Hilbert, Allentown.

LUZERNE COUNTY.

Joseph Moritz, Wilkes-Barre.

MERCER COUNTY.

John A. Moses, Farrell.
John Salcau, Sharon.

PHILADELPHIA COUNTY.

W. Leonard Becker, 5865 Walton Ave., Philadelphia.
B. J. Bowers, 1302 Commonwealth Trust Bldg., Philadelphia.
Joseph C. Gentile, 1341 Christian St., Philadelphia.
Jacob Kotinsky, 455 S. 60th St., Philadelphia.
Charles Lieberman, 1 S. 43rd St., Philadelphia.
Charles A. McBride, 1922-65th Ave., Philadelphia.
Miss Helen I. McCloskey, 213 S. Broad St., Philadelphia.
Mrs. Adeline B. Stevens, 1502 Franklin Natl. Bank Bldg., Philadelphia.
Paul E. West, 1741 N. 18th St., Philadelphia.

WESTMORELAND COUNTY.

Miss L. Harrison, Springdale.

BERKS COUNTY.

Chas. N. Seitzinger, Reading.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 10, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public, for the term of four years, to compute from the date of expiration:

ALLEGHENY COUNTY.

James B. Campbell, Wexford, March 7, 1925.
Miss Ellen Daugherty, 112 N. Mathilda St., Pgh., Feb. 8, 1925.
Harry C. Hall, 2100 Penn Ave., Pgh., March 7, 1925.
Mrs. Jennie Janiszewska, 2637 Penn Ave., Pgh., March 7, 1925.
J. C. Knapp, 4626 Liberty Ave., Pgh., March 7, 1925.
Thomas McMahon, 345 Cedarville St., Pgh., March 7, 1925.
W. C. Schubert, Wilmerding, March 7, 1925.

BEAVER COUNTY.

William J. Landers, Woodlawn, March 7, 1925.
Frank C. O'Rourke, New Brighton, March 7, 1925.

BERKS COUNTY.

George D. Manderbach, Wyomissing, March 7, 1925.
Miss Eva M. Nellen, Reading, March 7, 1925.
Mrs. M. Palm-Arnold, Esterly, March 7, 1925.
Curtis J. Weaver, Reading, March 7, 1925.

CAMBRIA COUNTY.

B. Chas. Held, Johnstown, March 19, 1925.

CUMBERLAND COUNTY.

J. Harvey Line, Carlisle, March 12, 1925.

DAUPHIN COUNTY.

James K. Jackson, Harrisburg, March 7, 1925.

DELAWARE COUNTY.

R. M. Shaw, Chester, March 7, 1925.

JEFFERSON COUNTY.

Miss Theresa A. Gigliotti, Walston, March 7, 1925.

LACKAWANNA COUNTY.

Clifford J. Hadley, Scranton, March 7, 1925.

LAWRENCE COUNTY.

Robert E. O'Donnell, New Castle, March 7, 1925.
Harry Wilkins, New Castle, March 7, 1925.

MERCER COUNTY.

H. O. Jones, Sharon, March 7, 1925.
Vincent La Camera, Farrell, March 7, 1925.

MONTGOMERY COUNTY.

Joseph R. O'Brien, Narberth, March 7, 1925.

NORTHAMPTON COUNTY.

Miss Ruth P. Held, Easton, March 16, 1925.

PHILADELPHIA COUNTY.

Frank A. Baingo, 2936 Girard Ave., Phila., March 7, 1925.
David Balaity, 2429 S. 10th St., Phila., March 7, 1925.
Miss Alice N. Binns, 145 E. Lehigh Ave., Phila., March 7, 1925.
Anderson B. Coleman, 65 N. 53rd St., Phila., March 7, 1925.
Lewis Einhorn, 1315-17 Walnut St., Phila., March 7, 1925.
J. W. M. Green, Jr., 907 N. 65th St., Phila., March 7, 1925.
Miss Anna S. Hermann, 3052 N. Franklin St., Phila., Feb. 15, 1925.
Charles A. Jaffe, 500 S. 56th St., Phila., March 7, 1925.
Winfield S. Kalesse, 40 S. 44th St., Phila., March 7, 1925.
Miss Mary Linett, 4125 Girard Ave., Phila., March 7, 1925.
Miss Mary G. Lynch, 5453 Arlington St., Phila., Mar. 7, 1925.
Gioconde Marcolongo, 3908 W. Girard Ave., Phila., Mar. 7, 1925.
William K. Mattern, 6335 Wayne Ave., Phila., March 7, 1925.
Miss Elizabeth A. McLaughlin, 17 S. Robinson St., Phila., March 7, 1925.
Joseph A. Montagno, 7030 Wheeler St., Phila., March 14, 1925.
Harry J. Perry, 1212 Real Estate Tr. Bldg., Phila., March 7, 1925.
Mrs. May Fowden Purnell, 19 Maplewood Ave., Phila., March 7, 1925.
Bertram P. Rambo, 124 S. 17th St., Phila., March 7, 1925.
Joseph B. Stezman, 6121 Pine St., Phila., March 7, 1925.
J. Carroll Watson, 6214 Woodland Ave., Phila., March 7, 1925.

UNION COUNTY.

Frank B. Schnure, Laurelton, March 22, 1925.

WASHINGTON COUNTY.

Robert A. S. Pollock, Washington, March 7, 1925.

GIFFORD PINCHOT.

COMMISSIONERS OF DEEDS.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 10, 1925.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following:

John Bright, Wildwood, to be Commissioner of Deeds in and for the State of Pennsylvania with residence in New Jersey.

Ralph D. Baker, Camden, to be Commissioner of Deeds in and for the State of Pennsylvania with residence in New Jersey.

Mabel Lavinia Myers, Camden, to be Commissioner of Deeds in and for the State of Pennsylvania with residence in New Jersey.

GIFFORD PINCHOT.

EXECUTIVE SESSION.

By unanimous consent,

A motion was made by Mr. BUCKMAN.

That Rule 38, which requires reports of Committees on nominations made by the Governor to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at to-day's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN.

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

| | | | |
|---|---|---|---|
| Aron, | Derrick, | Krause, | Phipps, |
| Baldwin, | DeWitt, | Kunkle, | Quigley, |
| Barr, | Earnest, | Kutz, | Salus, |
| Baumer, | Einstein, | Lanius, | Schantz, |
| Betts, | Freeman, | Leslie, | Snyder, |
| Bodrake, | Gelder, | MacDade, | Sones, |
| Brown, | Griswold, | Mansfield, | Sprowls, |
| Buckman, | Harris, | Miller, | Steele, |
| Coyne, | Heaton, | North, | Stites, |
| Culbertson, | Homsher, | Norton, | Vare, |
| Daix, | Huffman, | Painter, | Weingartner, |
| Davis, | Joyce, | Patton, | Woodward, |

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. BUCKMAN. Mr. President, I move that the Executive Session do now rise.

Mr. LESLIE. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON FIRST READING.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 116, entitled:

An Act to provide for the refunding by the Commonwealth of Pennsylvania to national banks, of moneys heretofore held or possessed by national banks, which were attempted to be made escheatable by an act approved the seventh day of June, one thousand nine hundred and fifteen, (P. L. 878), entitled "An act providing for the escheat of deposits of moneys or property of another received for storage or safe-keeping; the dividends, profits, debts, and interest on debts of corporations, companies, banks, trust companies, insurance companies, limited partnerships, and partnership associations, organized under the laws of this Commonwealth, except mutual saving-fund society not having a capital stock represented by shares, and except also building and loan associations, and property held for the benefit of another by the same, and the profits, accretions, and interest on such property, as well as interest thereon accrued, or which should have accrued, between the fixing of the amount of such property by the award of any court and the actual distribution thereof," and amendments thereto, which have been wrongly collected from said national banks by the said Commonwealth; and making an appropriation.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 428, (House Bill No. 360), entitled:

An Act to amend section eight of the act approved the sixteenth day of May, one thousand nine hundred and twenty-one (Pamphlet Laws five hundred fifty-nine) entitled "An act for the better protection of fish requiring citizens of the United States residing within this Commonwealth to procure a license from the county treasurer to fish or angle in the waters of this Commonwealth or in the waters bounding or adjacent thereto and regulating the issuance of such license providing penalties for the violation of this act and the manner of proceeding to enforce compliance therewith and providing for the disposition of the penalties recovered and license fees received," appointing the county treasurer as agent of the Commonwealth, and authorizing him to retain

for his own use certain fees for issuing said licenses, including certain fees collected prior to the passage of this act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 432, (House Bill No. 484), entitled:

An Act to amend section seven of the act approved the first day of May one thousand nine hundred and nine (Pamphlet Laws three hundred and forty-four), entitled "An Act to regulate the manufacture and sale of commercial fertilizers prescribing penalties for its violation and repealing an act entitled 'An Act to regulate the manufacture and sale of commercial fertilizers providing for its enforcement and prescribing penalties for its violation' approved the twenty-fifth day of March Anno Domini one thousand nine hundred and one" further defining commercial fertilizers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 440, (House Bill No. 471), entitled:

An Act providing for the quarantine and control of the European Corn Borer imposing certain powers and duties on the Department of Agriculture providing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 443, entitled:

An Act making an appropriation to the Pennsylvania State Park and Harbor Commission of Erie for the purpose of building retaining walls along and dredging the west canal basin within the harbor of Erie.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 472, (House Bill No. 378), entitled:

An Act to amend sections three five and nine of the act approved the seventeenth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred and twenty-four) entitled "An act preventing the manufacture sale or transportation within the Commonwealth of adulterated or misbranded Paris greens lead arsenates lime-sulphur compounds and other insecticides and fungicides and regulating traffic therein providing for inspection of such materials and imposing penalties" making it unnecessary for the Secretary of Agriculture to hear persons whose samples of insecticides and fungicides have been found to be adulterated or misbranded requiring persons manufacturing or importing insecticides or fungicides into this State to register the same with the Secretary of Agriculture making it unlawful to sell any insecticide or fungicide not registered and fixing a minimum fine for the violation of this act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 479, entitled:

An Act to establish an emergency fund to be used by the Department of Agriculture in emergencies resulting from unforeseen outbreaks of injurious insect pests, plant diseases, or animal diseases, and making an appropriation therefor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 499, (House Bill No. 467), entitled:

An Act authorizing the mayors of all cities to appoint a committee to investigate certain applications for license to peddle in such cities.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 568, entitled:

An Act to provide for the preparation of plans for the use of viewers, owners, tenants, and occupiers of property, and all other parties affected in proceedings for the assessment of damages for the taking, injury or destruction of private property for public use, and the furnishing of copies thereof to parties affected thereby.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 585, entitled:

An Act to provide for the purchase by the Commonwealth of agricultural land suited to the growing of forest tree seedlings and fixing a maximum amount that may be paid therefor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 610, (House Bill No. 731), entitled:

An Act to amend section seven hundred and sixteen of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An Act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

## HOUSE MESSAGE.

### HOUSE BILL FOR CONCURRENCE.

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House of Representatives as follows:

House Bill No. 338, (Senate Bill No. 634), entitled:

An Act to amend rule seventy-nine section six of article eleven of an act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws seven fifty-six) entitled "An Act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith"

Which was committed to the Committee on Mines and Mining.

House Bill No. 608, (Senate Bill No. 635), entitled:

An Act to further amend section six and to amend section seven of the act approved the seventh day of June one thousand eight hundred and ninety-five (Pamphlet Laws one hundred and sixty-seven) entitled "An Act to provide

for the better protection of life and health by diminishing the danger from infections and contagous diseases through the creation of a State Board of Undertakers in the cities of the first second and third classes with systematic examinations registration and licenses for all entering the business of burying the dead and penalties for violation of the provisions thereof" as amending by requiring undertakens' assistants to register and licensed undertakers to register annually with the State Board of Undertakers.

Which was committed to the Committee on Public Heatlh and Sanitation.

House Bill No. 709, (Senate Bill No. 636), entitled:

An Act to amend section thirteen of an act approved the nineteenth day of March one thousand nine hundred and nine (Pamphlet Laws forty-six) entitled "An act to regulate the practice of osteopathy in the State of Pennsylvania to provide for the establishment of a State Board of Osteopathic Examiners to define the powers and duties of said Board of Osteopathic Examiners to provide for the examining and licensing of osteopaths in this State and to provide penalties for the violation of this act" by requiring osteopathic physicians to register annually and imposing a fee therefor

Which was committed to the Committee on Public Health and Sanitation.

House Bill No. 712, (Senate Bill No. 637), entitled:

An Act providing for the compensation of the county solicitor and the solicitor of the county controller in counties of the third class

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 775, (Senate Bill No. 638), entitled:

An Act to amend section one of, and to add sections four, five and six to, an act entitled, "An act authorizing cities of the third class to regulate the location of business, trades, and industries; the location, size and use of buildings, and the areas of yards, courts, and open spaces," approved the third day of April one thousand nine hundred and twenty-three (P. L. 54), extending the provisions thereof to structures other than buildings, providing for a board of appeals to review decisions of the officer charged with the enforcement of any zoning ordinance duly adopted by said cities; establishing appeals from the decision of said board of appeals to the court of common pleas of the respective counties and authorizing said appeals to be advanced: also providing for the enforcement of zoning regulations established by said cities and providing penalties for the violation of the same.

Which was committed to the Committee on Municipal Affairs.

House Bill No. 798, (Senate Bill No. 639), entitled:

An Act relating to adoption

Which was committed to the Committee on Judiciary General.

House Bill No. 799, (Senate Bill No. 640), entitled:

An Act relating to Boarding Houses for Infants providing for the licensing thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare and fixing penalties

Which was committed to the Committee on Judiciary General.

House Bill No. 809, (Senate Bill No. 641), entitled:

An Act to amend an act approved the twenty-seventh day of March one thousand nine hundred and three (Pamphlet Laws one hundred six) entitled "An act making it a misdemeanor for persons to unlawfully use or wear any insignia or button of any association society or trade's union"

Which was committed to the Committee on Judiciary General.

House Bill No. 17, (Senate Bill No. 642), entitled:

An Act to amend section one of the act approved the twenty-seventh day of March one thousand nine hundred and three (Pamphlet Laws eighty-three) entitled "An act to provide for the payment of the expenses of the maintenance and instruction of children committed to Houses of Refuge which are not exclusively under State control jointly by the State and by the counties from which they may be sent and providing a method for determining the amount due and collecting the same from said counties by changing the time of payment by counties.

Which was committed to the Committee on Appropriations.

House Bill No. 126, (Senate Bill No. 643), entitled:

An Act to amend an act aproved the thirty-first day of May one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and eighty-six) entitled "An Act to amend section one of an act approved the twenty-seventh day of April one thousand nine hundred and eleven (Pamphlet Laws eighty-six) entitled 'An Act regulating the compensation of court criers and tipstaves in counties containing more than ninety thousand and less than one hundred and fifty thousand inhabitants providing for the payment of the same by the particular county limiting the number of tipstaves to be appointed and repealing an act of Assembly entitled 'An Act to regulate the fees of court criers and tipstaves of the courts in judicial districts containing more than ninety thousand and less than one hundred and fifty thousand inhabitants' approved the twenty-ninth day of April Anno Domini one thousand nine hundred and nine' as amended"

Which was committed to the Committee on Judiciary General.

House Bill No. 364, (Senate Bill No. 644), entitled:

An Act to amend section one and section two as amended of an act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred and ninety-eight) entitled "An act to establish a county court for the County of Allegheny and in prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" by fixing the number of judges of said court.

Which was committed to the Committee on Judiciary General.

House Bill No. 388, (Senate Bill No. 645), entitled:

An Act making an appropriation to pay for the deficiency in the care treatment removal and maintenance of the indigent insane for the two years ending May thirty-first one thousand nine hundred and twenty-five.

Which was committed to the Committee on Appropriations.

House Bill No. 406, (Senate Bill No. 646), entitled:

An Act making a deficiency appropriation to the Board of Trustees of Western State Penitentiary

Which was committed to the Committee on Appropriations.

House Bill No. 549, (Senate Bill No. 647), entitled:

An Act making a deficiency appropriation to carry into effect the provisions of an act approved the twenty-fifth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand nine hundred and ninety-five) entitled "An Act for the encouragement of agriculture and the holding of agricultural exhibitions providing State aid for certain agricultural associations and regulating the payment thereof"

Which was committed to the Committee on Appropriations.

House Bill No. 585, (Senate Bill No. 648), entitled:

An Act to amend paragraph eleven of Section three of Article five of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An Act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" by providing for the construction and maintenance of gutters

Which was committed to the Committee on Municipal Affairs.

House Bill No. 601, (Senate Bill No. 649), entitled:

An Act transferring and reappropriating to the Department of Forests and Waters certain unexpended balances of appropriations heretofore made to the Water Supply Commission for the purpose of making investigations examinations and surveys and for preparing plans and estimates of costs with a view of controlling flood-waters of the rivers of the Commonwealth

Which was committed to the Committee on Municipal Affairs.

House Bill No. 660, (Senate Bill No. 650), entitled:

An Act validating the title to real estate taken and held by corporations of other States without first having established known places of business and designated authorized agents for the transaction of their business within this Commonwealth

Which was committed to the Committee on Judiciary General.

House Bill No. 727, (Senate Bill No. 651), entitled:

An Act to amend an act approved the third day of May one thousand nine hundred and nine (Pamphlet Laws four hundred and twenty-four) entitled "An Act providing that in all counties having more than five hundred thousand inhabitants, advertisements and notices required by law or rules of court to be published in newspapers of general circulation unless dispensed with by special order of court shall be published in the legal newspaper issued at least weekly of the proper county designated by rules of court for the publication of court or other legal notices" as amended by extending the provisions thereof to counties of the fifth class

Which was committed to the Committee on New Counties and County Seats.

House Bill No. 738, (Senate Bill No. 652), entitled:

An Act to amend section one of the act approved the twentieth day of April, one thousand nine hundred and twenty-one, (P. L. 150), entitled "An act to amend the first section of an act entitled 'An act to amend the first section of an act, entitled "An Act increasing the salaries of tipstaves in the courts of any county in this Commonwealth having a population of not less than five hundred thousand," approved the thirtieth day of May, Anno Domini one thousand eight hundred and ninety-five, by changing the limit of population of such counties, and increasing the minimum and maximum limits of said salaries,' approved the first day of June, one thousand nine hundred and eleven, by limiting the provisions of said act to counties of the first class, and providing for the salaries of such tipstaves;" increasing the salary of said tipstaves.

Which was committed to the Committee on Judiciary Special.

House Bill No. 751, (Senate Bill No. 653), entitled:

An Act authorizing the Governor to appoint a Commission to complete the printing of the report prepared by the Old Age Assistance Commission and making an appropriation.

Which was committed to the Committee on Appropriations.

## ADJOURNMENT.

Mr. DAVIS. Mr. President, I move that the Senate do now adjourn until 10:30 o'clock to-morrow morning.

Mr. SNYDER. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 6:05 o'clock P. M. until Wednesday morning, March 11, 1925, at 10:30 o'clock.

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# HOUSE OF REPRESENTATIVES.

TUESDAY, March 10, 1925.

The House met at 11:00 o'clock A. M.

The SPEAKER (Thomas Bluett) in the Chair.

## PRAYER.

The Chaplain, Rev. George P. Donehoo, offered the following prayer:

Almighty God, our Heavenly Father, we thank Thee for the hope and promise of another day. We thank Thee for the desire to work and to take part in the development of the history of this great State, which we all love. May we all of us this day have the courage of our convictions. Help us to be firm in our convictions of that which is right, without being stubborn; guide us by Thy spirit and bless us. Bless this House, it's Speaker and all who are here at this hour. We ask it in Christ's name. Amen.

## JOURNAL APPROVED.

The SPEAKER. The Clerk will read the Journal of yesterday's proceedings.

The Clerk proceeded to read the Journal of yesterday's proceedings, when, on motion of Mr. Brewster, the further reading was dispensed with and the Journal approved.

## BILLS INTRODUCED AND REFERRED.

By Mr. WILLIAMS. HOUSE BILL No. 1113.

An Act to establish as a State Highway a certain section of public road in the county of Tioga.

Referred to the Committee on Public Roads.

By Mr. WILLIAMS. HOUSE BILL No. 1114.

An Act to amend paragraph nineteen of section one thousand two hundred and ten of the act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith," as amended.

Referred to the Committee on Education.

By Mr. STADTLANDER. HOUSE BILL No. 1115.

An Act to further the privileges now enjoyed by social service centers, charitable organizations, private schools, colleges, universities, Y. M. C. A. and Y. W. C. A. branches, as well as other educational and character building organizations, by permitting them to encourage thrift among their frequenters, students or members by accepting temporarily from them for safe keeping, money that they may be induced to save for future needs.

Referred to the Committee on Banks and Banking.

By Mr. STARK. HOUSE BILL No. 1116.

An Act to establish as a State Highway a certain section of public road in the counties of Wyoming and Luzerne.

Referred to the Committee on Public Roads.

By Mr. CHRISTIAN MILLER. HOUSE BILL No. 1117.

An Act making an appropriation to the State Hospital for Injured Persons of the Middle Coal Field.

Referred to the Committee on Appropriations.

By Mr. BREWSTER. HOUSE BILL No. 1118.

An Act making a Deficiency Appropriation to the Pennsylvania Industrial Reformatory, at Huntingdon, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BREWSTER. HOUSE BILL No. 1119.

An Act making an appropriation to the Pennsylvania Industrial Reformatory at Huntingdon, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. EDMONDS. HOUSE BILL No. 1120.

An Act to amend an act approved the twenty-third day of May, one thousand nine hundred and twenty-three (P. L. 327), entitled "A supplement to an act, approved the twenty-third day of June, one thousand nine hundred eleven (Pamphlet Laws one thousand one hundred twenty-three), entitled 'An act establishing in such county a board of viewers; prescribing their duties; providing for their appointment as viewers, road juries, juries of view, and commissioners to view land; and providing for the charges upon the respective counties in the matter of salaries, costs, and expenses thereof,' as the same was amended and supplemented by subsequent acts, by providing for the compensation to be paid to the members of the board of viewers in counties of the second class," providing for the compensation of members of the Board of Viewers in counties of the first and second classes.

Referred to the Committee on Judiciary Special.

By Mr. BREWSTER. HOUSE BILL No. 1121.

An Act establishing as a State Highway a certain section of a public road in the county of Huntingdon.

Referred to the Committee on Public Roads.

By Mr. NEELY. HOUSE BILL No. 1122.

An Act authorizing any married person whose spouse is a lunatic, or habitial drunkard, or insane, or feeble-minded, or epileptic, or so mentally defective that he or she is unable to take care of his or her property and in consequence thereof is liable to dissipate or lose the same and become the victim of designing persons, to sell, mortgage, lease for years and convey, upon ground rent, under the direction of the court, real estate held in their own right.

Referred to the Committee on Judiciary General.

By Mr. LEIDICH. HOUSE BILL No. 1123.

An Act to amend section one and to further amend section two of the act approved the tenth day of May, one thousand nine hundred and thirteen, (P. L. 199), entitled "An act authorizing and empowering the county commissioners and the county solicitor and the chief clerk of said commissioners, of each county, to organize themselves into a State Association, for the purpose of holding annual meetings, and providing for the payment of the expenses thereof;" extending the provisions thereof to county engineers.

Referred to the Committee on Counties and Townships.

By Mr. EARLEY. HOUSE BILL No. 1124.

An Act providing for the sale of certain armories, and the use of the money derived therefrom in the acquisition of property and building of other armories.

Referred to the Committee on Military.

By Mr. EARLEY. HOUSE BILL No. 1125.

An Act authorizing the issue and sale of bonds to the amount of five millions of dollars by the Commonwealth of Pennsylvania; defining the powers and duties of the Governor, the Auditor General and the State Treasurer in relation thereto, making an appropriation of the proceeds of such bonds for the purpose of acquiring and erecting buildings and equipping the same for the use of the Pennsylvania National Guard; providing for the payment of the interest on the redemption of such bonds by the Board of Finance and Revenue, and for the sale and registration of said bonds, and making an appropriation to carry out the provisions of this act.

Referred to the Committee on Appropriations.

By Mr. LAUVER. HOUSE BILL No. 1126.

An Act providing for the widening, altering or vacating of roads heretofore laid out within the Commonweatlh under the provisions of special acts of Assembly and known as State roads.

Referred to the Committee on Public Roads.

By Mr. DUDDY. HOUSE BILL No. 1127.

An Act to amend section one of the act approved the first day of June, one thousand nine hundred and seven, (P. L. 364), entitled "An act to increase the pay of jurors and witnesses in this Commonwealth," as amended; increasing the pay of jurors.

Referred to the Committee on Judiciary General.

By Mr. PRYOR. HOUSE BILL No. 1128.

An Act to amend section sixteen of the act, approved the thirty-first day of May, one thousand nine hundred and eleven (P. L. 468), entitled, "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of Commissioners and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities, and towns and extending to the State line; describing and defining same by route number as the State Highways of the Commonwealth; providing for the improvement, maintenance, and repair of said State Highways solely at the expense of the Commonwealth; and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State-aid in the improvement, maintenance and repair of township or county roads, and prescribing the contents of township, or county roads, and prescribing the contents of township, county, borough or incorporated town petitions; providing for percentage of cost of imprvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing pen-

alty for injury or destroying State Highways; making appropriations to carry out the provisions of the act, and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended, placing the payment of damages due to changes of width or existing lines and location of State Highways upon the State.

Referred to the Committee on Public Roads.

By Mr. WILLISTON P. WOOD. HOUSE BILL No. 1129.

An Act to amend chapter five, article one, section two, of the act, approved the fourteenth day of May, one thousand nine hundred and fifteen, (P. L. 312), entitled, "An act providing a system of government for boroughs, and revising, amending, and consolidating the law relating to boroughs;" authorizing boroughs to erect, establish and maintain, market houses, and market places and to regulate the same.

Referred to the Committee on Municipal Corporations.

By Mr. GELNETT. HOUSE BILL No. 1130.

An Act to further amend clause nineteen, section one thousand two hundred and ten of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," changing the valuation per teacher in school districts of the fourth class.

Referred to the Committee on Education.

By Mr. DERBY. HOUSE BILL No. 1131.

An Act to amend section six as amended and section eight of an act approved the twelfth day of July, one thousand nine hundred and thirteen, (P. L. 719), entitled "An act regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke, rules; and providing penalties for the punishment of certain offenses provided for herein; and repealing inconsistent legislation;" prohibiting persons from being candidates for more than one party nomination.

Referred to the Committee on Elections.

By Mr. EMHARDT. HOUSE BILL No. 1132.

An Act to establish an advisory council of judges, and prescribing its powers.

Referred to the Committee on Judiciary Special.

By Mr. PRYOR. HOUSE BILL No. 1133.

An Act to establish as a State Highway a certain section of public road in the counties of Cumberland and Franklin.

Referred to the Committee on Public Roads.

By Mr. HIMES. HOUSE BILL No. 1134.

An Act to further amend section one thousand four hundred and two in article fourteen of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violaton thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith;" so as to insure equal school privileges to certain dependent children of the Commonwealth.

Referred to the Committee on Education.

By Mr. SHAFFER. HOUSE BILL No. 1135.

An Act making an appropriation to the Community Hospital of the Borough of Somerset, in the County of Somerset, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FLYNN. HOUSE BILL No. 1136.

An Act to authorize boroughs to sue out writs of scire facias on certain municipal claims where more than five years have elapsed since such claims were filed, and to reduce such claims to judgment; and providing for the revival and collection of such judgments.

Referred to the Committee on Municipal Corporations.

By Mr. BUSH. HOUSE BILL No. 1137.

An Act to further amend clause twenty-four of section one thousand two hundred ten, as amended, of an act, approved the eighteenth day of May, one thousand nine hundred eleven, (P. L. 309), entitled, "An Act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenues to establish and maintain the same, and the method of collecting such revenues; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith."

Referred to the Committee on Education.

By Mr. HARER. HOUSE BILL No. 1138.

An Act making an appropriation to the Aged Colored Women's Home, at Williamsport, Lycoming County, Pennsylvania.

Referred to the Committed on Appropriations.

By Miss THOMAS. HOUSE BILL No. 1139.

An Act to amend section three hundred and four, section three hundred and ten and section six hundred and one of an act, approved the eleventh day of July, one thousand nine hundred and twenty-three (P. L. 998), entitled "An act for the prevention and treatment of mental diseases, mental defect, epilepsy, and inebriety; regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics; governing the transfer, discharge, interstate rendition and deportation of mental patients; providing for the payment by individuals, counties, or the Commonwealth of the cost of the admission, care, and discharge of mental patients; and imposing penalties."

Referred to the Committee on Public Health and Sanitation.

By Mr. GRIFFITH. HOUSE BILL No. 1140.

An Act to establish as a State Highway a certain section of public road in the county of Indiana.

Referred to the Committee on Public Roads.

By Mr. HESS. HOUSE BILL No. 1141.

A joint Resolution proposing an amendment to Article nine, Section four of the Constitution of the Commonwealth of Pennsylvania, authorizing the State to issue bonds to the amount of one hundred and fifty milions of dollars for the improvement of the highways of the Commonwealth.

Referred to the Committee on Public Roads.

By Mr. HESS. HOUSE BILL No. 1142.

An Act to further amend section four hundred and thirty-four of the act approved the fourteenth day of July, one thousand nine hundred and seventeen (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto."

Referred to the Committee on Counties and Townships.

By Mr. MARCUS. HOUSE BILL No. 1143.

An Act for the protection of the public safety; regulating the construction of stairways and elevator shafts in certain buildings hereafter erected; providing penalties; and declaring buildings erected contrary to this act to be nuisances.

Referred to the Committee on Public Buildings.

By Mr. MARCUS. HOUSE BILL No. 1144.

An Act to provide for the selection of jurors to serve in the several courts criminal and civil, of counties of the second class and defining the qualifications of such jurors; providing for the organization of a commission for the selection of jurors in such counties and prescribing its powers and duties, and authorizing it to investigate as to the qualifications of prospective jurors; imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters, equipment and supplies; authorizing the employment of the necessary clerks and other employees and providing for a salary board composed of the commission, the county commissioners and the controller of said counties to fix the number and compensation of such employees; requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service; repealing inconsistent legislation, and prescribing punishment for the violation thereof.

Referred to the Committee on Judiciary Special.

By Mr. EDMONDS. HOUSE BILL No. 1145.

An Act to amend an act approved the tenth day of July, one thousand nine hundred nineteen (Pamphlet Laws eight hundred and fifty-seven) entitled "An act to provide for the personal registration of electors as a condition of their right to vote at elections, and their enrollment as members of political parties as a further condition of their right to vote at primaries, in cities of the first class of this Commonwealth, by removing from office all existing registration commissioners and their appointees in said cities, and authorizing the Governor to appoint registration commissions therein; defining the jurisdiction of said commissions, and the powers and duties of the commissioners constituting same, and of their appointees, including registrars, inspectors of registration, clerks, and counsel; fixing their qualifications, terms of office, and compensation; granting them certain immunity from arrest on registration days; and empowering such inspectors to arrest without warrant certain persons committing certain offenses in violation of this act in their presence, as well as to enter and inspect buildings given as residences of electors to interrogate the inmates thereof, to copy or demand a list of the lodgers therein, and to supervise the conduct of registrars; regulating the registration of electors at polling places by registrars, and at the offices of commissions by commissioners, and the right of parties or bodies of electors to have watchers thereat, and the preparation and use of street lists and other records of those registered; allowing the names of persons not entitled to vote to be struck from the registers in certain cases; permitting all records regarding registration to be inspected and copied by any elector under certain conditions; directing how the registers shall be used at elections and primaries; compelling the attendance of witnesses and payment of witness fees; and providing penalties for refusal to obey subpoenas; directing receivers of taxes to appoint chief clerks of commissions as deputies to collect poll taxes and to give receipts therefor; authorizing such clerks to administer oaths, sign subpoenas and vouchers, and to collect and disburse witness fees, prescribing a method for challenging persons applying for registration, and the procedure for the correction of registors, and for appealing from actions of registrars to said commissions; and allowing for appeals from the decisions of the commissions in certain cases to courts of common pleas; imposing certain duties upon election officers and upon the councils, treasurers, controllers, receivers of taxes, police officers, and other officials of said cities and upon the courts, judges, prothonotaries, sheriffs, commissioners, peace officers, and other officials of the judicial districts and counties in which said cities are situated or with which they are coextensive; legalizing certain acts required hereby if done on any Sunday or legal holiday; requiring said cities to provide for the maintenance of said commissions, and the compensations of their appointees, and the payment of all expenses necessary to carry out the provisions of this act, and to transfer the unexpended balances of all appropriations heretofore made for the personal registration of electors of said cities during the year one thousand nine hundred and nineteen to and for the use of the said commissions; punishing and fixing penalties for violations hereof; and repealing all legislation inconsistent herewith," as amended by an act approved the twenty-sixth day of April, one thousand nine hundred and twenty-one (Pamphlet Laws two hundred and ninety-two) and as further amended by an act approved the twentieth day of May, one thousand nine hundred and twenty-one (Pamphlet Laws nine hundred and ninety-four); so as to provide a system of permanent registration in such cities; imposing certain duties in connection therewith upon civil service commissions in such cities and upon registers of vital statistics of registration districts constituted by or contained within cities of the first class and upon board of school directors of school districts coextensive with or contained within cities of the first class; and conferring upon certain bodies of citizens the right to have watchers at places of registration and watchers and attorneys at session of registration commissions.

Referred to the Committee on Elections.

By Mr. BLAIR. HOUSE BILL No. 1146.

An Act to amend Route Eighty-six of section six of the act approved the thirty-first day of May, one thousand nine hundred and eleven, (P. L. 468), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of Highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of Commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities, and towns, and extending to the State Line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance, and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State highway, and procedure therein; providing for work of improvement of State highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of townships or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance, and repair of township or county roads, and prescribing the contents of township, county, borough, or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement

and repairs; providing penalty for injuring or destroying State highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act."

Referred to the Committee on Public Roads.

By Mr. MARCUS. HOUSE BILL No. 1147.

An Act conferring upon cities of the second class the power to authorize the construction, maintenance and use of overhead passageways across and of underground passageways beneath public highways by the owners or lessees of the abutting properties, and ratifying and approving existing ordinances authorizing such underground and overhead passageways in said cities.

Referred to the Committee on Municipal Corporations.

By Mr. HESS. HOUSE BILL No. 1148.

An Act to amend section four hundred twenty-three of the act approved the fourteenth day of July, one thousand nine hundred and seventeen (P. L. 840), entitled "An act concerning townships; and revising, amending, and consolidating the law relating thereto."

Referred to the Committee on Public Roads.

By Mr. HAWS. HOUSE BILL No. 1149.

An Act to regulate the practice of chiropractic and to provide for the appointment and maintenance of a Board of Chiropractic Examiners; to define the powers and duties of said Board of Chiropractic Examiners; to provide for the examining and licensing of chiropractors in this State; and providing penalties for the violation of this act.

Referred to the Committee on Public Health and Sanitation.

By Mr. BALDI. HOUSE BILL No. 1150.

An Act restricting building and loan associations in the loaning of money.

Referred to the Committee on Banks and Banking.

By Mr. BALDI. HOUSE BILL No. 1151.

An Act regulating the sale, offering for sale, barter, exchange and giving of tickets, cards or other tokens evidencing the right to a reserved seat in and of admission to any theatre, concert hall, circus, show, ball-park, athletic hall or field or other place of amusement, and providing penalties.

Referred to the Committee on Judiciary Special.

By Mr. PHILLIPS. HOUSE BILL No. 1152.

An Act making it unlawful for any person to operate a taxicab or other passenger motor vehicle for hire without a certificate of public convenience.

Referred to the Committee on Judiciary General.

By Mr. BURD P. EVANS. HOUSE BILL No. 1153.

An Act authorizing the Department of Highways to make repairs to and provide for the maintenance of roads and highways in Valley Forge Park; and making an appropriation therefor.

Referred to the Committee on Public Roads.

By Mr. FOCKLER. HOUSE BILL No. 1154.

An Act to amend route fifty-two of section six of the act approved the thirty-first day of May, one thousand nine hundred and eleven (P. L. 468), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineers, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of Commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal ctiies and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance, and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of townships or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance, and repair of township or county roads, and prescribing the contents of township, county, borough, or incorporated town petitions; providing for percentage of cost of improvement or repairs to be paid by State county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated towns with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended.

Referred to the Committee on Public Roads.

By Mr. CONNER. HOUSE BILL No. 1155.

An Act to amend sections one and two as amended, and sections five and six of the act approved the twenty-ninth day of May, one thousand nine hundred and one, (P. L. 327), entitled "An act to prohibit the manufacture and sale of oleomargarine, butterine, and other similar products, when colored in imitation of yellow butter; to provide for license fees to be paid by manufacturers, wholesale and retail dealers, and by proprietors of hotels, restaurants, dining-rooms, and boarding houses; for the manufacture or sale of oleomargarine, butterine, or other similar products, not colored in imitation of yellow butter; and to regulate the manufacture and sale of oleomargarine, butterine, or other similar products, not colored in imitation of yellow butter, and prevent and punish fraud and deception in such manufacture and sale as an imitation butter; and to prescribe penalties and punishment for violation of this act, and the means and method of procedure for its enforcement, and regulate certain matters of evidence in such procedure."

Referred to the Committee on Public Health and Sanitation.

By Mr. MARCUS. HOUSE BILL No. 1156.

An Act defining the powers of fire marshals in counties of the second class with regard to buildings and premises and fire hazards in connection therewith, including the precribing of rules and regulations with regard to explosives and inflammable substances; providing for the enforcement of the orders of the fire marshal; providing penalties, and imposing certain duties upon fire insurance companies.

Referred to the Committee on Insurance.

By Mr. STOCK. HOUSE BILL No. 1157.

An Act to establish as a State Highway a certain section of public road in the county of Adams.

Referred to the Committee on Public Roads.

By Mr. POSEY. HOUSE BILL No. 1158.

An Act to amend section fourteen of article fifteen of the act approved the twenty-seventh day of June, one thousand nine hundred and thirteen, (P. L. 568), entitled "An act providing for the incorporation, regulation, and government of cities of the third class; regulating nomination and election of municipal officers therein; and repealing, consolidating, and extending existing laws in relation thereto."

Referred to the Committee on Elections.

By Mr. SCOTT. HOUSE BILL No. 1159.

An Act to amend section three, article four, chapter seven of the act approved the fourteenth day of May, one thousand nine hundred and fifteen, (P. L. 312), entitled "An act providing a system of government for boroughs, and revising, amending, and consolidating the law relating to boroughs;" requiring borough auditors to publish their annual financial statement by advertisement in a newspaper.

Referred to the Committee on Counties and Townships.

By Mr. HARDING. HOUSE BILL No. 1160.

An Act to establish as a State Highway a certain section of public road in the counties of Wyoming, Bradford and Susquehanna.

Referred to the Committee on Public Roads.

By Mr. MEMOLO. HOUSE BILL No. 1161.

An Act validating certain assessments in townships of the first class heretofore made for the cost of the construction of sewers, and extensions thereto; and providing for the collection of such assessments and the filing of municipal claims therefor.

Referred to the Committee on Counties and Townships.

By Mr. LABAR. HOUSE BILL No. 1162.

An Act to amend paragraphs twenty-two and twenty-three of section one thousand two hundred and ten, as amended, of the act, approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for notice by the Superintendent of Public Instruction to the county superintendents of amounts due and paid by the Commonwealth to school districts under their supervision.

Referred to the Committee on Education.

By Mr. LAFFERTY. HOUSE BILL No. 1163.

An Act making an appropriation to the Board of Managers of the State Industrial Home for Women, at Muncy, Pennsylvania, to pay for grading, placing of top soil, building drives and walks and laying out the grounds of said Home.

Referred to the Committee on Appropriations.

By Mr. BURKE. HOUSE BILL No. 1164.

An Act to provide for the settlement, registrations, transfer and assurance of titles to land lying in the several counties of the Commonwealth of Pennsylvania, and to establish a court of land registration for said purpose.

Referred to the Committee on Judiciary General.

By Mr. MARSHALL. HOUSE BILL No. 1165.

An Act making an appropriation for the purpose of reimbursing any loan made by the chief clerk of the House of Representatives pursuant to a concurrent resolution adopted March third, one thousand nine hundred and twenty-five.

Referred to the Committee on Appropriations.

By Mr. HESS. HOUSE BILL No. 1166.

An Act providing a method of annexation of boroughs, townships, or parts of townships, to cities of the third class; regulating the proceeding pertaining thereto; and repealing inconsistent legislation.

Referred to the Committee on Municipal Corporations.

By Mr. SOWERS. HOUSE BILL No. 1167.

An Act to amend section one of the act approved the seventh day of July, one thousand nine hundred and nineteen, (P. L. 725), entitled "An act authorizing the appointment of interpreters in each county of this Commonwealth, and providing for their compensation."

Referred to the Committee on Judiciary Special.

By Mr. SOWERS. HOUSE BILL No. 1168.

An Act to amend section twelve of the act approved the fifth day of February, one thousand eight hundred and seventy-five, (P. L. 56), entitled "An act relative to the establishment and jurisdiction of magistrates' courts in the city of Philadelphia," as amended; providing for the appointment of clerks by such magistrates, and fixing their salary.

Referred to the Committee on Judiciary Special.

By Mr. SOFFEL. HOUSE BILL No. 1169.

An Act requiring the State Dental Council and Examining Board to license certain persons to practice dentistry.

Referred to the Committee on Public Health and Sanitation.

By Mr. BIDELSPACHER. HOUSE BILL No. 1170.

An Act providing for the maintenance of certain city streets jointly by the Commonwealth and the city.

Referred to the Committee on Public Roads.

By Mr. EDMONDS. HOUSE BILL No. 1171.

An Act to amend section twenty-one of an act approved the tenth day of June, one thousand eight hundred and ninety-three (P. L. 419), entitled "An act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in regard to such elections;" so as to require electors in first class cities to sign the ballot check list before receiving ballots, and to prohibit the entry of certain names in the ballot check list and voters' check list by election officers in such cities.

Referred to the Committee on Elections.

By Mr. WELTY. HOUSE BILL No. 1172.

An Act to amend paragraph nineteen of section one thousand two hundred and ten of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general special or local or any parts thereof, that are or may be inconsistent therewith," as amended.

Referred to the Committee on Education.

By Mr. WASHINGTON. HOUSE BILL No. 1173.

An Act to amend section one of an act approved the twenty-second day of April, one thousand seven hundred and ninety-four (3 Sm. L. 177), entitled "An act for the prevention of vice and immorality, and of unlawful gaming, and to restrain disorderly sports and dissipation."

Referred to the Committee on Law and Order.

## BILL RE-REFERRED.

Mr. GELNETT returned from the Committee on Judiciary Special, with recommendation that it be re-referred to the Committee on Municipal Corporations, House Bill No. 973, entitled:

An Act validating certain municipal contracts, municipal proceedings, municipal claims and municipal liens in the several boroughs of the Commonwealth, and providing for the collection and filing of claims therefor.

The SPEAKER. The bill is now re-referred to the Committee on Municipal Corporations.

## REPORTS FROM COMMITTEES.

Mr. CRAIG, from the Committee on Municipal Corporations, reported as committed House Bill No. 394, entitled:

An Act to amend section seven of an act approved the eighth day of June, one thousand nine hundred and seven, (P. L. 496), entitled, "An Act to establish a Board of Commissioners of Navigation for the river Delaware and its navigable tributaries; regulating their jurisdiction over ships, vessels, and boats, and wharves, piers, bulkheads, docks, slips, and basins; and exempting cities of the first class from certain of its provisions; and making an appropriation therefor," by providing the requirement for a permit for the construction extension or alteration of any bridge wholly within the State.

Mr. HART, from the Committee on Military, reported as committed House Bill No. 782, entitled:

An Act to amend sections four and six of the act approved the seventeenth day of March, one thousand nine hundred and twenty-one (P. L. 32), entitled "An act authorizing the erection and construction by counties of memorial halls in memory of the soldiers, sailors, and marines of such counties; providing for an election to determine whether such hall shall be erected; providing for the purchase and condemnation of property for such purposes; regulating the use of such halls; and providing for the maintenance and care of the same, by a board of control, at the expense of the county".

Mr. MILLAR, from the Committee on Banks and Banking, reported as amended House Bill No. 423, entitled:

An Act to require building and loan associations, incorporated under the laws of this Commonwealth to have a solicitor and providing penalties.

Mr. MATHAY, from the Committee on Ways and Means, reported as committed House Bill No. 531, entitled:

An Act to amend section twenty-three of the act approved the first day of June, one thousand eight hundred and eighty-nine (P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini, one thousand eight hundred and seventy-nine"; providing for the collection of taxes upon gross receipts of persons, individuals, companies, joint-stock associations, and limited partnerships engaged in freight, passenger, oil and motor transportation, and from water-power and hydro-electric companies; and providing also for the payment of taxes upon gross receipts where works are operated by others than the owners thereof.

Mr. EMHARDT, from the Committee on Judiciary Special, reported as committed, House Bill No. 837, entitled:

An Act to amend section one of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three, (P. L. 442), entitled "An act to provide for the licensing of transient, retail merchants in cities, boroughs, and townships; and providing a penalty for the failure to obtain such license.

Mr. MEMOLO, from the Committee on Judiciary Special, reported as committed, House Bill No. 1041, entitled:

An Act providing constables fees for service of writs in juvenile cases.

Mr. BURKE, from the Committee on Judiciary Special, reported as committed, House Bill No. 1000, entitled:

An Act making it unlawful for any district attorney, assistant district attorney or other prosecutor to sit within the bar of the court or otherwise conduct himself so as to cause the jury to believe that he is a part of the court; and providing for the removal of such officers from office on quo warranto by the attorney general in certain cases.

Mr. BURKE, from the Committee on Judiciary Special, reported as committed, House Bill No. 1067, entitled:

An Act to amend section one of an act approved the third day of June, one thousand nine hundred and nineteen (Pamphlet Laws three hundred seventy) entitled "An act to fix the number and salaries of assistant district attorneys in counties of this Commonwealth having over one million five hundred thousand inhabitants, and prescribing the powers and duties of said assistant district attorneys" by increasing the number and salaries of the assistant district attorneys thereof.

Mr. SPEER, from the Committee on Judiciary Special, reported as committed House Bill No. 1109, entitled:

An Act to amend sections one and two of the act approved the third day of June, one thousand nine hundred and nineteen, (P. L. 369), entitled "An act providing for the appointment by the district attorney, in counties having a population of over one million five hundred thousand inhabitants, of a chief county detective, an assistant chief county detective, and special county detectives; defining their salaries, and authorizing the payment of the same, together with the necessary travelling expenses, by the county," extending said act to counties of the first class and increasing the number and salaries of county detectives in said counties.

Mr. W. P. WOOD, from the Committee on Judiciary Special, reported as committed House Bill No. 1111, entitled:

An Act to fix the salaries of the deputy register, clerks, and employes in the office of the register of wills in counties of the first class of this Commonwealth.

Mr. HOLCOME, from the Committee on Military, reported as amended House Bill No. 182, entitled:

An Act to restrain certain sports and parades on Memorial Day.

Mr. FLINCHBAUGH, from the Committee on Judiciary Special, reported as committed House Bill No. 559, entitled:

An Act prohibiting public service companies engaged in the business of furnishing, manufacturing or selling gas, water, electric light, electric power or telephone service from imposing any ready to serve or meter charge or meter rental charge and providing a penalty.

Mr. WELTY, from the Committee on Judiciary Special, reported as committed House Bill No. 1073, entitled:

A Joint Resolution constituting a commission to examine the laws of the Commonwealth relating to rights of married persons, and to prepare and submit bills to carry into effect its recommendations; prescribing the powers and duties of said commission, and making an appropriation.

Mr. STAUDENMEIER, from the Committee on Judiciary Special, reported as committed House Bill No. 607, entitled:

An Act to regulate and establish the fees to be charged by justices of the peace, aldermen and magistrates in this Commonwealth.

Mr. MEMOLO, from the Committee on Judiciary Special, reported as committed House Bill No. 1001, entitled:

An Act to ascertain and appoint the fees to be received by the several prothonotaries of the courts of common pleas of the Commonwealth in counties having a population of less than one hundred fifty thousand, and to provide the time for paying the same.

## LEAVE OF ABSENCE.

The Speaker asked and obtained leave of absence for Mr. Moffatt, on account of death in the family.

## EX-SERVICE MEN GRANTED LEAVE OF ABSENCE.

Mr. EARLEY. Mr. Speaker, I move that the House grant a leave of absence to the Ex-service men of the House, Wednesday, March the 11th, between the hours of ten A. M. and four P. M., for the purpose of visiting the Scotland Orphan School, Scotland, Pennsylvania.

Mr. WHEELER. Mr. Speaker, I second the motion.

The motion was agreed to and the leave of absence granted.

## RESOLUTION FIXING THE LAST DAY FOR THE INTRODUCTION OF BILLS.

Mr. MARCUS offered the following resolution, which was twice read and adopted.

## REPORT OF COMMITTEE ON RULES.

Resolved that March 26th be fixed as the last day for the introduction of Bills in the House of Representatives for Session of 1925.

Signed:
Joseph C. Marcus
Walter H. Craig
John M. Flynn
Samuel J. Perry
John A. F. Hall

## SENATE MESSAGE.

### HOUSE BILLS CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced returned bills from the House of Representatives numbered and entitled as follows, viz:

HOUSE BILL No. 621.

An Act making an appropriation to the Board of Finance and Revenue out of the Motor License Fund for paying the interest on and redeeming at maturity the bonds of this Commonwealth heretofore and hereafter issued for the purpose of improving and rebuilding highways and for the payment of compensation to the Commonwealth's loan and transfer agent

HOUSE BILL No. 266.

An Act to amend section one of an act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand and twenty-one) entitled "An act to exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto" as amended by extending the provisions thereof to property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors and marines and discharging certain taxes

HOUSE BILL No. 319.

An Act authorizing cities of the second class to regulate by ordinance sales of merchandise at public auction and to fix penalties for the violation of the provisions thereof

With information that the Senate has passed the same without amendment.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 50, entitled:

An Act to amend section one of an act approved the twenty-eighth day of May, one thousand nine hundred and seven, (P. L. 292), entitled "An act to provide for the protection of insane persons, feeble-minded persons, and epileptics, and the appointment of a guardian for the said insane persons, feeble-minded persons, and epileptics, unable to care for their own property; authorizing the guardian to support the wife and children of the said insane persons, feeble-minded persons, and epileptics; defining the powers of the guardian, and authorizing the sale of real estate of the ward."

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—195.

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | Lynch, | Rhodes, |
| Alexander, | Flinchbaugh, | MacMillan, | Rieder, |
| Allman, | Flynn, | Malie, | Royle, |
| Anderson, | Fockler, | Mangan, | Sautter, |
| Armstrong, | Fratt, | Marcus, | Schilling, |
| Aston, | Frye, | Marshall, | Schoener, |
| Bagshaw, | Fuller, | Martz, | Schwartz, |
| Baldi, | Gelnett, | Mathay, | Scott, |
| Bartley, | Gilchrist, | McBride, | Shaffer, |
| Behney, | Goehring, | McCaig, | Sheffer, |
| Bell, F. A., | Goodnough, | McCann, | Smith, G. A., |
| Bell, W. T., | Goss, | McClure, J. F., | Smith, H. J., |
| Bentley, | Greeby, | McClure, J. H., | Soffel, |
| Berkheiser, | Greenstein, | McCormick, | Sowers, |
| Bidelspacher, | Griffith, | McDaniel, | Speer, |
| Blair, | Grimes, | McDermott, | Spencer, |
| Blumberg, | Guerin, | McGowan, | Stadtlander, |
| Bray, | Haas, | McKim, | Stark, |
| Brewster, | Hall, | McLaughlin, | Staudenmeier, |
| Bromley, | Hantz, | Memolo, | Stavitski, |
| Brown, E., | Harding, | Metzger, | Sterling, |
| Brown, E. P., | Harer, | Metzinger, | Stock, |
| Brown, T. J., | Hart, | Millar, | Storo, |
| Burchinal, | Haws, | Miller, C., | Storer, |
| Burke, | Heffernan, | Miller, H. A., | Strayer, |
| Calhoun, | Heffran, | Moore, | Talbot, |
| Colville, | Henderson, | Morrison, | Thomas, L. D., |
| Conner, | Hess, | Muldowney, | Thomas, M. G., |
| Craig, | Himes, | Munley, | Toepfer, |
| Critchfield, | Holmes, | Myers, | Towner, |
| Cross, | Holtzman, | Neely, | Trescher, |
| Davis, | Hoover, | Nicholson, | Turner, |
| DeFrehn, | Horn, | Nolte, | Washington, |
| Deibler, | Howe, | North, | Watson, |
| Dengler, | Hricko, | Parkinson, | Weamer, |
| Derby, | Huber, | Patterson, B. H., | Wells, |
| Diehm, | Irvin, | Patterson, F. W., | Welty, |
| Dietz, | Jones, | Patterson, M., | Wettach, |
| Dilsheimer, | Kelly, | Peelor, | Wheeler, |
| Donnell, | Labar, | Pennock, | Whitehouse, |
| Drinkhouse, | Lauver, | Perry, | Williams, |
| Drumbor, | Leidich, | Phillips, | Wilson, |
| Duddy, | Little, H. A., | Pitts, | Witherspoon, |
| Eaches, | Little, J. T., | Posey, | Witkin, |
| Earley, | Lockhardt, | Powell, | Wood, N., |
| Ede, | Lotz, | Prosser, | Wood, W. P., |
| Edmonds, | Lucas, | Pryor, | Wright, |
| Emhardt, | Ludlow, | Raymond, | Bluett, |
| Evans, B. P., | Lukehart, | Reader, | Speaker. |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 676, entitled:

An Act to fix the salaries of the deputy register clerks and employes in the office of the register of wills of counties of the first class

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—191.

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | Lukehart, | Royle, |
| Alexander, | Flinchbaugh, | Lynch, | Sarig, |
| Allman, | Flynn, | MacMillan, | Sautter, |
| Anderson, | Fockler, | Malie, | Schilling, |
| Armstrong, | Fratt, | Mangan, | Schoener, |
| Aston, | Frye, | Marcus, | Schwartz, |
| Bagshaw, | Fuller, | Marshall, | Shaffer, |
| Bartley, | Gelnett, | Martz, | Shambach, |
| Behney, | Gilchrist, | Mathay, | Sheffer, |
| Bell, F. A., | Goehring, | McBride, | Smith, G. A., |
| Bell, W. T., | Goodnough, | McCaig, | Smith, H. J., |
| Bentley, | Goss, | McCann, | Sowers, |
| Berkheiser, | Greeby, | McClure, J. F., | Speer, |
| Bickett, | Greenstein, | McClure, J. H., | Spencer, |
| Bidelspacher, | Griffith, | McCormick, | Stadtlander, |
| Blair, | Grimes, | McDaniel, | Stark, |
| Blumberg, | Guerin, | McGowan, | Staudenmeier, |
| Bray, | Haas, | McKim, | Stavitski, |
| Brewster, | Haines, | McLaughlin, | Sterling, |
| Bromley, | Hall, | Memolo, | Stock, |
| Brown, E., | Hantz, | Metzger, | Storb, |
| Brown, E. P., | Harding, | Metzinger, | Storer, |
| Burchinal, | Hart, | Millar, | Strayer, |
| Burke, | Haws, | Miller, C., | Talbot, |
| Bush, | Heffernan, | Miller, H. A., | Thomas, L. D., |
| Calhoun, | Heffran, | Moore, | Thomas, M. G., |
| Canon, | Henderson, | Morrison, | Toepfer, |
| Colville, | Hess, | Muldowney, | Towner, |
| Conner, | Himes, | Munley, | Turner, |
| Craig, | Holcombe, | Myers, | Trescher, |
| Critchfield, | Holmes, | Neely, | Voltz, |
| Cross, | Holtzman, | Nicholson, | Washington, |
| Davies, | Horn, | North, | Weamer, |
| Davis, | Howe, | Orr, | Wells, |
| DeFrehn, | Hricko, | Parkinson, | Welty, |
| Dengler, | Huber, | Patterson, B. H., | Wettach, |
| Derby, | Irvin, | Patterson, F.W., | Wheeler, |
| Diehm, | Jones, | Patterson, M., | Whitehouse, |
| Dilsheimer, | Kelly, | Peelor, | Williams, |
| Donnell, | Labar, | Pennock, | Wilson, |
| Drinkhouse, | Lafferty, | Perry, | Witherspoon, |
| Drumbor, | Lauver, | Phillips, | Witkin, |
| Duddy, | Leidich, | Pitts, | Wood, N., |
| Eaches, | Little, H. A., | Powell, | Wood, W. P., |
| Earley, | Little, J. T., | Prosser, | Wright, |
| Ede, | Long, | Pryor, | Bluett, |
| Edmonds, | Lotz, | Raymond, | Speaker. |
| Emhardt, | Lucas, | Reader, | |
| Evans, B. P., | Ludlow, | Rieder, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 35, entitled:

An Act relating to search warrants, regulating their issuance, execution, and return; prescribing the powers and duties of justices of the peace, aldermen and magistrates issuing them, and of officers executing them; inflicting penalties for unlawfully procuring, unlawfully executing, and unlawfully resisting the execution of a search warrant.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. LUDLOW. Mr. Speaker, may I interrogate the sponsor of this bill?

The SPEAKER. Will the gentleman from Philadelphia, Mr. Sowers, permit himself to be interrogated?

Mr. SOWERS. I will, Mr. Speaker.

Mr. LUDLOW. Will the gentleman from Philadelphia please explain why there is a need for this bill on search warrants?

Mr. SOWERS. Mr. Speaker, all good lawyers are familar with the laws of the United States. This bill is an exact duplicate of the United States law. The law of the United States provides that police officers and agents of the United States Government, must make return of search warrants at certain times; it provides they shall not abuse the execution of search warrants, and if Congress thought that law was enough for the United States, surely it should be good for Pennsylvania. Are there any other questions?

Mr. LUDLOW. Yes, I should like to ask the gentleman from Philadelphia, admitting his speech about the laws of Congress, whether this does not slow up the issuance of seach warrants by the taking of the testimony provided for in your act; and secondly, whether the provision for taking testimony before the squires in the country district is as easy of execution and as practical as it is before the United States Commissioner in our District Courts?

Mr. SOWERS. Mr. Speaker, I for one want to see all of the Constitution enforced, and I hope my friend has as high regard for the other parts of the Constitution as he has for this one. The Constitution as amended originally had a clause in which it provided that no search warrant should be issued except on probable cause, and on one occasion I heard the orator from Montgomery County say that our fathers corrected the errors of the original Constitution and put the Declaration of Rights in it. Does not my friend want the Declaration of Rights to be effective? My friend says that it will slow up search warrants, but it will not slow up honest search warrants. The only thing that it would do to search warrants is to prevent an officer of the law walking around with a search warrant in his pocket, visiting somebody day after day and using that warrant as a meal ticket. Is there any further explanation that you want?

Mr. LUDLOW. Mr. Speaker, in response to the very cordial invitation of the gentleman from Philadelphia, who is elected now to the Hall of Fame for his oratorical prowess, I should like to ask him whether he read the decision of the United States Supreme Court, handed down last week, as to search warrants and whether he believes his bill would, in any way, modify that decision?

Mr. SOWERS. Will you refer to the volume and page upon which that decision is reported?

Mr. LUDLOW. It has not been reported.

Mr. SOWERS. I read only reported decisions. Are there any more questions?

Mr. LUDLOW. Does the gentleman from Philadelphia confine himself solely to the decision as reported in the bound volumes? I want to know to what extent he uses these reports, so we may know?

Mr. SOWERS. As a practicing lawyer, I am more concerned with real decision than with cold, dry books. Now my friend only knows books, that is evident. I am familiar with conditions as they are, and I have never seen my friend in the District Court in my life. I have never heard him argue a search warrant. I am familiar with these cases as they exist, and I say to my friend, do you want to perpetuate the system that exists to-day of letting the officer carry a warrant around in his pocket for six months and making a good meal ticket out of it all that time.

Mr. LUDLOW. I will try to answer that question. I will admit that I do not practice in the district Court on search warrant cases as does the gentleman from Philadelphia and in the absence of any practical knowledge on the subject, I prefer to resort to the books, including the State and Supreme Courts and the United States Court upon the laws relating to search warrants, in search warrant cases.

Mr. SOWERS. Wherever my friend arises to interrogate me, it always arouses what little humor there is in me, because he approaches things so smilingly and so smoothly and slides right through them, so my humor, as a consequence, is aroused. Let us dig into the truth of this bill. The United States government at least has search and seizure. They have had it for ages, but the State of Pennsylvania had nothing on the search and seizure warrants until along came the Snyder Act, in 1923. Pennsylvania has no penalties today for the abuse of a search warrant. My friend has stated that I practice in courts where search and seizure warrants are used that is true. Not long ago, I represented a landlord who had rented his property to a tenant, and the man that had the search warrant executed it accompanied by twenty men. They called and ripped the ceiling off the landlord's house, dug holes in the roof, ripped off the plaster and found nothing, and the landlord came to me and said, "Oh what can I do, it cost me $1800 to fix my house and whom shall I hold responsible" There is not a bit of remedy for the landlord if the man executing the warrant is not worth a dollar. Now should that condition continue to exist? This bill is an exact duplicate of the National Government Law, which says that an officer executing a search warrant shall execute it with care and with reason, and execute it so as not to annoy or distress or hamper, or destroy property. This bill provides whether the man shall execute the search warrant in the day time or night time. It is easy enough for a police officer after awakening you at 3:00 o'clock in the morning to make a search to say, "I am very sorry, I was just doing my duty." Let the Judge or squire or somebody else say whether the search warrant shall be issued in daylight or at night. The United States Government, the United States Congress thought it necessary to regulate this weapon, this search warrant, and they did it. I do not think that any lawyer should object to including the laws of Pennsylvania the exact law that the United States Government has. Now you ask me if there are any changes in this law as compared with the United States Law, and I say to you there are. The first change is this: The United States Government will give the officer with a warrant ten days to execute it and make his return. The United States Commissioner's district extends some places in the United States to over five hundred miles. Naturally they need ten days in which to make their return, but is there any county in Pennsylvania that the officer cannot proceed to execute his warrant and go back to the justice of the peace or to the county seat in five days? This law strikes out the ten days, and makes it five days. Now there are some other changes. The other change is the regulating of the penalty. The penalties as prescribed by Congress are greater; the penalties of this act are about one-third of the Congressional penalty. Now if it is good for the United States, I ask you, members of the House, to make it good for Pennsylvania.

Mr. ARMSTRONG. Mr Speaker I am not an attorney and most of this stuff is Greek to me, but my objection to the bill is that at this time enforcement is on trial in this State and I think it unwise to pass this measure. Everybody to whom you talk is speaking of enforcement. All I can see about this bill is that it makes it easier for the outlaw, and for that reason I shall vote against it. I hope that my friends shall do likewise.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—109.

| | | | |
|---|---|---|---|
| Adam, | Evans, B. P., | Martz, | Royle, |
| Alexander, | Flynn, | Mathay, | Sarig, |
| Allman, | Fratt, | McBride, | Sautter, |
| Baldi, | Frye, | McCaig, | Schilling, |
| Behney, | Fuller, | McCann, | Schoener, |
| Bell, W. T., | Goehring, | McDaniel, | Schwartz, |
| Bidelspacher, | Greeby, | McDermott, | Scott, |
| Blumberg, | Greenstein, | McGowan, | Smith, H. J., |
| Bromley, | Grimes, | Memolo, | Soffel, |
| Brown, E., | Guerin, | Metzger, | Sowers, |
| Burke, | Haas, | Metzinger, | Stadtlander, |
| Canon, | Haines, | Millar, | Staudenmeier, |
| Colville, | Hall, | Miller, C., | Stavitski, |
| Conner, | Harer, | Miller, H. A., | Sterling, |
| Craig, | Hart, | Muldowney, | Storb, |
| Davis, | Haws, | Munley, | Talbot, |
| Dengler, | Heffernan, | Myers, | Turner, |
| Derby, | Holtzman, | Nolte, | Voltz, |
| Diehm, | Horn, | Orr, | Washington, |
| Dietz, | Hricko, | Patterson, B.H., | Watson, |
| Dilsheimer, | Huber, | Patterson, F.W., | Weamer, |
| Drinkhouse, | Leidich, | Patterson, M., | Welty, |
| Drumbor, | Little, J. T., | Pennock, | Whitehouse, |
| Duddy, | Lucas, | Perry, | Witkin, |
| Eaches, | Lynch, | Pitts, | Bluett, |
| Earley, | Malie, | Posey, | Speaker. |
| Ede, | Mangan, | Powell, | |
| Emhardt, | Marcus, | Rieder, | |

NAYS—86.

| | | | |
|---|---|---|---|
| Anderson, | Fockler, | Lotz, | Sheffer, |
| Armstrong, | Gelnett, | Ludlow, | Smith, G. A., |
| Aston, | Gilchrist, | Lukehart, | Speer, |
| Bagshaw, | Goodnough, | MacMillan, | Spencer, |
| Bartley, | Goss, | Marshall, | Stark, |
| Bell, F. A., | Griffith, | McClure, J. F., | Stock, |
| Berkheiser, | Hantz, | McClure, J. H., | Storer, |
| Bickett, | Harding, | McKim, | Strayer, |
| Blair, | Heffran, | Moore, | Thomas, L. D., |
| Bray, | Henderson, | Morrison, | Thomas, M. G., |
| Brewster, | Himes, | Neely, | Toepfer, |
| Brown, T. J., | Holcombe, | Nicholson, | Towner, |
| Bush, | Holmes, | North, | Trescher, |
| Critchfield, | Hoover, | Parkinson, | Wells, |
| Cross, | Howe, | Peelor, | Williams, |
| Davies, | Irvin, | Phillips, | Wilson, |
| DeFrehn, | Jones, | Prosser, | Wood, N., |
| Deibler, | Kelly, | Pryor, | Wood, W. P., |
| Donnell, | Labar, | Raymond, | Wright, |
| Edmonds, | Lauver, | Reader, | |
| Evans, F. D., | Lockhart, | Rhodes, | |
| Flinchbaugh, | Long, | Shaffer, | |

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 12, entitled:

An Act making an appropriation providing for a deficiency in the maintenance of the Glen Mills Schools Glen Mills Delaware County Pennsylvania.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—190.

| | | | |
|---|---|---|---|
| Adam, | Flinchbaugh, | Mangan, | Schilling, |
| Alexander, | Flynn, | Marcus, | Schoener, |
| Allman, | Fockler, | Marshall, | Schwartz, |
| Anderson, | Fratt, | Mathay, | Scott, |
| Armstrong, | Frye, | McBride, | Shaffer, |
| Aston, | Gelnett, | McCaig, | Shambach, |
| Bartley, | Gilchrist, | McCann, | Sheffer, |
| Behney, | Goehring, | McClure, J. F., | Smith, G. A., |
| Bell, F. A., | Goodnough, | McClure, J. H., | Smith, H. J., |
| Bell, W. T., | Goss, | McCormick, | Sowers, |
| Bentley, | Greeby, | McDermott, | Speer, |
| Berkheiser, | Greenstein, | McGowan, | Stadtlander, |
| Bickett, | Griffith, | McKim, | Spencer, |
| Bidelspacher, | Grimes, | McLaughlin, | Stark, |
| Blair, | Guerin, | Memolo, | Staudenmeier, |
| Blumberg, | Haas, | Metzger, | Stavitski, |
| Brewster, | Haines, | Metzinger, | Sterling, |
| Bromley, | Hall, | Lyneh, | Stock, |
| Brown, E., | Hantz, | Millar, | Storb, |
| Brown, E. P., | Harding, | Miller, C., | Storer, |
| Brown, T. J., | Harer, | Miller, H. A., | Strayer, |
| Burchinal, | Hart, | Moore, | Talbot, |
| Burke, | Haws, | Morrison, | Thomas, L. D., |
| Bush, | Hefferhan, | Muldowney, | Thomas, M. G., |
| Calhoun, | Heffran, | Munley, | Toepfer, |
| Colville, | Hess, | Myers, | Towner, |
| Conner, | Himes, | Neely, | Trescher, |
| Craig, | Holtzman, | Nicholson, | Turner, |
| Critchfield, | Holcombe, | Nolte, | Voltz, |
| Cross, | Holmes, | North, | Washington, |
| Davies, | Hoover, | Orr, | Watson, |
| Davis, | Horn, | Parkinson, | Weamer, |
| Deibler, | Howe, | Patterson, B. H., | Wells, |
| Dengler, | Hricko, | Patterson, F.W., | Welty, |
| Derby, | Huber, | Patterson, M., | Wettach, |
| Diehm, | Irvin, | Peelor, | Wheeler, |
| Dietz, | Jones, | Pennock, | Whitehouse, |
| Dilsheimer, | Labar, | Perry, | Williams, |
| Donnell, | Lafferty, | Phillips, | Wilson, |
| Drinkhouse, | Lauver, | Pitts, | Witherspoon, |
| Drumbor, | Leidich, | Posey, | Witkin, |
| Duddy, | Little, H. A., | Powell, | Wood, N., |
| Eaches, | Little, J. T., | Prosser, | Wood, W. P., |
| Earley, | Long, | Raymond, | Wright, |
| Ede, | Lotz, | Reader, | Bluett, |
| Edmonds, | Lucas, | Rhodes, | Speaker. |
| Emhardt, | Ludlow, | Rieder, | |
| Evans, B. P., | Lukehart, | Royle, | |
| Evans, F. D., | Malie, | Sarig, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 294, entitled:

An Act making an appropriation to the Board of Trustees of Coaldale State Hospital.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—193.

| | | | |
|---|---|---|---|
| Adam, | Fratt, | Mangan, | Sarig, |
| Alexander, | Frye, | Marcus, | Sautter, |
| Allman, | Fuller, | Martz, | Schilling, |
| Anderson, | Gelnett, | Mathay, | Schoener, |
| Armstrong, | Gilchrist, | McBride, | Schwartz, |
| Bagshaw, | Goehring, | McCaig, | Scott, |
| Bartley, | Goodnough, | McCann, | Shaffer, |
| Behney, | Greeby, | McClure, J. F., | Shambach, |
| Bell, F. A., | Greenstein, | McClure, J. H., | Sheffer, |
| Bell, W. T., | Griffith, | McCormick, | Smith, G. A., |
| Berkheiser, | Grimes, | McDaniel, | Smith, H. J., |
| Bickett, | Guerin, | McDermott, | Soffel, |
| Bidelspacher, | Haas, | McGowan, | Sowers, |
| Blumberg, | Haines, | McKim, | Speer, |
| Bray, | Hall, | McLaughlin, | Spencer, |
| Brewster, | Hantz, | Memolo, | Stadtlander, |
| Bromley, | Harding, | Metzger, | Stark, |
| Brown, E., | Harer, | Metzinger, | Staudenmeier, |
| Brown, E. P., | Hart, | Millar, | Stavitski, |
| Brown, T. J., | Haws, | Miller, C., | Sterling, |
| Burchinal, | Heffernan, | Miller, H. A., | Stock, |
| Burke, | Heffran, | Moffatt, | Storb, |
| Calhoun, | Henderson, | Moore, | Storer, |
| Canon, | Hess, | Morrison, | Strayer, |
| Colville, | Himes, | Muldowney, | Talbot, |
| Conner, | Holmes, | Munley, | Thomas, L. D., |
| Craig, | Holtzman, | Myers, | Thomas, M. G., |
| Critchfield, | Hoover, | Neely, | Towner, |
| Cross, | Horn, | Nicholson, | Trescher, |
| Davies, | Howe, | Nolte, | Turner, |
| Davis, | Hricko, | North, | Voltz, |
| Deibler, | Huber, | Orr, | Washington, |
| Dengler, | Irvin, | Parkinson, | Weamer, |
| Derby, | Jones, | Patterson, B. H., | Wells, |
| Diehm, | Kelly, | Patterson, F.W., | Welty, |
| Dietz, | Labar, | Patterson, M., | Wettach, |
| Dilsheimer, | Lafferty, | Peelor, | Wheeler, |
| Donnell, | Lauver, | Pennock, | Whitehouse, |
| Drinkhouse, | Leidich, | Perry, | Williams, |
| Drumbor, | Little, H. A., | Phillips, | Wilson, |
| Duddy, | Little, J. T., | Pitts, | Witherspoon, |
| Eaches, | Lockhardt, | Posey, | Witkin, |
| Earley, | Long, | Powell, | Wood, N., |
| Ede, | Lotz, | Prosser, | Wood, W. P., |
| Edmonds, | Lucas, | Pryor, | Wright, |
| Emhardt, | Ludlow, | Raymond, | Bluett, |
| Evans, B. P., | Lukehart, | Reader, | Speaker. |
| Evans, F. D., | Lynch, | Rhodes, | |
| Flynn, | MacMillan, | Rieder, | |
| Fockler, | Malie, | Royle, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 482, entitled:

An Act making a deficiency appropriation to the Board of Trustees of Coaldale State Hospital.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—200.

| | | | |
|---|---|---|---|
| Adam, | Edmonds, | Lockhardt, | Prosser, |
| Alexander, | Emhardt, | Long, | Pryor, |
| Allman, | Evans, B. P., | Lotz, | Raymond, |
| Anderson, | Evans, F. D., | Lucas, | Reader, |
| Armstrong, | Flinchbaugh, | Ludlow, | Rhodes, |
| Aston, | Flynn, | Lukehart, | Rieder, |
| Bagshaw, | Fockler, | Lynch, | Royle, |
| Baldi, | Fratt, | MacMillan, | Sarig, |
| Bartley, | Frye, | Malie, | Sautter, |
| Behney, | Fuller, | Mangan, | Schilling, |
| Bell, F. A., | Gelnett, | Marcus, | Schoener, |
| Bell, W. T., | Gilchrist, | Marshall, | Schwartz, |
| Bentley, | Goehring, | Martz, | Scott, |
| Berkheiser, | Goodnough, | Mathay, | Shaffer, |
| Bickett, | Goss, | McBride, | Sheffer, |
| Bidelspacher, | Greeby, | McCaig, | Smith, H. J., |
| Blair, | Greenstein, | McCann, | Soffel, |
| Blumberg, | Griffith, | McClure, J. F., | Sowers, |
| Bray, | Grimes, | McClure, J. H., | Speer, |
| Brewster, | Guerin, | McCormick, | Stadtlander, |
| Bromley, | Haas, | McDaniel, | Stark, |
| Brown, E., | Haines, | McDermott, | Staudenmeier, |
| Brown, E. P., | Hall, | McGowan, | Stavitski, |
| Brown, T. J., | Hantz, | McKim, | Sterling, |
| Burchinal, | Harding, | McLaughlin, | Stock, |
| Burke, | Harer, | Memolo, | Storb, |
| Bush, | Hart, | Metzger, | Storer, |

| | | | |
|---|---|---|---|
| Calhoun, | Haws, | Metzinger, | Strayer, |
| Canon, | Heffernan, | Millar, | Talbot, |
| Colville, | Heffran, | Miller, C., | Thomas, L. D., |
| Conner, | Henderson, | Miller, H. A., | Thomas, M. G., |
| Craig, | Hess, | Moore, | Toepfer, |
| Critchfield, | Himes, | Morrison, | Towner, |
| Cross, | Holcombe, | Muldowney, | Trescher, |
| Davies, | Holmes, | Munley, | Turner, |
| Davis, | Holtzman, | Myers, | Washington, |
| DeFrehn, | Hoover, | Neely, | Weamer, |
| Deibler, | Horn, | Nicholson, | Welty, |
| Dengler, | Howe, | Nolte, | Wettach, |
| Derby, | Hricko, | North, | Wheeler, |
| Diehm, | Huber, | Orr, | Whitehouse, |
| Dietz, | Irvin, | Parkinson, | Williams, |
| Dilsheimer, | Jones, | Patterson, B. H., | Wilson, |
| Donnell, | Kelly, | Patterson, F.W., | Witherspoon, |
| Drinkhouse, | Labar, | Patterson, M., | Witkin, |
| Drumbor, | Lafferty, | Pennock, | Wood, N., |
| Duddy, | Lauver, | Perry, | Wood, W. P., |
| Eaches, | Leidich, | Phillips, | Wright, |
| Earley, | Little, H. A., | Pitts, | Bluett, |
| Ede, | Little, J. T., | Powell, | Speaker. |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 401, entitled:

An Act making a deficiency appropriation to the Board of Trustees of Blossburg State Hospital located at Blossburg Tioga County Pennsylvania.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—201.

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | Lukehart, | Royle, |
| Alexander, | Flinchbaugh, | Lynch, | Sarig, |
| Allman, | Flynn, | MacMillan, | Sautter, |
| Anderson, | Fockler, | Malie, | Schilling, |
| Armstrong, | Fratt, | Mangan, | Schoener, |
| Aston, | Frye, | Marcus, | Schwartz, |
| Bagshaw, | Fuller, | Marshall, | Scott, |
| Baldi, | Gelnett, | Martz, | Shaffer, |
| Bartley, | Gilchrist, | Mathay, | Shambach, |
| Behney, | Goehring, | McBride, | Sheffer, |
| Bell, F. A., | Goodnough, | McCaig, | Smith, G. A., |
| Bell, W. T., | Goss, | McCann, | Smith, H. J., |
| Berkheiser, | Greeby, | McClure, J. F., | Soffel, |
| Bickett, | Greenstein, | McClure, J. H., | Sowers, |
| Bidelspacher, | Griffith, | McCormick, | Speer, |
| Blair, | Grimes, | McDaniel, | Spencer, |
| Blumberg, | Guerin, | McDermott, | Stadtlander, |
| Bray, | Haas, | McGowan, | Stark, |
| Brewster, | Haines, | McKim, | Staudenmeier, |
| Bromley, | Hall, | McLaughlin, | Stavitski, |
| Brown, E., | Hantz, | Memolo, | Sterling, |
| Brown, E. P., | Harding, | Metzger, | Stock, |
| Brown, T. J., | Harer, | Metzinger, | Storb, |
| Burchinal, | Hart, | Millar, | Storer, |
| Burke, | Haws, | Miller, C., | Strayer, |
| Bush, | Heffernan, | Miller, H. A., | Talbot, |
| Canon, | Heffran, | Moore, | Thomas, L. D., |
| Colville, | Henderson, | Morrison, | Thomas, M. G., |
| Conner, | Hess, | Muldowney, | Toepfer, |
| Craig, | Himes, | Munley, | Towner, |
| Critchfield, | Holcombe, | Myers, | Trescher, |
| Davies, | Holmes, | Neely, | Turner, |
| Davis, | Holtzman, | Nicholson, | Voltz, |
| DeFrehn, | Hoover, | Nolte, | Washington, |
| Deibler, | Horn, | North, | Watson, |
| Dengler, | Howe, | Orr, | Weamer, |
| Derby, | Hricko, | Parkinson, | Wells, |
| Diehm, | Huber, | Patterson, B. H., | Welty, |
| Dietz, | Irvin, | Patterson, F.W., | Wettach, |
| | Jones, | Patterson, M., | Wheeler, |
| Dilsheimer, | Kelly, | Peelor, | Whitehouse, |
| Donnell, | Labar, | Pennock, | Williams, |
| Drinkhouse, | Lafferty, | Perry, | Wilson, |
| Drumbor, | Lauver, | Pitts, | Witherspoon, |
| Duddy, | Leidich, | Posey, | Witkin, |
| Eaches, | Little, H. A., | Powell, | Wood, N., |
| Earley, | Little, J. T., | Prosser, | Wood, W. P., |
| Ede, | Long, | Raymond, | Wright, |
| Edmonds, | Lotz, | Reader, | Bluett, |
| Emhardt, | Lucas, | Rhodes, | Speaker. |
| Evans, B. P., | Ludlow, | Rieder, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 243, entitled:

An Act making an appropriation to the Board of Trustees of Philipsburg State Hospital.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—198.

| | | | |
|---|---|---|---|
| Adam, | Evans, B. P., | Lukehart, | Rhodes, |
| Alexander, | Evans, F. D., | Lynch, | Royle, |
| Allman, | Flinchbaugh, | MacMillan, | Sarig, |
| Anderson, | Fockler, | Malie, | Sautter, |
| Armstrong, | Fratt, | Mangan, | Schilling, |
| Aston, | Frye, | Marcus, | Schoener, |
| Baldi, | Fuller, | Marshall, | Schwartz, |
| Bartley, | Gelnett, | Martz, | Scott, |
| Behney, | Gilchrist, | Mathay, | Shaffer, |
| Bell, F. A., | Goehring, | McBride, | Shambach, |
| Bell, W. T., | Goodnough, | McCaig, | Sheffer, |
| Bentley, | Goss, | McCann, | Smith, G. A., |
| Berkheiser, | Greeby, | McClure, J. F., | Smith, H. J., |
| Bickett, | Greenstein, | McClure, J. H., | Soffel, |
| Bidelspacher, | Griffith, | McCormick, | Sowers, |
| Blair, | Grimes, | McDaniel, | Speer, |
| Blumberg, | Guerin, | McDermott, | Spencer, |
| Bray, | Haas, | McGowan, | Stadtlander, |
| Brewster, | Haines, | McKim, | Stark, |
| Bromley, | Hall, | Memolo, | Staudenmeier, |
| Brown, E., | Hantz, | Metzger, | Stavitski, |
| Brown, E. P., | Harding, | Metzinger, | Sterling, |
| Brown, T. J., | Hart, | Millar, | Stock, |
| Burchinal, | Haws, | Miller, C., | Storb, |
| Burke, | Heffernan, | Miller, H. A., | Storer, |
| Bush, | Heffran, | Moore, | Strayer, |
| Calhoun, | Henderson, | Morrison, | Talbot, |
| Canon, | Hess, | Muldowney, | Thomas, L. D., |
| Colville, | Himes, | Munley, | Thomas, M. G., |
| Conner, | Holcombe, | Myers, | Toepfer, |
| Craig, | Holmes, | Neely, | Towner, |
| Critchfield, | Holtzman, | Nicholson, | Trescher, |
| Cross, | Horn, | Nolte, | Voltz, |
| Davies, | Howe, | North, | Washington, |
| DeFrehn, | Hricko, | Orr, | Watson, |
| Deibler, | Huber, | Parkinson, | Weamer, |
| Dengler, | Irvin, | Patterson, B.H., | Wells, |
| Derby, | Jones, | Patterson, F.W., | Welty, |
| Diehm, | Kelly, | Patterson, M., | Wettach, |
| Dietz, | Labar, | Peelor, | Wheeler, |
| Dilsheimer, | Lafferty, | Pennock, | Whitehouse, |
| Donnell, | Lauver, | Perry, | Williams, |
| Drinkhouse, | Leidich, | Phillips, | Wilson, |
| Drumbor, | Little, H. A., | Pitts, | Witherspoon, |
| Duddy, | Little, J. T., | Posey, | Witkin, |
| Eaches, | Lockhart, | Powell, | Wood, N., |
| Earley, | Long, | Prosser, | Wood, W. P., |
| Ede, | Lotz, | Pryor, | Wright, |
| Edmonds, | Lucas, | Raymond, | Bluett, |
| Emhardt, | Ludlow, | Reader, | Speaker. |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 495, as follows:

An Act to amend the supplement to an act approved the twenty-first day of May one thousand eight hundred and eighty-nine (Pamphlet Laws two hundred fifty-eight) entitled "A supplement to an act 'to provide for the care and treatment of the indigent insane of the several counties of the Commonwealth in State hospitals for the insane' approved the thirteenth day of June Anno Domini one thousand eight hundred and eighty-three" as amended by fixing the maximum amount for maintenance weekly per capita

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of a supplement to an act approved the twenty-first day of May one thousand eight hundred eighty-nine (Pamphlet Laws two hundred fifty-eight) entitled "A supplement to an act 'to provide for the care and treatment of the indigent insane of the several counties of the Commonwealth in State hospitals for the insane' approved the thirteenth day of June Anno Domini one thousand eight hundred and eighty-three" as amended by an act approved the twelfth day of April one thousand nine hundred and seventeen (Pamphlet Laws seventy-two) entitled "An act to amend the supplement to an act approved the twenty-first day of May one thousand eight hundred eighty-nine entitled 'A supplement to an act to provide for the care and treatment of the indigent insane of the several counties of the Commonwealth in State hospitals for the insane approved the thirteenth day of June Anno Domini one thousand eight hundred and eighty-three' as amended by fixing the maximum amount for maintenance weekly per capita which was last amended by an act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws four hundred and forty-three) entitled An act to amend the supplement to an act approved the twenty-first day of May one thousand eight hundred eighty-nine (Pamphlet Laws two hundred and fifty-eight) entitled 'A supplement to an act to provide for the care and treatment of the indigent insane of the several counties of the proved the thirteenth day of June Anno Domini one thousand eight hundred and eighty-three' as amended by fixing the maximum amount for the maintenance weekly per capita" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of of the same That the expense of the care and treatment of the indigent iisane whether chronic or otherwise in the State and semi-State hospitals for the insane is hereby fixed at the uniform rate of two dollars and fifty cents per week for each person including clothing chargeable to the respective counties or poor districts from which such insane shall come and the excess over said two dollars and fifty cents shall be paid by the State but in no case shall said excess exceed two dollars and fifty cents per week for each indigent insane person Provided however That during the period beginning June first one thousand nine hundred and twenty-five and ending May thirty-first one thousand nine hundred and twenty-seven the rates aforesaid shall be increased to the sum of three dollars per week as now provided by law

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—194

| | | | |
|---|---|---|---|
| Adam, | Flinchbaugh, | Mangan, | Sarig, |
| Alexander, | Flynn, | Marcus, | Sautter, |
| Anderson, | Fockler, | Marshall, | Schilling, |
| Armstrong, | Fratt, | Martz, | Schoener, |
| Aston, | Frye, | Mathay, | Schwartz, |
| Bagshaw, | Fuller, | McBride, | Scott, |
| Bartley, | Goehring, | McCaig, | Shaffer, |
| Behney, | Goodnough, | McCann, | Shambach, |
| Bell, F. A. | Goss, | McClure, J. F., | Sheffer, |
| Bell, W. T. | Greeby, | McClure, J. H., | Smith, H. J., |
| Berkheiser, | Greenstein, | McCormick, | Soffel, |
| Bickett, | Griffith, | McDaniel, | Sowers, |
| Bidelspacher, | Grimes, | McDermott, | Speer, |
| Blair, | Guerin, | McGowan, | Spencer, |
| Blumberg, | Haas, | McKim, | Stadtlander, |
| Bray, | Haines, | McLaughlin, | Stark, |
| Brewster, | Hall, | Memolo, | Staudenmeier, |
| Bromley, | Harding, | Metzger, | Stavitski, |
| Brown, E., | Harer, | Metzinger, | Sterling, |
| Brown, E. P., | Hart, | Millar, | Storb, |
| Burchinal, | Haws, | Miller, C., | Storer, |
| Burke, | Heffernan, | Miller, H. A., | Strayer, |
| Bush, | Heffran, | Moffatt, | Talbot, |
| Calhoun, | Henderson, | Morrison, | Thomas, L. D., |
| Canon, | Hess, | Muldowney, | Thomas, M. G., |
| Colville, | Himes, | Munley, | Toepfer, |
| Conner, | Holcombe, | Myers, | Towner, |
| Craig, | Holmes, | Neely, | Trescher, |
| Critchfield, | Holtzman, | Nicholson, | Turner, |
| Cross, | Hoover, | Nolte, | Voltz, |
| Davies, | Horn, | North, | Washington, |
| Davis, | Howe, | Orr, | Watson, |
| DeFrehn, | Hricko, | Parkinson, | Weamer, |
| Deibler, | Huber, | Patterson, B.H., | Wells, |
| Dengler, | Irvin, | Patterson, F.W., | Welty, |
| Derby, | Jones, | Patterson, M., | Wettach, |
| Diehm, | Kelly, | Peelor, | Wheeler, |
| Dietz, | Labar, | Pennock, | Whitehouse, |
| Dilsheimer, | Lauver, | Perry, | Williams, |
| Donnell, | Leidich, | Phillips, | Wilson, |
| Drinkhouse, | Little, H. A., | Pitts, | Witherspoon, |
| Drumbor, | Little, J. T., | Posey, | Witkin, |
| Duddy, | Lockhart, | Powell, | Wood, N., |
| Eaches, | Long, | Prosser, | Wood, W. P., |
| Earley, | Lotz, | Pryor, | Wright, |
| Ede, | Lucas, | Raymond, | Bluett, |
| Edmonds, | Ludlow, | Reader, | Speaker. |
| Emhardt, | Lukehart, | Rhodes, | |
| Evans, B. P., | Lynch, | Rieder, | |
| Evans, F. D., | MacMillan, | Royle, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 751, entitled:

An Act authorizing the Governor to appoint a Commission to complete the printing of the report prepared by the Old Age Assistance Commission and making an appropriation

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—197

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | MacMillan, | Sarig, |
| Alexander, | Flinchbaugh, | Malie, | Sautter, |
| Allman, | Flynn, | Mangan, | Schilling, |
| Anderson, | Fockler, | Marcus, | Schoener, |
| Armstrong, | Fratt, | Marshall, | Schwartz, |
| Aston, | Frye, | Martz, | Scott, |
| Baldi, | Fuller, | Mathay, | Shaffer, |
| Bartley, | Gelnett, | McBride, | Shambach, |
| Behney, | Gilchrist, | McCaig, | Sheffer, |
| Bell, F. A. | Goehring, | McCann, | Smith, G. A., |
| Bell, W. T. | Goodnough, | McClure, J. F., | Smith, H. J., |
| Bentley, | Greeby, | McClure, J. H., | Soffel, |
| Berkheiser, | Greenstein, | McCormick, | Sowers, |
| Bickett, | Griffith, | McDaniel, | Speer, |
| Bidelspacher, | Grimes, | McDermott, | Spencer, |
| Blair, | Guerin, | McGowan, | Stadtlander, |

| | | | |
|---|---|---|---|
| Blumberg, | Haas, | McKim, | Stark, |
| Bray, | Haines, | McLaughlin, | Staudenmeier, |
| Brewster, | Hall, | Memolo, | Stavitski, |
| Bromley, | Hantz, | Metzger, | Sterling, |
| Brown, E., | Harding, | Metzinger, | Stock, |
| Brown, E. P., | Harer, | Millar, | Storb, |
| Brown, T. J., | Haws, | Miller, C., | Storer, |
| Burchinal, | Heffernan, | Miller, H. A., | Strayer, |
| Burke, | Heffran, | Moore, | Talbot, |
| Bush, | Henderson, | Morrison, | Thomas, L. D., |
| Canon, | Hess, | Muldowney, | Thomas, M. G., |
| Colville, | Himes, | Munley, | Toepfer, |
| Conner, | Holcombe, | Myers, | Towner, |
| Craig, | Holmes, | Neely, | Trescher, |
| Critchfield, | Holtzman, | Nicholson, | Turner, |
| Cross, | Horn, | Nolte, | Voltz, |
| Davies, | Howe, | North, | Washington, |
| DeFrehn, | Hricko, | Orr, | Watson, |
| Deibler, | Huber, | Parkinson, | Weamer, |
| Dengler, | Irvin, | Patterson, B.H., | Wells, |
| Derby, | Jones, | Patterson, F.W., | Welty, |
| Diehm, | Kelly, | Patterson, M., | Wettach, |
| Dietz, | Lafferty, | Peelor, | Wheeler, |
| Dilsheimer, | Lauver, | Pennock, | Whitehouse, |
| Donnell, | Leidich, | Perry, | Williams, |
| Drinkhouse, | Little, H. A., | Phillips, | Wilson, |
| Drumbor, | Little, J. T., | Pitts, | Witherspoon, |
| Duddy, | Lockhart, | Powell, | Witkin, |
| Eaches, | Long, | Prosser, | Wood, N., |
| Earley, | Lotz, | Pryor, | Wood, W. P., |
| Ede, | Lucas, | Raymond, | Wright, |
| Edmonds, | Ludlow, | Reader, | Bluett, |
| Emhardt, | Lukehart, | Rieder, | Speaker. |
| Evans, B. P., | Lynch, | Royle, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 388, entitled:

An Act making an appropriation to pay for the deficiency in the care treatment removal and maintenance of the indigent insane for the two fiscal years ending May thirty-first one thousand nine hundred and twenty-five

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—198

| | | | |
|---|---|---|---|
| Adam, | Emhardt, | Lukehart, | Royle, |
| Alexander, | Evans, B. P., | Lynch, | Sarig, |
| Allman, | Evans, F. D., | MacMillan, | Sautter, |
| Anderson, | Flinchbaugh, | Malie, | Schilling, |
| Armstrong, | Flynn, | Mangan, | Schoener, |
| Bagshaw, | Fratt, | Marcus, | Schwartz, |
| Baldi, | Frye, | Marshall, | Scott, |
| Bartley, | Fuller, | Martz, | Shaffer, |
| Behney, | Gelnett, | Mathay, | Shambach, |
| Bell, F. A. | Gilchrist, | McBride, | Sheffer, |
| Bell, W. T. | Goehring, | McCaig, | Smith, G. A., |
| Bentley. | Goodnough, | McCann, | Smith, H. J., |
| Berkheiser, | Goss, | McClure J. F., | Soffel, |
| Bickett, | Greeby, | McClure, J. H., | Sowers, |
| Bidelspacher, | Greenstein, | McCormick, | Speer, |
| Blair, | Griffith, | McDaniel, | Spencer, |
| Blumberg, | Grimes, | McGowan, | Stadtlander, |
| Bray, | Guerin, | McKim, | Stark, |
| Brewster, | Haas, | McLaughlin, | Staudenmeier, |
| Bromley, | Haines, | Memolo, | Stavitski, |
| Brown, E., | Hall, | Metzger, | Sterling, |
| Brown, E. P., | Harding, | Metzinger, | Storb, |
| Brown, T. J., | Harer, | Millar, | Storer, |
| Burchinal, | Hart, | Miller, C., | Strayer, |
| Burke, | Haws, | Miller, H. A., | Talbot, |
| Bush, | Heffernan, | Moore, | Thomas, L. D., |
| Calhoun, | Heffran, | Morrison, | Thomas, M. G., |
| Canon, | Henderson, | Muldowney, | Toepfer, |
| Colville, | Hess, | Munley, | Towner, |
| Conner, | Himes, | Myers, | Trescher, |
| Craig, | Holcombe, | Neely, | Turner, |
| Critchfield, | Holmes, | Nicholson, | Voltz, |
| Cross, | Holtzman, | Nolte, | Washington, |
| Davies, | Hoover, | Orr, | Watson, |
| Davis, | Horn, | Parkinson, | Weamer, |
| DeFrehn, | Hricko, | Patterson, B.H., | Wells, |
| Deibler, | Huber, | Patterson, F.W., | Welty, |
| Dengler, | Irvin, | Patterson, M., | Wettach, |
| Derby, | Jones, | Peelor, | Wheeler, |
| Diehm, | Kelly, | Pennock, | Whitehouse, |
| Dietz, | Labar, | Phillips, | Williams, |
| Dilsheimer, | Lauver, | Pitts, | Wilson, |
| Donnell, | Leidich, | Posey, | Witherspoon, |
| Drinkhouse, | Little, H. A., | Powell, | Witkin, |
| Drumbor, | Little, J. T., | Prosser, | Wood, N., |
| Duddy, | Lockhart, | Pryor, | Wood, W. P., |
| Eaches, | Long, | Raymond, | Wright, |
| Earley, | Lotz, | Reader. | Bluett, |
| Ede, | Lucas, | Rhodes, | Speaker. |
| Edmonds, | Ludlow, | Rieder, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 406, entitled:

An Act making a deficiency appropriation to the Board of Trustees of Western State Penitentiary

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—189

| | | | |
|---|---|---|---|
| Adam, | Evans, B. P., | Lynch, | Rieder, |
| Alexander, | Evans, F. D., | MacMillan, | Royle, |
| Allman, | Flinchbaugh, | Malie, | Sarig, |
| Anderson, | Flynn, | Mangan, | Schilling, |
| Armstrong, | Fockler, | Marcus, | Schoener, |
| Aston, | Fratt, | Marshall, | Schwartz, |
| Bagshaw, | Frye, | Martz, | Scott, |
| Bartley, | Gelnett, | McBride, | Shaffer, |
| Behney, | Gilchrist, | McCaig, | Shambach, |
| Bell, F. A. | Goehring, | McCann, | Sheffer, |
| Bell, W. T. | Goodnough, | McClure, J. H., | Smith, G. A., |
| Bentley. | Goss, | McClure, J. F., | Smith, H. J., |
| Berkheiser, | Greeby, | McCormick, | Sowers, |
| Bickett, | Greenstein, | McDaniel, | Speer, |
| Bidelspacher, | Griffith, | McDermott, | Spencer, |
| Blumberg, | Grimes, | McGowan, | Stadtlander, |
| Bray, | Guerin, | McKim, | Stark, |
| Brewster, | Haas, | McLaughlin, | Staudenmeier, |
| Bromley, | Hantz, | Metzger, | Stavitski, |
| Brown, E., | Harding, | Metzinger, | Sterling, |
| Brown, E. P., | Harer, | Millar, | Storb, |
| Brown, T. J., | Hart, | Miller, C., | Storer, |
| Burchinal, | Heffernan, | Miller, H. A., | Strayer, |
| Burke, | Heffran, | Moore, | Talbot, |
| Calhoun, | Henderson, | Morrison, | Thomas, L. D., |
| Canon, | Hess, | Muldowney, | Thomas, M. G., |
| Colville, | Himes, | Munley, | Toepfer, |
| Conner, | Holcombe, | Myers, | Towner, |
| Craig, | Holtzman, | Neely, | Trescher, |
| Critchfield, | Hoover, | Nicholson, | Turner, |
| Cross, | Horn, | Nolte, | Voltz, |
| Davies, | Howe, | North, | Washington, |
| Davis, | Hricko, | Orr, | Watson, |
| DeFrehn, | Huber, | Parkinson, | Weamer, |
| Deibler, | Irvin, | Patterson, B.H., | Wells, |
| Dengler, | Jones, | Patterson, F.W., | Welty, |
| Diehm, | Kelly, | Patterson, M., | Wettach, |
| Dietz, | Labar, | Peelor, | Wheeler, |
| Dilsheimer, | Lauver, | Perry, | Whitehouse, |
| Donnell, | Leidich, | Phillips, | Williams, |
| Drinkhouse, | Little, H. A., | Pitts, | Wilson, |
| Drumbor, | Little, J. T., | Posey, | Witherspoon, |
| Duddy, | Lockhart, | Powell, | Witkin, |

| | | | |
|---|---|---|---|
| Eaches, | Long, | Prosser, | Wood, N., |
| Earley, | Lotz, | Pryor, | Wood, W. P., |
| Ede, | Lucas, | Raymond, | Wright, |
| Emhardt, | Ludlow, | Reader, | Bluett, |
| Edmonds, | Lukehart, | Rhodes, | Speaker. |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 17, entitled:

An Act to amend section one of the act approved the twenty-seventh day of March one thousand nine hundred and three (Pamphlet Laws eighty-three) entitled "An act to provide for the payment of the expenses of the maintenance and instruction of children committed to Houses of Refuge which are not exclusively under State control jointly by the State and by the counties from which they may be sent and providing a method for determining the amount due and collecting the same from said counties" by changing the time of payment by counties"

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—188

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | Malie, | Royle, |
| Alexander, | Flinchbaugh, | Mangan, | Sarig, |
| Allman, | Flynn, | Marshall, | Sautter, |
| Anderson, | Fockler, | Martz, | Schilling, |
| Armstrong, | Frye, | Mathay, | Schwartz, |
| Bagshaw, | Fuller, | McBride, | Scott, |
| Bartley, | Gelnett, | McCaig, | Shaffer, |
| Behney, | Gilchrist, | McCann, | Shambach, |
| Bell, F. A. | Goehring, | McClure, J. F., | Sheffer, |
| Bell, W. T. | Goodnough, | McClure, J. H., | Smith, G. A., |
| Bentley. | Goss, | McCormick, | Smith, H. J., |
| Berkheiser, | Greeby, | McDermott, | Soffel, |
| Bickett, | Greenstein, | McDaniel, | Sowers, |
| Bidelspacher, | Griffith, | McGowan, | Speer, |
| Blair, | Grimes, | McKim, | Spencer, |
| Blumberg, | Guerin, | McLaughlin, | Stadtlander, |
| Bray, | Haas, | Memolo, | Staudenmeier, |
| Brewster, | Hall, | Metzger, | Stavitski, |
| Bromley, | Hantz, | Metzinger, | Sterling, |
| Brown, E., | Harding, | Millar, | Stock, |
| Brown, E. P., | Hart, | Miller, H. A., | Storb, |
| Brown, T. J., | Haws, | Moffatt, | Storer, |
| Burchinal, | Heffernan, | Moore, | Strayer, |
| Bush, | Heffran, | Morrison, | Talbot, |
| Calhoun, | Henderson, | Muldowney, | Thomas, L. D., |
| Canon, | Himes, | Munley, | Thomas, M. G., |
| Colville, | Holcombe, | Myers, | Towner, |
| Conner, | Holmes, | Neely, | Trescher, |
| Craig, | Holtzman, | Nicholson, | Turner, |
| Critchfield, | Hoover, | Nolte, | Voltz, |
| Cross, | Howe, | North, | Washington, |
| Davies, | Hricko, | Orr, | Watson, |
| DeFrehn, | Huber, | Parkinson, | Weamer, |
| Deibler, | Irvin, | Patterson, B.H., | Wells, |
| Dengler, | Jones, | Patterson, F.W., | Welty, |
| Derby, | Kelly, | Patterson, M., | Wettach, |
| Diehm, | Labar, | Peelor, | Wheeler, |
| Dietz, | Lafferty, | Pennock, | Whitehouse, |
| Dilsheimer, | Leidich, | Perry, | Williams, |
| Donnell, | Little, H. A., | Phillips, | Wilson, |
| Drinkhouse, | Little, J. T., | Pitts, | Witherspoon, |
| Duddy, | Lockhart, | Posey, | Witkin, |
| Eaches, | Long, | Powell, | Wood, N., |
| Earley, | Lotz, | Prosser, | Wood, W. P., |
| Ede, | Lucas, | Pryor, | Wright, |
| Edmonds, | Ludlow, | Raymond, | Bluett, |
| Emhardt, | Lynch, | Reader, | Speaker. |
| Evans, B. P., | MacMillan, | Rhodes, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 549, as follows:

An Act making a deficiency appropriation to carry into effect the provisions of an act approved the twenty-fifth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand one hundred and ninety-five) entitled "An act for the encouragement of agriculture and the holding of agricultural exhibitions providing State aid for certain agricultural associations and regulating the payment thereof"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-three thousand two hundred and forty-six dollars and forty cents ($23,246.40) or so much thereof as may be necessary is hereby specifically appropriated to cover a deficiency in payments for State aid by the Commonwealth for the two fiscal years ending May thirty-first one thousand nine hundred and twenty-five to agricultural associations under provisions of the act approved the twenty-fifth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand one hundred and ninety-five) entitled "An act for the encouragement of agriculture and the holding of agricultural exhibitions providing State aid for certain agricultural associations and regulating the payment thereof"

Section 2 No payment shall be made under this act except for the exhibits of live stock live stock products horticultural products cereals handiwork bees and bee products and the Secretary of Agriculture shall supervise all claims therefor

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—194

| | | | |
|---|---|---|---|
| Adam, | Flinchbaugh, | MacMillan, | Sautter, |
| Alexander, | Flynn, | Mangan, | Schilling, |
| Allman, | Fockler, | Marcus, | Schoener, |
| Anderson, | Fratt, | Marshall, | Schwartz, |
| Armstrong, | Frye, | Martz, | Scott, |
| Bagshaw, | Fuller, | Mathay, | Shaffer, |
| Baldi, | Gelnett, | McBride, | Shambach, |
| Bartley, | Gilchrist, | McCaig, | Sheffer, |
| Behney, | Goehring, | McCann, | Smith, G. A., |
| Bell, F. A., | Goodnough, | McClure, J. F., | Smith, H. J., |
| Bell, W. T., | Goss, | McClure, J. H., | Soffel, |
| Bentley, | Greeby, | McCormick, | Sowers, |
| Bickett, | Greenstein, | McDaniel, | Speer, |
| Bidelspacher, | Griffith, | McDermott, | Spencer, |
| Blair, | Grimes, | McKim, | Stadtlander, |
| Blumberg, | Guerin, | McLaughlin, | Stark, |
| Brewster, | Haas, | Memolo, | Staudenmeier, |
| Bromley, | Hall, | Metzger, | Stavitski, |
| Brown, E., | Hantz, | Metzinger, | Sterling, |
| Brown, E. P., | Harding, | Millar, | Stock, |
| Brown, T. J., | Harer, | Miller, C., | Storb, |
| Burchinal, | Hart, | Miller, H. A., | Storer, |
| Burke, | Haws, | Moore, | Strayer, |
| Bush, | Heffernan, | Morrison, | Talbot, |
| Calhoun, | Heffran, | Muldowney, | Thomas, L. D., |
| Canon, | Henderson, | Munley, | Thomas, M. G., |
| Colville, | Hess, | Myers, | Toepfer, |
| Conner, | Himes, | Neely, | Towner, |
| Craig, | Holcombe, | Nicholson, | Trescher, |
| Critchfield, | Holmes, | Nolte, | Turner, |
| Cross, | Holtzman, | North, | Voltz, |
| Davies, | Horn, | Parkinson, | Washington, |
| Davis, | Howe, | Patterson, B. H., | Watson, |
| DeFrehn, | Hricko, | Patterson, F.W., | Weamer, |
| Dengler, | Huber, | Patterson, M., | Wells, |
| Derby, | Irvin, | Pennock, | Welty, |
| Diehm, | Jones, | Perry, | Wettach, |

| | | | |
|---|---|---|---|
| Dietz, | Kelly, | Phillips, | Wheeler, |
| Dilsheimer, | Lafferty, | Pitts, | Whitehouse, |
| Donnell, | Lauver, | Posey, | Williams, |
| Drinkhouse, | Leidich, | Powell, | Wilson, |
| Drumbor, | Little, H. A., | Prosser, | Witherspoon, |
| Duddy, | Little, J. T., | Pryor, | Witkin, |
| Eaches, | Lockhardt, | Raymond, | Wood, N., |
| Earley, | Long, | Reader, | Wood, W. P., |
| Ede, | Lucas, | Rhodes, | Wright, |
| Edmonds, | Ludlow, | Rieder, | Bluett, |
| Emhardt, | Lukehart, | Royle, | Speaker. |
| Evans, B. P., | Lynch, | Sarig, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 364, entitled:

An Act to amend section one and section two as amended of an act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred ninety-eight) entitled "An act to establish a county court for the County of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" by fixing the number of judges of said court

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—198

| | | | |
|---|---|---|---|
| Adam, | Edmonds, | Lotz, | Reader, |
| Alexander, | Emhardt, | Lucas, | Rhodes, |
| Allman, | Evans, B. P., | Ludlow, | Rieder, |
| Anderson, | Evans, F. D., | Lukehart, | Royle, |
| Armstrong, | Flinchbaugh, | MacMillan, | Sarig, |
| Aston, | Flynn, | Malie, | Sautter, |
| Bagshaw, | Fockler, | Mangan, | Schilling, |
| Baldi, | Frye, | Marcus, | Schoener, |
| Bartley, | Fuller, | Marshall, | Schwartz, |
| Behney, | Gelnett, | Martz, | Scott, |
| Bell, F. A. | Gilchrist, | Mathay, | Shaffer, |
| Bell, W. T. | Goehring, | McBride, | Shambach, |
| Bentley. | Goodnough, | McCaig, | Smith, G. A., |
| Berkheiser, | Goss, | McCann, | Smith, H. J., |
| Bickett, | Greeby, | McClure, J. F., | Soffel, |
| Bidelspacher, | Greenstein, | McClure, J. H., | Sowers, |
| Blair, | Griffith, | McCormick, | Speer, |
| Bluett, | Grimes, | McDaniel, | Spencer, |
| Blumberg, | Guerin, | McDermott, | Stadtlander, |
| Bray, | Haas, | McGowan, | Stark, |
| Brewster, | Haines, | McKim, | Staudenmeier, |
| Bromley, | Hall, | McLaughlin, | Stavitski, |
| Brown, E., | Hantz, | Memolo, | Sterling, |
| Brown, E. P., | Harding, | Metzger, | Stock, |
| Brown, T. J., | Harer, | Metzinger, | Storb, |
| Burchinal, | Hart, | Millar, | Storer, |
| Burke, | Heffernan, | Miller, C., | Strayer, |
| Calhoun, | Heffran, | Miller, H. A., | Talbot, |
| Canon, | Henderson, | Moore, | Thomas, L. D., |
| Colville, | Hess, | Morrison, | Thomas, M. G., |
| Conner, | Himes, | Muldowney, | Trescher, |
| Craig, | Holcombe, | Munley, | Turner, |
| Critchfield, | Holmes, | Myers, | Voltz, |
| Cross, | Holtzman, | Neely, | Washington, |
| Davies, | Hoover, | Nicholson, | Watson, |
| Davis, | Horn, | Nolte, | Weamer, |
| DeFrehn, | Howe, | North, | Wells, |
| Deibler, | Hricko, | Parkinson, | Welty, |
| Dengler, | Huber, | Patterson, B.H., | Wettach, |
| Derby, | Irvin, | Patterson, F.W., | Wheeler, |
| Diehm, | Jones, | Patterson, M., | Whitehouse, |
| Dietz, | Kelly, | Peelor, | Williams, |
| Dilsheimer, | Labar, | Pennock, | Wilson, |
| Donnell, | Lafferty, | Phillips, | Witherspoon, |
| Drinkhouse, | Lauver, | Pitts, | Witkin, |
| Drumbor, | Leidich, | Posey, | Wood, N., |
| Duddy, | Little, H. A., | Powell, | Wood, W. P., |
| Eaches, | Little, J. T., | Prosser, | Wright, |
| Earley, | Lockhart, | Pryor, | |
| Ede, | Long, | Raymond, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 738, entitled:

An Act to amend section one of the act approved the twentieth day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred and fifty) entitled "An act to amend the first section of an act entitled 'An act increasing the salaries of tipstaves in the courts of any county in this Commonwealth having a population of not less than five hundred thousand" approved the thirtieth day of May Anno Domini one thousand eight hundred and ninety-five by changing the limit of population of such counties and increasing the minimum and maximum limits of said salaries' approved the first day of June one thousand nine hundred and eleven by limiting the provisions of said act to counties of the first class and providing for the salaries of such tipstaves" increasing the salary of said tipstaves

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—195

| | | | |
|---|---|---|---|
| Adam, | Emhardt, | Lucas, | Rhodes, |
| Alexander, | Evans, B. P., | Ludlow, | Rieder, |
| Allman, | Evans, F. D., | Lukehart, | Royle, |
| Anderson, | Flinchbaugh, | Lynch, | Sautter, |
| Armstrong, | Flynn, | MacMillan, | Schilling, |
| Aston, | Fockler, | Mangan, | Schoener, |
| Bagshaw, | Frye, | Malie, | Schwartz, |
| Baldi, | Fuller, | Marcus, | Scott, |
| Bartley, | Gelnett, | Marshall, | Shaffer, |
| Behney, | Gilchrist, | Martz, | Shambach, |
| Bell, F. A. | Goehring, | Mathay, | Sheffer, |
| Bell, W. T. | Goodnough, | McBride, | Smith, G. A., |
| Bentley. | Goss, | McCaig, | Smith, H. J., |
| Bickett, | Greeby, | McCann, | Soffel, |
| Bidelspacher, | Greenstein, | McClure, J. F., | Sowers, |
| Blair, | Griffith, | McClure, J. H., | Speer, |
| Bluett, | Grimes, | McDaniel, | Spencer, |
| Blumberg, | Guerin, | McDermott, | Stadtlander, |
| Bray, | Haas, | McGowan, | Stark, |
| Brewster, | Haines, | McKim, | Staudenmeier, |
| Bromley, | Hall, | McLaughlin, | Stavitski, |
| Brown, E., | Hantz, | Memolo, | Sterling, |
| Brown, E. P., | Harding, | Metzger, | Stock, |
| Brown, T. J., | Harer, | Metzinger, | Storb, |
| Burchinal, | Haws, | Millar, | Storer, |
| Burke, | Heffernan, | Miller, C., | Strayer, |
| Bush, | Heffran, | Miller, H. A., | Talbot, |
| Calhoun, | Henderson, | Moore, | Thomas, L. D., |
| Canon, | Hess, | Morrison, | Thomas, M. G., |
| Colville, | Himes, | Muldowney, | Towner, |
| Conner, | Holcombe, | Munley, | Trescher, |
| Craig, | Holmes, | Myers, | Turner, |
| Critchfield, | Holtzman, | Neely, | Voltz, |
| Cross, | Horn, | Nicholson, | Washington, |
| Davis, | Howe, | Nolte, | Watson, |
| DeFrehn, | Hricko, | Orr, | Weamer, |
| Deibler, | Huber, | Parkinson, | Wells, |
| Dengler, | Irvin, | Patterson, B.H., | Welty, |
| Derby, | Jones, | Patterson, F.W., | Wettach, |
| Diehm, | Kelly, | Patterson, M., | Wheeler, |
| Dietz, | Labar, | Pennock, | Whitehouse, |
| Dilsheimer, | Lafferty, | Perry, | Williams, |
| Drinkhouse, | Lauver, | Phillips, | Wilson, |
| Drumbor, | Leidich, | Pitts, | Witherspoon, |
| Duddy, | Little, H. A., | Posey, | Witkin, |
| Eaches, | Little, J. T., | Prosser, | Wood, N., |

| | | | |
|---|---|---|---|
| Earley, | Lockhart, | Pryor, | Wood, W. P., |
| Ede, | Long, | Raymond, | Wright, |
| Edmonds, | Lotz, | Reader, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 569, entitled:

An Act providing that the negligence of a servant or employe of any municipality shall under the rule of respondent superior be attributable to the municipality responsible for his compensation or wages

On the question,

Will the House agree to bill on third reading?

## BILL RECOMMITTED.

Mr. SOWERS. Mr. Speaker, I move that House Bill No. 659, file folio No. 1389, be recommitted to the Committee on Judiciary Special for the purpose of a hearing.

Mr. CANON. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 126, entitled:

An Act to amend an act approved the thirty-first day of May, one thousand nine hundred and twenty-three (P. L. 486), entitled "An act to amend section one of an act, approved the twenty-seventh day of April, one thousand nine hundred and eleven (Pamphlet Laws, eighty-six), entitled 'An act regulating the compensation of court criers and tipstaves, in counties containing more than ninety thousand and less than one hundred and fifty thousand inhabitants; providing for the payment of the same by the particular county; limiting the number of tipstaves to be appointed; and repealing an act of Assembly entitled 'An act to regulate the fees of court criers and tipstaves of the courts in judicial districts containing more than ninety thousand and less than one hundred and fifty thousand inhabitants,' approved the twenty-ninth day of April, Anno Domini one thousand nine hundred and nine,' as amended".

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—193.

| | | | |
|---|---|---|---|
| Adam, | Evans, B. P., | Lynch, | Rieder, |
| Alexander, | Evans, F. D., | MacMillan, | Royle, |
| Allman, | Flinchbaugh, | Malie, | Sarig, |
| Anderson, | Flynn, | Marcus, | Sautter, |
| Armstrong, | Fockler, | Marshall, | Schilling, |
| Aston, | Fratt, | Martz, | Schwartz, |
| Baldi, | Frye, | Mathay, | Scott, |
| Bartley, | Gelnett, | McBride, | Shaffer, |
| Behney, | Gilchrist, | McCaig, | Shambach, |
| Bell, F. A. | Goehring, | McCann, | Sheffer, |
| Bell, W. T. | Goodnough, | McClure, J. F., | Smith, G. A., |
| Bentley. | Goss, | McClure, J. H., | Smith, H. J., |
| Bickett, | Greeby, | McCormick, | Sowers, |
| Bidelspacher, | Greenstein, | McDaniel, | Speer, |
| Blair, | Griffith, | McDermott, | Spencer, |
| Bluett, | Grimes, | McGowan, | Stadtlander, |
| Blumberg, | Guerin, | McKim, | Stark, |
| Bray, | Haas, | McLaughlin, | Staudenmeier, |
| Brewster, | Haines, | Memolo, | Stavitski, |
| Bromley, | Hall, | Metzger, | Sterling, |
| Brown, E., | Hantz, | Metzinger, | Stock, |
| Brown, E. P., | Harer, | Millar, | Storb, |
| Brown, T. J., | Hart, | Miller, C., | Storer, |
| Burchinal, | Haws, | Miller, H. A., | Strayer, |
| Burke, | Heffernan, | Moore, | Talbot, |
| Bush, | Henderson, | Morrison, | Thomas, L. D., |
| Calhoun, | Hess, | Muldowney, | Thomas, M. G., |
| Colville, | Himes, | Munley, | Towner, |
| Conner, | Holcombe, | Myers, | Trescher, |
| Craig, | Holtzman, | Neely, | Turner, |
| Critchfield, | Hoover, | Nicholson, | Voltz, |
| Cross, | Horn, | Nolte, | Washington, |
| Davies, | Howe, | North, | Watson, |
| Davis, | Hricko, | Orr, | Weamer, |
| DeFrehn, | Huber, | Parkinson, | Wells, |
| Deibler, | Irvin, | Patterson, B. H., | Welty, |
| Dengler, | Jones, | Patterson, F.W., | Wettach, |
| Derby, | Labar, | Patterson, M., | Wheeler, |
| Diehm, | Lafferty, | Peelor, | Whitehouse, |
| Dietz, | Lauver, | Pennock, | Williams, |
| Dilsheimer, | Leidich, | Perry, | Wilson, |
| Donnell, | Little, H. A., | Phillips, | Witherspoon, |
| Drinkhouse, | Little, J. T., | Pitts, | Witkin, |
| Drumbor, | Lockhart, | Powell, | Wood, N., |
| Eaches, | Long, | Prosser, | Wood, W. P., |
| Earley, | Lotz, | Pryor, | Wright, |
| Ede, | Lucas, | Raymond, | |
| Edmonds, | Ludlow, | Reader, | |
| Emhardt, | Lukehart, | Rhodes, | |

NAYS—1.

Bagshaw,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 660, entitled:

An Act to amend section ten of an act approved the eighth day of June, one thousand nine hundred and seven (P. L. 488), entitled "A supplement to an act entitled 'An act to provide for the better government of cities of the first class in this Commonwealth,' approved the first day of June, one thousand eight hundred and eighty-five; creating a Department of Wharves, Docks and Ferries, for the improvement, regulation and supervision of the construction, extension, alteration, maintenance and use of wharves, piers, bulkheads, docks, slips, basins, ferries, harbors and harbor structures in cities of the first class; and providing for the making and enforcement of rules and regulations, and fixing certain penalties for violation thereof; and providing for the acquisition of property by said cities, by purchase and by condemnation, for certain purposes," as amended; by providing the requirement for a permit for the construction, extension or alteration of any bridge, wholly within the limits of said cities.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—191.

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | Malie, | Sautter, |
| Alexander, | Flinchbaugh, | Mangan, | Schilling, |
| Allman, | Flynn, | Marshall, | Schoener, |
| Armstrong, | Fockler, | Martz, | Schwartz, |
| Aston, | Fratt, | Mathay, | Scott, |
| Bagshaw, | Frye, | McBride, | Shaffer, |
| Baldi, | Fuller, | McCaig, | Shambach, |
| Bartley, | Gelnett, | McCann, | Sheffer, |
| Behney, | Goehring, | McClure, J. F., | Smith, G. A., |
| Bell, F. A., | Goodnough, | McClure, J. H., | Smith, H. J., |
| Bentley, | Greeby, | McCormick, | Soffel, |
| Berkheiser, | Greenstein, | McDaniel, | Sowers, |
| Bickett, | Griffith, | McDermott, | Speer, |

| | | | |
|---|---|---|---|
| Bidelspacher, | Grimes, | McGowan, | Spencer, |
| Blair, | Guerin, | McKim, | Stadtlander, |
| Blumberg, | Haas, | McLaughlin, | Stark, |
| Bray, | Hall, | Memolo, | Staudenmeier, |
| Brewster, | Hantz, | Metzger, | Stavitski, |
| Bromley, | Harding, | Metzinger, | Sterling, |
| Brown, E., | Harer, | Millar, | Stock, |
| Brown, E. P., | Hart, | Miller, C., | Storb, |
| Brown, T. J., | Haws, | Miller, H. A., | Storer, |
| Burchinal, | Heffernan, | Moffatt, | Strayer, |
| Burke, | Heffran, | Moore, | Thomas, L. D., |
| Bush, | Henderson, | Morrison, | Thomas, M. G., |
| Calhoun, | Hess, | Muldowney, | Toepfer, |
| Canon, | Himes, | Munley, | Towner, |
| Colville, | Holcombe, | Myers, | Trescher, |
| Conner, | Holtzman, | Neely, | Voltz, |
| Craig, | Hoover, | Nicholson, | Washington, |
| Critchfield, | Horn, | Nolte, | Watson, |
| Davies, | Howe, | North, | Weamer, |
| Davis, | Hricko, | Orr, | Wells, |
| DeFrehn, | Huber, | Parkinson, | Welty, |
| Deibler, | Irvin, | Patterson, B. H., | Wettach, |
| Derby, | Jones, | Patterson, F.W., | Wheeler, |
| Diehm, | Labar, | Patterson, M., | Whitehouse, |
| Dietz, | Lafferty, | Pennock, | Williams, |
| Dilsheimer, | Lauver, | Perry, | Wilson, |
| Donnell, | Leidich, | Phillips, | Witherspoon, |
| Drinkhouse, | Little, H. A., | Pitts, | Witkin, |
| Drumbor, | Little, J. T., | Powell, | Wood, N., |
| Duddy, | Long, | Prosser, | Wood, W. P., |
| Eaches, | Lotz, | Pryor, | Wright, |
| Earley, | Lucas, | Raymond, | Bluett, |
| Ede, | Ludlow, | Reader, | Speaker. |
| Edmonds, | Lukehart, | Rhodes, | |
| Emhardt, | Lynch, | Royle, | |
| Evans, B. P., | MacMilian, | Sarig, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 585, as follows:

An Act to amend paragraph eleven of Section three of Article five of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" by providing for the construction and maintenance of gutters

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph eleven of section three of Article five of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" is hereby amended to read as follows

Eleven To require owners of property abutting on any public street lane or alley to construct pave curb gutter repave and recurb the sidewalks and keep said sidewalks curbs and gutters in good repair along such property with such materials at such grades and under such regulations as may be prescribed by ordinance and upon failure of such owners to comply therewith upon notice to authorize the same to be done by the city and the expense thereof be levied and collected from such owners with costs which amount shall be a lien upon such premises from the time of the commencement of the work which date shall be fixed by certificates of the city engineer filed with the clerk and may be collected by action at law or such lien may be filed and proceeded in as herein provided in the case of municipal liens or the cost may be borne by the city in whole or in part if in part the rest to be collected from the owners in manner as above provided

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—192.

| | | | |
|---|---|---|---|
| Adam, | Evans, B. P., | Lukehart, | Raymond, |
| Alexander, | Evans, F. D., | Lynch, | Reader, |
| Allman, | Flinchbaugh, | MacMillan, | Rhodes, |
| Anderson, | Flynn, | Malie, | Rieder, |
| Armstrong, | Fockler, | Mangan, | Royle, |
| Aston, | Fratt, | Marcus, | Sarig, |
| Bagshaw, | Frye, | Marshall, | Sautter, |
| Baldi, | Fuller, | Martz, | Schilling, |
| Bartley, | Gelnett, | McBride, | Schoener, |
| Behney, | Gilchrist, | McCaig, | Schwartz, |
| Bell, F. A., | Goehring, | McCann, | Scott, |
| Bell, W. T., | Goodnough, | McClure, J. F., | Shaffer, |
| Bentley, | Goss, | McClure, J. H., | Shambach, |
| Berkheiser, | Greeby, | McCormick, | Sheffer, |
| Bickett, | Greenstein, | McDaniel, | Smith, G. A., |
| Bidelspacher, | Griffith, | McDermott, | Smith, H. J., |
| Blair, | Grimes, | McGowan, | Soffel, |
| Blumberg, | Guerin, | McKim, | Sowers, |
| Brewster, | Haines, | McLaughlin, | Speer, |
| Bromley, | Hall, | Memolo, | Spencer, |
| Brown, E., | Hantz, | Metzger, | Stadtlander, |
| Brown, E. P., | Harding, | Metzinger, | Stark, |
| Brown, T. J., | Harer, | Millar, | Staudenmeier, |
| Burchinal, | Hart, | Miller, C., | Stavitski, |
| Burke, | Haws, | Miller, H. A., | Sterling, |
| Bush, | Heffran, | Moffatt, | Stock, |
| Calhoun, | Henderson, | Moore, | Storer, |
| Canon, | Hess, | Morrison, | Strayer, |
| Colville, | Himes, | Muldowney, | Talbot, |
| Conner, | Holcombe, | Munley, | Thomas, L. D., |
| Craig, | Holmes, | Myers, | Thomas, M. G., |
| Critchfield, | Holtzman, | Neely, | Toepfer, |
| Davies, | Hoover, | Nicholson, | Towner, |
| DeFrehn, | Horn, | Nolte, | Trescher, |
| Deibler, | Hricko, | North, | Turner, |
| Dengler, | Irvin, | Orr, | Voltz, |
| Derby, | Jones, | Parkinson, | Watson, |
| Diehm, | Kelly, | Patterson, B. H., | Weamer, |
| Dietz, | Labar, | Patterson, F.W., | Welty, |
| Dilsheimer, | Lafferty, | Patterson, M., | Wettach, |
| Donnell, | Lauver, | Peelor, | Wheeler, |
| Drinkhouse, | Leidich, | Pennock, | Whitehouse, |
| Drumbor, | Little, H. A., | Perry, | Williams, |
| Duddy, | Little, J. T., | Phillips, | Wilson, |
| Eaches, | Lockhardt, | Pitts, | Bluett, |
| Earley, | Long, | Posey, | Speaker. |
| Ede, | Lotz, | Powell, | |
| Edmonds, | Lucas, | Prosser, | |
| Emhardt, | Ludlow, | Pryor, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 669, as follows:

An Act validating the title to real estate taken and held by corporations of other States without first having established known places of business and designated authorized agents for the transaction of their business within this Commonwealth

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever any corporation organized and existing under the laws of any other State and as such authorized to hold and convey real estate has taken title to real estate situate within this Commonwealth without having first complied with the laws of this Commonwealth relative to having known places of business and authorized agents for the transaction of its business the title to such real estate so taken and held shall be good and valid and

such corporation may hold and convey the same with the same effect as though it had complied with all the provisions of the laws of this Commonwealth relating to corporations of other States doing business therein prior to the time of taking title thereto Provided however The said corporation shall have prior to the passage of this act complied with the laws of this Commonwealth in having a known place or places of business and an authorized agent or agents for the transaction of its business

Section 2 All act or parts of acts is so far as they are inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—193

| | | | |
|---|---|---|---|
| Adam, | Ede, | Little, H. A., | Phillips, |
| Alexander, | Edmonds, | Little, J. T., | Pitts, |
| Allman, | Emhardt, | Long, | Posey, |
| Anderson, | Evans, B. P., | Lotz, | Powell, |
| Armstrong, | Evans, F. D., | Lucas, | Prosser, |
| Aston, | Flinchbaugh, | Ludlow, | Pryor, |
| Bagshaw, | Flynn, | Lukehart, | Raymond, |
| Baldi, | Fockler, | Lynch, | Reader, |
| Bartley, | Fratt, | MacMillan, | Rhodes, |
| Behney, | Frye, | Malie, | Rieder, |
| Bell, F. A., | Fuller, | Mangan, | Royle, |
| Bell, W. T., | Gelnett, | Marcus, | Sarig, |
| Bentley, | Gilchrist, | Marshall, | Sautter, |
| Berkheiser, | Goehring, | Martz, | Schilling, |
| Bickett, | Goodnough, | Mathay, | Schoener, |
| Bidelspacher, | Goss, | McBride, | Schwartz, |
| Blair, | Greeby, | McCaig, | Scott, |
| Blumberg, | Greenstein, | McClure, J. F., | Shaffer, |
| Bray, | Griffith, | McClure, J. H., | Shambach, |
| Brewster, | Grimes, | McCormick, | Sheffer, |
| Bromley, | Guerin, | McDaniel, | Smith, G. A., |
| Brown, E., | Haas, | McDermott, | Smith, H. J., |
| Brown, E. P., | Haines, | McGowan, | Soffel, |
| Brown, T. J., | Hall, | McKim, | Sowers, |
| Burchinal, | Hantz, | McLaughlin, | Speer, |
| Burke, | Harding, | Memolo, | Stadtlander, |
| Bush, | Harer, | Metzger, | Stark, |
| Calhoun, | Hart, | Metzinger, | Staudenmeier, |
| Canon, | Haws, | Millar, | Stavitski, |
| Colville, | Heffernan, | Miller, C., | Sterling, |
| Conner, | Heffran, | Miller, H. A., | Stock, |
| Craig, | Henderson, | Moffatt, | Storb, |
| Critchfield, | Hess, | Moore, | Strayer, |
| Cross, | Himes, | Morrison, | Talbot, |
| Davies, | Holcombe, | Muldowney, | Thomas, L. D., |
| Davis, | Holmes, | Munley, | Thomas, M. G., |
| DeFrehn, | Holtzman, | Myers, | Toepfer, |
| Deibler, | Hoover, | Neely, | Towner, |
| Dengler, | Horn, | Nicholson, | Trescher, |
| Derby, | Howe, | Nolte, | Turner, |
| Diehm, | Hricko, | North, | Washington, |
| Dietz, | Huber, | Orr, | Watson, |
| Dilshelmer, | Irvin, | Parkinson, | Weamer, |
| Donnell, | Jones, | Patterson, B. H., | Wells, |
| Drinkhouse, | Kelly, | Patterson, F. W., | Williams, |
| Drumbor, | Labar, | Patterson, M., | Wilson, |
| Duddy, | Lafferty, | Peelor, | Wood, W. P., |
| Eaches, | Lauver, | Pennock, | |
| Earley, | Leidich, | Perry, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 727, as follows:

An Act to amend an act approved the third day of May one thousand nine hundred and nine (Pamphlet Laws four hundred and twenty-four) entitled "An act providing that in all counties having more than five hundred thousand inhabitants advertisements and notices required by law or rules of court to be published in newspapers of general circulation unless dispensed with by special order of court shall be published in the legal newspaper issued at least weekly of the proper county designated by rules of court for the publication of court or other legal notices" as amended by extending the provisions thereof to counties of the fifth class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the third day of May one thousand nine hundred and nine (Pamphlet Laws four hundred and twenty-four) entitled "An act providing that in all counties having more than five hundred thousand inhabitants advertisements and notices required by law or rules of court to be published in newspapers of general circulation unless dispensed with by special order of court shall be published in the legal newspaper issued at least weekly of the proper county designated by rules of court for the publication of court or other legal notices" which was amended by the act approved the fifth day of April one thousand nine hundred and seventeen (Pamphlet Laws forty-nine) entitled "An act to amend section one of an act entitled 'An act providing that in all counties having more than five hundred thousand inhabitants advertisements and notices required by law or rules of court to be published in newspapers of general circulation unless dispensed with by special order of court shall be published in the legal newspaper issued at least weekly of the proper county designated by rules of court for the publication of court or other legal notices' approved the third day of May Anno Domini one thousand nine hundred and nine so as to cause advertisements and notices required by law or rules of court to be published in newspapers of general circulation unless dispensed with by special order of court to be published in the legal newspapers issued at least weekly of the proper county designated by rules of court for the publication of court or other notices in counties having a population of one hundred and fifty thousand inhabitants or more instead of five hundred thousand inhabitants as required by the first act" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That hereafter in all counties of the first second third fourth and fifth class of the Commonwealth every notice or advertisement required by law or rules of court to be published in one or more newspapers of general circulation unless dispensed with by special order of court shall also be published in the legal newspaper issued at least weekly in said county designated by rules of court for the publication of court or other legal notices if such newspaper exists publication in such legal newspaper shall be made as often as required to be made in such newspapers in general circulation and shall be subject to the same stipulations and regulations as those imposed for the like services upon all newspapers Provided That nothing herein contained shall be construed to require the publication in such legal newspapers of municipal ordinances mercantile appraisers' notices advertising for bids for contracts for public work or lists of delinquent taxpayers

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—196

| | | | |
|---|---|---|---|
| Adam, | Flinchbaugh, | MacMillan, | Sarig, |
| Alexander, | Flynn, | Mangan, | Sautter, |
| Allman, | Fockler, | Marcus, | Schilling, |
| Anderson, | Fratt, | Marshall, | Schoener, |
| Armstrong, | Frye, | Martz, | Schwartz, |
| Aston, | Fuller, | Mathay, | Scott, |
| Bagshaw, | Gelnett, | McBride, | Shaffer, |
| Baldi, | Gilchrist, | McCaig, | Shambach, |
| Bartley, | Goehring, | McCann, | Sheffer, |
| Behney, | Lynch, | Royle, | Smith, G. A., |
| Evans, F. D., | | | |

| | | | |
|---|---|---|---|
| Bell, F. A. | Goodnough, | McClure, J. F., | Smith, H. J., |
| Bell, W. T., | Goss, | McClure, J. H., | Soffel, |
| Bentley. | Greeby, | McCormick, | Sowers, |
| Bickett, | Greenstein, | McDaniel, | Speer, |
| Bidelspacher, | Griffith, | McDermott, | Spencer, |
| Blair, | Grimes, | McGowan, | Stadtlander, |
| Blumberg, | Guerin, | McKim, | Stark, |
| Bray, | Haas, | McLaughlin, | Staudenmeier, |
| Brewster, | Haines, | Memolo, | Stavitski, |
| Bromley, | Hall, | Metzger, | Sterling, |
| Brown, E., | Hantz, | Metzinger, | Stock, |
| Brown, E. P., | Harding, | Miller, C., | Storb, |
| Brown, T. J., | Harer, | Miller, H. A., | Storer, |
| Burchinal, | Haws, | Moore, | Strayer, |
| Burke, | Heffernan, | Morrison, | Talbot, |
| Bush, | Heffran, | Muldowney, | Thomas, L. D., |
| Calhoun, | Henderson, | Munley, | Thomas, M. G., |
| Canon, | Hess, | Myers, | Toepfer, |
| Colville, | Himes, | Neely, | Trescher, |
| Conner, | Holcombe, | Nicholson, | Turner, |
| Craig, | Holmes, | Nolte, | Voltz, |
| Critchfield, | Holtzman, | North, | Watson, |
| Cross, | Horn, | Orr, | Weamer, |
| Davies, | Howe, | Parkinson, | Wells, |
| Davis, | Hricko, | Patterson, B. H., | Welty, |
| DeFrehn, | Huber, | Patterson, F.W., | Wettach, |
| Dengler, | Irvin, | Patterson, M., | Wheeler, |
| Derby, | Jones, | Peelor, | Whitehouse, |
| Diehm, | Kelly, | Pennock, | Williams, |
| Dilsheimer, | Labar, | Perry, | Wilson, |
| Donnell, | Lafferty, | Pitts, | Witherspoon, |
| Drinkhouse, | Lauver, | Posey, | Witkin, |
| Drumbor, | Leidich, | Powell, | Wood, N., |
| Duddy, | Little, H. A., | Prosser, | Wood, W. P., |
| Eaches, | Lockhardt, | Pryor, | Wright, |
| Earley, | Long, | Raymond, | Bluett, |
| Ede, | Lotz, | Reader, | Speaker. |
| Edmonds, | Lucas, | Rhodes, | |
| Emhardt, | Ludlow, | Rieder, | |
| Evans, B. P., | Lukehart, | Royle, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 809, as follows:

An Act to amend an act approved the twenty-seventh day of March one thousand nine hundred and three (Pamphlet Laws one hundred six) entitled "An act making it a misdemeanor for persons to unlawfully use or wear any insignia or button of any association society or trades union"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That Section One of an act approved the twenty-seventh day of March one thousand nine hundred three (Pamphlet Laws one hundred six) entitled "An act making it a misdemeanor for persons to unlawfully use or wear any insignia or button of any association society or trade's union" is hereby amended to read as follows to wit

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any person who shall wilfully wear or display on a vehicle any insignia emblem or button of any association club society or trade's union or use the same to obtain aid assistance or service within this State unless he shall be entitled to use wear or display the same under the constitution and by-laws rules and regulations of such organizations shall be guilty of a misdemeanor and upon conviction shall be fined not to exceed one hundred dollars and in default of payment committed to jail for a period not to exceed sixty days"

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—192

| | | | |
|---|---|---|---|
| Adam, | Flinchbaugh, | Lukehart, | Sautter, |
| Alexander, | Flynn, | Lynch, | Schilling, |
| Allman, | Fockler, | MacMillan, | Schoener, |
| Anderson, | Fratt, | Mangan, | Schwartz, |
| Armstrong, | Frye, | Marcus, | Scott, |
| Bagshaw, | Fuller, | Marshall, | Shaffer, |
| Aston, | Gelnett, | Martz, | Sheffer, |
| Baldi, | Gilchrist, | Mathay, | Smith, G. A., |
| Bartley, | Goehring, | McBride, | Smith, H. J., |
| Behney, | Goodnough, | McCaig, | Soffel, |
| Bell, F. A., | Goss, | McCann, | Sowers, |
| Bell, W. T., | Greeby, | McClure, J. F., | Speer, |
| Bentley, | Greenstein, | McClure, J. H., | Spencer, |
| Bickett, | Griffith, | McCormick, | Stadtlander, |
| Bidelspacher, | Grimes, | McDaniel, | Stark, |
| Blair, | Guerin, | McGowan, | Staudenmeier, |
| Blumberg, | Haines, | McKim, | Stavitski, |
| Bray, | Hall, | McLaughlin, | Sterling, |
| Brewster, | Hantz, | Memolo, | Stock, |
| Bromley, | Harding, | Metzger, | Storb, |
| Brown, E. P., | Harer, | Metzinger, | Storer, |
| Burchinal, | Hart, | Millar, | Strayer, |
| Burke, | Haws, | Miller, C., | Talbot, |
| Canon, | Heffernan, | Miller, H. A., | Thomas, L. D., |
| Conner, | Heffran, | Moore, | Thomas, M. G., |
| Colville, | Henderson, | Morrison, | Toepfer, |
| Craig, | Hess, | Muldowney, | Towner, |
| Critchfield, | Himes, | Munley, | Trescher, |
| Cross, | Holcombe, | Myers, | Turner, |
| Davies, | Holmes, | Neely, | Voltz, |
| Davis, | Holtzman, | Nicholson, | Washington, |
| DeFrehn, | Hoover, | Nolte, | Watson, |
| Deibler, | Horn, | North, | Weamer, |
| Dengler, | Howe, | Orr, | Wells, |
| Derby, | Hricko, | Parkinson, | Welty, |
| Diehm, | Huber, | Patterson, B. H., | Wettach, |
| Dietz, | Irvin, | Patterson, F.W., | Wheeler, |
| Dilsheimer, | Jones, | Patterson, M., | Whitehouse, |
| Donnell, | Kelly, | Pennock, | Williams, |
| Drinkhouse, | Lafferty, | Perry, | Wilson, |
| Drumbor, | Lauver, | Phillips, | Witherspoon, |
| Duddy, | Leidich, | Pitts, | Witkin, |
| Eaches, | Little, H. A., | Posey, | Wood, N., |
| Earley, | Little, J. T., | Pryor, | Wood, W. P., |
| Ede, | Lockhardt, | Raymond, | Wright, |
| Edmonds, | Long, | Reader, | Bluett, |
| Emhardt, | Lotz, | Rhodes, | Speaker. |
| Evans, B. P., | Lucas, | Royle, | |
| Evans, F. D., | Ludlow, | Sarig, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 798, as follows:

An Act relating to adoption

PETITIONS IN ADOPTION PROCEEDINGS

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be lawful for any adult citizen of this Commonwealth residing therein desirous of adopting any person either a minor or adult as his or her heir or as one of his or her heirs to present his or her petition to the Orphans' Court or to a law judge thereof of the county where he or she may be resident declaring such desire and that he or she will perform all the duties of a parent to such person Such petition shall also set forth the name age date and place of birth of the person proposed to be adopted the name residence and marital status of the adopting parent or parents the name and place of residence of each of the natural parents or of the surviving parent or of any other person whose consent to the proposed adoption is necessary as hereinafter provided and shall embody or have attached thereto the consents in writing of the person or persons whose consent to the proposed adoption is necessary as hereinafter provided

Section 2 Consents Necessary to Adoption Consent to

the adoption is necessary as follows

(a) Of the person proposed to be adopted if over twelve years of age and of said person's husband or wife if any

(b) Of the adopting parent's husband or wife unless they jointly adopt such person

(c) Of the parents or surviving parents of the person proposed to be adopted that except in the case of an illegitimate child the consent of the mother only is necessary unless the father has acknowledged such child but the consent of a parent who has been adjudged a lunatic or habitual drunkard or who has abandoned the child is unnecessary provided such fact is proven to the satisfaction of the court or judge hearing the petition in which case such court or judge shall so find as a fact

(d) If the person proposed to be adopted has no father or mother living or whose consent is necessary hereunder then of the legal guardian if any there be and of the person or persons having the legal custody of such child if any such person can be found but if such child has no father or mother living or whose consent is necessary hereunder and no legal guardian and no person can be found who has the legal custody of such child and the same be proven to the satisfaction of the court or judge hearing the petition the said court or judge shall so find as a fact

Section 3 Hearings Upon presentation of any such petition as aforesaid a time for hearing thereon shall be fixed not less than ten days from said presentation which said hearing may be before the said court or any law judge thereof at chambers and may be adjourned from time to time if the nature of the case should so require At said hearing the adopting parents or parent the person proposed to be adopted and all the persons whose consent is necessary hereunder must appear in person and be examined under oath by such court or judge but the personal appearance of the natural parents or other persons whose consent is necessary hereunder may be dispensed with in the discretion of the court or judge hearing the petition if such person reside without the jurisdiction of the court or if for any other reason the said court or judge deem it unnecessary provided the duly executed consents of such persons in writing have been filed with the petition and the said court or judge may in its discretion require the personal appearance of the natural parents of the child at a different time and separate and apart from that of the other parties in interest The said court or judge shall also hear any other testimony as to the facts set forth in the petition or necessary to inform the court as to the desirability of the proposed adoption and may also make or cause to be made an investigation by some person or agency specifically designated by said court or judge to verify the statements of the petition and such other facts as will give the court full knowledge as to the desirability of the proposed adoption

Section 4 Decrees of Court Records If satisfied that the statements made in the petition are true and that the welfare of the person proposed to be adopted will be promoted by such adoption and that all the requirements of this act have been complied with the court or judge shall make a decree so finding and reciting the facts at length and directing that the person proposed to be adopted shall have all the rights of a child and heir of such adopting parent or parents and be subject to the duties of such child but otherwise shall make a decree refusing the adoption and dismissing the petition If desired by the parties the decree may also provide that the person adopted shall assume the name of the adopting parent or parents Such decree shall be filed and spread at length upon the records of said court and shall be sufficient evidence of the adoption and shall be open to the public All other papers pertaining to the case and the testimony if written out shall be kept in the files of said court as a permanent record thereof and may in the discretion of said court or judge be withheld from inspection by a proper order in which case no person shall be allowed access thereto except upon an order of court granted upon cause shown

Section 5 Repeals The following acts and parts of acts of assembly are hereby repealed absolutely

Section seven of an act approved the fourth day of May one thousand eight hundred and fifty-five (Pamphlet Laws four hundred and thirty) entitled "An act relating to certain duties and rights of Husband and Wife and Parents and Children"

An Act approved the second day of April one thousand eight hundred and seventy-two (Pamphlet Laws thirty-one) entitled "An act relating to the rights of adopted children being a supplement to an act entitled 'An act relating to certain duties and rights of husband and wife and parents and children' approved the fourth day f May one thousand eight hundred and fifty-five"

Section ten of an act approved the eleventh day of June one thousand eight hundred and seventy-nine (Pamphlet Laws one hundred and forty-two) entitled "An act to protect children from neglect and cruelty and relating to their employment and adoption"

An act approved the nineteenth day of May one thousand eight hundred and eighty-seven (Pamphlet Laws one hundred and twenty-five) entitled "An act amending section seventh of an act entitled 'An act relating to certain duties and rights of husband and wife and parents and children' approved the fourth day of May Anno Domini one thousand eight hundred and fifty-five providing that married men or women in case of drunkenness or profligacy of husbands or wives may consent to the adoption of their children"

An Act approved the ninth day of May one thousand eight hundred and eighty-nine (Pamphlet Laws one hundred and sixty-eight) entitled "An act relating to the adoption of any person as an heir"

An Act approved the second day of July one thousand nine hundred and one (Pamphlet Laws six hundred and six) entitled "An act conferring jurisdiction upon the courts of common pleas of the counties of this Commonwealth to authorize the adoption of children in the said county by a person living in another State upon petition of either parent of such child"

An Act approved the twenty-second day of April one thousand nine hundred and five (Pamphlet Laws two hundred and ninety-seven) entitled "An act to amend an act entitled 'An act amending section seventh of an act entitled "An act relating to certain duties and rights of husband and wife and parents and children" approved the fourth day of May Anno Domini one thousand eight hundred and fifty-five providing that married men or women in case of drunknness or profligacy of husbands or wives may consent to the adoption of their children' "

An Act approved the first day of June one thousand nine hundred and eleven (Pamphlet Laws five hundred and thirty-nine) entitled "An act relating to the adoption of adult persons as heirs"

An Act approved the twenty-eighth day of May one thousand nine hundred and fifteen (Pamphlet Laws five hundred and eighty) entitled "An act amending section one of an act entitled 'An act amending section seven of an act entitled "An act relating to certain duties and rights of husband and wife and parents and children" approved the fourth day of May Anno Domini one thousand eight hundred and fifty-five providing that married men or women in case of drunkenness or profligacy of husbands or wives may consent to the adoption of their children' approved the nineteenth day of May Anno Domini one thousand eight hundred and eighty-seven"

All other acts of Assembly or parts thereof that are in any way in conflict or inconsistent with this act or any parts thereof are hereby repealed

Section 6 Effective Date This act shall take effect and be in force on the first day of July one thousand nine hundred and twenty-five

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—195

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | Lukehart, | Royle, |
| Alexander, | Flinchbaugh, | Lynch, | Sarig, |
| Allman, | Flynn, | Malie, | Sautter, |
| Anderson, | Fockler, | Mangan, | Schilling, |
| Armstrong, | Fratt, | Marcus, | Schoener, |
| Aston, | Frye, | Marshall, | Schwartz, |
| Bagshaw, | Fuller, | Martz, | Shaffer, |
| Baldi, | Gelnett, | Mathay, | Shambach, |
| Behney, | Gilchrist, | McBride, | Sheffer, |

| | | | |
|---|---|---|---|
| Bell, F. A., | Goehring, | McCaig, | Smith, G. A., |
| Bell, W. T., | Goodnough, | McCann, | Smith, H. J., |
| Bentley, | Goss, | McClure, J. F., | Soffel, |
| Berkheiser, | Greeby, | McClure, J. H., | Sowers, |
| Bickett, | Greenstein, | McDaniel, | Speer, |
| Bidelspacher, | Griffith, | McDermott, | Spencer, |
| Blair, | Grimes, | McGowan, | Stadtlander, |
| Blumberg, | Guerin, | McKim, | Stark, |
| Bray, | Haas, | McLaughlin, | Staudenmeier, |
| Bromley, | Hall, | Memolo, | Stavitski, |
| Brown, E., | Hantz, | Metzger, | Sterling, |
| Brown, E. P., | Harding, | Metzinger, | Stock, |
| Brown, T. J., | Harer, | Millar, | Storb, |
| Burchinal, | Haws, | Miller, C., | Storer, |
| Burke, | Heffernan, | Miller, H. A., | Strayer, |
| Bush, | Heffran, | Moore, | Talbot, |
| Calhoun, | Henderson, | Morrison, | Thomas, L. D., |
| Canon, | Hess, | Muldowney, | Thomas, M. G., |
| Colville, | Himes, | Munley, | Toepfer, |
| Craig, | Holcombe, | Myers, | Towner, |
| Critchfield, | Holmes, | Neely, | Trescher, |
| Cross, | Holtzman, | Nicholson, | Turner, |
| Davies, | Horn, | Nolte, | Voltz, |
| Davis, | Howe, | Orr, | Washington, |
| DeFrehn, | Hricko, | Parkinson, | Watson, |
| Dengler, | Huber, | Patterson, B. H., | Weamer, |
| Deibler, | Irvin, | Patterson, F.W., | Wells, |
| Derby, | Jones, | Patterson, M., | Welty, |
| Diehm, | Kelly, | Peelor, | Wettach, |
| Dietz, | Labar, | Pennock, | Wheeler, |
| Dilsheimer, | Lafferty, | Phillips, | Whitehouse, |
| Donnell, | Lauver, | Pitts, | Williams, |
| Drinkhouse, | Leidich, | Posey, | Wilson, |
| Duddy, | Little, H. A., | Powell, | Witherspoon, |
| Eaches, | Little, J. T., | Prosser, | Witkin, |
| Earley, | Lockhardt, | Pryor, | Wood, N., |
| Ede, | Long, | Raymond, | Wood, W. P., |
| Edmonds, | Lotz, | Reader, | Wright, |
| Emhardt, | Lucas, | Rhodes, | Bluett, |
| Evans, B. P., | Ludlow, | Rieder, | Speaker. |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 608, as follows:

An Act to further amend section six and to amend section seven of the act approved the seventh day of June one thousand eight hundred and ninety-five (Pamphlet Laws one hundred and sixty-seven) entitled "An act to provide for the better protection of life and health by diminishing the danger from infectious and contagious diseases through the creation of a State Board of Undertakers in the cities of the first second and third classes with systematic examinations registration and licenses for all entering the business of burying the dead and penalties for violation of the provisions thereof" as amended by requiring undertakers' assistants to register and licensed undertakers to register annually with the State Board of Undertakers

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section six of the act approved the seventh day of June one thousand eight hundred and ninety-five (Pamphlet Laws one hundred and sixty-seven) entitled "An act to provide for the better protection of life and health by diminishing the danger from infectious and contagious diseases through the creation of a State Board of Undertakers in cities of the first second and third classes with systematic examinations registration and licenses for all entering the business of burying the dead and penalties for violation of the provisions thereof" which was amended by section two of the act approved the twenty-fourth day of April one thousand nine hundred and five (Pamphlet Laws two hundred and ninety-nine) entitled "An act to amend sections five and six of an act entitled 'An act to provide for the better protection of life and health by diminishing the danger from infectious and contagious diseases through the creation of a State Board of Undertakers in cities of the first second and third classes with systematic examinations registration and licenses for all entering the business of burying the dead and penalties for violation of the provisions thereof' approved the seventh day of June Anno Domini one thousand eight hundred and ninety-five by extending the provisions of the said act throughout this Commonwealth and providing for the payment of the expenses thereof" is hereby further amended to read as follows

Section 6 Before any person persons or corporation shall hereafter engage in the business of undertaking or the care preparation disposition and the burial of the bodies of deceased persons in their own name and on their own account in this Commonwealth and before any person persons or corporations now so engaged in said business who shall have failed to register with said board in accordance with section five of this act shall continue in said business such person or persons or person comprising or representing such corporations shall apply to said board for a license to practice the same and shall accompany such application with a fee of ten dollars whereupon the applicant as aforesaid shall present himself or herself before said board at a time and place to be fixed by said board If the board shall find upon due examination that the applicant or applicants are of good moral character possessed of skill and knowledge of the said business of undertaking and have a reasonable knowledge of sanitation preservation of the dead disinfecting the body of deceased persons the apartment clothing and bedding in cases of death from infection or contagious diseases and have had practical experience in the business of undertaking for two years continuously with an undertaker or undertakers the board shall issue to said applicant or applicants upon payment of a fee of twenty-five dollars a license to practice said business of undertaking and shall register such applicants or applicant as duly licensed undertakers

Said board shall have full power at any time to revoke any licenses theretofore granted on proper cause and after full hearing of all the parties in interest

Such license shall be signed by a majority of the board and attested by its seal All persons receiving such license who shall register before said board as provided in section five of this act shall also register the fact at the office of the board of health at the city or at the office of the board of health nearest to the place in which it is proposed to carry on said business and any person persons or corporation obtaining a license under this section shall register that fact at the office of the board of health of the city or at the office of the board of health nearest to the place in which it is proposed to carry on said business and shall display said license in a conspicuous place in the office of the place of such licensee

Every person registered as a licensed undertaker shall annually hereafter during the month of January cause his or her certificate to be recorded in the office of the State Board of Undertakers for which annual registration the said licensed undertaker shall pay a fee of two dollars The board on or before the first day of November of each year shall mail to every person registered as a licensed undertaker a blank application for registration Upon receipt of such application blank each licensed undertaker shall fill in such information as the board may deem necessary and forward the same to the board together with the aforesaid fee

Every person employed as an undertaker's assistant and not registered as a licensed undertaker shall register with the State Board of Undertakers and shall furnish such information as the board may deem necessary together with a registration fee of one dollar Such registration shall be valid as long as such person remains an assistant to the undertaker by whom he was employed at the time of registration should a registered undertaker's assistant for any reason leave the employ of such undertaker and accept employment as an assistant to any other undertaker he or she shall immediately re-register with the Board and for such re-registration shall pay an additional fee of one dollar or such other sum as may be fixed by the Department of Public instruction under authority of law

All fees collected under the provisions of this section shall go to and be used by the State Board of Undertakers to defray its necessary expenses

Section 2 That section seven of said act is hereby amended to read as follows

Section 7 Any person persons corporation or member thereof who shall practice or hold himself herself themselves or itself out as practicing the business of undertaking or the care preparation disposition and burial of the bodies of deceased persons or be employed as an undertaker's as-

sistant without having complied with the provisions of sections five and six of the act to which this is an amendment shall be guilty of misdemeanor and upon conviction thereof before any court shall be sentenced to pay a fine of not less than fifty dollars or more than five hundred dollars or undergo an imprisonment not exceeding one year or both at discretion of the court for each and every offense Provided That nothing contained in this act shall be construed to apply to persons engaged simply as layers out or shrouders of the dead or to the employes of any cemetery whose duties or business extends no further

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—192.

| | | | |
|---|---|---|---|
| Adam, | Flinchbaugh, | MacMillan, | Sautter, |
| Alexander, | Flynn, | Malie, | Schilling, |
| Allman, | Fockler, | Mangan, | Schoener, |
| Anderson, | Fratt, | Marcus, | Schwartz, |
| Bagshaw, | Frye, | Marshall, | Scott, |
| Baldi, | Fuller, | Martz, | Shaffer, |
| Bartley, | Gelnett, | Mathay, | Shambach, |
| Behney, | Gilchrist, | McBride, | Sheffer, |
| Bell, F. A., | Goehring, | McCaig, | Smith, G. A., |
| Bell, W. T., | Goodnough, | McCann, | Smith, H. J., |
| Bentley, | Goss, | McClure, J. F., | Soffel, |
| Berkheiser, | Greeby, | McClure, J. H., | Sowers, |
| Bickett, | Greenstein, | McCormick, | Speer, |
| Bidelspacher, | Griffith, | McDaniel, | Spencer, |
| Blair, | Grimes, | McDermott, | Stadtlander, |
| Blumberg, | Guerin, | McGowan, | Stark, |
| Bray, | Haas, | McKim, | Staudenmeier, |
| Brewster, | Haines, | McLaughlin, | Stavitski, |
| Bromley, | Hantz, | Memolo, | Sterling, |
| Brown, E., | Harding, | Metzger, | Stock, |
| Brown, E. P., | Harer, | Millar, | Storb, |
| Brown, T. J., | Hart, | Miller, C., | Storer, |
| Burchinal, | Haws, | Miller, H. A., | Strayer, |
| Bush, | Heffernan, | Morrison, | Talbot, |
| Calhoun, | Heffran, | Muldowney, | Thomas, L. D., |
| Canon, | Henderson, | Munley, | Thomas, M. G., |
| Colville, | Hess, | Myers, | Toepfer, |
| Conner, | Himes, | Neely, | Towner, |
| Craig, | Holcombe, | Nicholson, | Trescher, |
| Critchfield, | Holmes, | Nolte, | Turner, |
| Cross, | Hoover, | North, | Voltz, |
| Davies, | Horn, | Parkinson, | Washington, |
| Davis, | Howe, | Patterson, B. H., | Watson, |
| DeFrehn, | Hricko, | Patterson, F. W., | Weamer, |
| Deibler, | Huber, | Patterson, M., | Wells, |
| Dengler, | Irvin, | Peelor, | Welty, |
| Derby, | Jones, | Pennock, | Wettach, |
| Dietz, | Kelly, | Perry, | Wheeler, |
| Dilsheimer, | Labar, | Phillips, | Whitehouse, |
| Drinkhouse, | Lauver, | Pitts, | Williams, |
| Drumbor, | Leidich, | Posey, | Wilson, |
| Duddy, | Little, H. A., | Powell, | Witherspoon, |
| Eaches, | Little, J. T., | Prosser, | Witkin, |
| Earley, | Lockhart, | Pryor, | Wood, W. P., |
| Ede, | Long, | Raymond, | Wood, N., |
| Edmonds, | Lotz, | Reader, | Wright, |
| Emhardt, | Lucas, | Rieder, | Bluett, |
| Evans, B. P., | Ludlow, | Royle, | Speaker. |
| Evans, F. D., | Lukehart, | Sarig, | |

NAYS—1

Donnell,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 712, as follows:

An Act providing for the compensation of the county solicitor and the solicitor of the county controller in counties of the third class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the compensation of the county solicitor and the solicitor of the county controller in counties of the third class shall be fixed by the salary board The minimum in each case not to be less than two thousand dollars per annum

Section 2 All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—185

| | | | |
|---|---|---|---|
| Adam, | Emhardt, | Ludlow, | Schilling, |
| Alexander, | Evans, F. D., | Lukehart, | Sautter, |
| Allman, | Evans, B. P., | Lynch, | Schoener, |
| Anderson, | Flinchbaugh, | MacMillan, | Scott, |
| Aston, | Flynn, | Mangan, | Shaffer, |
| Baldi, | Fockler, | Marcus, | Shambach, |
| Bartley, | Fratt, | Marshall, | Sheffer, |
| Behney, | Frye, | Martz, | Smith, G. A., |
| Bell, F. A., | Fuller, | Mathay, | Smith, H. J., |
| Bell, W. T., | Gelnett, | McBride, | Soffel, |
| Bentley, | Gilchrist, | McCaig, | Sowers, |
| Berkheiser, | Goehring, | McCann, | Speer, |
| Bickett, | Goodnough, | McClure, J. F., | Stadtlander, |
| Bidelspacher, | Goss, | McClure, J. H., | Stark, |
| Blair, | Greeby, | McCormick, | Staudenmeier, |
| Blumberg, | Greenstein, | McDaniel, | Stavitski, |
| Bray, | Griffith, | McDermott, | Sterling, |
| Brewster, | Grimes, | McGowan, | Stock, |
| Bromley, | Guerin, | McLaughlin, | Storb, |
| Brown, E., | Haas, | Memolo, | Storer, |
| Brown, E. P., | Hall, | Metzger, | Strayer, |
| Brown, T. J., | Hantz, | Millar, | Talbot, |
| Burchinal, | Harding, | Miller, C., | Thomas, L. D., |
| Bush, | Harer, | Moore, | Thomas, M. G., |
| Calhoun, | Haws, | Morrison, | Toepfer, |
| Canon, | Heffernan, | Muldowney, | Towner, |
| Colville, | Heffran, | Munley, | Turner, |
| Conner, | Henderson, | Myers, | Voltz, |
| Craig, | Hess, | Neely, | Washington, |
| Critchfield, | Holcombe, | Nicholson, | Watson, |
| Cross, | Holmes, | Nolte, | Weamer, |
| Davies, | Holtzman, | Orr, | Wells, |
| Davis, | Hoover, | Parkinson, | Welty, |
| DeFrehn, | Horn, | Patterson, B. H., | Wettach, |
| Deibler, | Howe, | Patterson, M., | Wheeler, |
| Dengler, | Hricko, | Peelor, | Whitehouse, |
| Derby, | Huber, | Pennock, | Williams, |
| Diehm, | Irvin, | Perry, | Wilson, |
| Dietz, | Jones, | Phillips, | Witherspoon, |
| Dilsheimer, | Kelly, | Pitts, | Witkin, |
| Donnell, | Labar, | Posey, | Wood, W. P., |
| Drinkhouse, | Lauver, | Powell, | Wood, N., |
| Drumbor, | Leidich, | Prosser, | Wright, |
| Duddy, | Little, H. A., | Pryor, | Bluett, |
| Eaches, | Little, J. T., | Raymond, | Speaker. |
| Earley, | Long, | Reader, | |
| Ede, | Lotz, | Rieder, | |
| Edmonds, | Lucas, | Sarig, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

MR. HAWS IN THE CHAIR.

BILL ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 436, entitled:

An Act providing for the compensation of county solicitors

On the question,
Will the House agree to the bill on third reading?

## BILL POSTPONED.

Mr. HALL. Mr. Speaker, I move that House Bill No. 436, file folio 1647, be placed on the postponed calendar.

Mr. EDE. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILL ON THIRD READING.

Agreeably to order,
The House proceeded to the third reading and consideration of House Bill No. 736, entitled:

An Act defining and regulating the business of auctioneers providing for State and local licensing thereof imposing duties upon the Secretary of the Commonwealth and providing penalties

On the question,
Will the House agree to the bill on third reading?

## BILL RECOMMITTED.

Mr. HALL. Mr. Speaker, I move that House Bill No. 736, file folio 1651, be recommitted to the Committee on Judiciary General for the purpose of amendment.

Mr. EARLEY. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING.

Agreeably to order,
The House proceeded to the third reading and consideration of House Bill No. 799, as follows:

An Act relating to Boarding Houses for Infants providing for the licensing thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare and fixing penalties

### BOARDING HOUSE FOR INFANTS DEFINED

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the term "Boarding House for Infants" as used in this act shall mean any place other than institutions duly incorporated for the purpose maintained operated and conducted for hire gain or reward for the reception of more than one infant child under three years of age unaccompanied by parent or guardian for the purpose of providing such children with care food and lodging unless such children are realted to the person or persons maintaining and conducting such place by blood or marriage within the second degree

Section 2 Maintenance of Without License Prohibited No person or persons shall maintain operate or conduct any Boarding House for Infants without having a license therefor issued by the Department of Welfare of the Commonwealth

Section 3 Application for License Any person or persons desiring to secure a license for maintaining operating and conducting a Boarding House for Infants shall make application therefor to the said Department of Welfare upon blanks to be furnished bv the said Department

Section 4 Approval of Local Health Authorities All applications for licenses to maintain operate and conduct Boarding Houses for Infants within cities of the first second or third class shall before being submitted to the said Department of Welfare first be approved by the health authorities of such city and for licenses for maintaining operating and conducting such Boarding Houses for Infants in boroughs towns and townships the application shall first be approved by such person or persons or public or private agency a may be designed by the said Department of Welfare

Section 5 Issuance of License The Department of Welfare shall when satisfied that the applicant or applicants for such license are proper persons and that the place sought to be used as a Boarding House for Infants is a fit and suitable place for such purpose and when all the requirements of this act and the rules and regulations of the department have been complied with issue such license and keep a record thereof and of the application therefor

Section 6 Term and Contents of License All licenses granted by the Department shall be for a period of not more than one year The license shall state the name of the licensee or licensees the particular premises where such boarding house may be maintained operated and conducted and the number of infants which may be boarded therein at one time

Section 7 Number of Infants to be Kept Posting License No greater number of infants than is authorized by the license therefor shall be kept at any one time in any Boarding House for Infants and when required by the Department of Welfare said license shall be posted in a conspicuous place on the premises wherein such Boarding House for Infants is to be maintained

Section 8 Department of Welfare to Adopt Rules and Regulations The Department of Welfare may with the approval of the State Welfare Commission make and adopt rules and regulations not inconsistent with this act for the issuance and renewal of such licenses and the proper maintenance operation and conduct of such Boarding Houses for Infants and for the effective enforcement thereof

Section 9 Revocation of Licenses The Department of Welfare may revoke such license and shall note such revocation upon the face of the record thereof and shall give written notice of such revocation to the licensee or licensees by delivering the said notice to him or them in person by leaving it on the licensed premises

Section 10 Right to Enter and Inspect the Premises The Department of Welfare and the health authorities in cities of the first second and third class and the agents designated by the Department of Welfare to receive and approve licenses in boroughs towns and townships shall have the right at any time to enter visit and inspect the premises of Boarding Houses for Infants within their respective jurisdictions

Section 11 Records to be Kept by Licensee Every person licensed to maintain operate and conduct a Boarding House for Infants shall keep a record in a form prescribed by the Department of Welfare of every infant received the date of its reception the name and address of the person from whom received the date of its discharge and the name and address of the person to whom delivered or discharged

Section 12 Registration of Infants The Department of Welfare shall prescribe for the registration and record of infants cared for in Boarding Houses for Infants and shall furnish to the licensees of such Boarding Houses for Infants the forms upon which such registration and record shall be made together with such instructions as may be required to secure the complete registration of all infants received by said Boarding Houses for Infants or released therefrom

Section 13 Penalty Any person violating any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one hundred dollars or to undergo imprisonment not exceeding one year or both in the discretion of the court

Section 14 Burden of Proof In any prosecution arising out of the violation of this act or the rules and regulations of the Department of Welfare pertaining to the maintenance operation and conduct of Boarding Houses for Infants where a defendant relies in defense upon the relationship of any infant to himself he shall have the burden of proof thereof

Section 15 Acts Repealed The following acts are hereby repealed absolutely

An act approved the twenty-eighth day of May one thousand eight hundred and eighty-five (Pamphlet Laws twenty-seven) entitled "An act supplementary to an act entitled 'An act to protect children from neglect and cruelty and relating to their employment protection and adoption' approved the eleventh day of June one thousand eight hundred and seventy-nine providing for the further protection of minors and regulating the boarding and maintaining of infants children for hire"

An act approved the twenty-seventh day of April one thousand nine hundred and nine (Pamphlet Laws two hundred eleven) entitled "An act regulating the licensing of persons engaged in the business of receiving boarding or keeping infant children under the age of three years for hire or reward in cities of the first class providing that such li-

censes shall be granted annually by the Director of the Department of Public Health and Charities in such cities authorizing the making of rules and regulations for the issuing and registering of such licenses for the conduct of such business and for the inspection of the premises in which said business is conducted making the violation of the act and of the rules and rgulations made thereunder a misdemeanor and prescribing the penalty therefor"

An Act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws eight hundred fifty-four) entitled "An act providing for and regulating the licensing of persons engaged in the business of receiving boarding or keeping of infant children under the age of three years for hire reward or otherwise in cities of the third class and authorizing the passing of general ordinances providing for and regulating the issuing of said licenses and imposing penalties"

All other acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—195.

| | | | |
|---|---|---|---|
| Adam, | Flinchbaugh, | Lynch. | Sarig, |
| Alexander, | Flynn, | MacMillan, | Sautter, |
| Allman, | Fockler, | Malie, | Schilling, |
| Anderson, | Fratt, | Mangan, | Schoener, |
| Armstrong. | Frye, | Marcus. | Schwartz, |
| Baldi, | Fuller, | Marshall, | Scott, |
| Bartley, | Gelnett, | Martz, | Shaffer, |
| Behney, | Gilchrist, | Mathay, | Shambach, |
| Bell, F. A. | Goehring, | McBride, | Sheffer, |
| Bell, W. T., | Goodnough, | McCaig, | Smith, G. A., |
| Bentley. | Greeby, | McClure, J. F., | Smith, H. J., |
| Berkheiser, | Greenstein, | McClure, J. H., | Soffel, |
| Bickett, | Griffith, | McCormick, | Sowers, |
| Blair, | Grimes, | McDermott, | Speer, |
| Blumberg, | Guerin, | McGowan, | Spencer, |
| Bray, | Haas, | McKim, | Stadtlander, |
| Brewster, | Haines, | McLaughlin, | Stark, |
| Bromley, | Hall, | Memolo, | Staudenmeier, |
| Brown, E., | Hantz, | Metzger, | Stavitski, |
| Brown, E. P., | Harding, | Metzinger, | Sterling, |
| Brown, T. J., | Harer, | Millar, | Storb, |
| Burchinal, | Hart, | Miller, C., | Storer, |
| Burke, | Haws, | Miller, H. A., | Strayer, |
| Bush, | Heffernan, | Moffatt, | Talbot, |
| Calhoun, | Heffran, | Morrison, | Thomas, L. D., |
| Canon. | Henderson, | Muldowney, | Thomas, M. G., |
| Colville, | Hess, | Munley, | Toepfer, |
| Conner, | Himes, | Myers. | Towner, |
| Craig, | Holcombe, | Neely, | Trescher, |
| Critchfield, | Holmes, | Nicholson, | Turner, |
| Cross, | Holtzman, | Nolte, | Voltz, |
| Davies, | Hoover, | North, | Washington, |
| Davis, | Horn, | Orr, | Watson, |
| DeFrehn, | Howe, | Parkinson, | Weamer, |
| Deibler, | Hricko, | Patterson, B.H., | Wells, |
| Dengler, | Huber, | Patterson, F.W., | Welty, |
| Derby, | Irvin, | Patterson, M., | Wettach, |
| Diehm, | Jones, | Peelor, | Wheeler, |
| Dilsheimer, | Kelly, | Pennock, | Whitehouse, |
| Donnell, | Lafferty, | Perry, | Williams, |
| Drinkhouse, | Lauver, | Pitts, | Wilson, |
| Drumbor, | Leidich, | Posey, | Witherspoon, |
| Duddy, | Little, H. A., | Powell, | Witkin, |
| Eaches, | Little, J. T., | Prosser, | Wood, N., |
| Earley, | Lockhart, | Pryor, | Wood, W. P., |
| Ede, | Long, | Raymond, | Wright, |
| Edmonds, | Lotz, | Reader, | Bluett, |
| Emhardt, | Lucas, | Rhodes, | Speaker. |
| Evans, B. P., | Ludlow, | Rieder, | |
| Evans, F. D., | Lukehart, | Royle, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 514, as follows:

An Act to amend an act approved the twenty-second day of April one thousand nine hundred and five (Pamphlet Laws two hundred and eighty-six) entitled "An act authorizing the courts of this Commonwealth to certify the evidence and enter judgment upon the whole record whenever a request for binding instructions has been reserved or declined by the trial judge and authorizing appeals from the judgment so entered and the entry of the proper judgment in the Supreme or Superior Court" by authorizing appeals whenever under such circumstances the court shall decline to enter judgment upon the whole record but shall direct a new trial

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the twenty-second day of April one thousand nine hundred and five (Pamphlet Laws two hundred and eighty-six) entitled "An act authorizing the courts of this Commonwealth to certify the evidence and enter judgment upon the whole record whenever a request for binding instructions has been reserved or declined by the trial judge and authorizing appeals from the judgment so entered and the entry of the proper judgment in the Supreme or Superior Court" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That whenever upon the trial of any issue a point requesting binding instructions has been reserved or declined the party presenting the point may within the time prescribed for moving for a new trial or within such other or further time as the court shall allow move the court to have all the evidence taken upon the trial duly certified and filed so as to become part of the record and for judgment non obstante veredicto upon the whole record whereupon it shall be the duty of the court if it does not grant a new trial to so certify the evidence and to enter such judgment as should have been entered upon that evidence at the same time granting to the party against whom the decision is rendered an exception to the action of the court in that regard From the judgment thus entered either party may appeal to the Supreme or Superior Court as in other cases which shall review the action of the court below and enter such judgment as shall be warranted by the evidence taken in that court

Section 2 Whenever a point requesting binding instructions has been reserved or declined and the party presenting the point has moved to have the evidence certified and filed and for judgment non obstante veredicto in the manner set forth in section one hereof and the court after consideration of such motion shall decline to enter judgment non obstante veredicto but shall direct a new trial upon the motion of either party then it shall be the duty of the court having directed such new trial to so certify the evidence and to grant an exception to the party whose motion for judgment non obstante verdicto has been declined That party may thereupon forthwith appeal to the Supreme or Superior Court from the refusal to enter judgment in his favor upon his motion The Supreme or Superior Court shall review the action of the court below and shall enter such judgment for either party as shall be warranted by the evidence taken in that court or shall affirm the action of that court in granting a new trial

Section 3 The provisions of section two hereof allowing appeals in certain cases shall apply to all such cases pending at the time of the passage hereof in which the order of court refusing the motion and directing a new trial shall have been entered except those cases in which the new trial so ordered has actually occurred

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ALEXANDER. Mr. Speaker, I desire to interrogate the sponsor of this bill.

The SPEAKER. Will the gentleman from Philadelphia, Mr. Sterling, permit himself to be interrogated?

Mr. STERLING. Yes, Mr. Speaker.

Mr. ALEXANDER. Will the gentleman explain the purpose of this bill, please.

Mr. STERLING. Mr. Speaker and members of the House, the gentleman flatters me in that he is a lawyer. This bill provides that where a court refuses what is known in the law as an application for judgment n. o. v. that then the party against whom that decision is rendered may take an appeal on that question without availing himself of the right of a new trial, which also may or may not be granted.

Mr. ALEXANDER. For the benefit of the members of the House who do not understand the terms of the Superior and Supreme courts, how often does the Supreme and Superior Courts sit for each district?

Mr. STERLING. Once in every term.

Mr. ALEXANDER. I suppose the term is monthly.

Mr. STERLING. No.

Mr. ALEXANDER. Why evade the question? How often do they sit? Once in every year, don't they?

Mr. STERLING. Yes.

Mr. ALEXANDER. In other words, if a n. o. v. is refused in January in any year you would not get, under this bill, that decision before the Supreme or Superior Court whichever it may be, if in the Superior Court in the fall and in the Supreme Court till one year hence.

Mr. STERLING. That does not exactly follow.

Mr. ALEXANDER. Well, why?

Mr. STERLING. First of all, this is a permissive measure, and it may be that the defendant desires to avail himself of a new trial, if he does not want to wait for the n. o. v. question to be decided, so that I take it under those circumstances he is not unduly delayed. In other words, if he wants to avail himself of his new trial, and that may be reached before an adjudication on his appeal on the n. o. v. can be reached, he can do so. In other words, the measure is not at all compulsory.

Mr. ALEXANDER. In other words, it is another means by which a defendant can delay the trial of a cause without being subject to the plea of dilatory practice.

Mr. STERLING. I would say No to my friend, Mr. Alexander, for the reason that I have stated.

Mr. ALEXANDER. Mr. Speaker and members of the House, this is to a certain extent just as the question would indicate in my mind in the line of a dilatory plea. We all know that in the practice of cases, and especially some of us who are trying on the side of the plaintiff considerably, that every opportunity is taken by the defendant in its case to delay and prolong the trial of a case. In the first place, they come in, the defendant will, and I represent some defendants, and may perhaps be guilty of the same offense that I am accusing others of, and therefor know whereof I am talking, in the first place a witness will be sick, and if you can continue the case for two or three terms on that account, all right. Finally you go to trial, force them to trial, and the defendant, of course, always files a point asking for binding instructiones. If on the trial the judge refuses that, then you go on to a retrial perhaps. In other words, there are times when a jury disagrees, there is a motion for binding instruction, and that is refused. You take your appeal then as I said, if in January of the year, for instance, in Delaware County you are going to the Supreme Court, you could not be heard for over a year on that dilatory plea or on the question of n. o. v., or plea from the refusal to enter the judgment n. o. v. In the meantime if it was not for this right of appeal they could go ahead and try the case again and perhaps either win it or lose it and decide the whole issue. Otherwise we have to wait a year before we can retry that case. I certainly am absolutely opposed to giving defendants any more chance to delay causes, because if there is anything in the world that the whole public are clamoring against it is delaying in justice, delays in trials, delays in reaching the determination of a case. My contention is that this practically does nobody any good, and at the same time gives them another club by which they can hold up the trial of causes.

Mr. EDMONDS. I think there is some merit in the proposition which my friend from Delaware has advanced, but also think personally there is considerable merit in the bill which applies to that situation where the defendant has asked for judgment notwithstanding the verdict of the court has granted a new trial and that the defendant may have a perfect right to go on with the legal record. I am wondering whether or not the sponsor of the bill would not be willing to place this bill on the postponed calendar until next week in order to see whether or not some plan cannot be devised to save the long delays to which the gentleman from Delaware has referred.

## BILL POSTPONED.

Mr. STERLING. Mr. Speaker, I move that House Bill No. 514 file folio 1821, be placed on the postponed calendar.

Mr. EDMONDS. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 338, entitled:

An Act to amend rule seventy-nine, section six of article eleven of an act approved the ninth day of June, one thousand nine hundred and eleven (P. L. 756) entitled, "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith."

And said bill having been read at length the third time, considered and agreed to:

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—194.

| | | | |
|---|---|---|---|
| Adam, | Evans, B. P., | Lynch, | Rhodes, |
| Alexander, | Evans, F. D., | MacMillan, | Rieder, |
| Allman, | Flinchbaugh, | Malie, | Royle, |
| Anderson, | Flynn, | Mangan, | Sarig, |
| Armstrong, | Fockler, | Marcus, | Sautter, |
| Aston, | Fratt, | Marshall, | Schilling, |
| Baldi, | Frye, | Martz, | Schoener, |
| Bartley, | Fuller, | Mathay, | Schwartz, |
| Behney, | Gelnett, | McBride, | Scott, |
| Bell, F. A. | Gilchrist, | McCaig, | Shaffer, |
| Bell, W. T. | Goehring, | McCann, | Shambach, |
| Bentley. | Goodnough, | McClure, J. F., | Sheffer, |
| Berkheiser, | Greeby, | McClure, J. H., | Smith, G. A., |
| Bickett, | Greenstein, | McCormick, | Smith, H. J., |
| Bidelspacher, | Griffith, | McDaniel, | Sowers, |
| Blair, | Grimes, | McGowan, | Speer, |
| Blumberg, | Guerin, | McKim, | Spencer, |
| Bray, | Haas, | McLaughlin, | Stadtlander, |
| Brewster, | Hantz, | Memolo, | Stark, |
| Bromley, | Haines, | Metzger, | Staudenmeier, |
| Brown, E., | Harding, | Metzinger, | Stavitski, |
| Brown, E. P., | Harer, | Millar, | Stock, |
| Brown, T. J., | Hart, | Miller, C., | Storb, |

| | | | |
|---|---|---|---|
| Burchinal, | Haws, | Miller, H. A., | Storer, |
| Burke, | Heffernan, | Moffatt, | Strayer, |
| Bush, | Heffran, | Moore, | Talbot, |
| Calhoun, | Henderson, | Morrison, | Thomas, L. D., |
| Canon, | Hess, | Muldowney, | Thomas, M. G., |
| Colville, | Himes, | Munley, | Towner, |
| Conner, | Holcombe, | Myers, | Trescher, |
| Craig, | Holmes, | Neely, | Turner, |
| Critchfield, | Hoover, | Nicholson, | Voltz, |
| Davies, | Howe, | Nolte, | Washington, |
| Davis, | Hricko, | North, | Watson, |
| DeFrehn, | Huber, | Orr, | Weamer, |
| Deibler, | Irvin, | Parkinson, | Wells, |
| Dengler, | Jones, | Patterson, B.H., | Welty, |
| Diehm, | Kelly, | Patterson, F.W., | Wettach, |
| Dietz, | Labar, | Patterson, M., | Wheeler, |
| Dilsheimer, | Lafferty, | Peelor, | Whitehouse, |
| Donnell, | Lauver, | Pennock, | Williams, |
| Drinkhouse, | Leidich, | Perry, | Wilson, |
| Drumbor, | Little, H. A., | Phillips, | Witherspoon, |
| Duddy, | Little, J. T., | Pitts, | Witkin, |
| Eaches, | Long, | Posey, | Wood, N., |
| Earley, | Lotz, | Prosser, | Wood, W. P., |
| Ede, | Lucas, | Pryor, | Wright, |
| Edmonds, | Ludlow, | Raymond, | Bluett, |
| Emhardt, | Lukehart, | Reader. | Speaker. |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 811, entitled:

An Act to amend section seven of an act approved the third day of June one thousand nine hundred and eleven (Pamphlet Laws six hundred and thirty-nine) entitled "An act relating to the right to practice medicine and surgery in the Commonwealth of Pennsylvania; and providing a Bureau of Medical Education and Licensure as a bureau of the Department of Public Instruction, and means and methods whereby the right to practice medicine and surgery and any of its minor branches may be obtained, and exemptions therefrom; and providing for an appropriation to carry out the provisions of said act, and providing for revocation or suspension of licenses given by said bureau; and providing penalties for violation thereof, and repealing all acts or parts of acts inconsistent therewith," as amended, commonly known as "The Medical Practice Act," by providing for the annual registration of all persons duly qualified and licensed to conduct the practice of medicine or any of the allied branches thereof in the Commonwealth of Pennsylvania.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

## BILL POSTPONED.

Mr. SHAFFER. Mr. Speaker, I move that House Bill No. 811, file folio 1673, be placed on the postponed calendar.

Mr. ALEXANDER. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILL ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 686, as follows:

An Act regulating and providing fees of the several clerks of Quarter Sessions of the several counties of this Commonwealth other than in counties of the first and second classes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the fees of the several Clerks of Quarter Sessions of the several counties of this Commonwealth other than in counties of the first and second class shall be as follows to wit

Venire for and swearing Grand Jury one dollar and fifty cents

Filing and entering if necessary all papers relating to one prosecution where True Bill is found including arrangment of defendant and entering pleas three dollars

The same services where bill is returned Ignoramus two dollars

Calling recognizance and entry of forfeiture forty cents

Taking recognizance in Court fifty cents

Continuance forty cents

Discharge continuance and dismissed cases fifty cents

Entering retraction or pleas fifty cents

Entering submission and judgment sixty cents

Swearing jury witnesses constables entering verdict and judgment seventy-five cents

Process on indictment docket entry and return two dollars

Copy of rule and order of court with certificate one dollar

Filing petition and order thereon forty cents

Filing petition for view or review of road or bridge and order thereon one dollar and twenty-five cents

Recording return of viewers and confirmation for every page seventy-five cents

Order to open or view road under seal one dollar and fifty cents

Constable's Bond receiving and entering fifty cents

Filing and recording returns of borough and township elections each person elected to be paid by county twenty-five cents

Recording entering and filing each district in municipal elections including special election per district three dollars

Issuing subpoenas under seal fifty cents

Certifying special elections two dollars and fifty cents

Certificate and seal fifty cents

Every search where no other service is performed to which any fee is attached fifty cents

Issuing attachment entering motion and return seventy-five cents

Copy of record or any paper filed page fifty cents

Taxing costs other than Clerk of the Sessions fifty cents

Retaxing parties bill of costs and making report fifty cents

Entering proceedings of Supreme Court fifty cents

Entering appeals from Justices seventy-five cents

Certificate of Pay for jurors and constables one dollar

Issuing notice to defaulting jurors twenty-five cents

Filing any paper not relating to any suit pending or not hereinbefore provided for fifty cents

Every warrant of seizure and proceedings thereon one dollar

Commitments to County Prison one dollar

Commitments to Penitentiary and Reformatory one dollar

Bail Piece one dollar

Nolle Prosequi capias entering and execution of one dollar

Fees for services not herein specially provided shall be the same as for similar services

Exemplification of the records homicide cases five dollars

Exemplification of the records in other cases per page fifty cents

Exemplification of the records in appeals to Superior and Supreme Court ten dollars

Section 2 Section four of the act approved the second day of April one thousand eight hundred and sixty-eight (Pamphlet Laws three) entitled "An act to ascertain and appoint the fees to be received by the several officers of this Commonwealth" is hereby repealed

All acts or parts of acts inconsistent herewith are hereby repealed

On the question,

Will the House agree to the bill on third reading?

Mr. BIDELSPACHER. Mr. Speaker, may I interrogate the sponsor of this bill?

The SPEAKER. Will the gentleman from Luzerne, Mr. Thomas, permit himself to be interrogated?

Mr. THOMAS. I will, Mr. Speaker.

The SPEAKER. The gentleman from Lycoming will proceed.

Mr. BIDELSPACHER. In what respect does this proposed fee bill change the existing fee bill in four counties to which it refers?

Mr. THOMAS. In what respects?

Mr. BIDELSPACHER. Is it a revision upwards or downwards?

Mr. THOMAS. A revision upwards.

Mr. BIDELSPACHER. What per cent., if you know?

Mr. THOMAS. Taken all the way through, in every item, it is an increase of fifty-two per cent. over the act of 1868.

Mr. BIDELSPACHER. And this refers to all counties except counties of the first and second class, is that true?

Mr. THOMAS. It refers to all counties except those of the first and second class.

Mr. BIDELSPACHER. Is not this a similar bill to the one or exactly the same bill vetoed two years ago?

Mr. THOMAS. It is identically the same with this addition: The bill as it was presented in the session of 1923 passed final reading and had a vote of one hundred and forty-one to one. It was vetoed on the eleventh day of July by the Governor, being Veto No. 42, and the reason given by the Governor for his vetoing of this bill is this: "It is difficult to understand why the clerks in third and fourth class counties should have laws applying to them when those in other counties, who are presumed to have suffered proportionate losses are not provided for."

At the suggestion of the Legislative Reference Bureau, this bill received its only amendment to take care of the smaller class counties, consequently we feel that we are in just as meritorious a condition as we were in the session of 1923. I have before me for your consideration the exact proceeding of the House on April 18, 1923, when our friend from Delaware undertook to explain to the House the various fees in their relative setting. There was but one member of the House raised any objection whatever, and his conclusion, after the explanation was given, is found in these words: "I believe that I was mistaken in opposing the bill." There was but one vote against it and I will leave it to the intelligence of the House as to whether or not we are to follow the fee system that started in 1868 or whether we will bring these fees up to modern condition.

Mr. ALEXANDER. Mr. Speaker and members of the House, while this bill covers all excepting first and second class counties you must remember that the third and fourth class counties, as well as those—I am not too sure about the fifth-class counties—have at the present time all of their officers under salary. This bill, of course, does not affect those counties whose officials are under a salary. That is this: Your officials in the county are paid a salary; we will say, for instance, in Delaware County, the sheriff receives six thousand dollars. Now, all the fees that he receives, and those fees to be collected from litigants as shown in this bill, are turned over by him to the county and go into the county treasury. The officers do not get any of those fees, it don't make any difference how high or how low they are, they all go into the county treasury and the sheriff gets his salary, and it is the same with the prothonotary and clerk of the courts, and every other officer in the county, that is, where the officers are salaried.

This, therefore, practically affects no one excepting those counties which do not have salaried officers. Now, in a great many of those instances also, those costs are paid by the litigants; for instance, when a man is arrested and convicted he is fined so much and costs and those costs are paid.

My recollection is that I did object to this bill two years ago, but after looking up the fees and finding the comparison—it was more a classification of fees than anything else—I withdraw my objections finally and for that reason I make this explanation now so that the members may understand the situation.

## BILL POSTPONED.

Mr. HARDING. Mr. Speaker, I move that this bill be placed on the postponed calendar.

Mr. BLUMBERG. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 775, as follows:

An Act to amend Section one of and to add Sections four five and six to an act entitled "An act authorizing cities of the third class to regulate the location of business trades and industries the location size and use of buildings and the areas of yards courts and open spaces" approved the third day of April one thousand nine hundred and twenty-three (Pamphlet Laws fifty-four) extending the provisions thereof to structures other than buildings providing for a board of appeals to review decisions of the officer charged with the enforcement of any zoning ordinance duly adopted by said cities establishing appeals from the decision of said board of appeals to the court of common pleas of the respective counties and authorizing said appeals to be advanced also providing for the enforcement of zoning regulations established by said cities and providing penalties for the violation of the same

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That Section one of an act entitled "An act authorizing cities of the third class to regulate the location of business trades and industries the location size and use of buildings and the areas of yards courts and open spaces" approved the third day of April one thousand nine hundred and twenty-three (Pamphlet Laws fifty-four) is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That for the purpose of promoting the public health safety order convenience prosperity or general welfare cities of the third class may by ordinance regulate the location of business trades and industries the location size and use of buildings and other structures and the areas of yards courts and open spaces therein and may make different regulations for different districts thereof and may alter the same but no alteration of such regulations may be made except by the affirmative vote of not less than two-thirds of the elected or appointed members of council or other local legislative body having jurisdiction Such regulations shall provide that a board of appeals may determine and vary their application in harmony with their general purpose and intent and in accordance with general or specific rules therein contained

Section 2 The said act is hereby further amended by adding thereto the following sections to be known as Sections four five and six

Section 4 The legislative body of such cities shall provide for the appointment of a board of appeals and in the regulations and restrictions adopted pursuant to the authority of this act shall provide that the board of appeals may in appropriate cases and subject to appropriate conditions and safeguards make special exceptions to the terms of the ordinance in harmony with its general purpose and intent and in accordance with general or specific rules therein contained

The board of appeals shall consist of three members one of whom shall be appointed to serve until the first day of January following the adoption of the zoning ordinance one

until the first day of the second January thereafter and one until the first day of the third January thereafter Their successors shall be appointed on the expiration of their respective terms to serve three years The appointing authority upon written charges shall have the power to remove any member for cause and after public hearing Vacancies shall be filled for the unexpired term of any member whose place becomes vacant

The board shall adopt rules in accordance with the provisions of any ordinance adopted pursuant to this act Meetings of the board shall be held at the call of the chairman and at such other times as the board may determine Such chairman or in his absence the acting chairman may administer oaths and compel the attendance of witnesses All meetings of the board shall be open to the public The board shall keep minutes of its proceedings showing the vote of each member upon each question or if absent or failing to vote indicating such fact and shall keep records of its examinations and other official actions Every rule or regulation every amendment or repeal thereof and every order requirement decision or determination of the board shall immediately be filed in the office of the board and shall be a public record

Such board of appeals shall hear and decide appeals from and review any order requirement decision or determination made by an administrative official charged with the enforcement of any ordinance adopted pursuant to this act It shall also hear and decide all matters referred to it or upon which it is required to pass under any such ordinance Such appeal may be take by any person aggrieved or by any officer department board or bureau of the municipality affected by any decision of the administrative officer

Such appeal shall be taken within a reasonable time as provided by the rules of the board by filing with the officer from whom the appeal is taken and with the board of appeals a notice of appeal specifying the grounds thereof The officer from whom the appeal is taken shall forthwith transmit to the board all the papers constituting the record upon which the action appealed from was taken

An appeal stays all proceedings in furtherance of the action appealed from unless the officer from whom the appeal is taken certifies to the board of appeals after the notice of appeal shall have been filed with him that by reason of facts stated in the certificate a stay would in his opinion cause immient peril to life or property In such case proceedings shall not be stayed otherwise than by a restraining order which may be granted by the board of appeals or by a court of record on application on notice to the officer from whom the appeal is taken and on due cause shown

The board of appeals shall fix a reasonable time for the hearing of the appeal give public notice thereof as well as due notice at least six days prior to the hearing by mail to the parties in interest at the address filed with the appeal and decide the same within a reasonable time Upon the hearing any party may appear in person or by agent or by attorney

The board of appeals shall have the following powers

1 To hear and decide appeals where it is alleged there is error in any order requirement decisions or determination made by an administrative official in the enforcement of this act or of any ordinance adopted pursuant thereto

2 To hear and decide special exceptions to the terms of the ordinance upon which such board is required to pass under such ordinance

3 To authorize upon appeal in specific cases such variance from the terms of the ordinance as will not be contrary to the public interest where owing to special conditions a literal enforcement of the provisions of the ordinance will result in unnecessary hardship so that the spirit of the ordinance shall be observed and substantial justice done

In exercising the above-mentioned powers such board may in conformity with the provisions of this act reverse or affirm wholly or partly or may modify the order requirement decision or determination appealed from and may make such order requirement decision or determination as ought to be made and to that end shall have all the powers of the officer from whom the appeal is taken

Any person or persons jointly or severally aggrieved by any decision of the board of appeals or any taxpayer or any officer department board or bureau of the municipality may present to the court of common pleas of the respective county a petition duly verified setting forth that such decision is illegal in whole or in part specifying the grounds of the illegality Such petition must be presented to the court within thirty days after the filing of the decision in the office of the board

Upon the presentation of such petition the court may allow an appeal directed to the board of appeals to review such decision of the board of appeals and shall prescribe therein the time within which a return thereto must be made and served upon the relator's attorney which shall not be less than ten days and may be extended by the court The allowance of the writ shall not stay proceedings upon the decision appealed from but the court may on application on notice to the board and on due cause shown grant a restraining order

The board of appeals shall not be required to return the original papers acted upon by it but it shall be sufficient to return certified or sworn copies thereof or of such portions thereof as may be called for by such writ The return shall concisely set forth such other facts as may be pertinent and material to show the grounds of the decision appealed from and shall be verified

If upon the hearing it shall appear to the court that testimony is necessary for the proper disposition of the matter it may take evidence or appoint a referee to take such evidence as it may direct and report the same to the court with his findings of fact and conclusions of law which shall constitute a part of the proceedings upon which the determination of the court shall be made The court may reverse or affirm wholly or partly or may modify the decision brought up for review

Costs shall not be allowed against the board unless it shall appear to the court that it acted with gross negligence or in bad faith or with malice in maikng the decision appealed from

All issues in any proceeding under this section shall have preference over all other civil actions and proceedings

Section 5 The legislative body of such cities may provide by ordinance for the enforcement of this act and of any ordinance or regulation made thereunder A violation of this act or of such ordinance or regulation is hereby declared to be a misdemeanor and such legislative body may provide for the punishment thereof by fine or imprisonment or both It is also empowered to provide civil penalties for such violation

Section 6 The provisions of this act shall be severable and if any of its provisions shall be held to be unconstitutional the decision of the court shall not affect or impair any of the remaining provisions of the act It is hereby declared as a legislative intent that this act would have been adopted had such unconstitutional provision not been included therein

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—198.

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | Lynch, | Royle, |
| Alexander, | Flinchbaugh, | MacMillan, | Sarig, |
| Anderson, | Flynn, | Malie, | Sautter, |
| Allman, | Fockler, | Mangan, | Schilling, |
| Armstrong, | Fratt, | Marcus, | Schwartz, |
| Aston, | Frye, | Marshall, | Scott, |
| Baldi, | Fuller, | Martz, | Shaffer, |
| Bartley, | Gelnett, | Mathay, | Shambach, |
| Behney, | Gilchrist, | McBride, | Sheffer, |
| Bell, F. A. | Goehring, | McCaig, | Smith, G. A., |
| Bell, W. T. | Goodnough, | McCann, | Smith, H. J., |
| Bentley. | Goss, | McClure, J. H., | Soffel, |
| Berkheiser, | Greeby, | McClure, J. F., | Sowers, |
| Bickett, | Greenstein, | McCormick, | Speer, |
| Bidelspacher, | Griffith, | McDaniel, | Spencer, |
| Blair, | Grimes, | McDermott, | Stadtlander, |
| Blumberg, | Guerin, | McGowan, | Stark, |
| Bray, | Haas, | McKim, | Staudenmeier, |
| Brewster, | Haines, | McLaughlin, | Stavitski, |
| Bromley, | Hantz, | Metzger, | Sterling, |
| Brown, E., | Harding, | Metzinger, | Stock, |
| Brown, E. P., | Harer, | Millar, | Storb, |
| Brown, T. J., | Hart, | Miller, C., | Storer, |
| Burchinal, | Haws, | Miller, H. A., | Strayer, |
| Burke, | Heffernan, | Moore, | Talbot, |
| Bush, | Heffran, | Morrison, | Thomas, L. D., |
| Calhoun, | Henderson, | Muldowney, | Thomas, M. G., |

| | | | |
|---|---|---|---|
| Canon, | Hess, | Munley, | Towner, |
| Colville, | Himes, | Myers, | Trescher, |
| Conner, | Holcombe, | Neely, | Turner, |
| Craig, | Holmes, | Nicholson, | Voltz, |
| Critchfield, | Holtzman, | Nolte, | Washington, |
| Cross, | Hoover, | North, | Watson, |
| Davies, | Horn, | Orr, | Weamer, |
| Davis, | Howe, | Parkinson, | Wells, |
| DeFrehn, | Hricko, | Patterson, B.H., | Welty, |
| Deibler, | Huber, | Patterson, F.W., | Wettach, |
| Dengler, | Irvin, | Patterson, M., | Wheeler, |
| Derby, | Jones, | Peelor, | Whitehouse, |
| Diehm, | Kelly, | Pennock, | Williams, |
| Dietz, | Labar, | Perry, | Wilson, |
| Dilsheimer, | Lafferty, | Phillips, | Witherspoon, |
| Drinkhouse, | Lauver, | Pitts, | Witkin, |
| Drumbor, | Leidich, | Posey, | Wood, N., |
| Duddy, | Little, H. A., | Powell, | Wood, W. P., |
| Eaches, | Little, J. T., | Prosser, | Wright, |
| Earley, | Lockhart, | Pryor, | Bluett, |
| Ede, | Long, | Raymond, | Speaker. |
| Edmonds, | Lotz, | Reader, | |
| Emhardt, | Ludlow, | Rhodes, | |
| Evans, B. P., | Lukehart, | Rieder, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 342, as follows:

An Act to amend section five of article two of an act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws seven hundred and fifty-six) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section five of article two of an act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws seven fifty-six) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith" is hereby amended to read as follows

Section 5 The operator or the superintendent of every mine shall furnish the inspector of the district with a true and correct copy of the aforesaid original map of said mine on tracing cloth and at the end of every six months thereafter the inspector shall return said copy o the operator or the superintendent who shall place or cause to be placed thereon all the extensions made and all portions of the mine worked out or abandoned during the preceding six months as provided for in section four of this article and shall forward the map to the inspector within thirty days from the time of receiving it Provided That in lieu of the map on tracing cloth as aforesaid the operator or the superintendent shall have the privilege of furnishing every six months a blue print showing the complete workings of the mine to date When more than one seam of coal is being worked in any mine the inspector shall be provided with a separate copy of the original map on tracing cloth or a blue print of the complete workings of each seam as provided for n this article The copies of the maps of the several mines as hereinbefore required to be furnished to the inspector shall remain in the care of the inspector of the district in which said mines are situated as official records pertaining strictly to the office of said inspector to be transferred by him to his successor in office and in no case shall any copy thereof be made or any information therefrom be given to any person without the consent of the operator except as provided for in section two of this article Provided further That when one mine is working a seam of coal under another mine that is working an overlying seam and the two mines are operated by different operators Such operators shall exchange with each other copies of their respective mine maps showing such portions of their respective mines as may be directly above or below the other mine "Such operators shall exchange with each other copies of their respective mine maps showing such portions of their respective mines as may be directly above or below the other mine"

On the question,

Will the House agree to the bill on third reading?

Mr. HEFFRAN. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend title, page 1, line 9 by striking out the word "herewith" and inserting in lieu thereof "therewith"

The SPEAKER. Will the House give unanimous consent to the insertion of the amendment at this time? Is there any objection? The Chair hears none, and the amendment will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 709, as follows:

An Act to amend section thirteen of an act approved the nineteenth day of March one thousand nine hundred and nine (Pamphlet Laws forty-six) entitled "An act to regulate the practice of osteopathy in the State of Pennsylvania to provide for the establishment of a State Board of Osteopathic Examiners to define the powers and duties of said Board of Osteopathic Examiners to provide for the examining and licensing of osteopaths in this State and to provide penalties for the violation of this act" by requiring osteopathic physicians to register annually and imposing a fee therefor

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section thirteen of an act approved the nineteenth day of March one thousand nine hundred and nine (Pamphlet Laws forty-six) entitled "An act to regulate the practice of osteopathy in the State of Pennsylvania to provide for the establishment of a State Board of Osteopathic Examiers to define the powers and duties of said Board of Osteopathic Examiners to provide for the examining and licensing of osteopaths in this State and to provide penalties for the violation of this act" is hereby amended to read as follows

Section 13 From and after the approval of this act no person shall enter upon or continue the practice of osteopathy in the State of Pennsylvania unless he or she has complied with the provisions of this act and shall have exhibited to the prothonotary of the court of common pleas of the county in which he or she desires to practice osteopathy a license duly granted to him or her as hereinbefore provided whereupon he or she shall be entitled upon the payment of one dollar to be duly registered in the office of the prothonotary of the court of common pleas of said county It shall be the duty of all persons now qualified and engaged in the practice of osteopathy or who shall hereafter be licensed by the State Board of Osteopathic Examiners to engage in such practice in this Commonwealth to register with the said State Board of Osteopathic Examiners as practitioners on or before the first day of January one thousand nine hundred and twenty-six and thereafter to register with said Board in like manner annually on or before the first day of January of eaech succeeding year The form and method of such registration shall be provided for by such Board in such manner as will enable it to carry into effect the purposes of this act

The said State Board of Osteopathic Examiners shall be entitled to demand for each annual registration a fee of five dollars or such other sum as shall be fixed by the Department of Public Instruction under authority of law The fee shall in all cases accompany the application for such registration All fees received hereunder shall unless otherwise provided by law be used by the said Board in carrying out the provisions of this act [and] Any person who shall practice or attempt to practice osteopathy as defined in this act in treating diseases or any ailment whatsoever of the human body or who shall use any of the terms or letters osteopath osteopathists osteopathy doctor of osteopathy diplomat in osteopathy or D O or and other titles or letters under such circumstances as to induce the belief that the person who uses such terms is engaged in the practice of osteopathy without having first obtained the license herein provided for or contrary to the provisions of this act or who shall under any other term or name practice or attempt to practice osteopathy as defined in this act or who for the purpose of obtaining such licenses shall falsely represent himself or herself to be the holder of a diploma as herein provided shall be deemed guilty of a misdemeanor and upon conviction thereof in the court of quarter sessions of the county wherein the offense shall have been committed shall pay a fine of not less than one hundred dollars nor more than five hundred dollars or by imprisonment in the county jail for not less than thirty days nor more than ninety days for each offense either or both at the discretion of the court Provided however That nothing contained in this act shall be construed as affecting the so-called practice of medicine

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ALEXANDER. Mr. Speaker, I desire to interrogate the sponsor of this bill.

The SPEAKER. Will the gentleman from Dauphin, Mr. Hall, permit himself to be interrogated?

Mr. HALL. I will, Mr. Speaker.

The SPEAKER. The gentleman from Delaware will proceed.

Mr. ALEXANDER. Mr. Speaker, I desire to ask the gentleman what is the fee for registration in this bill?

Mr. HALL. The fee for registration in this bill is five dollars, or such other sum as shall be fixed by the Department of Public Instruction under authority of law.

Mr. ALEXANDER. In other words, the Department of Public Instruction can fix twenty-five dollars then if they want to? There is nothing to hinder them, is there, under that clause?

Mr. HALL. The fee, as I understand the bill, is five dollars.

Mr. ALEXANDER. But it says such other fee as the Department of Public Instruction under the authority of law shall fix.

Mr. HALL. They might make it lower than five dollars, using the same word.

Mr. ALEXANDER. What, at the present time, is the fee of the dentists for annual registration?

Mr. HALL. The dentists' annual registration fee is one dollar at the present time.

Mr. ALEXANDER. What at the present time is the fee for optometrists?

Mr. HALL. The fee for optometrists is three dollars.

Mr. ALEXANDER. And the proposed bill of the medical association at the present time provides a fee of what?

Mr. HALL. One dollar.

Mr. ALEXANDER. Thank you. Mr. Speaker and members of the House, as many of you remember, for several sessions I have always taken pleasure in sponsoring the bills of the osteopaths. I have always felt very friendly to them and believe they are doing great work. I have for that reason a great many friends who are practicing osteopathy throughout the Commonwealth. There has been a demand that this bill either be amended or defeated. They feel that an annual registration fee of five dollars is entirely too much especially when you take into consideration that dentistry has a registration fee of one dollar, optometrists have only three dollars and that is the highest fee of any of them, and the medical profession have a bill at the present time here on the calendar, which was put on the postponed calendar just a few minutes ago, which calls for a one dollar fee. This, of course, is a bill by the Board here under the Board of Public Instruction. The osteopaths throughout the State are opposed to it, at least many of them—I won't say that that means all of them—but a good many of them have come to me and written me and they are willing to compromise on a fee of two dollars and they believe that that fee of two dollars is sufficient. They have asked me to say to the people of this House that they are opposed to the registration fee of five dollars.

Mr. HALL. Mr. Speaker and members of the House, it comes with a great deal of surprise to me that there is any objection whatever to this little harmless bill which has been given to me by the Osteopath Board of this State to present to the Legislature. Only two minutes before the bill was called on the calendar I was advised that there were objections. I talked not so long ago, not more than two hours ago, with the Secretary of the Medical Board, and he told me that this bill was entirely satisfactory to the doctors of the State. I can see really no objection to the bill as it stands. If I felt that the sentiment of the House is such that the bill should be amended I am willing to amend it, but it is as it has been given to me by this Board of Osteopaths, and I feel that I would be doing that Board an injustice by amending this bill. There is an opportunity, however, for the Board and for any members who object to it to get together, sit down and talk over this matter and have it amended over in the other body. This does not finally place it on the statute books of the State; it simply provides, ladies and gentlemen, that five dollars shall be collected from each osteopath, which shall go to the enforcement of that law which protects the osteopaths, and, in a way, protects you against any one falsely practicing that profession. It is paid into the Department of Public Instruction which has charge of that Board. I ask you to support the bill.

Mr. SCHWARTZ. Mr. Speaker and members of the House, I discussed this bill only last Saturday and last Sunday with some of the leading practitioners of the city of Philadelphia and of the College of Osteopathy, and they favor this bill. Some of the members who were members in the session of 1923 remember that the Nurses Association of the State unanimously requested an annual registration of nurses. The medical doctors of the State have a bill which was put on the postponed calendar today, which ought to and will, I believe, pass. As far as this bill is concerned the bill is a good bill for the protection of their particular school and for the protection of the people of the Commonwealth and therefore I ask the members of this House to vote for this bill.

Mr. ALEXANDER. Mr. Speaker, I think as far as the gentleman from Luzerne is concerned, he misunderstands my position. I am not opposed to the passing of this bill. In answer to the gentleman from Dauphin, he says that this was handed to him by the Board, which is correct; and I saw a number of letters that were written to the leading

osteopaths in the city of Philadelphia last week by two of the members of that Board, asking those osteopaths to write the members of the Legislature requesting the support of this bill, and they refused to do it, and instead of that, they asked me to make the statement to you that I am making. They are not opposed to the purpose of the bill, but they are opposing the amount of the fee. They are opposed to the five dollars apiece that is asked as a registration fee, believing it is too large a payment annually, especially when the other professions are only paying a fee of from one dollar to three dollars. They are satisfied with a two-dollar fee,—perfectly satisfied.

Mr. HALL. Mr. Speaker and members of the House, just a word more concerning the fee placed in this bill. There are approximately twelve thousand medical doctors in the State, and a one dollar fee paid would result in the payment of twelve thousand dollars into the Board for the purposes of their act. There are four hundred osteopaths; five dollars paid by each one would total the mere sum of two thousand dollars for the purposes of this bill. That is the reason this bill provides that the fee shall be five dollars and the other bills call for smaller sums.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—182.

| | | | |
|---|---|---|---|
| Adam, | Evans, B. P., | Ludlow, | Pryor, |
| Allman, | Evans, F. D., | Lukehart, | Raymond, |
| Anderson, | Fairchbaugh, | Rhodes, | Reader, |
| Armstrong, | Flynn, | Lynch, | Rieder, |
| Aston, | Fockler, | MacMillan, | Royle, |
| Bagshaw, | Fratt, | Malie, | Sarig, |
| Baldi, | Frye, | Mangan, | Sautter, |
| Bartley, | Fuller, | Marcus, | Schilling, |
| Behney, | Gelnett, | Marshall, | Schoener, |
| Bell, F. A. | Gilchrist, | Martz, | Schwartz, |
| Bell, W. T. | Goehring, | Mathay, | Scott, |
| Bentley. | Goodnough, | McBride, | Shaffer, |
| Berkheiser, | Goss, | McCaig, | Shambach, |
| Bidelspacher, | Greeby, | McClure, J. F., | Sheffer, |
| Blair, | Greenstein, | McClure, J. H., | Smith, G. A., |
| Bray, | Griffith, | McCormick, | Smith, H. J., |
| Brewster, | Grimes, | McDaniel, | Soffel, |
| Bromley, | Guerin, | McDermott, | Sowers, |
| Brown, E., | Haas, | McGowan, | Speer, |
| Brown, E. P., | Haines, | McKim, | Spencer, |
| Brown, T. J., | Hall, | Memolo, | Stark, |
| Burke, | Harding, | Metzger, | Staudenmeier, |
| Bush, | Harer, | Metzinger, | Stavitski, |
| Calhoun, | Hart, | Millar, | Stock, |
| Canon, | Haws, | Miller, C., | Storb, |
| Colville, | Heffernan, | Miller, H. A., | Storer, |
| Craig, | Heffran, | Moore, | Strayer, |
| Critchfield, | Hess, | Morrison, | Talbot, |
| Cross, | Himes, | Muldowney, | Thomas, L. D., |
| Davies, | Holmes, | Munley, | Thomas, M. G., |
| Davis, | Holtzman, | Myers, | Towner, |
| DeFrehn, | Hoover, | Neely, | Trescher, |
| Deibler, | Howe, | Nicholson, | Turner, |
| Dengler, | Hricko, | Nolte, | Voltz, |
| Derby, | Huber, | North, | Watson, |
| Diehm, | Irvin, | Orr, | Weamer, |
| Dietz, | Jones, | Patterson, B.H., | Welty, |
| Drinkhouse, | Kelly, | Patterson, F.W., | Wettach, |
| Drumbor, | Labar, | Peelor, | Wheeler, |
| Duddy, | Lafferty, | Perry, | Williams, |
| Eaches, | Lauver, | Phillips, | Witkin, |
| Earley, | Little, H. A., | Pitts, | Wood, W. P., |
| Ede, | Long, | Posey, | Wright, |
| Edmonds, | Lotz, | Powell, | Bluett, |
| Emhardt, | Lucas, | Prosser, | Speaker. |

NAYS—5.

| | | | |
|---|---|---|---|
| Alexander, | Donnell, | Horn. | Wood, N., |
| Blumberg, | | | |

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

## SENATE MESSAGE.

### HOUSE BILLS CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced returned bills from the House of Representatives numbered and entitled as follows, viz:

HOUSE BILL No. 82.

An Act amending sections one and two of an act approved the twelfth day of May, one thousand nine hundred and twenty-one, (P. L. 548), entitled "An Act providing for the depositing of money with the clerk of the several courts of quarter sessions and oyer and terminer or other courts of record having jurisdiction in this Commonwealth, in lieu of bail and recognizances with surety or sureties, in criminal or quasi criminal prosecution, desertion or non-support and surety of the peace cases, pending in said courts, and fixing the fees of the said clerk of the courts;" providing for the depositing of cash bail by others than defendants.

HOUSE BILL No. 543.

An Act repealing all acts and parts of acts general local and special which impose a State tax on the fees of notaries public

With information that the Senate has passed the same without amendment.

## RECESS.

The SPEAKER. If there is no objection the Chair will declare a recess until 5:30 o'clock this afternoon.

Whereupon at (1:28 o'clock P. M.) the House took a recess until 5:30 o'clock P. M.

## AFTER RECESS.

The House reconvened at 5:30 o'clock P. M.

### SPEAKER BLUETT IN THE CHAIR.

## SENATE MESSAGE.

### AMENDED SENATE BILL FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for for concurrence bill numbered and entitled as follows:

SENATE BILL No. 61.

An Act to amend route number one hundred and two of section six of an act, approved the thirty-first day of May one thousand nine hundred and eleven (Pamphlet Laws four hundred sixty-eight) entitled "An act providing for the establishment of a State Highway Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of Commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State Highways of the Commonwealth providing for the improvement maintenance and repair of said State Highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said

townships or counties of authority over the same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway and procedure therein providing for work of improvement of State Highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State-aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated towns requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same and providing for the minimum width of State Highways and State-aid highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State Highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of this act" as amended

Said bill having been recalled from the Governor for the purpose of amendment. The vote had on final passage and third reading on said bill was reconsidered in the Senate and the bill amended, in which amendments the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title page 3, line 14, by striking out the word "the" and inserting in lieu thereof the word "this"

Amend section 1, page 5 line 1, by striking out the word "improveemnt" and inserting in lieu thereof the word "improvement" also in line 21 by striking out the word "Sweden"

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—190.

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | Lucas, | Pryor, |
| Alexander, | Evans, B. P., | Ludlow, | Raymond, |
| Allman, | Flinchbaugh, | Lukehart, | Reader, |
| Anderson, | Flynn, | Lynch, | Rhodes, |
| Armstrong, | Fockler, | MacMillan, | Rieder, |
| Aston, | Fratt, | Malie, | Royle, |
| Baldi, | Frye, | Mangan, | Sarig, |
| Bartley, | Fuller, | Marcus, | Sautter, |
| Behney, | Gelnett, | Marshall, | Schoener, |
| Bell, F. A. | Goehring, | Martz, | Schwartz, |
| Bell, W. T. | Goodnough, | Mathay, | Scott, |
| Bentley. | Goss, | McBride, | Shaffer, |
| Berkheiser, | Greeby, | McCaig, | Sheffer, |
| Bickett, | Greenstein, | McCann, | Smith, G. A., |
| Bidelspacher, | Griffith, | McClure, J. F., | Smith, H. J., |
| Blumberg, | Grimes, | McClure, J. H., | Soffel, |
| Bray, | Guerin, | McCormick, | Sowers, |
| Brewster, | Haas, | McDaniel, | Speer, |
| Bromley, | Haines, | McGowan, | Spencer, |
| Brown, E., | Hall, | McKim, | Stadtlander, |
| Brown, E. P., | Hantz, | McLaughlin, | Stark, |
| Brown, T. J., | Harding, | Memolo, | Staudenmeier, |
| Burchinal, | Harer, | Metzger, | Sterling, |
| Burke, | Hart, | Millar, | Stock, |
| Bush, | Haws, | Miller, C., | Storb, |
| Calhoun, | Heffernan, | Miller, H. A., | Storer, |
| Colville, | Heffran, | Moore, | Strayer, |
| Conner, | Henderson, | Morrison, | Thomas, L. D., |
| Craig, | Hess, | Muldowney, | Thomas, M. G., |
| Critchfield, | Himes, | Munley, | Toepfer, |
| Cross, | Holcombe, | Myers, | Trescher, |
| Davies, | Holmes, | Neely, | Turner, |
| Davis, | Holtzman, | Nicholson, | Voltz, |
| DeFrehn, | Hoover, | Nolte, | Washington, |
| Deibler, | Howe, | North, | Weamer, |
| Dengler, | Hricko, | Orr, | Welty, |
| Diehm, | Huber, | Parkinson, | Wettach, |
| Dietz, | Irvin, | Patterson, B.H., | Wheeler, |
| Dilsheimer, | Jones, | Patterson, F.W., | Whitehouse, |
| Donnell, | Kelly, | Patterson, M., | Williams, |
| Drinkhouse, | Labar, | Peelor, | Wilson, |
| Drumbor, | Lafferty, | Pennock, | Witkin, |
| Duddy, | Leidich, | Perry, | Wood, N., |
| Eaches, | Little, H. A., | Phillips, | Wood, W. P., |
| Earley, | Little, J. T., | Pitts, | Wright, |
| Ede, | Lockhart, | Posey, | Bluett, |
| Edmonds, | Long, | Powell, | Speaker. |
| Emhardt, | Lotz, | Prosser, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

## BILL RE-REFERRED.

Mr. RHODES returned from the Committee on Judiciary General, with recommendation that it be re-referred to the Committee on Appropriations, House Bill No. 907, entitled:

An Act to supplement and amend an act approved the ninth day of July, one thousand nine hundred and nineteen (P. L. 814), entitled "An act providing for the erection and construction by the Commonwealth of Pennsylvania and the State of New Jersey of a bridge over the Delaware River, connecting the city of Philadelphia and the city of Camden, and the approaches thereto; providing for a joint commission for that purpose, and defining its powers and duties; providing for an independent commission in this Commonwealth in relation thereto, and defining its powers and duties; providing for the payment of a part of the cost thereof by the city of Philadelphia; and providing for the acquiring, taking and condemnation of the real estate for the site and approaches thereof; providing for the turning over of said bridge upon its completion; and making an appropriation for the purposes of this act," as amended by an act, approved the twenty-sixth day of April, one thousand nine hundred and twenty-one (P. L. 287); and as supplemented by an act approved the thirteenth day of July, one thousand nine hundred and twenty-three (P. L. 1093); providing that the Commonwealth of Pennsylvania shall bear equally with the city of Philadelphia the expense of extending, opening, widening, grading, paving or otherwise improving streets, highways or avenues in the city of Philadelphia leading to and from or toward the present approaches of the Delaware River Bridge in the city of Philadelphia, not exceeding in the aggregate fifteen thousand lineal feet; and also in their share of the cost of light repair, maintenance and unkeep thereof; establishing a board of bridge control to take over the management and maintenance of the bridge upon its completion; providing for the conveyance to the city of Philadelphia by the Commonwealth of Pennsylvania of land purchased, taken and condemned in the city of Philadelphia for the bridge and its approaches, and making an appropriation for the purposes of this act.

The SPEAKER. The bill is now re-referred to the Committee on Appropriations.

## REPORTS FROM COMMITTEES.

Mr. HAWS, from the Committee on Appropriations, reported as amended, House Bill No. 47, entitled:

An Act making an appropriation to the Thaddeus Stevens Industrial School of Pennsylvania at Lancaster, Lancaster County, Pennsylvania.

Mr. HUBER, from the Committee on Appropriations, reported as amended, House Bill No. 75, entitled:

An Act making an appropriation to the Pennsylvania State Oral School for the Deaf, at Scranton, Lackawanna County, Pennsylvania.

Mr. McCAIG, from the Committee on Appropriations, reported as amended, House Bill No. 92, entitled:

An Act making an appropriation to the Board of Trustees of the Pennsylvania Soldiers' and Sailors' Home at Erie, Pennsylvania.

Mr. CONNER, from the Committee on Appropriations, reported as amended, House Bill No. 100, entitled:

An Act making an appropriation to the Pennsylvania Soldiers' and Sailors' Home at Erie, Pennsylvania, for maintenance of said Home and payment of expenses of administration, including salaries of officials and clerks, and providing that all moneys received from the United States Government by the Governor of Pennsylvania on account of maintenance shall be paid into the State Treasury

Mr. FLYNN, from the Committee on Appropriations, reported as amended, House Bill No. 190, entitled:

An Act making an appropriation to the Board of Trustees of the Danville State Hospital for the Insane, at Danville, for the purpose of improvements and purchase of equipment.

Mr. STORB, from the Committee on Appropriations, reported as amended, House Bill No. 262, entitled:

An Act making an appropriation to the Board of Trustees of the Norristown State Hospital, located at Norristown, Pennsylvania.

Mr. McCAIG, from the Committee on Appropriations, reported as amended, House Bill No. 280, entitled:

An Act continuing the commission to make an investigation of the condition of disabled World War veterans of Pennsylvania; and making an appropriation.

Mr. EACHES, from the Committee on Appropriations, reported as committed, House Bill No. 289, entitled:

A Supplement to an act approved the thirteenth day of July, one thousand nine hundred and twenty-three (Appropriation Acts, page 245), entitled "An act making an appropriation to the State Hospital for Injured Persons of the Middle Coal Field."

Mr. McCAIG, from the Committee on Appropriations, reported as amended, House Bill No. 320, entitled:

An Act making an appropriation to the Dixmont Hospital of Dixmont, Allegheny County, Pennsylvania.

Mr. McBRIDE, from the Committee on Appropriations, reported as amended, House Bill No. 358, entitled:

An Act making an appropriation to the Western Pennsylvania School for the Deaf.

Mr. STARK, from the Committee on Appropriations, reported as committed, House Bill No. 372, entitled:

An Act reappropriating to the Department of Public Instruction a part of the unused balance of an appropriation to said department for the liquidation of the indebtedness of the normal schools contained in the act approved the twenty-seventh day of May, one thousand nine hundred and twenty-one, (Appropriation Acts, page 33) entitled "An act to provide for the ordinary expenses of the Executive, Judicial, and Legislative Departments of the Commonwealth, interest on the public debt, and the support of the public schools, for the two fiscal years beginning June first, one thousand nine hundred and twenty-one; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and twenty-one" as amended.

Mr. HESS, from the Committee on Appropriations, reported as amended, House Bill No. 402, entitled:

An Act making an appropriation to the Board of Trustees of the Blossburg State Hospital, at Blossburg, Tioga, County, Pennsylvania.

Mr. McKIM, from the Committee on Appropriations, reported as amended, House Bill No. 516, entitled:

An Act making an appropriation to the Board of Trustees of the University of Pittsburgh, for the general maintenance of, and the purchase of equipment for, the University, and for the maintenance of teaching facilities for students in the School of Medicine.

Mr. DILSHEIMER, from the Committee on Appropriations, reported as amended, House Bill No. 627, entitled:

An Act making an appropriation to the Board of Trustees of Temple University at Philadelphia, Pennsylvania.

Mr. McCAIG, from the Committee on Appropriations, reported as amended, House Bill No. 750, entitled:

An Act making an appropriation to the Department of Welfare to pay for the treatment of the indigent sick or injured in Medical and Surgical Hospitals not owned by the Commonwealth nor to which direct appropriations have been made for such purposes for the two years ending the thirty-first day of May one thousand nine hundred and twenty-seven.

STAVITSKI, from the Committee on Appropriations, reported as amended, House Bill No. 768, entitled:

An Act making an appropriation to the Passavant Memorial Homes for the Care of Epileptics, at Rochester, Beaver County, Pennsylvania.

Mr. HUBER, from the Committee on Appropriations, reported as committed, House Bill No. 780, entitled:

An Act making an appropriation to the Board of Trustees of the Scranton State Hospital, Scranton, Pennsylvania.

Mr. McCAIG, from the Committee on Appropriations, reported as committed, House Bill No. 790, entitled:

An Act providing for the repair of the dyke along the Delaware River at Matamoras, Pike County, and making an appropriation.

Mr. HALL, from the Committee on Appropriations, reported as amended, House Bill No. 797, entitled:

A Supplement to an act approved the eleventh day of July, one thousand nine hundred and twenty-three (P. L. 994), entitled "An act to provide for the appointment of a commission to suggest revision and amendments to the statutes of the State of Pennsylvania which relates to children, especially those which relate to the dependent, defective, delinquent, neglected, incorrigible, or illegitimate children; defining the powers and duties of the commission; authorizing the examination of documents, records, and papers; and making an appropriation to meet the expenses of said commission," continuing the commission appointed under the provisions of said act for the further period of two years and making an appropriation.

Mr. SARIG, from the Committee on Appropriation, reported as committed, House Bill No. 840, entitled:

An Act to amend sections three and four of the act approved the eleventh day of May, one thousand nine hundred twenty-three (Pamphlet Laws, one ninety-nine), entitled "An act providing for the examination of the Locust Mountain Memorial Hospital of Shenandoah, Pennsylvania; providing for the transfer thereof to the Commonwealth, and for its management thereafter; and making an appropriation."

Mr. POSEY, from the Committee on Appropriations, reported as amended, House Bill No. 858, entitled:

An Act making an appropriation to the Board of Trustees of the Philipsburg State Hospital of Philipsburg, Pennsylvania.

Mr. HEFFERNAN, from the Committee on Appropriations, reported as committed, House Bill No. 891, entitled:

An Act making an appropriation to the City of Philadelphia, of one million dollars, ($1,000,000), to be used and expended for and toward the celebration of the Sesqui-Centennial Anniversary of the Independence of the United States.

Mr. HARER, from the Committee on Appropriations, reported as amended, House Bill No. 994, entitled:

An Act making an appropriation to the Department of Agriculture.

Mr. SCHILLING, from the Committee on Appropriations, reported as committed, House Bill No. 996, entitled:

An Act making an appropriation to the Department of Agriculture from the Dog Fund.

Mr. FLYNN, from the Committee on Appropriations, reported as committed, House Bill No. 1012, entitled:

An Act making an appropriation to the Department of the Auditor-General for the purpose of reimbursing Robert E. Lamberton for moneys erroneously paid into the State Treasury.

Mr. WILLIAMS, from the Committee on Appropriations, reported as committed, House Bill No. 1018, entitled:

An Act making an appropriation to the Lake Erie and Ohio River Canal Board of Pennsylvania for the payment of expenses incurred in printing, distributing, and making available for public use reports, maps, documents, and records of the board, in securing the cooperation and aid of the Government of the United States and other public authorities in the construction of the canal or waterway authorized to be constructed by the board; for the payment of incidental office expenses, and for the payment of salaries, fees, and expenses.

Mr. LAFFERTY, from the Committee on Appropriations, reported as committed, House Bill No. 1019, entitled:

An Act making an appropriation to Mary E. Mumper, of Gettysburg, for damages to a Hudson Coach Automobile sustained while in the service of the State Highway Department.

Mr. WELLS, from the Committee on Appropriations, reported as committed, House Bill No. 1020, entitled:

An Act making an appropriation to the Western Pennsylvania School for the Blind, located at Pittsburgh, Pennsylvania.

Mr. LONG, from the Committee on Appropriations, reported as committed, House Bill No. 1022, entitled:

An Act making an appropriation to the Downingtown Industrial and Agricultural School, Downingtown, Pennsylvania.

Mr. MATTHEW PATTERSON, from the Committee on Appropriations, reported as committed, House Bill No. 1023, entitled:

An Act making an appropriation to the Pennsylvania Institution for the Deaf and Dumb, Mount Airy, Philadelphia.

Mr. WILLISTON P. WOOD, from the Committee on Appropriations, reported as committed, House Bill No. 1040, entitled:

An Act to close out the affairs of the Mercer State Hospital at Mercer, Pennsylvania, by authorizing the sale and conveyance of the real estate and personal property of said hospital and making an appropriation.

Mr. GUERIN, from the Committee on Appropriations, reported as committed, House Bill No. 1058, entitled:

An Act making an appropriation to the Board of Trustees of the Western State Penitentiary.

Mr. BLUMBERG, from the Committee on Appropriations, reported as committed, House Bill No. 1059, entitled:

An Act making an appropriation to the Board of Trustees of the Polk State School.

Mr. WHITEHOUSE, from the Committee on Appropriations, reported as committed, House Bill No. 1060, entitled:

An Act making an appropriation to the Pennsylvania Soldiers' Orphans' School at Scotland.

Mr. ALEXANDER, from the Committee on Appropriations, reported as committed, House Bill No. 1061, entitled:

An Act making an appropriation to the Board of Trustees of the Pennsylvania Training School.

Mr. SOFFEL, from the Committee on Appropriations, reported as amended, House Bill No. 1062, entitled:

An Act making an appropriation to the Board of Trustees of the Pennhurst State School.

Mr. DIEHM, from the Committee on Appropriations, reported as committed, House Bill No. 1063, entitled:

An Act making an appropriation to the Board of Trustees of the Locust Mountain State Hospital.

Mr. NOLTE, from the Committee on Appropriations, reported as committed, House Bill No. 1064, entitled:

An Act making an appropriation to the Board of Trustees of the Eastern State Penitentiary.

Mr. HARER, from the Committee on Appropriations, reported as amended, House Bill No. 1092, entitled:

An Act making an appropriation to the Julia White Priscilla Home for Aged Colored People, located at LaMott, Montgomery County, Pennsylvania.

Mr. DRUMBOR, from the Committee on Appropriations, reported as committed, House Bill No. 1138, entitled:

An Act making an appropriation to the Aged Colored Women's Home, at Williamsport, Lycoming County, Pennsylvania.

Mr. FULLER, from the Committee on Judiciary General, reported as committed, House Bill No. 806, entitled:

An Act to amend sections thirteen and fourteen of an act approved the fourteenth day of May, one thousand nine hundred and fifteen (P. L. 483), entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass, except actions for libel and slander; prescribing the pleadings and procedure to be observed therein, and giving the courts power to enforce its provisions," by permitting defendants in actions of trespass to set up counter-claims arising out of the same transaction as that sued on by the plaintiff and declaring the effect of averments contained in such counter-claim.

Mr. JONES, from the Committee on Forestry, reported as amended, House Bill No. 631, entitled:

An Act to amend sections two and three of an act, approved the ninth day of June, one thousand nine hundred and eleven entitled "An act to protect trees and woodlands, and providing punishment for the violation thereof."

Mr. FULLER, from the Committee on Judiciary General, reported as committed, House Bill No. 1110, entitled:

An Act to amend section one of an act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 438), entitled "An act authorizing corporations incorporated under the laws of any other State of the United States to acquire, use, encumber, and dispose of such real estate, and rights and interests in, in the nature of or in respect to real estate, in Pennsylvania, as may be necessary and proper for the exercise of such of their corporate purposes as it may be lawful for them to exercise in this State; defining certain of their powers, rights, and liabilities in connection therewith; regulating the exercise of said rights by foreign public service corporations; repealing certain acts; and validating certain titles, rights, and interests heretofore acquired," by extending its provisions to corporations incorporated under the laws of the District of Columbia or by Act of Congress.

Mr. DAVIS, from the Committee on Municipal Corporations, reported as committed, House Bill No. 986, entitled:

An act authorizing municipalities to acquire the plant or system of electric light companies in the Commonwealth of Pennsylvania, located wholly within or partly within and partly without the territorial limits of the municipalities.

Mr. BUSH, from the Committee on Education, reported as amended, House Bill No. 958, entitled:

An Act to further amend section six hundred and two of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by allowing boards of school directors, to acquire school sites, playgrounds, or buildings in another district.

Mr. HENDERSON, from the Committee on Forestry, reported as amended, House Bill No. 633, entitled:

An Act to amend section two of an act, approved the fifth day of May, one thousand nine hundred and eleven entitled "An act to protect the State Forest Reserves, and providing punishment for the violation thereof."

Mr. DAVIS, from the Committee on Municipal Corporations, reported as committed, House Bill No. 967, entitled:

An Act validating certain contracts in writing made by boroughs in connection with proper legal requirements of such boroughs, involving an expenditure of over five hundred dollars, without complying with all of the requirements of an act, approved the fourteenth day of April, one thousand nine hundred and twenty-one (Pamphlet Laws, one hundred and forty-seven), entitled "An act to amend section two of article one of chapter five of an act approved the fourteenth day of May, one thousand nine hundred and fifteen (Pamphlet Laws, three hundred and twelve), entitled 'An act providing a system of government for boroughs, and revising, amending and consolidating the law relating to boroughs,'" where such contracts have been either in whole or in part performed by the contractor.

Mr. HESS, from the Committee on Public Roads, reported as committed, House Bill No. 847, entitled:

An Act establishing a State Highway in the county of Elk; providing for its location, construction, improvement and maintenance by the Commonwealth; and vacating a certain section of State road in the said county of Elk.

Mr. WHITEHOUSE, from the Comittee on Municipal Corporations, reported as committed, House Bill No. 971, entitled:

An Act authorizing municipalities to acquire the plant water companies in the Commonwealth of Pennsylvania, located wholly within or partly within and partly without the territorial limits of the municipality.

Mr. WITKIN, from the Committee on Judiciary General, reported as committed, House Bill No. 758, entitled:

An Act to amend sections seven and seventeen of an act, approved the twentieth day of May, one thousand nine hundred and thirteen, (P. L. 229), entitled "An act defining and regulating public amusements, and places used therefor; requiring and regulating the licensing thereof; restricting the scope of certain acts of Assembly relating thereto, and providing penalties for violation of this act."

Mr. LAFFERTY, from the Committee on Railroads, reported as committed, House Bill No. 863, entitled:

An Act to amend section one of the act approved the fifth day of July, one thousand eight hundred eighty-three, (P. L. 176), entitled "A supplement to an act, entitled, 'An act regulating lateral railroads,' approved the fifth day of May, Anno Domini one thousand eight hundred thirty-two, authorizing the owners or lessees of iron ore or coal mines to construct lateral railroads from said mines to any railroad, public road or navigable stream, within the county in which such mines are situate."

Mr. EDWARD BROWN, from the Committee on Education, reported as committed, House Bill No. 383, entitled:

An Act to amend article eleven, paragraph twelve of section one thousand two hundred and ten, section one thousand three hundred and one, and section one thousand five hundred and eight of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by making further provisions for the certification of supervisory officials employed by school districts.

Mr. WEAMER, from the Committee on Public Roads, reported as committed, House Bill No. 1068, entitled:

An act providing for the payment out of the motor license fund of all unexpended balances of any appropriations heretofore made for State-aid highways and for maintenance and replacements on the State highway system.

Mr. WEAMER, from the Committee on Public Roads, reported as committed, House Bill No. 940, entitled:

An Act appropriating certain license fees to the Department of Highways for the payment of "township rewards," as provided in the township reward act of July 15, 1919; providing for the payment of certain fees to treasurers of certain counties, for road purposes; permitting, licensing, regulating and controlling horse racing and betting and wagering on the result of such races; creating a racing commission with jurisdiction over the same.

Miss GRIMES, from the Committee on Education, reported as committed, House Bill No. 670, entitled:

An Act to amend section one thousand nine hundred and one of an act approved the eighteenth day of May, one thousand nine hundred and eleven, (Pamphlet Laws, three hundred and nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith."

Mr. McBRIDE, from the Committee on Municipal Corporations, reported as committed, House Bill No. 969, entitled:

An Act providing that borough records may be typewritten and validating records heretofore typewritten.

Mr. WILSON, from the Committee on Judiciary Special, reported as committed House Bill No. 1088, entitled:

An Act providing for the notification of witnesess for the defendant in criminal cases where the accused is held for want of bail and imposing certain duties on the district attorney.

Mr. WILSON, from the Committee on Judiciary Special, reported as committed House Bill No. 1030, entitled:

An Act relative to the printing and binding by the Commonwealth for the use of the Department of Internal Affairs, Department of the Auditor General and the Treasury Department.

Mr. STADTLANDER, from the Committee on Ways and Means, reported as amended House Bill No. 1029, entitled:

An Act to amend section twenty-three of the act approved the first day of June, one thousand eight hundred and eighty-nine (P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by clarifying the provisions thereof with respect to municipally owned and operated public utilities.

Mr. HARRY A. LITTLE, from the Committee on Municipal Corporations, reported as committed House Bill No. 972, entitled:

An Act to amend clause forty-four of section two of article one of chapter five of an act approved the fourteenth day of May, one thousand nine hundred and fifteen (P. L. 312), entitled "An act providing a system of government for boroughs, and revising, amending, and consolidating the law relating to boroughs."

Mr. BLAIR, from the Committee on Education, reported as amended, House Bill No. 763, entitled:

An Act to amend sections three hundred and twenty-five and five hundred and nine of the act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," be requiring school districts to select depositories.

Mr. WELTY, from the Committee on Corporations, reported as committed, House Bill No. 964, entitled:

An Act providing that certificates of association and articles of incorporation or of any improvements, amendments or alterations thereto may be acknowledged and sworn or affirmed to before a notary public or a justice of the peace; validating such acknowledgments made prior to the approval of this act.

Mr. BREWSTER, from the Committee on Corporations, reported as committed, House Bill No. 757, entitled:

An Act to amend paragraph one, section five of the act, approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, (P. L. 73) entitled "An act to provide for the incorporation and regulation of certain corporations," as amended, changing the effect of the by-laws of corporations.

Mr. JAMES H. McCLURE, from the Committee on Judiciary Special, reported as committed, House Bill No. 965, entitled:

An Act to amend section one of an act, approved the eighth day of June, one thousand eight hundred and ninety-three (Pamphlet Laws, three hundred forty-five), entitled "An act relating to mandamus" as amended.

Mr. JAMES H. McCLURE, from the Committee on Municipal Corporations, reported as committed, House Bill No. 968, entitled:

An Act regulating the Levying Collection and Payment of Taxes in Boroughs.

Mr. NEELY, from the Committee on Judiciary General, reported as committed, House Bill No. 192, entitled:

An Act to amend section six of the act, approved the nineteenth day of June, one thousand nine hundred and eleven (P. L. 1055), entitled "An act authorizing the release on probation of certain convicts, instead of imposing sentences; the appointment of probation and parole officers, and the payment of their salaries and expenses; regulating the manner of sentencing convicts in certain cases, and providing for their release on parole; their conviction of crime during parole, and their rearrest and reconviction for breach of parole; and extending the powers and duties of boards of prison inspectors of penitentiaries," as amended.

Mr. BENJ. H. PATTERSON, from the Committee on Municipal Corporations, reported as committed House Bill No. 974, entitled:

An Act to repeal an act approved the seventh day of June, A. D. One thousand nine hundred and twenty-three (Pamphlet Laws 677) entitled, "An act to amend an act, approved the fourteenth day of May, one thousand nine hundred and fifteen (Pamphlet Laws, three hundred and twelve), entitled 'An act providing a system of government for boroughs, and revising, amending, and consolidating the law relating to boroughs,' by adding additional sub-section to section nine of article seven of chapter six thereof, to empower boroughs, without petition of property owners, to grade, pave, curb, macadamize, or otherwise improve public streets, or parts thereof, and assess part of the cost thereof against the owners of the property abutting thereon, when said streets, or parts thereof, do not exceed one thousand feet in length and connect two streets heretofore paved and improved."

Mr. HENRY A. MILLER, from the Committee on Public Roads, reported as committed House Bill No. 1069, entitled:

A Supplement to the act approved the eleventh day of July, one thousand nine hundred and twenty-three (P. L. 1070), entitled "An act empowering the State Highway Department to rebuild certain intercounty brigdes located on the routes of State Highways, which bridges cross rivers and have been heretofore destroyed by fire; and making an appropriation;" providing that the unexpended balance of said appropriation shall be paid out of the motor license fund.

Mr. HORN, from the Committee on Municipal Corporations reported as committed House Bill No. 970, entitled:

An Act to amend an act approved the fourteenth day of May, nineteen hundred and fifteen (Pamphlet Laws three hundred and twelve) entitled, "An act providing for a system of government for boroughs and revising, amending and consolidating the laws relating to boroughs," by adding an additional section to Article 17, Chapter 6 thereof, providing an additional method for meeting the cost of the construction of new water mains in connection with municipally owned water supply systems in boroughs by empowering boroughs to assess all or a part of the cost of such construction against the properties abutting thereon by the front foot rule and collect the same as municipal claims are now by law collected.

Mr. NEELY, from the Committee on Judiciary General, reported as amended House Bill No. 444, entitled:

An Act regulating the selection and qualifications of jurors for service in the several courts, civil and criminal, of counties of the second class, creating a Board of Judges from the Court of Common Pleas of said counties for this purpose, prescribing the powers and duties of said Board, imposing the expense of maintaining and operating said Board upon said counties, requiring the County Commissioners of said counties to provide suitable office quarters, equip-

ment and supplies for said Board, authorizing the employment of necessary clerks, assistants and other employes, abolishing the existing office of jury commissioner in said counties, requiring other County Officers and Boards to furnish information to said Board, requiring taxables to furnish information in respect to their qualifications under oath, and prescribing punishments for violation of the provisions hereof.

Mr. HORN, from the Committee on Public Health and Sanitation, reported as committed House Bill No. 845 (Senate Bill No. 96), entitled:

An Act to amend clause five of section three of the act approved the thirteenth day of May one thousand nine hundred and nine (Pamphlet Laws five hundred and twenty) entitled "An act relating to food defining food providing for the protection of the public health and the prevention of fraud and deception by prohibiting the manufacture or sale or the offering for sale or exposing for sale or the having in possession with intent to sell of adulterated misbranded or deleterious foods prescribing certain duties of the Dairy and Food Commissioner in reference thereto and providing penalties for the violation thereof" as amended.

Mr. WITKIN, from the Committee on Judiciary General, reported as committed House Bill No. 577 (Senate Bill No. 99), entitled:

An Act to amend sections two and six of the act approved the fourteenth day of May, one thousand nine hundred and fifteen (Pamphlet Laws four hundred and eighty-three) entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass except actions for libel and slander prescribing the pleadings and procedure to be observed therein, and giving the courts power to enforce its provisions.

Mr. RHODES, from the Committee on Judiciary General, reported as committed House Bill No. 579, (Senate Bill No. 110), entitled:

An Act to amend an act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred and sixty-seven) entitled "An act authorizing and empowering the district attorneys of each county to organize themselves into a State association for the purpose of holding meetings and providing for the payment of the expenses thereof and of the district attorneys attending by the several counties.

Mr. STAUDENMEIER, from the Committee on Judiciary General, reported as committed House Bill No. 720, (Senate Bill No. 169), entitled:

An Act authorizing the entry of sheriffs constables and others by force or otherwise into places or buildings where goods and chattels formerly levied upon are contained for the purpose of sale and providing penalties for interference.

Mr. DIEHM, from the Committee on Public Roads, reported as committed, House Bill No. 916, (Senate Bill No. 175), entitled:

An Act relating to township roads prescribing the time within which approved township roads must be physically opened invalidating proceedings for opening of roads unopened within the prescribed time and providing for the reversion of any land proposed to be taken therefor.

Mr. NORTH, from the Committee on Public Roads, reported as committed, House Bill No. 724, (Senate Bill No. 199), entitled:

An Act making it unlawful to drive over certain interstate bridges with loads of excessive weight and inflicting penalties.

Miss BENTLEY, from the Committee on Education, reported as committed, House Bill No. 944, (Senate Bill No. 200), entitled:

An Act to amend section fourteen of the act, approved the eighteenth day of July, one thousand nine hundred and seventeen, (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by providing for the payment of a State annuity to employes who separated from school service prior to the establishment of the Retirement System.

Mr. HOLMES, from the Committee on Forestry, reported as committed House Bill No. 917, (Senate Bill No. 236), entitled:

An Act authorizing the Department of Forests and Waters to accept gifts, donations or contributions under certain circumstances and providing for the use of such gifts.

Mr. STOCK, from the Committee on Forestry, reported as committed House Bill No. 918 (Senate Bill No. 238), entitled:

An Act to repeal an act approved the nineth day of April one thousand eight hundred and sixty-nine (Pamphlet Laws seven hundred eighty-six) entitled "An act to prevent the firing of mountain and other wild lands in the county of Union."

Mr. FOCKLER, from the Committee on Forestry, reported as committed, House Bill No. 919 (Senate Bill No. 239) entitled:

An Act to repeal an act approved the second day of June one thousand eight hundred and seventy (Pamphlet Laws one thousand three hundred sixteen) entitled "An act to protect timber lands from fire".

Mr. EDWARD BROWN, from the Committee on Forestry, reported as committed, House Bill No. 946 (Senate Bill No. 240) entitled:

An Act to repeal an act approved the fifteenth day of July, one thousand eight hundred and ninety-seven, (P. L. 295), entitled "An act to amend the first section of an act, entitled 'An act to protect timber lands from fire,' approved the second day of June, Anno Domini one thousand eight hundred and seventy, providing for a penalty in case of the failure of county commissioners to comply with the terms of said act, after demand made upon them by the Commissioner of Forestry, and providing for the Commonwealth bearing part of the expenses incurred under said act."

Mr. FROCKLER, from the Committee on Forestry, reported as committed, House Bill No. 920 (Senate Bill No. 241) entitled:

An Act to repeal an act approved the twenty-second day of March, one thousand eight hundred and ninety-nine, (P. L. 17), entitled "An act making constables to townships and boroughs ex-officio fire, game and fish wardens, prescribing their power and duties, fixing their fees as wardens, and prescribing their punishment for failure to perform their duties."

Mr. DEIBLER, from the Committee on Forestry, reported as committed, House Bill No. 921 (Senate Bill No. 242) entitled:

An Act to repeal an act approved the second day of May one thousand nine hundred and one (Pamphlet Laws one hundred nineteen) entitled "An act for the better protection of timber lands against fire and providing for the expenses of the same and directing what shall be done with the fines collected and costs paid".

Mr. JOSIAH T. LITTLE, from the Committee on Forestry, reported as committed, House Bill No. 922 (Senate Bill No. 243) entitled:

An Act to repeal section one of an act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred sixty-three) entitled "An act to protect the State Forest Reserves and providing punishment for the violation thereof."

Mr. NICHOLSON, from the Committee on Forestry, reported as committed, House Bill No. 923 (Senate Bill No. 244), entitled:

An Act to repeal section one of an act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws eight hundred sixty-one) entitled "An act to protect trees and woodlands and providing punishment for the violation thereof."

Mr. NORMAN WOOD, from the Committee on Public Roads, reported as committed, House Bill No. 926, (Senate Bill No. 290), entitled:

A Supplement to the Act approved the eleventh day of May, one thousand nine hundred and twenty-three, (P. L. 203), entitled "An act authorizing the State Highway Commissioner to combine certain State Highways, or any part or sections thereof, into a route under a common letter, name, number, or other marker or designation, or any combination thereof, for the purpose of informing and assisting the traveling public in and through the State;" authorizing the inclusion of township roads in routes designated by the Secretary of Highways.

Mr. TALBOT, from the Committee on Education, reported as committed, House Bill No. 951, (Senate Bill No. 311), entitled:

An Act to amend section one thousand four hundred thirteen of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended, making further provision for the special education of certain children incapable of receiving proper education in the regular classes of the public schools.

Mr. TALBOT, from the Committee on Education, reported as committed, House Bill No. 952, (Senate Bill No. 312), entitled:

An Act to amend section one thousand four hundred and forty of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonweatlh of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" making provision for assistance to blind and to deaf students in certain schools and institutions.

Mr. TALBOT, from the Committee on Education, reported as committed House Bill No. 953 (Senate Bill No. 313), entitled:

An Act to amend an act approved the sixteenth day of May, one thousand nine hundred and nineteen (P. L. 196), entitled "An act providing for the time during which pupils may be taught in institutions for the instruction of the blind in this Commonwealth," extending the provisions of the act to pupils in institutions or schools for the deaf as well as for the blind and authorizing the Department of Public Instruction to determine the number of years during which such pupils may be educated in whole or in part at State expense.

Mr. TALBOT, from the Committee on Education, reported as committed House Bill No. 954, (Senate Bill No. 314), entitled:

An Act to further amend section one thousand four hundred and fourteen of an act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof, providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws, general special or local, or any parts thereof, that are of or may be inconsistent therewith," by providing for the education of deaf blind or crippled children.

Mr. WETTACH, from the Committee on Elections, reported as committed House Bill No. 1083 (Senate Bill No. 378), entitled:

An Act fixing the pay of election officers and clerks in counties of the second class.

Mr. TALBOT from the Committee on Education reported as committed, House Bill No. 1104 (Senate Bill No. 442) entitled:

An Act to further amend paragraph nineteen of section one thousand two hundred and ten of an act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by including payments on account of special classes.

Mr. McCAIG from the Committee on Appropriations, reported as committed, House Bill No. 54, entitled:

An Act transferring and reappropriating to the Department of Forests and Waters the unexpended balance of an appropriation heretofore made to the Water Supply Commission of the Commission of the Commonwealth of Pennsylvania for the purpose of repairing the dyke along the Delaware River at the western end of the borough of Matamoras in the county of Pike.

Mr. FRYE from the Committee on Railroads, reported with a Negative Recommendation House Bill No. 655, entitled:

An Act to promote the safety of travelers and employes upon railroads by compelling common carriers by railroads to properly man their trains.

## BILLS ON FIRST READING.

Mr. McCAIG asked and obtained unanimous consent to have all bills reported, this afternoon from the Committee on Appropriations read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 47, entitled:

An Act making an appropriation to the Thaddeus Stevens Industrial School of Pennsylvania at Lancaster Lancaster County Pennsylvania.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 75, entitled:

An Act making an appropriation to the Pennsylvania State Oral School for the Deaf at Scranton Lackawanna County Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 92, entitled:

An Act making an appropriation to the Pennsylvania Soldiers' and Sailors' Home at Erie Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 100, entitled:

An Act making an appropriation to the Pennsylvania Soldiers' and Sailors' Home at Erie Pennsylvania for maintenance of said Home and payment of expenses of administration including salaries of officials and clerks and providing that all moneys received from the United States Government by the Governor of Pennsylvania on account of maintenance shall be paid into the State Treasury.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 190, entitled:

An Act making an appropriation to the State Hospital for the Insane at Danville for the purpose of improvements and purchase of equipment.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 262, entitled:

An Act making an appropriation to the Trustees of the Norristown State Hospital located at Norristown Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 280, entitled:

An Act continuing the commission to make an investigation of the condition of disabled World War veterans of Pennsylvania and making an appropriation.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 289, entitled:

A Supplement to an act approved the thirteenth day of July one thousand nine hundred and twenty-three (Appropriation Acts page 245) entitled "An act making an appropriation to the State Hospital for Injured Persons of the Middle Coal Field"

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 320, entitled:

An Act making an appropriation to the Dixmont Hospital of Dixmont Allegheny County Pennsylvania

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 358, entitled:

An Act making an appropriation to the Western Pennsylvania School for the Deaf

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 372, entitled:

An Act reappropriating to the Department of Public Instruction a part of the unused balance of an appropriation to said department for the liquidation of the indebtedness of the normal schools contained in the act approved the twenty-seventh day of May one thousand nine hundred and twenty-one (Appropriation Acts page 33) entitled "An act to provide for the ordinary expenses of the Executive Judicial and Legislative Departments of the Commonwealth interest on the public debt and the support of the public schools for the two fiscal years beginning June first one thousand nine hundred and twenty-one and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and twenty-one" as amended

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 402, entitled:

An Act making an appropriation to the Trustees of the Blossburg State Hospital at Blossburg Tioga County Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 516, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance of and the purchase of equipment for the University and for the maintenance of teaching facilities for students in the school of Medicine and for the erection of a building for the Dental Infirmary and Laboratories

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 627, entitled:

An Act making an appropriation to the Trustees of Temple University of Philadelphia Pennsylvania

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 750, entitled:

An Act making an appropriation to the Department of Welfare to pay for the treatment of indigent sick or injured in Medical and Surgical Hospitals not owned by the Commonwealth nor to which direct appropriations have been made for such purposes for the two years ending the thirty-first day of May one thousand nine hundred and twenty-seven

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 768, entitled:

An Act making an appropriation to the Passavant Memorial Homes for the Care of Epileptics at Rochester Beaver County Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 780, entitled:

An Act making an appropriation to the Board of Trustees of the Scranton State Hospital Scranton Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 790, entitled:

An Act providing for the repair of the dykes along the Delaware River at Matamoras Pike County and making an appropriation

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 797, entitled:

A Supplement to an act approved the eleventh day of July one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred and ninety-four) entitled "An act to provide for the appointment of a commission to suggest revisions and amendments to the statutes of the State of Pennsylvania which relate to children especially those which relate to the dependent defective delinquent neglected incorrigible or illegitimate children defining the powers and duties of the commission authorizing the examination of documents records papers and making an appropriation to meet the expenses of the said commission" continuing the commission appointed under the provisions of said act for the further period of two years and making an appropriation

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 840, entitled:

An Act to amend sections three and four of the act approved the eleventh day of May one thousand nine hundred twenty-three (Pamphlet Laws one ninety-nine) entitled "An act providing for the examination of the Locust Mountain Memorial Hospital of Shenandoah Pennsylvania providing for the transfer thereof to the Commonwealth and for its management thereafter and making an appropriation

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 858, entitled:

An Act making an appropriation to the Philipsburg State Hospital of Philipsburg, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 891, entitled:

An Act to make an appropriation to the City of Philadelphia of one million dollars ($1,000,000) to be used and expended for and toward the celebration of the Sesqui-Centennial Anniversary of the Independence of the United States

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 994, entitled:

An Act making an appropriation to the Department of Agriculture

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 996, entitled:

An Act making an appropriation to the Department of Agriculture from the Dog Fund

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1012, entitled:

An Act making an appropriation to the Department of the Auditor General for the purpose of reimbursing Robert E. Lamberton for moneys erroneously paid into the State Treasury

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1018, entitled:

An Act making an appropriation to the Lake Erie and Ohio River Canal Board of Pennsylvania for the payment of expenses incurred in printing distributing and making available for public use reports maps documents and records of the board in securing the cooperation and aid of the Government of the United States and other public authorities in the construction of the canal or water way authorized to be constructed by the board for the payment of incidental office expense and for the payment of salaries fees and expenses

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1019, entitled:

An Act making an appropriation to Mary E. Mumper of Gettysburg for damages to a Hudson Coach Automobile sustained while in the service of the State Highway Department

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1020, entitled:

An Act making an appropriation to the Western Pennsylvania School for the Blind located at Pittsburgh Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1022, entitled:

An Act making an appropriation to the Downingtown Industrial and Agricultural School Downingtown Pennsylvania

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1023, entitled:

An Act making an appropriation to the Pennsylvania Institution for the Deaf and Dumb Mount Airy Philadelphia

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1040, entitled:

An Act to close out the affairs of the Mercer State Hospital at Mercer Pensylvania by authorizing the sale and conveyance of the real estate and personal property of said hospital and making an appropriation

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1058, entitled:

An Act making an appropriation to the Board of Trustees of the Western State Penitentiary

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1059, entitled:

An Act making an appropriation to the Board of Trustees of the Polk State School

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1060, entitled:

An Act making an appropriation to the Pennsylvania Soldiers' Orphans' School at Scotland

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1061, entitled:

An Act making an appropriation to the Board of Trustees of the Pennsylvania Training School

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1062, entitled:

An Act making an appropriation to the Board of Trustees of the Pennhurst State School

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1063, entitled:

An Act making an appropriation to the Board of Trustees of the Locust Mountain State Hospital

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1064, entitled:

An Act making an appropriation to the Board of Trustees of the Eastern State Penitentiary

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1092, entitled:

An Act making an appropriation to the Julia White Priscilla Home for Aged Colored People, located at LaMott, Montgomery County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 1138, entitled:

An Act making an appropriation to the Aged Colored Women's Home at Williamsport, Lycoming County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

## ANNOUNCEMENT BY THE SPEAKER.

The SPEAKER. Before we go into the third reading calendar, however, the Chair desires to say that if meets with the approval of the House, we will keep in session until 7:00 o'clock and then adjourn for the day. Is there any objection? The Chair hears none and as it apparently meets with the approval of the House, I would, therefore, ask the members to remain at their desks until that hour.

## BILLS ON THIRD READING.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 762, entitled:

An Act to amend section two hundred and forty of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An act concerning townships and revising amending and consolidating the law realting thereto" making misfeasance of township supervisors a misdemeanor

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. RHODES. Mr. Speaker, I desire to interrogate the sponsor of this bill.

The SPEAKER. Will the gentleman from Schuylkill County, permit himself to be interrogated?

Mr. STAUDENMEIER. I will, Mr. Speaker.

Mr. RHODES. Mr. Speaker, will the gentleman from Schuylkill kindly state to us the purpose of this bill.

Mr. STAUDENMEIER. Mr. Speaker, this bill is simply to clarify the existing law. The purpose of the bill is that under the law heretofore any person living in a township who had a grievance concerning road conditions in the township took the supervisor before a justice of the peace. They also had the right, prior to the passage of the Act of 1917, to go before the Court of Quarter Sessions and report the condition of the road, and if necessary take the supervisor into court. When the Act of 1917 was passed extending the jurisdiction to justices of the peace, some courts in Pennsylvania thought their jurisdiction was wiped out by the Act of 1917, but as a matter of fact, the courts throughout the Commonwealth, with but few exceptions, have been taking the supervisors into the court of Quarter Sessions. In order to clear up the different practices in the State of Pennsylvania, where some courts permit them to go into the Court of Quarter Sessions and some do not, this act was handed to me with the suggestion that it be passed in order to make the practice uniform throughout the State. It is being done in several counties throughout the State now.

Mr. RHODES. Mr. Speaker, it seems to me that the penalty involved in this bill for this particular crime is out of proportion to the grade of the crime. You only provide for a $50 penalty and still you make the crime a misdemeanor. It seems to me it is unfair to the supervisors of our respective townships. It is difficult enough to get good supervisors to fulfill these duties at the present time, and it will be almost impossible to get good men to take these positions if you are going to impose upon them the possibility of being hailed into the Court of Quarter Sessions on a charge of misdemeanor. They will be even more reluctant to assume these duties. Under the existing law, if the supervisor fails to repair his roads and put in good condition, he can be brought before a justice of the peace. If he is not cleared by the decision of the justice of the peace, he can take his appeal to the Court of Quarter Sessions, and at the same time he is not charged with a serious crime. It seems to me that the particular crime charged here is out of proportion to the penalty. I can see no good purpose from changing the law from the way it now exists on our statute books.

Mr. STAUDENMEIER. Mr. Speaker, as I said heretofore, this very thing is being done in the various counties of the Commonwealth now. The offense is a misdemeanor just as was stated by the gentleman from Monroe. Several courts of Quarter Sessions throughout the State are hailing the supervisors into court now, and this bill is simply to make the practice uniform and to remove any question as to the existing jurisdiction.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—112

| | | | |
|---|---|---|---|
| Adam, | Goehring, | Mathay, | Schilling, |
| Anderson, | Goodnough, | McBride, | Schwartz, |
| Aston, | Greeby, | McCaig, | Scott, |
| Bagshaw, | Greenstein, | Memolo, | Smith, G. A., |
| Baldi, | Grimes, | Metzinger, | Soffel, |
| Bell, W. T. | Guerin, | Miller, C., | Sowers, |
| Bickett, | Haas, | Moore, | Stadtlander, |
| Blumberg, | Hall, | Morrison, | Stavitski, |
| Bray, | Harding, | Munley, | Sterling, |
| Bromley, | Harer, | Myers, | Stock, |
| Brown, E. P., | Heffernan, | Nicholson, | Storer, |
| Burke, | Henderson, | Nolte, | Talbot, |
| Bush, | Himes, | North, | Thomas, M. G., |
| Canon, | Hoover, | Parkinson, | Towner, |
| Cross, | Howe, | Patterson, B.H., | Turner, |
| Davies, | Huber, | Patterson, M., | Voltz, |
| Davis, | Irvin, | Peelor, | Watson, |
| Derby, | Jones, | Pennock, | Wells, |
| Dilsheimer, | Lafferty, | Perry, | Wettach, |
| Donnell, | Leidich, | Phillips, | Wheeler, |
| Drinkhouse, | Little, H. A., | Pitts, | Whitehouse, |
| Duddy, | Lockhart, | Posey, | Wilson, |
| Eaches, | Long, | Powell, | Witherspoon, |
| Earley, | Lucas, | Raymond, | Witkin, |
| Edmonds, | Ludlow, | Reader, | Wood, W. P., |
| Emhardt, | Lukehart, | Rieder, | Bluett, |
| Fockler, | MacMillan, | Royle, | Speaker. |
| Fuller, | Marcus, | Sautter, | |

NAYS—48

| | | | |
|---|---|---|---|
| Alexander, | Flinchbaugh, | Lotz, | Spencer, |
| Behney, | Flynn, | Marshall, | Stark, |
| Blair, | Gelnett, | McClure, J. F., | Staudenmeier, |
| Brewster, | Goss, | Miller, H. A., | Storb, |
| Brown, T. J., | Hantz, | Neely, | Strayer, |
| Craig, | Heffran, | Patterson, F.W., | Thomas, L. D., |
| Critchfield, | Holmes, | Prosser, | Trescher, |
| Deibler, | Horn, | Rhodes, | Weamer, |
| Diehm, | Kelly, | Shaffer, | Welty, |
| Dietz, | Labar, | Shambach, | Williams, |
| Drumbor, | Lauver, | Sheffer, | Wood, N., |
| Evans, B. P., | Little, J. T., | Speer, | Wright, |

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 857, entitled:

An Act to amend section six of the act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred and two) entitled "An act relating to mattresses pillows bolsters feather beds comfortables cushions and upholstered furniture regulating the making remaking renovating sterilizing disinfecting sale leasing delivering and consigning thereof and the possession thereof with intent to sell deliver or consign"

And said bill having been read at length the third time, considered and agreed to.

On the question.

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—194

| | | | |
|---|---|---|---|
| Adam, | Evans, B. P., | Lynch, | Royle, |
| Alexander, | Evans, F. D., | MacMillan, | Sarig, |
| Allman, | Flinchbaugh, | Malie, | Sautter, |
| Anderson, | Flynn, | Mangan, | Schilling, |
| Armstrong, | Fockler, | Marcus, | Schoener, |
| Aston, | Fratt, | Marshall, | Schwartz, |
| Baldi, | Frye, | Martz, | Scott, |
| Bartley, | Fuller, | Mathay, | Shaffer, |
| Behney, | Gelnett, | McBride, | Shambach, |
| Bell, F. A. | Gilchrist, | McCaig, | Sheffer, |
| Bell, W. T. | Goehring, | McCann, | Smith, G. A., |
| Bentley, | Goodnough, | McClure, J. F., | Smith, H. J., |
| Berkheiser, | Greeby, | McClure, J. H., | Soffel, |

| | | | |
|---|---|---|---|
| Bickett, | Greenstein, | McCormick, | Sowers, |
| Bidelspacher, | Griffith, | McDaniel, | Speer, |
| Blair, | Grimes, | McDermott, | Spencer, |
| Blumberg, | Guerin, | McGowan, | Stadtlander, |
| Bray, | Haas, | McKim, | Stark, |
| Brewster, | Haines, | McLaughlin, | Staudenmeier, |
| Bromley, | Hall, | Memolo, | Stavitski, |
| Brown, E., | Hantz, | Metzger, | Stock, |
| Brown, E. P., | Harding, | Metzinger, | Storb, |
| Brown, T. J., | Harer, | Millar, | Storer, |
| Burchinal, | Hart, | Miller, C., | Strayer, |
| Burke, | Haws, | Miller, H. A., | Talbot, |
| Bush, | Heffernan, | Morrison, | Thomas, L. D., |
| Calhoun, | Heffran, | Muldowney, | Thomas, M. G., |
| Colville, | Henderson, | Munley, | Toepfer, |
| Conner, | Hess, | Myers, | Towner, |
| Craig, | Himes, | Neely, | Trescher, |
| Critchfield | Holcombe, | Nicholson, | Turner, |
| Cross, | Holmes, | Nolte, | Voltz, |
| Davies, | Holtzman, | North, | Washington, |
| Davis, | Horn, | Orr, | Watson, |
| DeFrehn, | Hricko, | Patterson, B.H., | Weamer, |
| Deibler, | Huber, | Patterson, F.W., | Wells, |
| Derby, | Irvin, | Patterson, M., | Welty, |
| Diehm, | Jones, | Peelor, | Wettach, |
| Dietz, | Kelly, | Pennock, | Wheeler, |
| Dilsheimer, | Labar, | Perry, | Whitehouse, |
| Donnell, | Lauver, | Phillips, | Williams, |
| Drinkhouse, | Leidich, | Pitts, | Wilson, |
| Drumbor, | Little, H. A., | Posey, | Witherspoon, |
| Duddy, | Little, J. T., | Powell, | Witkin, |
| Eaches, | Lockhart, | Prosser, | Wood, N., |
| Earley, | Long, | Pryor, | Wood, W. P., |
| Ede, | Lotz, | Raymond, | Wright, |
| Edmonds, | Lucas, | Reader, | Bluett, |
| Emhardt, | Ludlow, | Rhodes, | Speaker. |

NAYS—1

Parkinson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 661, entitled:

An Act to amend section two of the act approved the twelfth day of June one thousand nine hundred and nineteen (Pamphlet Laws four hundred and sixty-one) entitled "An act to provide for the removal or retirement of judges of the Supreme Superior common pleas' orphans' municipal and county court permanently disqualified by reason of physical or mental disability to perform their regular judicial functions or duties and providing for the payment of compensation to them during the balance of the term for which they may have been elected and in certain cases for the remainder of their lives after resignation or retirement and for filling the vacancies caused thereby providing for judges who have been retired or who may have retired or resigned under provisions of previous acts or other wise and repealing certain acts" requiring that judges shall have reached the age of sixty-five years before being eligible to retirement

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall thebill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—165.

| | | | |
|---|---|---|---|
| Aston, | Greeby, | Mathay, | Sautter, |
| Bickett, | Greenstein, | McBride, | Schilling, |
| Blumberg, | Griffith, | McCaig, | Schoener, |
| Bray, | Grimes, | McCann, | Scott, |
| Brewster, | Haas, | McClure, J. F., | Shaffer, |
| Brown, E., | Haines, | McClure, J. H., | Shambach, |
| Brown, E. P., | Hantz, | McDermott, | Sheffer, |
| Burchinal, | Harding, | McDaniel, | Smith, H. J., |
| Bush, | Harer, | McGowan, | Sowers, |
| Canon, | Haws, | McKim, | Speer, |
| Colville, | Heffernan, | McLaughlin, | Stadtlander, |
| Craig, | Heffran, | Metzger, | Stark, |
| Critchfield, | Henderson, | Metzinger, | Staudenmeier, |
| Davies, | Hess, | Millar, | Stavitski, |
| Davis, | Himes, | Miller, H. A., | Sterling, |
| Deibler, | Holcombe, | Miller, C., | Stock, |
| Dengler, | Holtzman, | Moore, | Storb, |
| Derby, | Hoover, | Morrison, | Storer, |
| Diehm, | Horn, | Muldowney, | Strayer, |
| Dietz, | Howe, | Munley, | Talbot, |
| Dilsheimer, | Hricko, | Myers, | Thomas, L. D., |
| Donnell, | Huber, | Neely, | Thomas, M. G., |
| Drinkhouse, | Irvin, | Nicholson, | Towner, |
| Drumbor, | Jones, | Nolte, | Trescher, |
| Duddy, | Kelly, | North, | Turner, |
| Eaches, | Labar, | Orr, | Voltz, |
| Earley, | Lafferty, | Parkinson, | Watson, |
| Ede, | Lauver, | Patterson, B.H., | Weamer, |
| Edmonds, | Little, H. A., | Patterson, F.W., | Wells, |
| Evans, B. P., | Little, J. T., | Peelor, | Welty, |
| Evans, F. D., | Long, | Pennock, | Wheeler, |
| Flinchbaugh, | Lotz, | Perry, | Whitehouse, |
| Flynn, | Lucas, | Phillips, | Williams, |
| Fockler, | Ludlow, | Pitts, | Wilson, |
| Fratt, | Lukehart, | Powell, | Witherspoon, |
| Frye, | Lynch, | Prosser, | Witkin, |
| Fuller, | Malie, | Reader, | Wood, N., |
| Gelnett, | Mangan, | Rhodes, | Wood, W. P., |
| Gilchrist, | Marcus, | Rieder, | Wright, |
| Goehring, | Marshall, | Royle, | Bluett, |
| Goodnough, | Martz, | Sarig, | Speaker. |
| Goss, | | | |

NAYS—2.

Adam, Smith, G. A.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence

## SENATE MESSAGE.

### RESOLUTION FOR CONCURRENCE.

### REPORT OF COMMITTEE ON PRINTING.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate March 10, 1925.

Whereas, On January 27, 1925, a resolution was adopted concurrently by the Senate and House of Representatives, designated as resolution number 6, authorizing the appointment of a Committee for the purpose of studying the prevailing method of filing the Bills, Calendars, Histories, and Journals on the desks of the members of the General Assembly, with the purpose of simplifying said method; and

Whereas, Said Committee was appointed, has made the study as required, and has worked out a simplified system for said filing; therefore be it

Resolved, If the House of Representatives concur, that the Chief Clerks of the Senate and House of Representatives be and are hereby authorized and instructed to install at succeeding Sessions of the General Assembly the following filing system:

1. On the desk of each Senator, Representative and officers of the General Assembly there shall be three binders as follows:

(a) One snap ring binder containing the Calendars and all Bills listed on the daily Calendar filed in the same order as they are listed on said Calendar and classified by index cards as follows:

Bills postponed,
Bills on final passage,
Bills on third reading,
Bills on second reading,
Bills on first reading.

(b) One suitable binder in which there shall be filed a copy of the weekly History of both Senate and House Bills

(c) One suitable binder in which there shall be filed the Legislative Journal.

2. Reference tables shall be installed in convenient places in both the Senate Chamber and the House of Representatives, or in adjoining rooms, and on each of said tables there shall be kept several complete files of all Senate and House Bills filed serially according to printer's numbers.

Be it further

Resolved, That the Chief Clerks of the Senate and House of Representatives be and are hereby authorized to make requisition on the Department of Property and Supplies for the binders, tables and any other material necessary to put such system into operation.

Ordered, that the Clerk present the same to the House of Representatives for its concurrence.

The SPEAKER. Under the rules, the resolution will lie over for printing.

## BILLS SIGNED BY SPEAKER.

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 82.

An Act amending sections one and two of an act approved the twelfth day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred and forty-eight) entitled "An act providing for the depositing of money with the clerk of the several courts of quarter sessions and oyer and terminer or other courts of record having jurisdiction in this Commonwealth in lieu of bail and recognizances with surety or sureties in criminal or quasi criminal prosecutions desertion or nonsupport and surety of the peace cases pending in said courts and fixing the fees of the said clerk of the courts" providing for the depositing of cash bail by others than defendants

HOUSE BILL No. 266.

An Act to amend section one of an act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand and twenty-one) entitled "An act to exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit and institutions of purely public charity and repealing prior acts relating thereto" as amended by extending the provisions thereof to property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors and marines and discharging certain taxes

HOUSE BILL No. 319.

An Act authorizing cities of the second class to regulate by ordinance sales of merchandise at public auction and to fix penalties for the violation of the provisions thereof

HOUSE BILL No. 543.

An Act repealing all acts and parts of acts general local and special which impose a State tax on the fees of notaries public

HOUSE BILL No. 621.

An Act making an appropriation to the Board of Finance and Revenue out of the Motor License Fund for paying the interest on and redeeming at maturity the bonds of this Commonwealth heretofore or hereafter issued for the purpose of improving and rebuilding highways and for the payment of compensation to the Commonwealth's loan and transfer agent

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

## BILLS ON SECOND READING.

The SPEAKER. The Chair would like to take up at this time bills on second reading for the purpose of advancing our calendar. Is there any objection? The Chair hears none, and we will proceed with the Second Reading Calendar.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The House proceeded to the second reading and consideration of House Bill No. 774, as follows:

An act giving permission to cities of the third class in the widening of a street or highway to occupy and take a portion of the grounds of a cemetery within the limits of cities of the third class and providing for the removal of bodies and tombstones and for the payment of damages

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That Cities of the Third Class are hereby authorized and empowered by a suitable Ordinance to widen any street or highway in the said City in so doing to take and occupy a portion of the ground occupied by a Cemetery or Cemeteries under the conditions hereinafter set forth.

Section 2 Such widening of any streets or highways shall be by Ordinance but before any such Ordinance shall be finally passed the same shall be advertised at least once a week for four successive weeks in a newspaper of general circulation published in the County in which the said City is located prior to the final passage of said Ordinance and the Ordinance must receive the votes of at least four Members of Council in its favor on final passage

Section 3 Any Ordinances passed under the provisions of this Act shall not take more than twenty-five feet of said Cemetery immediately adjacent to and abutting upon the line of the street intended to be widened and providing further that if the said Cemetery grounds do not occupy a whole square between intersecting streets that no greater strip of ground in width shall be taken from said Cemetery than is taken from other abutting property owners in that square

Section 4 Before any work shall be done by any City under this act proper and adequate provisions shall be made for the removal of the bodies within the strip so taken as aforesaid The City shall agree if possible with the nearest of kin of the bodies which will have to be removed and if the City and the nearest of kin can agree as to the removal and reburial of said bodies they shall have the right to remove and rebury such bodies in accordance with the agreement and the City shall pay for all expenses incident to the same If the said City and the nearest of kin to any of the such deceased persons cannot so agree or if the City should be unable to locate any of the nearest of kin of such deceased persons then the said City shall petition the Court of the Quarter Sessions of the County in which said City is located or a judge thereof in vacation which said petition shall set forth the facts and upon such petition being presented the Court shall allow a rule and set a date for a hearing and shall direct notices to be mailed to the nearest of kin of such persons if known and if not known then by such advertisement or other means as the Court may direct under the circumstances At the return day of said rule the said Court or the Judge thereof in vacation shall make such orders and decrees as are right and just under the circumstances and shall direct the removal of such bodies to another portion of the same Cemetery or to another Cemetery within a reasonable distance from the Cemetery in which such bodies are and that the City shall pay the costs and expenses of such removal The said Court in such order and decrees shall direct the removal of tombstones erected on such graves and their being replaced on the new graves and for the proper making of the new graves should it not be feasible to remove the tombstones or markers over the old graves All expenses and costs incident to said procedure shall be paid for by the said City Before the final passage of any Ordinances provided for by this act the said City shall mail notices in writing to the President or Trustees of the Cemetery Association affected by any such Ordinances or

other persons holding the legal title to the Cemetery property and to the individual lot owners if known and an affidavit of the sending of such notices shall be made and filed with the said Ordinance

Section 5 The City and the said owners shall agree if possible upon the damages to be paid for the said strip of land but should they not be able to agree then a Jury of View upon the petition of any one interested shall be appointed by the Court of Common Pleas of the proper County and damages and benefits accruing by reason of taking part of a cemetery as herein provided shall be assessed in the manner now or which may hereafter be decreed by law for the ascertainment and payment of damages for private property taken for public uses

Section 6 Whenever a City takes from a Cemetery under the provisions of this act the said City shall be put to the expense of placing the proper walls fences railings hedges or other means of enclosure to the new boundary of the street or highway of the said Cemetery and such walls fences railings hedges and other means of enclosures shall be such as ordered and directed by the Court of Quarter Session of said County

Section 7 If it should appear to the Court of Quarter Session that an amount has been bequeathed and paid to any Cemetery or Cemetery Association or owners for the perpetual care of a grave or graves in such Cemetery and that it is necessary to remove a body or bodies entitled to the income of such bequest under the provisions of this act the said Court of Quarter Session on proper order or decree shall order and direct the Cemetery or Cemetery Association or owners to whom such funds were paid to pay the amount of said Trust for the perpetual care of such grave or graves to the Cemetery or Cemetery Association or Trustee or Trustees as the case may be to which the body or bodies are to be moved If however it should appear to the said Court that the amount of said Trust fund is not sufficient to maintain the grave or graves in the new Cemetery the Court shall direct the City taking the said land to pay such an additional amount as will be necessary to produce an annual fund necessary for the maintenance and care of said grave or graves in the new Cemetery

Section 8 Any Jury or Jury of View appointed under the procedure of this act shall assess damages or benefits but the amount to be expended by a City in erecting walls fences railings hedges or other means of enclosure shall not be taken into consideration by the Jury of View it being the intention of this act that the said City shall be at the expense of such enclosures and the same shall not be taken into consideration by a Jury of View If it should appear to the Proper Court of Quarter Session or a Judge thereof in vacation that any entrances to any Cemetery are interfered with by taking of the land under the provisions of this act the said Court or a Judge thereof in vacation shall by proper order or decree direct the placing and building of such other entrances or exits as shall be just and proper under the circumstances at the cost and expense of the City

Section 9 If it should be necessary to destroy or remove any buildings built upon any Cemetery property the City shall be put to the cost and expense under a decree of the Proper Court of the Quarter Session or a Judge thereof in vacation to erect and construct buildings equivalent to the buildings destroyed in a part of said Cemetery designated by the said owner and if it is possible to move said buildings upon the Cemetery property then to move them at the cost and expense of said City

Section 10 All acts or parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. CRAIG. Mr. Speaker, I move that this bill be recommitted to the Committee on Municipal Corporations for the purpose of a hearing.

Mr. TALBOT. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 865, as follows:

An Act fixing the salary of the clerks of the courts of common pleas in the counties of the first class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the salary of the assistants appointed by the prothonotary of the court of common pleas of counties of the first class which assistants are designated and known as court clerks shall be five thousand dollars per annum payable in equal monthly installments from the county treasury.

Section 2 All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 380, as follows:

An Act to prevent deception in and to regulate the sale of paint putty naval stores (turpentine and rosin) or any substitutes therefor providing penalties for the violation thereof providing for the enforcement of this act and repealing an act approved the first day of June one thousand nine hundred and fifteen entitled "An act to prevent deception in the sale of paint, putty, turpentine or any substitutes therefor and providing penalties for the violation thereof"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That no person firm or corporation shall sell or expose for sale or offer for sale within this Commonwealth any paint putty naval stores (turpentine or rosin) as hereinafter defined or any substitute therefor which is labeled or marked in any manner so as to tend to deceive the purchaser thereof as to its nature or composition or which is not labeled as hereinafter provided

Section 2 The term "paint" as used in this act shall include exide of zinc red lead and white lead (Basic carbonate or Basic sulphate) dry or in any kind of oil or any compound intended for the same use colors ground in oil paste or semi-paste paint and liquid or mixed paint ready for use and all similar materials used as protective coatings or for painting purposes

Section 3 The term "naval stores" as used in this act shall be defined as follows

(a) "Naval stores" means spirits of turpentine and rosin rosin

(b) "Spirits of turpentine" includes gum spirits of turpentine and wood turpentine

(c) "Gum spirits of turpentine" means spirits of turpentine made from (oleoresin) from a living tree

(d) "Wood turpentine" includes steam distilled wood turpentine and destructively distilled wood turpentine

(e) "Steam distilled wood turpentine" means wood turpentine distilled with steam from the oleoresin within or extracted from the wood

(f) "Destructively distilled wood turpentine" means wood turpentine obtained in the destructive distillation of the wood

(g) "Rosin" includes gum rosin and wood rosin

(h) "Gum rosin" means rosin remaining after the distillation of gum spirits of turpentine

(i) "Wood rosin means rosin remaining after the distillation of steam distilled wood turpentine

Section 4 That when used in this act standards of quality and purity of gum spirits of turpentine steam

distilled wood turpentine destructively distilled wood turpentine gum rosin or wood rosin shall be those established and promulgated by the Secretary of Agriculture

Section 5 That the following acts are hereby prohibited and made unlawful

(a) The sale in this State of any paint putty or naval stores labeled branded and offered for sale in such a manner as to deceive the purchaser thereof or in violation of sections two three and four of this act

(b) To use in this State the word "turpentine" or the word "rosin" singly or with any other word or words or of any compound derivative or imitation of words letters or combination of letters for any compound derivative or imitation of naval stores as defined insection three of this act

(c) The use in this State of any false misleading or deceitful means or practice in the sale of paint putty or naval stores or of anything offered for sale as such

Section 6 The label required by this act shall clearly and distinctly state the name and residence of the manufacturer of the paint putty or naval stores or of the distributor thereof or of the party for whom same is manufactured Such label shall be printed in plain legible type and so far as possible common English words shall be used instead of technical terms

Section 7 The label on all liquid or mixed paint shall show the net measure of the contents of the container and on all paste and semi-paste paint sold by weight the net weight of the contents of the package or if sold by measure the net measure of such contents

Section 8 The label on all paints as defined in section two of this act which have been extended or reduced or compounded by the addition of inert extenders or other similar paint materials shall be labeled with the word "Compound" immediately following the title in conspicuous type provided that where the percentage of oxide of zinc red lead white lead natural colors or natural colors ground in oil paste or semi-paste paint is fifty per centum (50%) or more of the compound the terms oxide of zinc red lead white lead or the name of the natural color or natural color in oil may be retained on the label with the word "compound" In the case of natural or chemical colors where the inert material or other foreign substance is a natural or normal part of the product itself the word "compound" need not be added to the name of the title

Section 9 For the purpose of this act an article shall be deemed improperly labeled or misbranded

(1) If it be an imitation of or offered for sale under the name of another article

(2) If the contents of the package as originally put up shall have been removed in whole or in part and other contents shall have been placed in such packages

(3) If the package containing it or its label shall bear any statement design or device regarding the ingredients or the substances contained therein which statement design shall be false or misleading in any particular

Section 10 The having in possession of by any person firm or corporation dealing therein of any of the articles hereinbefore described and improperly marked or not correctly labeled as provided in this act shall be considered prima facie evidence that the same are kept by such person firm or corporation in violation of the provisions of this act

Section 11 The Department of Agriculture of the Commonwealth is hereby charged with the enforcement of the provisions of this act

Section 12 The Department of Agriculture by its assistants experts chemists and agents shall have access to all places of business stores and buildings used for the sale of paint putty and naval stores as hereinbefore defined or any substitute therefor and shall have power and authority to open any package can jar tub or other receptacle containing articles subject to the provisions of this act which may there be sold offered or kept for sale for the purpose of obtaining samples for chemical analysis or examination and to determine whether or not any of the provisions of this act have beeen violated

Section 13 Any person firm or corporation or violator of any of the provisions of this act or assisting or taking part in the violation of any of said provisions shall be guilty of a misdemeanor and upon conviction thereof shall be punished for each offense by a fine of not less than twenty-five dollars nor more than one hundred dollars

Section 14 The Department of Agriculture shall from time cause to be published information obtained as a result of the examination and chemical analyses of samples of paint putty and naval stores as hereinbefore defined and the results of the enforcement of the provisions of this act

Section 15 This act shall take effect and be in force upon its approval by the Governor and the act of the first day of June Anno Domini one thousand nine hundred and fifteen (Pamphlet Laws six hundred sixty-five) entitled "An act to prevent deception in the sale of paint putty turpentine or any substitutes therefor and providing penalties for the violation thereof" is hereby repealed

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 562, as follows:

An Act to further amend section one of the act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand three) entitled "An act requiring licenses to sell steamship tickets or orders for transportation to and from foreign countries and providing penalties" further extending the parties to whom said act shall not apply

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand three) entitled "An act requiring licenses to sell steamship tickets or orders for transportation to and from foreign countries and providing penalties" which was amended by section one of the act approved the twentieth day of May one thousand nine hundred and twenty-one (Pamphlet Laws nine hundred ninety-seven) entitled "An act to amend section one of the act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws ten hundred and three) entitled 'An act requiring licenses to sell steamship tickets or orders for transportation to or from foreign countries and providing penalties'" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That no person copartnership association or corporation other than railroad or steamship companies shall hereafter engage within the State in the sale of steamship tickets or orders for transportation or shall advertise or hold themselves out as authorized or entitled to sell such steamship tickets or orders for transportation or shall receive deposits of money on account of the sale of steamship tickets without being a citizen of the United States and having first procured from the Commissioner of Banking a license to carry on such business Such license shall be granted upon application to the Commisisoner of Banking designating the place where the business for which a license is sought is to be carried on after such applicant shall cause a copy of his application to be advertised in one daily newspaper of general circulation in the county in which the applicant intends to do business and also in the legal journal of such county if any there is and if not then in the legal journal of the next adjacent county having such a journal once a week for four consecutive weeks

The application shall be accompanied by such satisfactory proof of good moral character and fitness to conduct such business properly and any other information required by the Commissioner of Banking The application shall also be accompanied by a list of the steamship lines for which the applicant is authorized agent which list shall not contain less than three such lines Such license shall be granted upon approval of the application by the Commissioner of Banking and the payment to said commissioner for the use of the Banking Department of a fee of fifty dollars and shall be renewed on payment of a like fee annually unless revoked for cause by the Commissioner of Banking Every license shall contain the name of the licensee the city street and number of the house in which the licensee is authorized to carry on business and the number and date of such license Such license shall not be transferred or assigned nor au-

thorize the licensee or his agents to transact business or to advertise or hold himself or themselves out as authorized and entitled to transact such business at any place other than that designated in the license The license shall run to the first day of July next following the date thereof and no longer unless sooner revoked by the Commissioner of Banking Provided however That the issuance of such license shall not thereby impose on such licensee the necessity of obtaining any further license from the Commissioner of Banking or the board created by act approved the nineteenth day of June Anno Domini one thousand nine hundred and eleven entitled "An act to provide for licensing and regulating private banking in the Commonwealth of Pennsylvania and providing penalties for the violation thereof" for the conduct of any business in conjunction with the sale of steamship tickets or orders for transportation where by existing law such business as now conducted is not required to be licensed by the Commissioner of Banking or said board And provided further That the provisions of this act shall not apply to any duly incorporated national bank State bank or trust company or to express companies organized and existing under the laws of other lawfully doing business within the State of Pennsylvania

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 321, entitled:

An Act to amend chapter fourteen of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" by adding article three thereto providing for a system of sewers and drains in townships of the second class and for the acquisition of private sewere systems

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That chapter fourteen of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" is hereby amended by adding thereto article three which reads as follows

CHAPTER XIV
SEWERS AND DRAINS
ARTICLE III
IN TOWNSHIPS OF THE SECOND CLASS

(a) Establishing and Constructing Sewer and Drainage Systems Sewer Connections and Rates Disposal of Sewage Assessment of Cost of Construction

Section 1142 Subject to the provisions of Section 1158 hereof Townships of the second class may establish and construct a system of sewers and drainage locating the same as far as practicable along and within the lines of the public roads of the towships as seem advisable to the board of supervisors The supervisors may permit and where necessary for the public health require adjoining and adjacent property owners to connect with and use the same All persons so connecting shall pay in addition to the cost of making such connection a monthly or annual rate prescribed by a resolution of the board of supervisors Such monthly or annual rate shall constitute a lien until paid against the property so connecting with such system and the amount thereof may be recovered by due process of law

Nothing in this section shall be construed to repeal or modify any of the provisions of the Public Service Company Law

Section 1143 Where it is reasonably impracticable in the judgment of the supervisors in any part of such system to carry such sewers or drains along the lines of public roads they may locate and construct so much of the same as is necessary through private lands

Section 1144 The supervisors shall make the necessary provisions for the disposition of the sewage and drainage within or for carrying the same beyond the limits of the township and to this end they are hereby authorized to enter into contracts with other municipalities and other corporations or persons and to purchase acquire enter upon take appropriate occupy and use such lands rights and interests therein within the corporate limits of other townships or boroughs as shall be necessary for the proper location construction maintenance use and operation of sewer main drains or disposal plants including such lands rights and interests therein as shall be necessary for future additions to and enlargements of such sewage facilities and as may be necessary to carry out the plans and specifications upon which a permit has been issued by the Commissioner of Health In accordance with the provisions of the act of April twenty-second one thousand nine hundred and five entitled "An act to preserve the purity of the waters of the State for the protection of public health"

Section 1145 In the event of inability to agree with the owners either for the land necessary for so much of the line of sewers and drains as are not located upon public roads or for so much land as is required for the disposition of the sewage the supervisors may enter upon said land and mark thereon the route and width necessary for the construction of the line of sewers or drains or the boundaries of so much land as is necessary for disposition of such sewage and occupy the said land for such purposes For all damage done or suffered or which accures to the owner or owners of such land by reason of the taking of the same the funds of the township raised by taxation shall be pledged and deemed as security such damages to be determined by viewers in the same manner as like damages are determined in townships of the first class under the provisions of sections one thousand seventy-four one thousand seventy-five one thousand seventy-six and one thousand seventy-seven of the act to which this is an amendment

Section 1146 The damages as awarded when the report is finally confirmed shall be entered as a judgment and if the same is not paid within thirty days after the entry thereof execution to enforce the collection thereof may be issued as in other cases of judgment against townships

Section 1147 The cost of construction of any system of sewers or drains constructed by the authority of section one thousand forty-two of this act shall be charged upon the properties accommodated or benefited thereby to the extent of such benefits

Section 1148 Whenever a sewer system is constructed by a township of the second class for the accommodation of a certain portion only of the township the supervisors of such township may constitute the territory accommodated into a sewer district or divide it into several districts In such case of division into several districts the supervisors shall make an estimate of the proportion of the cost of the sewer system which should equitably be charged on each of said districts and declare and establish such apportionment by resolution No district shall be charged with more than its due proportion of the cost of the main sewers pumping-stations et cetera used jointly by more than one district the aggregate amount charged on property in any such district shall not exceed the amount of such estimate subject to the provisions of section eleven hundred and fifty of this act Where the whole of the township is accommodated by the system it may also be treated as a single district or divided into districts and be subject to the foregoing provisions

Any amount not legally chargeable upon properties benefited shall be paid out of the general township fund

Section 1149 The charge for any such sewer construction in any township of the second class shall be assessed upon the properties accommodated or benefited in either of the following methods

(a) By an assessment pursuant to a resolution of the board of supervisors of each lot or piece of land in proportion to its frontage abutting on the sewer allowing such reduction in the case of properties abutting on more than one sewer as the resolution may specify No assessment by frontage shall be made on properties of such a character

as not to be lawfully subject to such manner of assessment and each abutting property shall be assessed with not less than the whole amount of the benefit accruing to it and legally assessable

(b) By an assessment upon the several properties abutting on the sewer in proportion to benefits The amount of the charge on each property shall be ascertained as provided in section eleven hundred and fifty of this act

When a township is divided into sewer districts the assessment in each district may be by different methods

Section 1150 In all cases where the board of supervisors shall select the method provided by subdivision (b) of the foregoing section they shall petition the court of common pleas for appointment of viewers to assess benefits In all where they shall neglect for a period of three months after the completion of the sewer system to either ordain assessments by frontage or present petition for appointment of viewers taxpayers of the township whose property valuation as assessed for taxable purposes within the township shall amount to fifty per centum of the total property valuation as assessed for taxable purposes within the township may present a petition to the court of common pleas of the proper county for the appointment of viewers to assess benefits and in all cases where such taxpayers shall within three months of the adoption of a resolution levying an assessment under the method provided by subsection (a) of said section eleven hundred and forty-nine by petition state to said court that such assessment insufficiently represents the benefits accruing to abutting properties they may include in such petition a prayer for the appointment of viewers to assess benefits In either case the court shall thereupon appoint three disinterested persons from the board of county viewers neither of whom shall be a resident of that portion of the township which is accomodated by the sewer in question The viewers or a majority of them having been sworn or affirmed to perform their duties with fidelity and impartiality shall assess upon each piece of land abutting upon the line of said sewer system which in their opinion is benefited by its construction such amount as represents the benefit accruing to such lot In no case shall the viewers in assessing benefits to private property through which any sewer runs take into sonsireation any damages which such property has sustained but all such damages shal be assessed in the manner provided in sections ten hundred and seventy-four to ten hundred and seventy-seven inclusive of the act to which this is an amendment The aggregate of the assessment in any sewer district shall not exceed the amount charged to such district for its share of the cost of the sewer construction unless the same shall by petition of taxpayers whose property valuation as aforesaid shall amount to nfty per centum of the total property valuation as assessed for taxable purposes within the township presented within three months after the adoption a resolution providing for an assessment by frontage be stated to insufficiently represent the amount of benefits to such properties in which case the proceedings by taxpayers authorized above shall be applicable Upon the filing of such a petition by taxpayers as aforesaid, for appointment of viewers any assessment made by the supervisors and any proceedings thereunder shall be null and void

The viewers shall file a report of their proceedings in the same manner as provided in section ten hundred and eighty-three of the act to which this is an amendment and all the provisions of said section shall be followed relative to such report

Section 1151 After the amount of the assessment charged upon the several properties has been established either by resolution making assessments according to frontage or by confirmation of any report of viewers in whole or in part it shall be the duty of the township supervisors to file municipal liens for the assessments covered by such resolution or confirmation within the time and in the manner provided by law the same to be subject in all respects to the general law providing for the filing and recovery upon municipal liens The amounts of all assessments shall be payable to the township treasurer for the use of the township The supervisors shall also make out bills for the amounts charged against each property which shall be forthwith sent to all property owners residing in the township and mailed to all such owners residing elsewhere whose address is known

The cost of publication of notices in proceedings before viewers shall be paid by the township upon presentation of bills approved by the court

(b) Contracts With Individuals or Corporations for Construction and Maintenance of Sewer and Drainage Systems

Section 1152 In any case where under the authority of section eleven hundred and forty-two of this act a system of sewage and drainage covering any township of the second class in whole or in part shall have been approved and authorized by resolution the supervisors may enter into a contract with any responsible individual or individuals or corporation for the construction of such system of sewage or drainage at the expense of such individual or individuals or corporation He they or it shall be entitled under such contract to exercise all the powers of the township in the construction maintenance and operation of such system of sewage or drainage with the right to colect such charges in connection therewith as the supervisors prescribe in as full manner as the same might have been collected by the township or the supervisors In such contract the supervisors shall reserve to the township the right at any time or after a prescribed time to itself take possession of such system of sewage and drainage and its appurtenances at a price and upon terms to be fixed in the contract

Nothing in this section shall be construed to repeal or modify any of the provisions of the Public Service Company Law

(c) Sewers and Drains in Streets or Allevs or Over Private Property Assessment of Cost of Construction According to Benefits

Section 1153 Subject to the provisions of Section 1158 hereof Townships of the second class may construct sewers and drains in any street or alley or through or on or over private property The costs damages and expenses of the construction of any such sewers or drains shall be assessed upon the properties accommodated or benefited in either of the following methods

(a) By an assessment pursuant to a resolution of the township board of supervisors of each lot or piece of land in proportion to its frontage abutting on the sewer allowing such reduction in the case of properties abutting on more than one sewer as the resolution may specify No assessment by frontage shall be made on properties of such a character as not to be lawfully subject to such manner of assessment and each abutting property shall be assessed with not less than its proportion aforesaid of the entire cost and expense of such construction

(b) By an assessment upon the several properties abutting on the sewer in proportion to benefits the amount of the charge on which property shall be ascertained and the rights of taxpayers are conferred as in townships of the first class under the provisions of sections five hundred and fifty-three to five hundred and sixty-five both inclusive of the act to which this is an amendment

(d) Sewers Under State and County Highways

Section 1154 Townships of the second class may construct sewers and drains in and under any county or State highway within the township boundaries In case of the construction of sewers upon county highways the consent of the county commissioners of the county shall first be obtained and in case of the construction of sewers upon any State highway the consent of the State Highway Commissioner shall first be obtained

Section 1155 Whenever sewers have been or shall be laid or constructed by any second class township in and under such highways such township may ascertain levy and collect the costs and expenses of the construction thereof from the abutting property holders in the same manner as in first class townships under the provisions of sections five hundred and fifty-three to five hundred and sixty-four of this act

(e) Connecting With Sewer of Adjoining Municipality

Section 1156 Any township of the second class may connect with an existing sewer owned by any adjacent municipality for sewage purposes in the following manner

An application shall be made by the board of supervisors to the court of quarter sessions setting forth that fact If the court shall be of the opinion that such connection can be made without impairing the usefulness of the existing sewer it shall appoint three viewers who shall view the premises and investigate the facts of the case and shall assess the proportionate part of the expense of building the original sewer upon such township of the second class and shall fix the proportion of the expense for repairs which the municipality and the township of the second class shall there-

after bear and determine all other questions liable to arise in connection therewith

Section 1157 The viewers shall report to the court the result of their investigation which report shall be confirmed within thirty days unless exceptions thereto are filed After confirmation of such report or the disposal of any exceptions any party interested may appeal from the decision of the court of quarter sessions to the Superior Court

Section 1158 No sewer system of sewers or drain shall be constructed under the provisions hereof unless a resolution of the Board of Supervisors authorizing the same shall be published in a newspaper of general circulation published in the county in which the township is situated once a week for three successive weeks If within twenty days after the last publication or at any time during the period of publication taxpayers of the township whose property valuation is assessed for taxable purposes within the township shall amount to fifty per centum of the total property valuation as assessed for taxable purposes within the township shall sign and file in the office of the Prothonotary of the Court of Common Pleas of the County in which the township is located a written protest against the construction of such sewer sewer system or drain then the construction authorized by such resolution shall not be undertaken or proceeded with

(f) Acquisition of Sewer Systems

Section 1159 Any township of the second class in which any person firm or corporation is maintaining sewers and culverts with the necessary inlet and appliances for surface and under-surface and sewage drainage may become the owner of such sewers culverts inlet and appliances by paying therefor the actual value of the same at the time of the taking by the township

In case the supervisors of the township cannot agree with the owners of such sewers as to the price to be paid therefor the supervisors may enter upon and take possession of such sewers culverts inlets and appliances For all damage done or suffered or which accrues to the owner or owners of such sewer by reason of the taking of the same the funds of the township raised by taxation shall be pledged and deemed as security such damages to be determined by viewers in the same manner as damages for the construction of sewers are determined in townships of the first class under the provisions of sections one hundred and seventy-four to one hundred and seventy-seven inclusive of the act to which this is an amendment

On the question,

Will the House agree to the section?

Mr. BREWSTER. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 1, page 2, line 24, by striking out the word "contrued" and in serting in lieu thereof "construed."

Amend section 1, page 3, line 18, by striking out the word "Commissioner" and inserting in lieu thereof "Secretary."

Amend section 1, page 11, lines 8 and 9, by striking out the words "State Highway Commissioner" and inserting in lieu thereof "Secretary of Highways."

Amend section 1, page 12, by underscoring lines 14 to 29 inclusive.

Amend section 1, page 13, by underscoring line 1.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question.

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend chapter fourteen of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" by adding article three thereto providing for a system of sewers and drains in townships of the second class and for the acquisition of private sewer systems

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 539, as follows:

An Act to amend section one of the act approved the fifteenth day of July one thousand eight hundred and ninety-seven (Pamphlet Laws two hundred and ninety-two) entitled "An act to provide revenue by taxation" eliminating from said act the provisions for the taxation of bank stock on the par value thereof

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the fifteenth day of July one thousand eight hundred and ninety-seven (Pamphlet Laws two hundred and ninety-two) entitled "An act to provide revenue by taxation" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act every bank or savings institution having capital stock incorporated by or under any law of this Commonwealth or under any law of the United States and located within this Commonwealth shall on or before the twentieth day of June in each and every year make to the Auditor General a report in writing verified by the oath or affirmation of the president cashire or treasurer setting forth the full number of shares of the capital stock subscribed for or issued by such bank or savings institution and the actual value thereof which shall be ascertained as hereinbefore provided whereupon it shall be the duty of the Auditor General to assess such shares for taxation at the same rate as that imposed upon other moneyed capital in the hands of individual citizens of the State that is to say at the rate of four mills upon each dollar of the actual value thereof the actual value of each share of stock to be ascertained and fixed by adding together the amount of capital stock paid in the surplus and undivided profits and dividing this amount by the number of shares The Auditor General shall have the power and it shall be his duty in case he shall not be satisfied with the correctness of the report as made by the officers of any bank or savings institution to summon the officers of said bank or savings institution to appear befor him upon notice to do so on a day to be fixed by him and to bring with them the books of said bank or savings institution for his examination and he shall have the right to have further evidence to satisfy himself as to the correctness of the report made to him on the question of the value of the shares of stock of such bank or savings institution according to the rule hereinbefore stated After the Auditor General shall have fixed the value of the shares of stock in any bank or savings institution by the method hereinbefor provided and settled an account according to law he shall thereupon transmit to the presdient cashier or treasurer of such bank or savings institution a copy of such settlement showing the valuation and assessment so made by him and the amount of tax due the Commonwealth on all such shares And it shall be the duty of the president cashier or treasurere of any such bank or savings institution immediately upon the receipt of said settlement to post the same in a conspicuous place in such bank or savings institution so as to give notice to the shareholders of such valuation and it shall be the duty of the Auditor General to hear any shareholder upon the subject of the valuation of such shares of stock at the Auditor General's office within a period of thirty days from the date of said settlement It shall be the duty of every bank or savings institution within a period of forty days after the date of such settlement by the Auditor General at its option to pay the amount of said tax to the State Treasurer from its general fund or collect the same from its shareholders and pay over to the State Treasurer

Provided That if any such bank or savings insitution shall fail or refuse to make such report or to pay such tax at the time herein specified or shall make any false statement in such report or shall fail or refuse by its officers to appear before the Auditor General upon notice as aforesaid or shall fail or refuse to produce its books for examination when required to do so by the Auditor General he shall after having ascertained the actual value of each share of the capital stock of such bank or savings institution from the best information he can obtain add thereto fifty percentum as a penalty assess the tax as aforesaid and proceed according to law to collect the same from such bank or savings institution Provided further That if the president cashier or treasurer of any such bank or savings institution shall neglect or refuse to post the copy of the settlement in a conspicuous place in such bank or savings institution immediately upon the receipt of the same so as to give notice to the shareholders such president cashier or treasurer shall be adjudged to be in default and as a penalty for such default such bank or savings institution shall be responsible to the Commonwealth for the amount of the tax assessed against the shareholders of such bank or savings institution And provided further That in case any bank or savings institution having capital stock incorporated under the law of this State or of the United States shall collect annually from the shareholders thereof said tax of four mills on the dollar upon the actual value of all the shares of stock of said bank or savings institution according to the rule hereinbefore stated that have been subscribed for or issued and pay the same into the State Treasury on or before the first day of March in each year the shares and so much of the capital and profits of such bank or savings institution as shall not be invested in real estate shall be exempt from local taxation under the laws of this Commonwealth and such bank or savings institution shall not be required to make any report to the local assessor or county commissioners of it personal property owned by it in its own right for purposes of taxation and shall not be required to pay any tax thereon (Except however that any bank or savings institution incorporated as aforesaid in lieu of the method hereinbefor set out for ascertaining the actual value of the shares of capital stock thereof may elect to collect annually from the stockholders thereof a tax of ten mills on the dollar upon the par value of all shares of said bank that have been subscribed for or issued and pay the same into the State Treasury on or before the first day of March in each year and the shares of such bank or savings institution and so much of the capital and profits of such bank or savings institution as shall not be invested in real estate shall be exempted from local taxation under the laws of this Commowealth)

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 76, as follows:

An Act to further amend section two hundred thirty-five of an act approved the fourteenth day of July one thousand nine hundred seventeen (Pamphlet Laws eight hundred forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" by increasing the compensation of supervisors

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two hundred thirty-five of an act approved the fourteenth day of July one thousand nine hundred seventeen (Pamphlet Laws eight hundred forty) entitled "An act concerning townships and revising amending and consolidating the law relating thereto" which was amended by an act apporved the fourth day of April one thousand nine hundred and nineteen (Pamphlet Laws forty-three) entitled "An act to amend section two hundred thirty-five of an act approved the fourteenth day of July one thousand nine hundred seventeen (Pamphlet Laws eight hundred forty) entitled 'An act concerning townships and revising amending and consolidating the law relating thereto' by increasing the compensation of supervisors" is hereby further amended to read as follows

Section 235 Supervisors who do not act as superintendents or roadmasters shall receive from the township road funds as compensation not less than two dollars and fifty cents nor more than four dollars for each monthly meeting which they attend The amount of the compensation shall be determined by the township auditors The township auditors shall also allow to the supervisors compensation for making a semi-annual inspection of the roads and bridges The compensation of supervisors when overseeing or working on roads shall be fixed by the township auditors and shall be not less than three dollars nor more than six dollars per day

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 846, as follows:

An Act to repeal the act approved the twenty-fifth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand one hundred thirty-one) entitled "An act to regulate the practice of the profession of engineering and of land surveying creating a State Board for the Registration of Professional Engineers and Land Surveyors defining its powers and duties imposing certain duties upon the Commonwealth and political subdivisions thereof in connection with public work and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the twenty-fifth day of May one thousand nine hundred and twenty-one (Pamphlet Laws one thousand one hundred thirty-one) entitled "An act to regulate the practice of the profession of engineering and of land surveying creating a State Board for the Registration of Professional Engineers and Land Surveyors defining its powers and duties imposing certain duties upon the Commonwealth and political subdivisions thereof in connection with public work and providing penalties" is hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered To be transcribed for a third reading.

## BILL RECOMMITTED.

Mr. WILSON. Mr. Speaker, I move that this bill be recommitted to the Committee on Judiciary Special for the purpose of amendment.

Mr. HOLMES. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON SECOND READING.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 183, as follows:

An Act to further amend sections one two three and four of article fourteen of an act approved the seventh day of March one thousand nine hundred and one (Pamphlet Laws twenty) entitled "An act for the government of cities of the second class" providing for the division of such cities into councilmanic districts and for the election and compensation of members of council

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in Gen-

eral Assembly met and it is hereby enacted by the authority of the same That section one article fourteen of an act approved the seventh day of March one thousand nine hundred and one (Pamphlet Laws twenty) entitled "An act for the government of cities of the second class" which was last amended by the act approved the thirty-first day of May one thousand nine hundred and eleven (Pamphlet Laws four hundred sixty-one) entitled "An act amending and supplementing article fourteen of an act entitled 'An act for the government of cities of the second class' approved the seventh day of March Anno Domini one thousand nine hundred and one as same was amended and supplemented by an act approved the twentieth day of June Anno Domini one thousand nine hundred and one by abolishing the present select and common councils providing a new body to be known as the council and fixing their terms of office and providing for the selection of members of council prescribing the qualifications of members thereof their powers and duties and fixing their salaries" is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the legislative power of cities of the second class shall be vested in one body which shall be known as The Council and which shall consist of not less than five nor more than nine members who shall be chosen in the manner and for the terms hereinafter set forth and the said council shal by ordinance regulate their times and days of meeting and the mode of calling the same

The court of common pleas of the respective counties where cities of the second class are situate shall within thirty days after the passage of this act or within thirty days after any other city shall become a city of the second class and during the month of June of the year following the year of each United States census thereafter after due public haring fix the number of members of council for each such city of the second class and shall appoint a commission to consist of three citizens of the several cities of the second class for the purpose of dividing such cities into a number of councilmanic districts less by one than the number of councilmen decreed by the court Such districts shall be numbered consecutively Said commissioners so appointed shall hear evidence and take testimony and shall divide said city as equitably as may be into the required number of districts according to population as shown by the last United States census and according to the topography of said city and districts The commission shall have the power to sit and hear any testimony at such hours and at such places as to it may seem fit and to issue subpoenas under the seal of the court by which it was appointed The commission shall have the power to employ such clerks and stenographers as may be necessary at a salary not to exceed ten ($10.00) dollars per diem

The commission shall within sixty days after their appointment make return in writing of the establishment and creation of such councilmanic districts and make report thereof to the court which said report shall be confirmed nisi and unless exceptions thereto are filed become absolute within ten days thereafter If any exceptions are made to said report by any qualified citizen or resident of said city the court shall within thirty days hear and determine said case and may make such changes in said report as it deems necessary and shall confirm the report and return absolutely as submitted or as so altered

The court immediately upon such return made shall fix and determine the fees of the commissioners and an order shall be directed to the mayor controller and treasurer of such city to pay such fees and all expenses incident to such proceedings out of the city treasury

Whenever any territory is annexed to any city of the second class such territory shall become a part of the contiguous councilmanic district or districts

Section 2 Section two article fourteen of said act as so amended is hereby further amended to read as follows

[after any other city shall have entered said class there shall be elected the full number of councilmen to which the city shall be entitled to serve from the first Monday of January following said councilmen shall meet and organize on said date and immediately thereafter divide themselves by lot into two classes the odd numbers to serve for two years and the even numbers for four years thereafter] At the municipal election in one thousand nine hundred and twenty-five there shall be elected for a term of four years one councilman from each of the even numbrbered districts and one councilman at large from the entire city to succeed the councilmen now in office whose terms expire in January one thousand nine hundred and twenty-six At the municipal election in one thousand nine hundred and twenty-seven there shall be elected for a term of four years one councilman from each of the odd numbered districts to succeed the councilmen now in office whose terms expire in January one thousand nine hundred and twenty-eight At the first municipal election occurring at least ninety days after any other city shall become a city of the second class there shall be elected one councilman from each of the even numbered districts and one councilman at large from the entire city to serve for a term of four years and one councilman from each of the odd numbered districts to serve for a term of two years At each municipal election thereafter there shall be elcted from the councilmanic districts where vacancies are about to occur or at large as the case may be the number of councilmen required to fill the places of those whose terms are about to expire to serve for four years and also to fill any vacancies caused by death resignation or removal occurring more than sixty days before such election to serve for the balance of the term of the member who has died resigned or removed

Section 3 Section three article fourteen of said act as so amended is hereby further amended to read as follows

Section 3 Members of council shall be residents of the councilmanic district from which they are elected and shall have been residents of the city for at least three years before their appointment or election they shall reside in the city during their term of office and shall not hold any other office position or employment under the Government of the United States the State of Pennsylvania the said city or county in which it is situate during the terms for which they were elected except that of notary public commissioner of deeds officer in the National Guard of Pennsylvania officer or director in any national or state bank or trust company or membership on any commission for public works or improvements where such employment is without pecuniary compensation They shall not while members of council hold any office position or employment in any corporation holding or applying for franchises from the city A member who has a personal or private interest in any measure or bill proposed or pending before the council shall disclose the fact to the council and shall not vote thereon nor take part in any discussion of the same Any councilman violating any of the provisions of this section shall thereby forfeit his office

Section 4 Section four article fourteen of said act as so amended is hereby further amended to read as follows

Section 4 Said councilmen shall receive for their services during their term of service annual salaries to be fixed by ordinance payable in monthly installments Provided however the same shall not exceed five thousand [five hundred] dollars per annum and that councils shall by the ordiance fixing salaries provide for the assessment and retention therefrom of reasonable fines for absence from regular or special meetings of council or councilmanic committees

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The House proceeded to the second reading and consideration of House Bill No. 593, entitled:

An Act to validate certain municipal assessments municipal claims and municipal liens in the several cities of the third class of the Commonwealth of Pennsylvania providing for filing claims therefor and the proceedings for the collection of assessments and claims

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever heretofore the Council of any City of the Third Class of this Commonwealth or of any incorporated Borough which by annexation consolidation or otherwise has become a City of the Third Class or a part thereof has required by ordinance and caused to be graded paved curbed or macadamized with brick stone or other suitable material or otherwise improved any public street or thoroughfare or part thereof either cartway or footwalk or has caused sewers to be constructed therein or both pursuant to such ordinance but owning to some defect in the action of Council notice of publication or other proceeding necesary under existing laws and ordinances to give jurisdiction to such Council or because of noncompliance with existing laws as to publication of copies of ordinance or because the ordinance itself or the official record book containing the same has been lost mislaid or destroyed or has not been transcribed in the official record book or the time for filing said lien or making said claim has expired or said claim has not been filed after notice to do so or where any claim has been filed after the expiration provided by law for the filing thereof or where for any other reason the cost of such improvement or a portion thereof cannot be legally assessed upon the property bounding or abutting upon the street or part thereof improved or owning to some defect in the Statement of Claim filed to secure the lien or the failure of the City Solicitor to file the lien in the Court of Common Pleas or to sign the same for the cost of such improvement payment thereof cannot be enforced as was contemplated by the act or acts of the General Assembly under which the improvement was attempted to be made and Statement of Claim filed now by this act such improvements are made valid and binding and any lien heretofore filed for the cost of such improvement or any part thereof although not filed within the time provided for the filing thereof is hereby made valid and binding with the same force and effect as though filed within the time heretofore required by law for filing of the same and the Council of such city of the third class may cause the property bounding and abutting upon the street or part thereof upon which the improvement has been made or is now being made to be assessed in case such assessment has not already been made in the manner now provided by law with such a portion of the cost of such improvement as is contemplated by the law under which the improvement was made or attempted to be made or is now being made Such assessment or other assessment heretofore legally made shall be a lien upon the property assessed The lien shall date from the date of the filing of the same and shall remain a lien until fully paid and satisfied provided that a writ of Scrie Facias is issued to revive the same during every period of five years after the lien is filed as hereinbefore provided

The second section was read as follows:

Section 2 The Council of any City of the Third Class of this Commonwealth entitled to a lien under this act shall file a lien therefor in the office of the Prothonotary of the County within which the property lies within six months after the completion of the work where the improvement is now in progress or within six months after the approval of this act where the improvement is now completed and the same shall be entered upon record as other municipal claims Such liens shall state the name as other municipal claims Such liens shall state the name of the party claimant which shall be the corporate name of the City of the Third Class making the improvement the name of the owner or reputed owner of the property assessed a reasonable description of the property assessed the amount or sum claimed to be due which shall include interest from the completion of the improvement for what improvement the claim is made the date of its completion the date of the assessment from which the lien is filed Such lien when so filed shall be prima facie evidence of all matters therein set forth and of the right of the City to recover the amount therein claimed to be due together with interest from the date of the lien or completion of the improvement costs and attorney's commission of five per centum for collecting

On the question,

Will the House agree to the section?

Mr. POSEY. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amedment was read by the Clerk as follows:

Amend Sec. 2, page 3, line 24 by striking out the entire line

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The third section and title were separately read and agreed to as follows:

Section 3 The Claim when so filed shall be proceeded upon for collection by writ of scire facias provided that this act shall not apply to any proceeding suit or lien wherein a final order or judgment of any Court of record has already been made or entered

An Act to validate certain municipal assessments municipal claims and municipal liens in the several cities of the third class of the Commonwealth of Pennsylvania providing for filing claims therefor and the proceedings for the collection of assessments and claims

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The House proceeded to the second reading and consideration of House Bill No. 856, as follows:

An Act prohibiting the manufacture of gambing machines and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it is unlawful for any person partnership asociation or corporation to make manufacture or assemble any punch board drawing card slot machine or any machine or device used or intended to be used for gambing

Section 2 Any person partnership association or corporation violating any of the provisions of this act shall be guilty of a misdemeanor and upon conviction be sentenced to pay a fine not exceeding one thousand dolars or undergo imprisonment not exceeding one year or both at the discreation of the court

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The House proceeded to the second reading and consideration of House Bill No. 989, (Senate Bill No. 279), entitled:

An Act to amend section one of an act approved the thirtieth day of May one thousand eight hundred and ninety-five entitled "An act to provide for safety guards upon passenger elevators and providing a penalty for violation thereof"

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The House proceeded to the second reading and consideration of House Bill No. 311, as follows:

An Act making an appropriation to the Montefiore Hospital Association of Western Pennsylvania Pittsburgh Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of forty thousand dollars ($40,000) or so much thereof as may be necessary is hereby specifically appropriated to the Montefiore Hospital Association of Western Pennsylvania located at Centre and Herron Avenues Pittsburgh Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 368, as follows:

An Act authorizing the Department of Highways to correct errors made in allocating to the County of Butler its porportion of appropriations made by the General Assembly in one thousand nine hundred and seventene one thousand nine hundred and nineteen and one thousand nine hundred and twenty-one for State-aid road construction, purposes and making an appropriation therefor

Whereas The General Assembly of the State of Pennsylvania appropriated certain sums of money in the years one thousand nine hundred seventeen one thousand nine hundred nineteen and one thousand nine hundred twenty-one to be allocated by the Department of Highways in equal proportion to all the counties of the State of Pennsylvania to be used for State-aid road construction purposes and

Whereas The allocation of said appropriations to said counties was to be used on the basis of the percentage that all the county and township roads in each county bore to the total of all roads of the same character in the State and

Whereas The proportion allotted to Butler County was based on a total of seven hundred and forty-eight hundredths (700.48) miles of county and township reads in Butler County and

Whereas A survey recently made indicates that there are one thousand six hundred twenty-six and thirty-five hundredths (1626.35) miles of township and county roads in said county instead of seven hundred and forty-eight hundredths (700.48) miles and that as a result of this error said Butler county has not received the same proportion of said appropriations as the other counties of the State have received and

Whereas It has since been found that the correct mileage of such roads in said county has been on file in the Department of Highways for several years including the years one thousand nine hundred seventeen one thousand nine hundred nineteen and one thousand nine hundred twenty-one and it appears that the basis of seven hundred and forty-eight hundredths (700.48) miles used for calculating said county's proportion of State-aid appropriations is the result of using improper records or of some miscalculation and

Whereas The Department of Highways verifies that such an error occurred and that one thousand six hundred twenty-six and thirty-five hundredths (1626.35) miles is the correct mileage of township and county roads in Butler County as shown by the records of the said Department of Highawys and that seven hundred and forty-eight hundredths (700.48) miles used in calculating the proportion of said appropriations to be allocated to Butler County is not correct and also further verifies that the sum of money hereinafter specified is the correct amount reasonably and properly due the said Butler County and

Whereas The said Department of Highways is without sufficient money in the proper funds to allot to said Butler County an amount sufficient to correct the errors that have occurred therefore

Section 1 Bt it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the said Department of Highways be and it is hereby authorized to allot additional sums of money to said Butler County sufficient to correct the errors herein described

Section 2 The sum of one hundred two thousand nine hundred forty dollars and eighty nine cents ($102,940.89) is hereby specifically appropriated to said Department of Highways for the purpose of making the said corrections as follows

(1) For correcting an allotment of thirteen thousand eight hundred ninety dollars and sixty-six cents ($13,890.66) made in the years one thousand nine hundred and seventeen which allotment should have been thirty-two thousand sixty-nine dollars and eighty-eight cents ($32,069.88) eighteen thousand one hundred seventy nine dollars and twenty-two cents ($18,179.22)

(2) For correcting an allotment of twenty-seven thousand eight hundred thirteen dollars and thirty-six cents ($27,813.36) which allotment should have been sixty-four thousand one hundred thirty-nine dollars and seventy-eight cents ($64,139.78) thirty-six thousand three hundred twenty-six dollars and forty-two cents ($36,326.42)

(3) For correcting an allotment of thirty-seven thousand eighty-four dollars and forty-six cents ($37,084.46) which allotment should have been eighty-five thousand five hundred nineteen dollars and seventy-one cents ($85,519.71) forty-eight thousand four hundred thirty-five dollars and twenty-five cents ($48,435.25)

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 987, as follows:

An Act making an appropriation to the Kensington Hospital for Women of Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-five thousand dollars ($25,000) or so much thereof as may be necessary is hereby specifically appropriated to the Kensington Hospital for Women at Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dolalrs ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 988, as follows:

An Act making an appropriation to the Saint Christopher's Hospital for Children Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty thousand dollars ($20.-000) or so much thereof as may be necessary is hereby specifically appropriated to the Saint Christopher's Hospital for Children at Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulation and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 993, as follows:

An Act making an appropriation to the Children's Hospital of Pittsburgh in the city of Pittsburgh Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of sixty-five thousand dollars ($65,000) or so much thereof as may be necessary is hereby specifically appropriated to the Children's Hospital of Pittsburgh in the city of Pittsburgh Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at at rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 998, as follows:

An Act making an appropriation to the Ladies of the Grand Army of the Republic Home Department of Pennsylvania at Hawkins Station Allegheny County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authroity of the same That the sum of thirty thousand dollars ($30,000) or so much thereof as may be necessary is hereby specifically appropriated to the Ladies of the Grand Army of the Republic Home Department of Pennsylvania located at Hawkins Station Allegheny County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 999, as follows:

An Act making an appropriation to Saint Luke's Homeopathic Hospital of Philadelphia

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty-three thousand dollars ($33,000) or so much thereof as may be necessary be and the same is heerby specifically appropriated to Saint Luke's Homeopathic Hospital of Philadelphia for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical service rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1016, as follows:

An Act making an appropriation to the Bethesda Home Pittsburgh Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three thousand dollars ($3,000) or so much thereof as may be necessary is hereby specifically appropriated to the Bethesda home located at one thousand three hundred fifteen Liverpool Street Pittsburgh Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1025, as follows:

An Act making an appropriation to the Northern Home for Friendless Children of Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fourteen thousand

dollars ($14,000) or so much thereof as may be necessary is hereby specifically appropriated to the Northern Home for Friendless Children of Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1036, as follows:

An Act making an appropriation to the Nazarene Home for the Aged at Philadelphia

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby specifically aprpopriated to the Nazarene Home for the Aged at Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and twenty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

## BILLS ON FIRST READING.

The SPEAKER. If there is no objection, the Chair would like to take up at this time bills on first reading for the purpose of advancing our calendar. The Chair hears none, and we will proceed with the First Reading Calendar.

## BILLS ON FIRST READING.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 454, entitled:

An Act to amend part of section one hundred one of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" removing from skunks the protection afforded them as fur-bearing animals

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 323, entitled:

An Act to amend section one of an act approved the twenty-sixth day of June one thousand eight hundred and ninety-five (Pamphlet Laws three hundred and sixteen) entitled "An act relating to husband and wife who are the parents of minor children enlarging and extending the power control and authority of the mother over their minor children under certain circumstances" giving the mother under all circumstances the same and equal power and rights with the father

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 717, entitled:

An Act authorizing the county controller to bring suit in the name of the county on contracts upon neglect or refusal of the board of commissioners so to do after notice.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 925, (Senate Bill No. 277), entitled:

An Act to amend section one of article three clause (b) of section four of article two and to add article twenty-four to an act approved the twenty-fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred and eighty-one) entitled "An act for the better government of cities of the first class of this Commonwealth" by abolishing the office of Purchasing Agent and substituting therefor a new department to be known as the Department of Supplies

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 949, (Senate Bill No. 39), entitled:

An Act to provide for an additional system for the collection of State and county taxes in cities of the third class

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 506, (Senate Bill No. 46), entitled:

An Act making an appropriation to the Auditor General to pay the balance of the claim of the architect employed by the Commission to erect an institution for inebriates under the provisions of the act approved the twenty-fifth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand three hundred six) entitled "An act to provide for the selection of a site and the erection of a State Institution for the detention care and treatment of inebriates or persons habitually addicted to the use of alcoholic drink or intoxicating drugs to be called the State Institution for Inebriates and making an appropriation therefor" said claim having been adjusted and approved by the Auditor General State Treasurer and Attorney General and to pay the personal expenses of the members of the Commission

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 529, as follows:

An Act providing for the payment by counties and poor districts of the salaries of officers where pending the settlement of a dispute the salary paid to such officer was less than the amount to which he was legally entitled

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever heretofore pending the settlement of a dispute any county or poor district has paid to a public officer a salary for the performance of his duties and in subsequent legal proceedings brought in a court of record by such officer during his incumbency in office it was decided that the salary of such officer as fixed by law was in excess of the amount which was being paid by the county or poor district to such officer prior to such legal proceedings then in any such case such officer shall be entitled to receive and be paid by the county or poor district responsible for the payment of the salary of such officer an amount equal to the difference between the amount to which he was legally entitled and the amounts received prior to such legal pro-

ceedings and no failure on the part of such officer to appeal from the annual report of any auditor or board of auditors or controller shall be held to bar is right to recover the salary to which he was legally and morally entitled Provided That this act shall not apply to the salary of any officer for any period prior to the first day of January one thousand nine hundred and seventeen

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—193.

| | | | |
|---|---|---|---|
| Anderson, | Flynn, | MacMillan, | Royle, |
| Armstrong, | Fockler, | Malie, | Sarig, |
| Aston, | Fratt, | Marcus | Sautter, |
| Baldi, | Frye, | Marshall, | Schilling, |
| Bartley, | Fuller, | Mangan, | Schoener, |
| Behney, | Gelnett, | Martz, | Schwartz, |
| Bell, F. A. | Gilchrist, | Mathay, | Scott, |
| Bell, W. T. | Goehring, | McBride, | Shaffer, |
| Bentley, | Goodnough, | McCaig, | Sheffer, |
| Berkheiser, | Goss, | McCann, | Smith, G. A., |
| Bickett, | Greeby, | McClure, J. F., | Smith, H. J., |
| Bidelspacher, | Greenstein, | McClure, J. H., | Soffel, |
| Blair, | Griffith, | McCormick, | Sowers, |
| Blumberg, | Grimes, | McDaniel, | Speer, |
| Bray, | Guerin, | McGowan, | Spencer, |
| Brewster, | Haas, | McKim, | Stadtlander, |
| Bromley, | Haines, | McLaughlin, | Stark, |
| Brown, E., | Hall, | Metzger, | Staudenmeier, |
| Brown, E. P., | Hantz, | Metzinger, | Stavitski, |
| Brown, T. J., | Harding, | Millar, | Sterling, |
| Burchinal, | Harer, | Miller, C., | Stock, |
| Burke, | Hart, | Miller, H. A., | Storb, |
| Bush, | Haws, | Moore, | Storer, |
| Calhoun, | Heffernan, | Morrison, | Strayer, |
| Canon, | Heffran, | Muldowney, | Talbot, |
| Conner, | Henderson, | Munley, | Thomas, L. D., |
| Craig, | Himes, | Myers, | Thomas, M. G., |
| Critchfield, | Holcombe, | Neely, | Toepfer, |
| Cross, | Holtzman, | Nicholson, | Towner, |
| Davies, | Hoover, | Nolte, | Trescher, |
| Davis, | Horn, | North, | Turner, |
| DeFrehn, | Howe, | Orr, | Voltz, |
| Deibler, | Hricko, | Parkinson, | Washington, |
| Derby, | Huber, | Patterson, B.H., | Watson, |
| Dietz, | Irvin, | Patterson, F.W., | Weamer, |
| Diehm, | Jones, | Patterson, M., | Wells, |
| Dilsheimer, | Kelly, | Peelor, | Welty, |
| Donnell, | Labar, | Pennock, | Wettach, |
| Drinkhouse, | Lafferty, | Perry, | Wheeler, |
| Drumbor, | Lauver, | Phillips, | Whitehouse, |
| Duddy, | Leidich, | Pitts, | Williams, |
| Eaches, | Little, H. A., | Posey, | Wilson, |
| Earley, | Little, J. T., | Powell, | Witherspoon, |
| Ede, | Lockhart, | Prosser, | Witkin, |
| Emhardt, | Long, | Pryor, | Wood, N., |
| Edmonds, | Lotz, | Raymond, | Wood, W. P., |
| Evans, B. P., | Lucas, | Rhodes, | Wright, |
| Evans, F. D., | Ludlow, | Rieder, | Bluett. |
| Flinchbaugh, | Lukehart, | | Speaker. |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 586, as follows:

An Act to amend section one of article thirteen of an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nominations and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" by authorizing cities to construct house connections from sewers to curbs and to assess the cost thereof to property owners

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of article thirteen of an an act approved the twenty-seventh day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred and sixty-eight) entitled "An act providing for the incorporation regulation and government of cities of the third class regulating nomination and election of municipal officers therein and repealing consolidating and extending existing laws in relation thereto" is hereby amended to read as follows

Section 1 The council of any city of the third class shall have power subject to the provisions of existing laws without petition therefor to construct and reconstruct or cause to be constructed sewers of all kinds including house connections to the curb in its public streets lanes alleys highways and over and across public and private lands or property and to pay the cost and expense thereof out of the general revenues or special funds raised for said purpose or to assess thesame in whole or in part upon abutting property as hereinafter mentioned and where the cost of constructing any sewer is paid for wholly from city funds the respective city shall have authority to charge a reasonable fee for tapping or connecting with said sewer In the case of the construction of main sewers or of any sewer which can be used in part for main sewerage purposes and in all cases where said sewer will also serve as a local sewer the said city is authorized to and may provide for assessing the abutting property with the local sewerage part thereof according to the foot-front or the assessed valuation of the said property for city purposes or according to benefits The cost of all main sewers or of any sewers used in part for main sewerage purposes over and above the amount assessed for local sewerage as above provided shall be paid for from the city funds as aforesaid Council may also provide that the cost and expenses of local lateral branch including house connections to the curbs and other sewers may be assessed against the abutting property according to the foot-front or according to the assessed valuation thereof for city purposes or according to benefits And it shall be lawful for any such city to construct or cause to be constructed a sewerage system of sewers in streets lanes alleys and highways with extensions thereof and with lateral and branch sewers therefrom in other streets lanes alleys and highways and in public or private lands at the same time as part of the same improvement and under the same contract and the cost and expense thereof may be assessed as is herein provided

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—187.

| | | | |
|---|---|---|---|
| Adam, | Flinchbaugh, | Malie, | Sautter, |
| Allman, | Flynn, | Mangan, | Schilling, |
| Anderson, | Fockler, | Marcus, | Schoener, |
| Armstrong, | Fratt, | Marshall, | Schwartz, |
| Aston, | Frye, | Mathay, | Scott, |
| Bagshaw, | Fuller, | McBride, | Shaffer, |
| Baldi, | Gelnett, | McCaig, | Shambach, |
| Bartley, | Gilchrist, | McCann, | Sheffer, |
| Behney, | Goehring, | McClure, J. F., | Smith, G. A., |
| Bell, F. A. | Goss, | McClure, J. H., | Smith, H. J., |
| Bell, W. T. | Greenstein, | McDaniel, | Soffel, |
| Berkheiser, | Griffith, | McGowan, | Sowers, |
| Bickett, | Grimes, | McKim, | Spencer, |
| Bidelspacher, | Guerin, | McLaughlin, | Stadtlander, |
| Blair, | Haas, | Memolo, | Stark, |
| Blumberg, | Haines, | Metzger, | Staudenmeier, |
| Bray, | Hall, | Millar, | Stavitski, |
| Brewster, | Hantz, | Miller, C., | Sterling, |
| Bromley, | Harer, | Miller, H. A., | Stock, |
| Brown, E., | Haws, | Moore, | Storer, |
| Brown, E. P., | Heffernan, | Morrison, | Strayer, |
| Brown, T. J., | Henderson, | Muldowney, | Talbot, |
| Burchinal, | Hess, | Munley, | Thomas, L. D., |
| Bush, | Holcombe, | Myers, | Thomas, M. G., |
| Calhoun, | Holmes, | Neely, | Towner, |

| | | | |
|---|---|---|---|
| Colville, | Holtzman, | Nicholson, | Trescher, |
| Conner, | Hoover, | Nolte, | Turner, |
| Craig, | Horn, | North, | Voltz, |
| Critchfield, | Howe, | Patterson, B.H., | Watson, |
| Cross, | Hricko, | Patterson, F.W., | Weamer, |
| Davies, | Huber, | Patterson, M., | Wells, |
| DeFrehn, | Jones, | Peelor, | Welty, |
| Deibler, | Kelly, | Pennock, | Wettach, |
| Derby, | Labar, | Perry, | Wheeler, |
| Dietz, | Lafferty, | Phillips, | Whitehouse, |
| Dilsheimer, | Lauver, | Pitts, | Williams, |
| Donnell, | Leidich, | Posey, | Wilson, |
| Drinkhouse, | Little, H. A., | Powell, | Witherspoon, |
| Drumbor, | Little, J. T., | Prosser, | Witkin, |
| Eaches, | Lockhart, | Pryor, | Wood, N., |
| Earley, | Lotz, | Raymond, | Wood, W. P., |
| Ede, | Lucas, | Reader, | Wright, |
| Edmonds, | Ludlow, | Rhodes, | Bluett, |
| Emhardt, | Lukehart, | Royle, | Speaker. |
| Evans, B. P., | Lynch, | Sarig, | |
| Evans, F. D., | | | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 362, entitled:

An Act to amend section one of an act approved the second day of April, one thousand nine hundred and nineteen (P. L. 33), entitled "An act providing for the appointment of assistant district attorneys in the several counties of this Commonwealth having a population of over one million and less than one million five hundred thousand inhabitants, prescribing the powers and duties, and fixing their salaries," extending the provisions of said act to counties of the second class and increasing the number and salaries of the assistant district attorneys thereof.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—195.

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | Lukehart, | Royle, |
| Alexander, | Flinchbaugh, | Lynch, | Sarig, |
| Allman, | Flynn, | Malie, | Sautter, |
| Anderson, | Fockler, | Mangan, | Schilling, |
| Armstrong, | Fratt, | Marcus, | Schoener, |
| Aston, | Frye, | Marshall, | Schwartz, |
| Bagshaw, | Fuller, | Martz, | Scott, |
| Baldi, | Gelnett, | Mathay, | Shaffer, |
| Bartley, | Gilchrist, | McBride, | Shambach, |
| Behney, | Goehring, | McCaig, | Sheffer, |
| Bell, F. A. | Goodnough, | McCann, | Smith, G. A., |
| Bell, W. T. | Goss, | McClure, J. F., | Smith, H. J., |
| Berkheiser, | Greenstein, | McClure, J. H., | Soffel, |
| Bickett, | Griffith, | McCormick, | Sowers, |
| Bidelspacher, | Grimes, | McDaniel, | Speer, |
| Blair, | Guerin, | McGowan, | Spencer, |
| Blumberg, | Haas, | McKim, | Stadtlander, |
| Bray, | Haines, | McLaughlin, | Stark, |
| Brewster, | Hall, | Memolo, | Staudenmeier, |
| Bromley, | Hantz, | Metzger, | Stavitski, |
| Brown, E., | Harding, | Metzinger, | Sterling, |
| Brown, E. P., | Harer, | Millar, | Stock, |
| Brown, T. J., | Haws, | Miller, C., | Storer, |
| Burchinal, | Heffernan, | Miller, H. A., | Strayer, |
| Bush, | Heffran, | Moore, | Talbot, |
| Calhoun, | Henderson, | Morrison, | Thomas, L. D., |
| Colville, | Hess, | Muldowney, | Thomas, M. G., |
| Conner, | Holcombe, | Munley, | Toepfer, |
| Craig, | Holmes, | Myers, | Towner, |
| Critchfield, | Holtzman, | Nicholson, | Trescher, |
| Cross, | Hoover, | Neely, | Turner, |
| Davies, | Horn, | Nolte, | Voltz, |
| Davis, | Howe, | North, | Washington, |
| DeFrehn, | Hricko, | Parkinson, | Watson, |
| Deibler, | Huber, | Patterson, B.H., | Weamer, |
| Derby, | Irvin, | Patterson, F.W., | Wells, |
| Diehm, | Jones, | Patterson, M., | Welty, |
| Dietz, | Kelly, | Peelor, | Wettach, |
| Dilsheimer, | Labar, | Pennock, | Wheeler, |
| Donnell, | Lafferty, | Perry, | Whitehouse, |
| Drinkhouse, | Lauver, | Phillips, | Williams, |
| Drumbor, | Leidich, | Pitts, | Wilson, |
| Duddy, | Little, H. A., | Posey, | Witherspoon, |
| Eaches, | Little, J. T., | Powell, | Witkin, |
| Earley, | Lockhart, | Prosser, | Wood, N., |
| Ede, | Long, | Pryor, | Wood, W. P., |
| Edmonds, | Lotz, | Raymond, | Wright, |
| Emhardt, | Lucas, | Reader, | Bluett, |
| Evans, B. P., | Ludlow, | Rhodes, | Speaker. |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to third reading and consideration of House Bill No. 418, entitled:

An Act authorizing and providing for the acquiring by agreement and operating by boroughs of water systems owned by corporations furnishing water within the acquiring borough and in adjacent townships or nearby boroughs; authorizing the placing of liens upon and the issuing of obligations secured by the property acquired, for the payment thereof, and providing that the obligations shall be exempt from taxation for any purpose.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question shall the bill pass finally?

Mr. STORB. Mr. Speaker, I would like to interrogate the sponsor of this bill.

The SPEAKER. Will the gentleman from York, Mr. Frye, permit himself to be interrogated?

Mr. FRYE. Yes, sir, Mr. Speaker.

Mr. STORB. What is the object of this bill?

Mr. FRYE. The object of this bill is to give the boroughs the chance to buy corporations, that is water corporations, without going to a court to have viewers appointed.

## RECONSIDERATION OF VOTE.

Mr. FRYE. Mr. Speaker, I move the vote by which this bill passed on third reading be reconsidered.

Mr. FLYNN. Mr. Speaker, I second the motion.

The motion was agreed to.

## BILL POSTPONED.

Mr. FRYE, Mr. Speaker, I move that House Bill No. 418, file folio 1729 be postponed for the present.

Mr. FLYNN, Mr. Speaker, I second the motion.

The motion was agreed to.

## BILLS ON THIRD READING.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 788, entitled

An Act to amend clause fifteen of section three hundred and eighty of the act approved the fourteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws eight hundred and forty) entitled "An act concerning town ships and revising amending and consolidating the law relating thereto" by permitting the establishment of lights along county highways with the approval of the county commissioners in townships of the first class

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—196.

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | Lukehart, | Royle, |
| Alexander, | Finchbaugh, | Lynch, | Sautter, |
| Allman, | Flynn, | MacMillan, | Schilling, |
| Anderson, | Fockler, | Malie, | Schoener, |
| Armstrong, | Fratt, | Mangan, | Schwartz, |
| Aston, | Frye, | Marcus, | Scott, |
| Baldi, | Fuller, | Marshall, | Shaffer, |
| Bartley, | Gelnett, | Martz, | Shambach, |
| Behney, | Gilchrist, | McBride, | Sheffer, |
| Bell, F. A. | Goehring, | McCaig, | Smith, H. J., |
| Bell, W. T. | Goodnough, | McCann, | Smith, G. A., |
| Bentley. | Goss, | McClure, J. F., | Soffel, |
| Berkheiser, | Greeby, | McClure, J. H., | Sowers, |
| Bickett, | Greenstein, | McCormick, | Speer, |
| Bidelspacher, | Griffith, | McDaniel, | Spencer, |
| Blumberg, | Grimes, | McDermott, | Stadtlander, |
| Bray, | Guerin, | McGowan, | Stark, |
| Brewster, | Haas, | McKim, | Staudenmeier, |
| Bromley, | Haines, | McLaughlin, | Stavitski, |
| Brown, E., | Hall, | Memolo, | Sterling, |
| Brown, E. P., | Harding, | Metzger, | Stock, |
| Brown, T. J., | Harer, | Metzinger, | Storb, |
| Burchinal, | Hart, | Millar, | Storer, |
| Burke, | Haws, | Miller, C., | Strayer, |
| Bush, | Heffernan, | Miller, H. A., | Talbot, |
| Canon, | Heffran, | Morrison, | Thomas, L. D., |
| Colville, | Henderson, | Muldowney, | Thomas, M. G., |
| Conner, | Hess, | Munley, | Toepfer, |
| Craig, | Himes, | Myers, | Towner, |
| Critchfield, | Holcombe, | Neely, | Trescher, |
| Cross, | Holmes, | Nicholson, | Turner, |
| Davies, | Holtzman, | Nolte, | Voltz, |
| Davis, | Hoover, | North, | Washington, |
| DeFrehn, | Horn, | Orr, | Watson, |
| Deibler, | Howe, | Parkinson, | Weamer, |
| Dengler, | Hricko, | Patterson, B.H., | Wells, |
| Derby, | Huber, | Patterson, F.W., | Welty, |
| Diehm, | Jones, | Patterson, M., | Wettach, |
| Dietz, | Kelly, | Peelor, | Whitehouse, |
| Dilsheimer, | Labar, | Pennock, | Williams, |
| Donnell, | Lafferty, | Perry, | Wilson, |
| Drinkhouse, | Lauver, | Phillips, | Witherspoon, |
| Duddy, | Leidich, | Pitts, | Witkin, |
| Drumbor, | Little, H. A., | Posey, | Wood, N., |
| Eaches, | Little, J. T., | Prosser, | Wood, W. P., |
| Earley, | Lockhart, | Pryor, | Wright, |
| Ede, | Ludlow, | Raymond, | Bluett, |
| Edmonds, | Long, | Reader, | Speaker. |
| Emhardt, | Lotz, | Rhodes, | |
| Evans, B. P., | Lucas, | Rieder, | |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of of House Bill No. 340, as follows:

An Act to amend paragraph two section nine article four paragraph three section fourteen article four and sections one and three of article ten of an act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws seven hundred and fifty-six) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania and for the protection and preservation of property connected therewith"

Section 1 Be it enacted by the Senate and House of Representative of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph two section nine article four of an act approved the ninth day of June one thousand nine hundred and eleven (Pamphlet Laws seven hundred and fifty-six) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith" is hereby amended to read as follows

In such portions of a dry and dusty mine where explosive gas is being generated in quantities sufficient to be detected by an approved safety lamp the mine foreman shall direct and see that the rooms and entries are moistened by water or other efficient means as often as necessary to keep the dust in damp condition and he shall direct and see that the dust is loaded and taken out of the mine as often as necessary Provided however that the above provisions shall not prohibit the substitution for water of any other substance which will render coal dust on the sides bottom and timbers inert to explosibility

Section 2 That paragraph three section fourteen article four of said act is hereby amended to read as follows

No shot-firer or any other person shall fire a shot in any working place in any mine if his safety lamp can detect explosive gas at the roof In gaseous dusty mines in which approved locked safety lamps are used he shall fire no holes unless the entries and rooms which are dry and dusty are thoroughly wetted as provided for in section nine paragraph two so as to prevent the existence of any dry dust for a distance of not less than eighty feet from the hole to be fired unless the dust is rendered inert to explosibility by some other means Provided however that in all mines wherein the coal is being blasted from the solid the mine foreman shall direct and see that the provisions of this section are fully complied with

Section 3 That section one of article ten of said act is hereby amended to read as follows

Approved electric lamps locked safety lamps and open lights defining when they can be used

Section 1 The use of open lights is prohibited in any entry airway traveling way room or any other working place where explosive gas is being generated in such quantity as can be detected by an approved safety lamp also in pillar workings where a sudden inflow of explosive gas is likely to be encountered and all such places shall be worked exclusiely with locked safety lamps This does not prohibit the use of approved electric lamps Provided That the mine foreman the assistant mine foreman the fire bosses machine runners shot-firers pumpers and all other persons required by the mine foreman shall in addition thereto use approved flame safety lamps for detecting explosive gas The use of open lights is also prohibited in all working places roadways or other portions of the mine through which explosive gas might be carried in the air current in quantities indicating danger Provided however That if the inspector is of the opinion that any mine or any portion of any mine should be operated by the use of locked safety lamps exclusively he shall have the right to petition the Chief of the Department of Mines in writing setting forth such opinion and his reasons therefor Whereupon the said chief shall forthwith instruct two or more other inspectors to accompany the inspector of the district to make a further thorough examination into the matter in dispute and of all workings of said mine whether in active operation or not The said committee of inspectors shall within seven days of their appointment make a report in writing to the Chief of the Department of Mines and to the superintendent general manager operator or owner of said mine giving the conclusions arrived at with their reasons therefor and the decision of said committee shall be final and conclusive unless the superintendent general manager operator or owner shall within seven days of the receipt thereof appeal from such decision to the court of quarter sessions of the county in which the mine is located Whereupon the court or a judge of said court in chambers shall forthwith appoint four practical reputable and competent persons two of whom shall be recommended by the superintendent general manager operator or owner and the other two by the Chief of the Department of Mines and the four persons thus recommended shall name a fifth person who also must be practical reputable and equally competent and the five persons so named none of

whom shall be in the employ of the operator operating company or any of its offices or of the State Department of Mines shall constitute a commission to investigate and report on the matter in dispute Provided however In case any or all of said four persons are not recommended by a writing filed in said court within seven days after the appeal is filed that then the said court shall fill the vacancy or vacancies by the appointment of a practical reputable and competent person or persons and in case the four persons thus chosen shall not agree in writing upon the fifth person of this commission within five days after they have received notice of their appointment then the said court shall appoint the said fifth person on this commission The duty of said commission of five persons shall be under the instruction of the court to forthwith examine said mine or portion thereof and report under oath within ten days after their appointment the facts as they exist and the conditions pertaining thereto and based upon such conditions and facts the decision of a majority on the matter in dispute and their report and decision shall be final and conclusive unless exceptions thereto shall be filed by the superintendent general manager operator or owner or the Chief of the Department of Mines within seven days of the filing of said commission's report If exceptions are filed the court shall at once hear and upon testimony taken thereon determine them and enter a decree in accordance with such determination Provided That the Superintendent general manager operator owner or Chief of the Department of Mines shall thereafter have the right to have the record and proceedings removed to the supreme court for review by appeal or writ of error

Section 4 That section three of article ten of said act is here by amended to read as follows

Section 3 The use of open lights is strictly prohibited in the return air current of any portion of a mine that is ventilated by the same continuous air current that ventilates any other portion of said mine in which locked safety lamps or electric lamps are used as provided for in section one article ten of this act The provisions of this section shall not apply to any mine wherein explosive gas is generated only at the face of active entries

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—193

| | | | |
|---|---|---|---|
| Adam, | Evans. F. D., | Lynch, | Sarig, |
| Alexander, | Flinchbaugh, | MacMillan, | Sautter, |
| Allman, | Flynn, | Mangan, | Schilling, |
| Armstrong, | Fockler, | Marcus, | Schoener, |
| Aston, | Fratt, | Marshall, | Schwartz, |
| Bagshaw, | Frye, | Martz, | Scott, |
| Baldi, | Fuller, | Mathay, | Shaffer, |
| Bartley, | Gelnett, | McBride, | Shambach, |
| Behney, | Goehring, | McCaig, | Sheffer, |
| Bentley. | Goodnough, | McCann, | Smith, G. A., |
| Bell, F. A., | Goss, | McClure, J. F., | Smith, H. J., |
| Bell, W. T., | Greeby, | McClure, J. H., | Soffel, |
| Berkheiser, | Greenstein, | McCormick, | Sowers, |
| Bickett, | Griffith, | McDaniel, | Speer, |
| Bidelspacher, | Grimes, | McDermott, | Spencer, |
| Blair, | Guerin, | McGowan, | Stadtlander, |
| Blumberg, | Haas, | McKim, | Stark, |
| Brewster, | Haines, | McLaughlin, | Staudenmeier, |
| Bromley, | Hall, | Memolo, | Stavitski, |
| Brown, E., | Hantz, | Metzger, | Sterling, |
| Brown, E. P., | Harding, | Metzinger, | Stock, |
| Brown, T. J., | Harer, | Millar, | Storb, |
| Burchinal, | Haws, | Miller, C., | Storer, |
| Burke, | Heffernan, | Miller, H. A., | Strayer, |
| Bush, | Heffran, | Moore, | Talbot, |
| Calhoun, | Henderson, | Morrison, | Thomas, M. G., |
| Canon, | Hess, | Muldowney, | Thomas, L. D., |
| Conner, | Himes, | Munley, | Toepfer, |
| Craig, | Holcombe, | Myers, | Towner, |
| Critchfield, | Holmes, | Neely, | Trescher, |
| Cross, | Hoover, | Nicholson, | Turner, |
| DeFrehn, | Horn, | Nolte, | Voltz, |
| Davies, | Howe, | Orr, | Washington, |
| Davis, | Hricko, | Parkinson, | Watson, |
| Deibler, | Huber, | Patterson, B.H., | Weamer, |
| Dengler, | Irvin, | Patterson, F.W., | Wells, |
| Derby, | Jones, | Patterson, M., | Welty, |
| Dietz, | Kelly, | Peelor, | Wheeler, |
| Dilsheimer, | Labar, | Pennock, | Whitehouse, |
| Donnell, | Lafferty, | Perry, | Witherspoon, |
| Drinkhouse, | Lauver, | Pitts, | Williams, |
| Drumbor, | Leidich, | Posey, | Wilson, |
| Duddy, | Little, H. A., | Powell, | Witkin, |
| Eaches, | Little, J. T., | Prosser, | Wood, N., |
| Earley, | Long, | Pryor, | Wood, W. P., |
| Ede, | Lotz, | Raymond, | Wright, |
| Edmonds, | Lucas, | Reader, | Bluett, |
| Emhardt, | Ludlow, | Rhodes, | Speaker. |
| Evans, B. P., | Lukehart, | Royle, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 575, (Senate Bill No. 94), entitled:

An Act to validate the obligation of school districts issued prior to January first one thousand nine hundred and twenty-four pursuant to section five hundred and eight of the act approved the eighteenth day of May one thousand nine hundred and eleven (Pamphlet Laws three hundred and nine) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" and its amendments notwithstanding that said obligations were not issued under the seal of the district if any were not properly attested by the president and secretary of the board of directors of such district and that the incurring of said indebtedness and the issuing of obligations therefor were not first authorized by not less than two-thirds of the members of the board of school directors and that no provision for the payment of the same from the current revenue of said district was made

And said bill having been read at length the first time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—190

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | Lukehart, | Reader, |
| Alexander, | Flinchbaugh, | Lynch, | Rhodes, |
| Allman, | Flynn, | MacMillan, | Rieder, |
| Anderson, | Fockler, | Malie, | Sarig, |
| Armstrong, | Fratt, | Mangan, | Sautter, |
| Aston, | Frye, | Marcus, | Schilling, |
| Bagshaw, | Gelnett, | Marshall, | Schoener, |
| Baldi, | Gilchrist, | Martz, | Schwartz, |
| Behney, | Goehring, | Mathay, | Shaffer, |
| Bell, F. A. | Goodnough, | McBride, | Shambach, |
| Bell, W. T. | Goss, | McCaig, | Sheffer, |
| Bentley. | Greeby, | McCann, | Smith, G. A., |
| Berkheiser, | Greenstein, | McClure J. F., | Smith, H. J., |
| Bickett, | Griffith, | McClure, J. H., | Sowers, |
| Bidelspacher, | Grimes, | McCormick, | Speer, |
| Blumberg, | Guerin, | McDaniel, | Spencer, |
| Bray, | Haas, | McDermott, | Stadtlander, |
| Brewster, | Hantz, | McGowan, | Stark, |
| Bromley, | Harding, | McKim, | Staudenmeier, |
| Brown, E., | Harer, | McLaughlin, | Stavitski, |
| Brown, E. P., | Hart, | Memolo, | Sterling, |
| Brown, T. J., | Haws, | Metzger, | Stock, |
| Burchinal, | Heffernan, | Millar, | Storb, |
| Burke, | Heffran, | Miller, C., | Storer, |
| Calhoun, | Henderson, | Miller, H. A., | Strayer, |
| Canon, | Hess, | Moore, | Talbot, |
| Colville, | Himes, | Morrison, | Thomas, L. D., |
| Conner, | Holcombe, | Muldowney, | Thomas, M. G., |
| Craig, | Holmes, | Munley, | Towner, |

| | | | |
|---|---|---|---|
| Critchfield, | Holtzman, | Myers, | Trescher, |
| Davies, | Hoover, | Neely, | Turner, |
| Davis, | Horn, | Nicholson, | Voltz, |
| DeFrehn, | Howe, | Nolte, | Washington, |
| Deibler, | Hricko, | Orr, | Watson, |
| Dengler, | Huber, | Parkinson, | Weamer, |
| Derby, | Irvin, | Patterson, B.H., | Welty, |
| Diehm, | Jones, | Patterson, F.W., | Wettach, |
| Dietz, | Kelly, | Patterson, M., | Wheeler, |
| Dilsheimer, | Labar, | Peelor, | Whitehouse, |
| Donnell, | Lafferty, | Pennock, | Williams, |
| Drinkhouse, | Leidich, | Perry, | Wilson, |
| Drumbor, | Little, H. A., | Phillips, | Witherspoon, |
| Eaches, | Little, J. T., | Pitts, | Witkin, |
| Earley, | Lockhart, | Posey, | Wood, N., |
| Ede, | Long, | Powell, | Wood, W. P., |
| Edmonds, | Lotz, | Prosser, | Wright, |
| Emhardt, | Lucas, | Pryor, | Bluett, |
| Evans, B. P., | Ludlow, | Raymond, | Speaker. |

NAYS—0.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk return the same to the Senate with the information that the House has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 576, (Senate Bill No. 98), entitled:

An Act to further amend section one of the act approved the eighth day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred and fifteen) entitled "An act to fix the salaries of the deputies in the offices of the clerk of the courts county controller recorder of deeds county treasurer chief deputy sheriff and chief clerk to the county commissioners in counties of this Commonwealth having over two hundred and fifty thousand population and less than four hundred thousand population" as amended by providing that the deputy prothonotary in counties of the third class shall receive the same salary paid other deputies in such county

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—195

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | Lynch, | Rieder, |
| Alexander, | Flinchbaugh, | MacMillan, | Royle, |
| Allman, | Flynn, | Malie, | Sarig, |
| Anderson, | Fockler, | Marcus, | Sautter, |
| Armstrong, | Fratt, | Mangan, | Schilling, |
| Aston, | Frye, | Marshall, | Schoener, |
| Baldi, | Fuller, | Martz, | Schwartz, |
| Bartley, | Gelnett, | Mathay, | Scott, |
| Behney, | Gilchrist, | McBride, | Shaffer, |
| Bell, F. A. | Goodnough, | McCaig, | Shambach, |
| Bell, W. T. | Goss, | McCann, | Sheffer, |
| Bentley. | Greeby, | McClure, J. F., | Smith, G. A., |
| Berkheiser, | Greenstein, | McClure, J. H., | Smith, H. J., |
| Bickett, | Griffith, | McCormick, | Soffel, |
| Bidelspacher, | Grimes, | McDaniel, | Sowers, |
| Blair, | Guerin, | McDermott, | Spencer, |
| Blumberg, | Haas, | McKim, | Stadtlander, |
| Bray, | Hall, | McLaughlin, | Stark, |
| Brewster, | Hantz, | Memolo, | Staudenmeier, |
| Bromley, | Harding, | Metzger, | Stavitski, |
| Brown, E., | Harer, | Metzinger, | Sterling, |
| Brown, E. P., | Hart, | Millar, | Stock, |
| Brown, T. J., | Haws, | Miller, C., | Storb, |
| Burchinal, | Heffernan, | Miller, H. A., | Storer, |
| Bush, | Heffran, | Moore, | Strayer, |
| Calhoun, | Henderson, | Morrison, | Thomas, L. D., |
| Canon, | Hess, | Muldowney, | Thomas, M. G., |
| Colville, | Himes, | Munley, | Toepfer, |
| Conner, | Holcombe, | Myers, | Towner, |
| Craig, | Holmes, | Neely, | Trescher, |
| Critchfield, | Holtzman, | Nicholson, | Voltz, |
| Cross, | Hoover, | Nolte, | Washington, |
| Davies, | Horn, | North, | Weamer, |
| Davis, | Howe, | Orr, | Wells, |
| DeFrehn, | Hricko, | Parkinson, | Welty, |
| Deibler, | Huber, | Patterson, B.H., | Wettach, |
| Dengler, | Irvin, | Patterson, F.W., | Wheeler, |
| Diehm, | Jones, | Patterson, M., | Whitehouse, |
| Dietz, | Kelly, | Peelor, | Williams, |
| Dilsheimer, | Lafferty, | Pennock, | Wilson, |
| Donnell, | Lauver, | Perry, | Witherspoon, |
| Drinkhouse, | Leidich, | Phillips, | Witkin, |
| Drumbor, | Little, H. A., | Pitts, | Wood, N., |
| Duddy, | Little, J. T., | Posey, | Wood, W. P., |
| Eaches, | Lockhart, | Powell, | Wright, |
| Earley, | Long, | Prosser, | Bluett, |
| Ede, | Lotz, | Pryor, | Speaker. |
| Edmonds, | Lucas, | Raymond, | |
| Emhardt, | Ludlow, | Reader, | |
| Evans, B. P., | Lukehart, | Rhodes, | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk return the same to the Senate with the information that the House has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 818, (Senate Bill No. 85), entitled:

An Act for the promotion of the safety of the traveling public by authorizing counties and townships to purchase or condemn by right of eminent domain property and lands along highways so as to eliminate dangerous curves and widen narrow highways

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—196

| | | | |
|---|---|---|---|
| Adam, | Emhardt, | Lucas, | Rhodes, |
| Alexander, | Evans, B. P., | Ludlow, | Rieder, |
| Allman, | Evans, F. D., | Lukehart, | Royle, |
| Anderson, | Flinchbaugh, | Lynch, | Sarig, |
| Armstrong, | Flynn, | MacMillan, | Sautter, |
| Aston, | Fockler, | Malie, | Schilling, |
| Bagshaw, | Fratt, | Mangan, | Schwartz, |
| Bartley, | Frye, | Marcus, | Scott, |
| Behney, | Fuller, | Marshall, | Shaffer, |
| Bell, F. A. | Gelnett, | Martz, | Shambach, |
| Bell, W. T. | Gilchrist, | Mathay, | Smith, G. A., |
| Bentley. | Goehring, | McBride, | Smith, H. J., |
| Berkheiser, | Goodnough, | McCaig, | Soffel, |
| Bickett, | Goss, | McCann, | Sowers, |
| Bidelspacher, | Greeby, | McClure, J. F., | Speer, |
| Blair, | Greenstein, | McClure, J. H., | Spencer, |
| Blumberg, | Griffith, | McCormick, | Stadtlander, |
| Bray, | Grimes, | McDermott, | Stark, |
| Brewster, | Guerin, | McGowan, | Staudenmeier, |
| Bromley, | Haas, | McKim, | Stavitski, |
| Brown, E., | Haines, | McLaughlin, | Sterling, |
| Brown, E. P., | Hall, | Memolo, | Stock, |
| Burchinal, | Hantz, | Metzger, | Storb, |
| Burke, | Harer, | Metzinger, | Storer, |
| Bush, | Hart, | Millar, | Strayer, |
| Calhoun, | Haws, | Miller, C., | Talbot, |
| Canon, | Heffran, | Miller, H. A., | Thomas, L. D., |
| Colville, | Heffernan, | Moore, | Thomas, M. G., |
| Conner, | Henderson, | Morrison, | Toepfer, |
| Craig, | Hess, | Muldowney, | Towner, |
| Critchfield, | Himes, | Myers, | Trescher, |
| Cross, | Holcombe, | Neely, | Turner, |
| Davies, | Holmes, | Nicholson, | Voltz, |
| Davis, | Holtzman, | Nolte, | Washington, |
| DeFrehn, | Horn, | North, | Watson, |
| Deibler, | Howe, | Parkinson, | Weamer, |
| Dengler, | Hricko, | Patterson, B.H., | Wells, |
| Derby, | Huber, | Patterson, F.W., | Welty, |
| Diehm, | Irvin, | Patterson, M., | Wettach, |
| Dietz, | Jones, | Pennock, | Wheeler, |

| | | | |
|---|---|---|---|
| Dilsheimer, | Kelly, | Perry, | Whitehouse, |
| Donnell, | Labar, | Phillips, | Williams, |
| Drinkhouse, | Lafferty, | Pitts, | Wilson, |
| Drumbor, | Lauver, | Posey, | Witkin, |
| Duddy, | Leidich, | Powell, | Wood, N., |
| Eaches. | Little, H. A., | Prosser, | Wood, W. P., |
| Earley, | Little, J. T., | Pryor, | Wright, |
| Ede, | Lockhardt, | Raymond, | Bluett, |
| Edmonds, | Long, | Reader, | Speaker. |
| | Lotz, | | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk return the same to the Senate with the information that the House has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 722, (Senate Bill No. 165), entitled:

An Act authorizing counties to engage in health work and to appropriate monies for such purposes

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—193

| | | | |
|---|---|---|---|
| Adam, | Evans, F. D., | Lukehart, | Rhodes, |
| Alexander, | Flinchbaugh, | Lynch, | Rieder, |
| Allman, | Flynn, | MacMillan, | Royle, |
| Anderson, | Fockler, | Malie, | Sarig, |
| Armstrong, | Frye, | Mangan, | Sauttr, |
| Aston, | Fuller, | Marcus, | Schilling, |
| Baldi, | Gelnett, | Marshall, | Schoener, |
| Bartley, | Gilchrist, | Martz, | Schwartz, |
| Behney, | Goehring, | McBride, | Shaffer, |
| Bell, F. A. | Goodnough, | Mathay, | Shambach, |
| Bell, W. T. | Goss, | McCaig, | Sheffer, |
| Bentley. | Greeby, | McCann, | Smith, G. A., |
| Berkheiser, | Greenstein, | McClure, J. F., | Smith, H. J., |
| Bickett, | Griffith, | McClure, J. H., | Soffel, |
| Bidelspacher, | Grimes, | McCormick, | Sowers, |
| Blair, | Guerin, | McDaniel, | Speer, |
| Blumberg, | Haas, | McGowan, | Spencer, |
| Bray, | Haines, | McKim, | Stadtlander, |
| Brewster, | Hall, | McLaughlin, | Stark, |
| Bromley, | Hantz, | Memolo, | Staudenmeier, |
| Brown, E., | Harding, | Metzger, | Sterling, |
| Brown, E. P., | Harer, | Metzinger, | Stock, |
| Brown, T. J., | Hart, | Millar, | Storb, |
| Burchinal, | Haws, | Miller, C., | Strayer, |
| Bush, | Heffernan, | Miller, H. A., | Talbot, |
| Calhoun, | Heffran, | Moore, | Thomas, L. D., |
| Canon, | Henderson, | Morrison, | Thomas, M. G., |
| Colville, | Hess, | Muldowney, | Towner, |
| Conner, | Himes, | Munley, | Trescher, |
| Craig, | Holcombe, | Myers, | Voltz, |
| Critchfield, | Holmes, | Neely, | Washington, |
| Cross, | Holtzman, | Nicholson, | Watson, |
| Davies, | Hoover, | Nolte, | Weamer, |
| Davis, | Horn, | North, | Wells, |
| DeFrehn, | Howe, | Orr, | Welty, |
| Dengler, | Hricko, | Patterson, B.H., | Wettach, |
| Derby, | Huber, | Patterson, F.W., | Wheeler, |
| Diehm, | Irvin, | Patterson, M., | Whitehouse, |
| Dietz, | Jones, | Pennock, | Williams, |
| Dilsheimer, | Labar, | Perry, | Witherspoon, |
| Donnell, | Lafferty, | Phillips, | Wilson, |
| Drinkhouse, | Lauver, | Pitts, | Witkin, |
| Drumbor, | Leidich, | Posey, | Wood, N., |
| Eaches, | Little, H. A., | Powell, | Wood, W. P., |
| Earley, | Little, J. T., | Prosser, | Wright, |
| Ede, | Lockhardt, | Pryor, | Bluett, |
| Edmonds, | Long, | Raymond, | Speaker. |
| Emhardt, | Lotz, | Reader, | |
| Evans, B. P., | | | |

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk return the same to the Senate with the information that the House has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 726, (Senate Bill No. 47), entitled:

An Act regulating the sale of oysters at retail

And said bill having been read at length the third time, considered and agreed to,

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—147

| | | | |
|---|---|---|---|
| Adam, | Ede, | Labar, | Neely, |
| Alexander. | Edmonds, | Lafferty, | Nicholson, |
| Armstrong, | Emhardt, | Lauver, | Nolte, |
| Baldi, | Evans, B. P., | Little, H. A., | North, |
| Bartley, | Flinchbaugh, | Little, J. T., | Patterson, B.H., |
| Behney, | Flynn, | Long, | Patterson, F.W., |
| Bell, F. A. | Fockler, | Lucas, | Patterson, M., |
| Bell, W. T. | Fratt, | Ludlow, | Perry, |
| Berkheiser, | Frye, | Lukehart, | Phillips, |
| Bickett, | Fuller, | Lynch, | Posey, |
| Blair, | Gelnett, | Malie, | Prosser, |
| Blumberg, | Gilchrist, | Mangan, | Pryor, |
| Bromley, | Goehring, | Marcus, | Rieder, |
| Brown, E., | Goodnough, | Marshall, | Royle, |
| Brown, T. J., | Greeby, | Martz, | Sarig, |
| Burchinal, | Greenstein, | Mathay, | Schilling, |
| Bush, | Grimes, | McBride, | Schwartz, |
| Calhoun, | Guerin, | McCaig, | Shaffer, |
| Canon, | Haas, | McClure, J. H., | Shambach, |
| Colville, | Haines, | McClure, J. F., | Smith, H. J., |
| Conner, | Harding, | McCormick, | Soffel, |
| Craig, | Harer, | McDaniel, | Stadtlander, |
| Critchfield, | Hart, | McDermott, | Sterling, |
| Cross, | Haws, | McGowan, | Storer, |
| Davies, | Heffernan, | McKim, | Talbot, |
| Davis, | Heffran, | McLaughlin, | Thomas, L. D., |
| DeFrehn, | Henderson, | Memolo, | Thomas, M. G., |
| Dengler, | Hess, | Metzger, | Towner, |
| Derby, | Himes, | Metzinger, | Turner, |
| Diehm, | Holcombe, | Millar, | Voltz, |
| Dietz, | Holmes, | Miller, C., | Weamer, |
| Dilsheimer, | Holtzman, | Miller, H. A., | Welty, |
| Drinkhouse, | Horn, | Moore, | Wettach, |
| Drumbor, | Hricko, | Morrison, | Wilson, |
| Duddy, | Huber, | Muldowney, | Wood, N., |
| Eaches, | Irvin, | Munley, | Bluett, |
| Earley, | Kelly, | Myers, | Speaker. |

NAYS—25

| | | | |
|---|---|---|---|
| Bagshaw, | Hantz, | Reader, | Storb, |
| Bidelspacher, | Howe, | Rhodes, | Watson, |
| Brewster, | Leidich, | Sowers, | Whitehouse, |
| Brown, E. P., | Lotz, | Staudenmeier, | Williams, |
| Donnell, | Peelor, | Stavitski, | Wood, W. P., |
| Evans, F. D., | Raymond, | Stock. | Wright, |
| Griffith, | | | |

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk return the same to the Senate with the information that the House has passed the same without amendment.

## TIME EXTENDED ON BILL.

Mr. STERLING. Mr. Speaker, I move that the time on House Bill No. 629 file folio 1111 entitled:

UNIVERSITY OF ILLINOIS-URBANA
3 0112 073267863